

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SIXTY-EIGHTH DAY — MONDAY, MAY 22, 2023

The house met at 1:16 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1915).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; 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 — Campos; Herrero.

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

Almighty Father, grant perseverance and fortitude to all here present. You who are our peace, grant us that serenity that is found only by being united to you. May we prefer you to all, choose you before all, follow you above all. Our choices made are in vain if you are not with us. Incline your merciful heart and transform us to be like unto you, who live and reign for ages unending. We ask this through Christ our Lord. Amen.

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

LEAVES OF ABSENCE GRANTED

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

Campos on motion of Garcia.

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

Herrero on motion of Martinez Fischer.

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1, 2, and 3).

CAPITOL PHYSICIAN

The chair presented Dr. Chris Casso of McAllen as the "Doctor for the Day."

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

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 Nos. 25, 26, and 27).

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 1774 - ADOPTED
(by Holland)**

Representative Holland moved to suspend all necessary rules to take up and consider at this time **HR 1774**.

The motion prevailed.

The following resolution was laid before the house:

HR 1774, Commending Suzi Kennon for her service to Texas PTA.

HR 1774 was adopted.

**HR 2116 - ADOPTED
(by E. Morales)**

Representative E. Morales moved to suspend all necessary rules to take up and consider at this time **HR 2116**.

The motion prevailed.

The following resolution was laid before the house:

HR 2116, Commending María de la Paloma Villaseñor Vargas for her service as the Mexican consul in Del Rio.

HR 2116 was adopted.

HR 2114 - ADOPTED
(by Dutton)

Representative S. Thompson moved to suspend all necessary rules to take up and consider at this time **HR 2114**.

The motion prevailed.

The following resolution was laid before the house:

HR 2114, In memory of Pastor Louis Charles Sidney Sr.

HR 2114 was unanimously adopted by a rising vote.

HR 2008 - ADOPTED
(by Oliverson, Rosenthal, Harless, Morales Shaw, and Hull)

Representative Oliverson moved to suspend all necessary rules to take up and consider at this time **HR 2008**.

The motion prevailed.

The following resolution was laid before the house:

HR 2008, Congratulating Mark Henry on his retirement as superintendent of Cypress-Fairbanks ISD.

HR 2008 was adopted.

PROVIDING FOR AN ADDENDUM TO
LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

On motion of Representative C.J. Harris and by unanimous consent, the Committee on Local and Consent Calendars was granted permission to add an addendum to the local, consent, and resolutions calendar set for 9 a.m. Wednesday, May 24.

PROVIDING FOR A CONGRATULATORY
AND MEMORIAL CALENDAR

Representative Guerra moved to set a congratulatory and memorial calendar for 10 a.m. Thursday, May 25.

The motion prevailed.

MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING

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

SB 375 ON THIRD READING
(Darby - House Sponsor)

SB 375, A bill to be entitled An Act relating to the composition of districts for the election of members of the Texas Senate.

SB 375 was passed by (Record 1916): 86 Yeas, 57 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bhojani; King, T.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1916 was taken, I was in the house but away from my desk. I would have voted no.

Bhojani

When Record No. 1916 was taken, I was in the house but away from my desk. I would have voted no.

T. King

When Record No. 1916 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1916 was taken, I was shown voting yes. I intended to vote no.

Thierry

**SB 12 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Hunter moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Metcalf, Burrows, C.E. Harris, Isaac, Hull, Frank, Dean, K. Bell, Ashby, Smithee, Oliverson, Bumgarner, Patterson, Spiller, Tepper, Holland, Swanson, Hefner, VanDeaver, Burns, Landgraf, Rogers, Wilson, Toth, C. Bell, Schofield, Kitzman, Gerdes, C.J. Harris, Cain, Geren, Buckley, Vasut, Klick, Lozano, J. Lopez, Noble, and Cook as house sponsors to **SB 12**.

The motion prevailed.

**SB 12 ON THIRD READING
(Shaheen - House Sponsor)**

SB 12, A bill to be entitled An Act relating to restricting certain sexually oriented performances on public property, on the premises of a commercial enterprise, or in the presence of a child; authorizing a civil penalty; creating a criminal offense.

SB 12 was passed by (Record 1917): 93 Yeas, 45 Nays, 6 Present, not voting.

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

Present, not voting — Mr. Speaker(C); Collier; Cortez; Garcia; González, J.; Romero.

Absent, Excused — Campos; Herrero.

Absent — Anchía; Bowers; Vo.

STATEMENTS OF VOTE

When Record No. 1917 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1917 was taken, I was in the house but away from my desk. I would have voted no.

Bowers

When Record No. 1917 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 1917 was taken, I was shown voting present, not voting. I intended to vote no.

Garcia

When Record No. 1917 was taken, I was shown voting present, not voting. I intended to vote no.

J. González

When Record No. 1917 was taken, I was shown voting no. I intended to vote yes.

Thierry

SB 24 ON THIRD READING

(Frank, Noble, Hull, et al. - House Sponsors)

SB 24, A bill to be entitled An Act relating to the powers and duties of the Health and Human Services Commission and the transfer to the commission of certain powers and duties from the Department of Family and Protective Services.

SB 24 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE HOWARD: Thank you, Chairman Frank. I appreciate this opportunity to talk with you for some legislative intent since I didn't get up here in time the other day. Your bill makes significant changes to the way the state currently oversees prevention and early intervention services. As written, the bill would strike provisions that ensures state-funded programs designed to support at-risk families integrate expertise and evidence-based practices. But you do agree that taxpayers expect us to do our due diligence to ensure the effectiveness of the programs we fund prior to funding them, right?

REPRESENTATIVE FRANK: Yeah, absolutely. And I think there will be tremendous due diligence and I think also objectives are more important than—yes, I think there is a lot of that. Yes.

HOWARD: So your intent is that the state will continue to prioritize funding for evidence-based programs while also providing additional funds for other programs as well?

FRANK: Yes, I think they should prioritize based on the efficacy to the actual users of the programs.

HOWARD: Okay, thank you. And is it not correct that the Alternatives to Abortion program, which I think you just mentioned, has never been in statute before—it's been in the budget, in a rider—and that this legislation is intended to codify the program?

FRANK: That is correct.

HOWARD: And in doing so does that not mean that they now will need to follow agency standards, contracting law, and are held to the higher standard that may not have been true for this program in the past because now it will be part of the agency. Is that not correct?

FRANK: I will take your word for that.

HOWARD: It will be codified as opposed to just being something that's in the budget?

FRANK: Yes.

HOWARD: So it would be true, I would imagine then, that the transparency and reporting requirements that are laid out in the bill also are more than what has been expected of these providers in the past and that we're actually going to be putting up some guardrails on a program that we've earmarked \$140 million in the budget for. Is that correct?

FRANK: Yes, that is correct.

HOWARD: Just one more thing here. On page 40 of your bill, Subsection (e) states that the commissioner network contractors may not provide family planning services through the network. But the term "family planning services" is not defined in the bill. So I want to get some legislative intent on the record so that HHSC knows what you mean by family planning services for the program. So can you help me understand from your viewpoint what family planning services means in this bill?

FRANK: The bill does prohibit direct family planning services, including the provision of contraceptives because that's the way the program currently operates. HHSC does allow providers to refer for those services—for the family planning services but does not require it.

HOWARD: So if someone were to provide condoms to families upon request or talk to families about the effectiveness of certain contraceptives, does that count as family planning services?

FRANK: Yes, that would count as family—

HOWARD: So that would not be allowed?

FRANK: That would not be allowed. So that would count as family planning services.

HOWARD: So there are programs that do provide information. You're saying they can't do that?

FRANK: I'm sorry. Could you repeat that?

HOWARD: So there are programs that provide services in this venue that do give information and that also distribute condoms. You're saying they could not do that?

FRANK: They could not do that portion of those services. They couldn't provide those because those would be family planning services.

HOWARD: If someone were to ask a family if they were thinking about whether they might have more kids in the future, would that be family planning services?

FRANK: No, that is not my belief and understanding of what the family planning services would be.

HOWARD: Okay. Thank you very much for answering my questions.

REMARKS ORDERED PRINTED

Representative Howard moved to print remarks between Representative Frank and Representative Howard on **SB 24**.

The motion prevailed.

SB 24 - REMARKS

REPRESENTATIVE FLORES: I proffered an amendment to your bill on Friday and you said you would consider it, but you have assured me—and these had to do with Chapter 54 of the Health and Safety Code, which dealt with confidentiality and states that "reports and records and information obtained under the chapter would be held confidential and not subject to disclosure, and may otherwise not be released to the public." As well as, "These reports and records and information obtained in this chapter would be also for confidential use of the commission and the persons or public and private entities that the commission determines are necessary to carry out the intent of this chapter." As well as, "All program services provided under this chapter must be provided confidentially and subject to Subchapter B. The commission or service provider participating in the program may not disclose to any person that an individual sought or received program service, unless the individual consents to that disclosure." So you assured me that this language was already within the Health and Human Services Commission contract language and is already process and procedure that they would follow. So you're telling me that these confidentiality paragraphs are already included and they will be followed?

REPRESENTATIVE FRANK: It is my understanding—and information from the agency—that confidentiality of people who are getting services is already in all the contracts. There was a portion of yours that had to do with—I can't remember. Was it—

FLORES: Subpoenas.

FRANK: —Subpoenas that I think was confusing and I was afraid of putting that in there. But my understanding is that this information is already confidential. So, yes.

FLORES: Well, I just want to ensure that I get it under contracts, and that would mean contracts between the commission and the service providers, I would assume. It would have language in there that would maintain the confidentiality of those clients that these providers are servicing. Correct?

FRANK: Correct.

REMARKS ORDERED PRINTED

Representative Flores moved to print remarks between Representative Frank and Representative Flores on **SB 24**.

The motion prevailed.

SB 24 was passed by (Record 1918): 124 Yeas, 22 Nays, 1 Present, not voting.

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

Nays — Anchiá; Bucy; Canales; Collier; Davis; González, J.; Hinojosa; Jones, V.; Lopez, R.; Meza; Morales, C.; Neave Criado; Plesa; Ramos; Reynolds; Romero; Rosenthal; Talarico; Thierry; Turner; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

STATEMENTS OF VOTE

When Record No. 1918 was taken, I was shown voting yes. I intended to vote no.

Bryant

When Record No. 1918 was taken, I was shown voting yes. I intended to vote no.

J. Jones

When Record No. 1918 was taken, I was shown voting no. I intended to vote yes.

R. Lopez

When Record No. 1918 was taken, I was shown voting no. I intended to vote yes.

Neave Criado

**SB 17 ON THIRD READING
(Kuempel, Shaheen, and Bonnen - House Sponsors)**

SB 17, A bill to be entitled An Act relating to the purpose of public institutions of higher education and the powers and duties of the governing boards of those institutions.

SB 17 - REMARKS

REPRESENTATIVE KUEMPEL: **SB 17**, that we are all very familiar with from Friday, and I think Mr. Tinderholt has a couple of amendments.

Amendment No. 1

Representative Tinderholt offered the following amendment to **SB 17**:

Amend **SB 17** on third reading as follows:

(1) In the SECTION of the bill adding Section 51.3525, Education Code, strike the subsection added by Item (1) of Floor Amendment No. 23 by Kuempel on second reading and reletter subsequent subsections accordingly.

(2) Strike the SECTION of the bill added by Item (2) of Floor Amendment No. 23 by Kuempel on second reading and renumber subsequent SECTIONS of the bill accordingly.

(3) In the SECTION of the bill providing transition language, as amended by Item (3) of Floor Amendment No. 23 by Kuempel on second reading, in Subsection (a) of that section, strike "spring semester of the".

(4) In the SECTION of the bill providing an effective date, as amended by Item (4) of Floor Amendment No. 23 by Kuempel on second reading, strike "January 1, 2024" and substitute "September 1, 2023".

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE TINDERHOLT: I have a script that I'm going to follow very closely because while I was back in my condo watching while I had the stomach flu I was pretty disgusted by the things that I watched my democratic peers say about you, my republican peers, on Friday.

I want to tell you why I'm bringing this amendment on third reading today. **SB 17** is one of the most important bills this cycle. Conservatives began this session by recognizing this simple truth: Texas has allowed leftists to infiltrate our universities for far too long. It is an undeniable fact that on our watch Texas has allowed racist programs to not only be established, but also to then hire dozens of full-time leftist activists who do nothing but spread these destructive DEI Marxist policies and worldviews.

Sadly, I was very sick Friday. I had to leave Thursday afternoon with a stomach flu. However, between getting sick I watched the despicable commentary of some of my peers. I watched after the bill was strengthened. What I witnessed was nothing short of despicable. I watched my democratic colleagues spend hours calling one of my republican colleagues a racist. Let me be clear—Texans are watching. We can't afford to give concessions to the radical left. There are three aspects of this amendment which my amendment seeks to remove.

First, the DEI study which was put in the bill. Why on earth would we fund a pro-DEI study of our universities when we're trying to get rid of DEI? We want to judge people by the content of their character, not the color of their skin. Let me say that again. We judge people by the content of their character, not the color of their skin. The study in this bill that was approved by this body does the opposite of that. Second, the adopted amendment stated that colleges should make an effort to keep all of these leftist Marxists employees at their school, paid for by taxpayers. They take massive salaries to push divisive and exclusionary policies on students at the expense of Texas taxpayers. If you're voting to keep these people on the Texas tax payroll at these universities, you are complicit in their subversion. Finally, the amendment moved the effective date to January of 2024 instead of September of 2023. This essentially states that DEI should still be in our state for one more semester. We have an opportunity to ensure that the recent high school graduates who walk into Texas colleges this fall are never infected with the radical ideology that DEI is. My amendment ensures all incoming freshman will not have to endure a crash course in DEI corruption.

SB 17 was strong coming out of the senate, watered down severely in the house committee, and then strengthened back on the floor. I'm grateful to the members who forced the many compromises to be removed on Friday night. You know who you are. My amendment today further strikes all of the weakening provisions and returns the bill to the strong version we had prior to the late night deal made with democrats. Members, this is an easy vote. If you believe that we should immediately end DEI regimes, you should vote for my amendment today. If you support DEI and you want it to continue longer, then vote against it. For the republican freshman in the room, I'm sorry that on paper it looks like you voted to extend DEI programs and make sure all leftist employees continue to keep their cushy government jobs. I am here to give you an opportunity today to make your voice, and the voice of your republican voters, clear in this chamber. Let's vote to remove this liberal amendment.

REPRESENTATIVE KUEMPEL: I respectfully oppose the amendment after the consensus we came to Friday evening. Again, respectfully oppose Mr. Tinderholt's amendment.

TINDERHOLT: I respect my peer, the colleague, but I respectfully move adoption.

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 1919): 31 Yeas, 109 Nays, 1 Present, not voting.

Yeas — Bailes; Bell, K.; Bumgarner; Cain; Cook; DeAyala; Dorazio; Gates; Harris, C.E.; Harrison; Hayes; Isaac; Leach; Leo-Wilson; Noble; Patterson; Price; Rogers; Schaefer; Schatzline; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Ashby; Canales; Dean; Hull; Lopez, J.; Shaheen.

STATEMENTS OF VOTE

When Record No. 1919 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ashby

When Record No. 1919 was taken, I was shown voting no. I intended to vote yes.

Gerdes

When Record No. 1919 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 1919 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 1919 was taken, I was shown voting no. I intended to vote yes.

Thimesch

Amendment No. 2

Representative Tinderholt offered the following amendment to **SB 17**:

Amend **SB 17** on third reading by striking the SECTION of the bill added by Item (2) of Floor Amendment No. 23 by Kuempel on second reading and substituting the following appropriately numbered SECTION:

SECTION _____. A public institution of higher education shall make reasonable efforts to assist each employee of the institution whose position is eliminated as a result of the implementation of Section 51.3525, Education Code, as added by this Act, in finding employment in a position of similar pay at an institution of higher education in another state.

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE TINDERHOLT: I get it. Some of you are concerned that we are putting folks in DEI offices out of work. I don't share that concern with you. If that's your sticking point, this amendment should be acceptable to you. This amendment simply states universities should make a reasonable effort to help these people feed their families through their work at an institution of higher education, but not in the State of Texas.

REPRESENTATIVE KUEMPEL: Again, I will respectfully oppose this amendment due to some of the agreements we came to Friday night.

A record vote was requested.

Amendment No. 2 failed of adoption by (Record 1920): 22 Yeas, 121 Nays, 1 Present, not voting.

Yeas — Bell, K.; Bumgarner; Cain; DeAyala; Dorazio; Frazier; Harris, C.E.; Harrison; Hayes; Isaac; Leo-Wilson; Schaefer; Schatzline; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Ashby; Hull; Lopez, J.

STATEMENTS OF VOTE

When Record No. 1920 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ashby

When Record No. 1920 was taken, I was shown voting no. I intended to vote yes.

Gerdes

When Record No. 1920 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 1920 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 1920 was taken, I was shown voting no. I intended to vote yes.

Thimesch

When Record No. 1920 was taken, I was shown voting no. I intended to vote yes.

Vasut

SB 17 - REMARKS

REPRESENTATIVE M. GONZÁLEZ: When I was 17 years old, I told my father that I wanted to go out and change the world. So my father, the county extension agent, said, "Well, Mary Edna, I think you should get involved in politics." I listened to him. I graduated, went to UT Austin, got involved in politics, and I started getting involved on campus. Guess what happened? There were very serious events that happened on campus. The MLK statue got egged. There was an affirmative action bake sale. I faced discrimination in the dorm room. And all these things made me question should I be at UT Austin? But getting involved in our multicultural center and working with other students, faculty, and staff we, all together, created the division of Diversity and Community Engagement. And this division helped me become a leader, helped me find my place on campus, and ultimately helped create the trajectory of me being a doctor.

I think these spaces are full of love, compassion, learning, and engagement. When we think about the future of Texas—when we think about how diverse our state is now, and will be—don't we want to provide students with the tools to engage with each other? To learn how to think beyond differences? What I love about these spaces is that they are learning laboratories for our future society. And instead of creating nuance around these spaces, we are banning them. These spaces are critical not only to each individual student but for our collective society.

I also want to share the disappointment in higher education leaders who have stood down regarding this piece of legislation in order to advance other agendas. I want to say thank you to the students, faculty, and staff who have had the courage to tell the truth regarding these negative impacts. I specifically want to thank people like Dr. De Lissovoy, Dr. Betty Jeanne Wolfe Taylor, Dr. Angela Valenzuela, Dr. Zamora, Dr. Kevin Foster, Dr. Ted Gordon, the students who are fighting for DEI, and so many others.

We will lose money to our state. We will lose so many students. For example, right now 16 percent of our students are now going out of state. Do we think pieces of legislation like this will encourage our students to stay in our state schools? Or will it perpetuate the exodus we are seeing? These bills have large impacts. It has a large impact not only for the students who are in our schools, but for our future. I hope that we will consider the nuance necessary when we have pieces of legislation like this. I urge you to oppose this bill.

REPRESENTATIVE COLLIER: Representative González, I'm sure like myself and many members on this floor today, you received a flood of e-mails pleading for us to reconsider the vote on this bill. Did you not receive any e-mails or contacts about this?

M. GONZÁLEZ: I have received numerous. I'm on the Higher Education Committee and we heard hours and hours of testimony. For me, what was really powerful, and why I am standing up here today, is because students sat in our committee room for hours to say how harmful this piece of legislation was. Even though sometimes it's hard to oppose bills that our colleagues—who we respect and appreciate—we have to sometimes stand up for things that we know are going to hurt the generation after us.

COLLIER: I'm glad you said that because not only did you hear from students, but you also heard from those who write and apply for those grants. Did you not?

M. GONZÁLEZ: We heard from multiple faculty who have current research grants and/or are in the process of applying. What I think is really critical is that when we added the other amendments we also became open to losing millions of dollars of research funding. I know there's questions about, "Will we lose research funding?" But when we cannot comply to grant regulations, we lose that funding. What is really scary is if we are in a multi-year grant we could lose funding and have to pay back money, so there's lots of questions. Do we want our schools to lose money? I think the bigger question is what happens after you ban these offices and students don't have a place of belonging, students don't have a place to engage with each other in healthy and effective ways?

COLLIER: Right, and there's no safe space. I certainly agree with you on that, but I have some actual context to provide you in regards to the amount of dollars that are going to be lost. Now, we heard about the National Cancer Institute P30 Grant. It provides a minimum of \$20 million to those grantees, including UT MD Anderson Cancer Center. UT Austin has one. The Victoria County Junior College has been eligible and received funding under this grant. One of the requirements is that they have a DEI office. When we eliminate that DEI office, we are hurting

our schools. In fact, I talked about hundreds of thousands of dollars in loss, but when I heard back from those that this actually impacts, it is over one billion dollars that we are going to lose by implementing this bill. The concern is that there may be some small schools who may have to shut down and they may not even be able to provide services because they don't have adequate funding. They rely on these research dollars to help support their programs. So the concern is that we are tying the hands of our universities. We are not allowing them to be creative and utilize that diversity that they have built.

M. GONZÁLEZ: The house has been really committed to creating world-class universities. How do you create world-class universities if you don't have diverse populations, if you don't have a place where all students are able to learn and engage, and if you don't have a place where research dollars are coming down and you are able to attract the best and brightest professors? If I'm a professor who is considering going to a university, why would I consider coming to Texas when I could not get the research funding I need in order to do the work that I want to do? I'd rather go to a different state. And so we are going to lose talent from students, staff, and faculty with the passage of this bill. I understand that there is lots of consternation about what to do next, but I think it is important for us to bring forward the actual impact of this piece of legislation.

COLLIER: The people that contacted me—the grant writers—actually said that a statement is insufficient. You have to show an action plan and you have to show compliance by actual documents and data, not just a statement. Is that what you heard as well?

M. GONZÁLEZ: Completely. When Representative Anchía—during the questioning on second reading—he stated how all these Fortune 500, Fortune 100, Fortune 300 companies have DEI offices. When we think about people who do grants, they also have DEI components to the work that they are doing. They want to see that their actions are also being done to their grantees. You can't just say, "Oh, we believe in this so we are not really doing it." They have a follow-through process. I just think it's really important that if we care about the future of Texas, whether it's the financial component or whether it's the societal component, we are going to hit both with this piece of legislation.

COLLIER: When you talked about the societal impact that it has—what are we saying today about people who may not look like us or who may not be the same ethnicity as us? What are we saying about those that look like me and look like you? What is this bill telling us?

M. GONZÁLEZ: When I experienced the harassment I did in my dorm rooms I didn't know where to go, but when I saw the names like "multicultural" or "diversity" I knew I could go there for support. I know someone in those offices—whether they were the offices I should go to—would help guide me. When you don't have places for students from diverse backgrounds to know like, "This is where I go," they just get lost and they can fall through the cracks. Again, if I'm a student in high school watching this I might be like, "Well, I'm

not going to be welcome, so I'm going to go out of state." Or if I'm a student on a campus right now and these offices disappear, "Well, where do I go now?" I think that there are larger complications with the passage of this piece of legislation.

COLLIER: One of the things that I'm also concerned about, which you mentioned going forward, is that maybe someone that looks like me is not welcome here. What I recognize is that when people don't understand, they try to build walls to try to reduce the impact that those individuals have in our society. Instead of trying to understand and trying to work with someone—it's better to do that instead of just shutting them down and closing offices because you don't understand.

M. GONZÁLEZ: I think that there's a really great quote that says, "There is more pulling us together than pulling us apart." But unless we learn how to be together—I think this is not innate. There are forces that exist that try to pull us apart.

REPRESENTATIVE REYNOLDS: It truly breaks my heart that in the 88th Legislative Session in 2023 that we are going backwards. You know, when I think about the people whose shoulders I stand on—the people who made good trouble, the people who fought and literally died to end Jim Crow laws that historically kept people with a dark hue, that were African American or non-white, from attending colleges and universities. Jim Crow was the way of life in our country. We have come a long way. Dr. King said it best: "The moral arc of the universe is long, but it bends towards justice." I can imagine my forefathers who fought to break down those racial barriers, who made good trouble, who opened up opportunities—I can imagine them turning over in their grave that in 2023, when we should be in a post-racial America, instead we have **SB 17**. **SB 17** that ends a lot of the progress that was made because of those sacrifices to end those disparities that opened up opportunities.

Now, I'll give you a little history. *Heman Sweatt v. Painter*, in 1950, was four years before *Brown v. Board of Education* was decided. This was *Sweatt v. Painter*: Heman Marion Sweat, a 33-year-old Black postal worker who applied to and was denied entry into law school. He was the Sweatt in *Sweatt v. Painter*. Does anyone know who the Painter was? Theophilus Painter was the thirteenth president of The University of Texas, here in Austin. The courthouse, just two blocks away from here, is named the Heman Marion Sweatt Courthouse after that case.

Sweatt v. Painter was a case about a Black student from Houston being denied entry into the law school for the sole reason that he was Black. In fact, at the time Article 7, Section 7, of the Texas Constitution stated that separate schools shall be provided for the white and colored children. Ultimately, the court in *Sweatt v. Painter* held that the equal protection clause required Sweatt to be admitted into the UT Law School. The case was handled by a young lawyer. Some of you may have heard of him, Thurgood Marshall. This set precedent for sweeping civil rights legislation that helped to desegregate our colleges and universities.

Diversity, equity, and inclusion programs were designed so that they could address those inequities that existed for centuries—for hundreds of years. It is just recently that we've started to make some marginal progress because of these very initiatives. And now, here we are today on third reading literally about to turn back the hands of time to those dark days where we reverse the great progress that has been made.

Now, I want to give you some important numbers to put into perspective what we are doing if we pass this bill. The State of Texas, as we know, is the second largest state in the country with a population of nearly 30 million. It is also, arguably, the most diverse state in the country with a population of 40.2 percent Hispanic, 13.2 percent African American, 5.5 percent Asian, and 1.1 percent Native American or Alaskan Native. Our diversity is our strength. There are more African Americans in Texas than in any other state in the country. What kind of message are we sending to African Americans, Hispanics, Asians, the disabled, and to veterans that will be adversely impacted by this piece of legislation?

I'd like to quote from an op-ed. This Saturday, former UT president, Gregory Fennes, on the national conversation fueled by the same anti-DEI rhetoric said, "In the classroom, faculty provide knowledge and direction and students add vibrancy, depth, and their own perspectives to the learning process. Outside the classroom, students are exposed to the views and insights of their fellow classmates and they are forever changed by building understanding while preparing for careers and lives in the diverse and interconnected world." Now, imagine what it would be like for an individual student if every one of their classmates was of the same hue or the same gender. Think about that. Think of all the opportunities for growth, collaboration, and shared understanding that would be lost without such a diverse makeup. DEI initiatives in colleges and universities help make students from all backgrounds feel more welcome attending a university and knowing that there is a welcoming community makes the transition to higher education easy for millions of students thanks to DEI initiatives. **SB 17** would uproot all of this and it would cause actual harm in the way that our colleges and universities operate as they will be losing the very programs that have made our institutions of higher learning the most competitive in the country right here in Texas. It is worth noting that these statistics represent real people—the communities who would be most affected by these systemic barriers and disparities as a result of the elimination of these DEI programs.

Members, are we sending a message—and I want you to hear me loud and clear—that it's okay that we can have our athletes play on our football fields, dunk on our basketball courts, and run our track and field teams. Are we saying it's okay that there's an exception for those athletes because we want them to come and entertain us? We want them to build revenue. We want them to highlight our school for bowls and championships and bragging rights, but we don't want them in the classroom. We don't want faculty and staff to be diverse. That is the message that this bill sends. It is a solution in search of a problem, because guess what? The Department of Justice says that DEI programs are legal. There's been no Supreme Court case law. What are we here for? This is simply

partisan rhetoric. I saw how the votes are. At some point we have to be statesmen. Don't you want to be on the right side of history? None of us were there, as legislators, when the *Sweatt* case was argued. None of us were there when legislation kept Black and brown people from these universities in Texas. It wasn't until 1950 that we even ended whites-only primaries in Fort Bend County because of the Supreme Court. This is a bill that is discriminatory. This is a bill that says, "White supremacy is okay." We know that we're better than this. We know our diversity is our strength.

Finally, I know that there are many people of good conscience and many people who want to do the right thing, but are afraid of scorecards. I get it. I'm not denigrating anybody. We all have scorecards. We all have politics. All of us are here because of politics. But some things are bigger than politics. Some things are about being on the right side of history. Think about what those people did after Bloody Sunday when they realized the atrocities that happened when they tried to cross the bridge in Selma to Montgomery—they were beaten. Think about John Lewis. After that, it wasn't just Black people marching. It was white people. It was everyone saying enough is enough, we want change in this country. And we've had tremendous change. I know the hearts of many of you. I know that you're good people—good moral and upright people. I'm not trying to denigrate anybody personally, but I'm trying to appeal to your heart, to your social consciousness. If nothing more, I know many of you are my Christian brothers and sisters. Think about Proverbs 31:89 that says, "Speak out for the one who cannot speak, for the rights of those who are destitute. Speak out, judge fairly, and defend the rights of oppressed and needy people." I hope that you would join me in being on the right side of history. History has a way of judging us long after we're here. How do you want to be remembered? I guarantee you that this bill is one of those litmus tests that people will look back later in life—maybe not today, maybe this helps you with your next election—I guarantee you that 10 years from now, you don't want to be on the wrong side of those times.

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **SB 17**.

The motion prevailed.

SB 17 - REMARKS

REPRESENTATIVE C. MORALES: I'm just speaking from the heart. I can't tell you how much I oppose this piece of legislation. I can't say that I have personally benefited from DEI programs, which are not mandated by the way, but my daughter has. My daughter was the first one to leave her hometown to attend The University of Texas at Austin. We know from history that colleges like that one were not built with her in mind—young girl from Second Ward, Houston, leaving home to attend a big university with thousands and thousands of people. It was a hard transition for her. She was not ready. But I can tell you because of diversity, equity, and inclusion she was able to feel welcome and join organizations that made her feel a part of The University of Texas at Austin.

She transferred into the business school and she said, "Mom, there weren't a lot of professors that looked like me." Literally she would come home with her nails bitten and her hair pulled out because it was really hard. But guess what? She succeeded. I'm sad that she moved further away from home and went to New York City. She currently now works—because of programs that purposefully try to make sure there's a diverse group of people who are working on different things that affect all of us in our community—she now works at the White House, one of the few Latinas. She's the director of social media platforms. I can assure you that it's because of DEI that she has made it this far in her short career-life.

Listen, less than a generation ago, people like her would have been prohibited from going to a university like this. This legislation literally takes the wind from our sails and leaves young people to navigate rough waters on their own. When I'm out in my district, when I speak to young voters, this is the one thing they talk about—diversity, equity, and inclusion. They are not happy about this. I can tell you when you vote in favor of this legislation, the young people in your district are watching you. Please do the right thing and vote against this bill that would hurt many, many young people in our community.

REPRESENTATIVE ALLEN: I don't often come in front of you to speak or to make a plea, but today I am very serious. I was born in Houston, Texas. I attended Trinity Garden Elementary School for first grade. Senfronia and I went to school together. At the time, my mother was a cook in the cafeteria. She got her degree and sought a teaching position in Houston only to be denied a teaching position because she was Black. Blacks could not teach in white schools. They had to teach in Black schools. Whites taught in white schools. In order for her to have employment—the majority of the educated Blacks had to move to small towns. So I ended up in Livingston, Texas. I graduated from Dunbar High School in Livingston, Texas, after finishing primary school in Blanchard, Texas. When I got ready to go to high school—from Blanchard to Livingston—there was no transportation. I know you've heard that word recently, but there was no transportation. A well-to-do Black man in the community, Mr. White—and I want to call his name in case his family is listening—had a truck, painted it black, and wrote "school bus" on the outside. His children drove the "school bus" from Blanchard to Livingston, Texas, which was 10 miles away. That's how we got to high school. When I graduated in 1956, I had two choices. You either go to Prairie View A&M or you go to Texas Southern University. I had no other choice. I didn't have a car and I couldn't afford to get to Prairie View, that was just too far. It was 50 miles down the road, so I went to Texas Southern University and I'm grateful for that experience. Many of us here in this room went to Texas Southern University. Many of us will not have that opportunity again because we don't fund Texas Southern University and Prairie View the way we fund other schools.

And so today we face a bill—**SB 17**. Let me just say what the bill says at the beginning, because it's a lofty purpose. "A public institution of higher education must be committed to creating an environment of intellectual inquiry and academic freedom, so that all students are equipped for participation in the workforce and the betterment of society; and intellectual diversity so that all

students are respected and educated regardless of race, sex, ethnicity, political persuasion, or religious background or belief." What a beautiful statement. The very next statement of the bill says now this is the responsibility of the governing board regarding diversity, equity, and inclusion initiatives. This section on diversity, equity, and inclusion appoints an office and that office has the duty to oversee what goes on in the university. It says you cannot engage "in hiring or employment practices at the institution that give preferential treatments on the basis of race, sex, color, or ethnicity, other than through the use of nondiscriminatory hiring processes in accordance with any applicable state or federal antidiscrimination laws. "It further says, "providing differential treatments to individuals on the basis of race, sex, color, or ethnicity" is prohibited along with "preferential treatment on the basis of race, sex, color, or ethnicity, other than policies or procedures approved in writing by the institution's general counsel for the purpose of ensuring compliance with any applicable court order or state or federal law in accordance with institutional policy." You may not conduct "trainings, programs, or activities that advocate for or give preferential treatment on the basis of race, sex, color, ethnicity, gender identity, or sexual orientation, other than trainings, programs, or activities developed by an attorney and approved in writing by the institution's general counsel for the purpose of ensuring compliance with any applicable court order or state or federal law in accordance with institutional policy." In other words, all of these things are done to prohibit people of color and differing sexual orientations—all of them from attending the university.

Don't teach about Black history. You will be fired if you teach about Black history. I'm remembering this is 2023. We are still fighting for the rights that we fought for in 1954. We are still fighting. We are the new Martin Luther Kings. We are those persons who fought bloody wars to get where we are today. And it was not even thought that we could learn our ABCs. We learned our ABCs and got our PhDs. We're lawyers and doctors and we make a difference in this world. We just want you to be aware of that.

Today, we're not only fighting for ourselves—we've done, we have accomplished, we are in the game. We have accomplished those things that we set out to do. Today, we fight for our grandchildren. I fight for my great-grandchildren. I want them to have better privileges than I had. I made it, but under rough, rough conditions. And so all of us need to think today. Your children are going to grow up in a different world. Your children are going to grow up with my children. They might even marry my children. Be thinking about that. This body today is moving backwards. It is our responsibility to make sure that all Texans are given the same opportunity and that we don't forget the history of these institutions.

Members, I urge you to vote no on **SB 17** and to stand with the thousands of students and faculty of color that deserve resources to help them succeed. We must remember that the DEI movement was an anti-discriminatory effort that was instituted during the civil rights era. We're still fighting for our civil rights. Our community is full of people from diverse backgrounds. Our higher education

institutions should be reflective of our community. Vote no for my children, my grandchildren, my great-grandchildren, your children, your grandchildren, and your great-grandchildren. Make this a better world.

REPRESENTATIVE RAMOS: I wanted to share with you all a little bit about what it means to have a diverse professor in the classroom teaching to students. I was a college professor for a while and I taught government—Texas and federal government—in my community. One of the things that I always felt was important—me as a Latina, as a Mexican American growing up in Texas—I never felt the Constitution, the State of Texas, or anything that had to do with being in the official capacity belonged to me as a Latina, as a Mexican. I made sure as an instructor I would bring that home to my students.

In one of my classes I would give a lecture on the First Amendment. Many of you may or may not know, but the First Amendment has five rights—five freedoms—one of those is freedom of speech. Freedom of expression is what I would talk to my students about—freedom of speech and music. Now, to give you an idea of the make up of my students, we had many immigrants. We had students from Vietnam, Indonesia, we had Mexican students, we had American students, African American students, and white students. We had a beautiful mixture of inner-city Dallas of all of these students from different backgrounds—some older, some younger, some veterans. It was a beautiful mixture. When I would give my First Amendment lecture I would play a song. We would talk about protest songs protesting the government. The first song I introduced them to was "Born In The U.S.A." Do you all remember that song, Bruce Springsteen's "Born In The U.S.A."? That's a protest song. It's protesting the Vietnam War. Then I would play the song by 2 Live Crew called "Banned In The U.S.A." Now, if you all remember that's an old, old song from back in my day—back in Jarvis' day—"Banned In The U.S.A." It talks about the First Amendment. When I was a kid I would sing that song and the first lyric of that song is, "The First Amendment is freedom of speech so what are you saying? It doesn't include me?" My students would trip out when we played "Born In The U.S.A." and "Banned In The U.S.A." and I would challenge them. "Bring me your protest song. Show me what kind of music and freedom of speech you're expressing in a protest song to a government. It could be any government."

The beauty of this assignment is they would come back with songs from Indonesia, from Vietnam, from Mexico. They were in different languages and they would express to us the spirit of what the song and the video meant in those countries. How their countries, their citizenry, was oppressed and could not speak up. But they were able to relate to the First Amendment in our U.S. Constitution through their music. It was so beautiful, they learned from each other. They learned that Texas was a part of Mexico from the Los Tigres Del Norte. There was so many different times and different experiences that these students would have when they shared their music and what it meant to them. It brought back the Constitution to them. They no longer felt like they were outsiders to the U.S. Constitution, they were part of this country. They were able to learn from each other, which was the most beautiful thing. When a peer learns from a peer they would lift each other up. It was beautiful to see. "Wow," they'd say, "I didn't

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — King, K.

STATEMENT OF VOTE

When Record No. 1921 was taken, I was in the house but away from my desk. I would have voted yes.

K. King

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. 28).

GENERAL STATE CALENDAR SENATE BILLS THIRD READING

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

SB 1745 ON THIRD READING (Burrows - House Sponsor)

SB 1745, A bill to be entitled An Act relating to the equalization of the rates of production fees charged on certain wells by the Barton Springs-Edwards Aquifer Conservation District; authorizing an increase in the rate of the fee.

SB 1745 was passed by (Record 1922): 128 Yeas, 12 Nays, 1 Present, not voting.

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

Nays — Cain; Harrison; Hayes; Isaac; Patterson; Schaefer; Schatzline; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bowers; Dutton; Geren; King, T.; Leo-Wilson; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1922 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 1802 ON THIRD READING (Goldman - House Sponsor)

SB 1802, A bill to be entitled An Act relating to administrative procedures in the architectural barriers program at the Texas Department of Licensing and Regulation.

SB 1802 was passed by (Record 1923): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.;

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 1923 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 998 ON THIRD READING (Geren - House Sponsor)

SB 998, A bill to be entitled An Act relating to an opioid-related drug overdose training program for certain alcoholic beverage permit holders.

SB 998 was passed by (Record 1924): 129 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; 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; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Canales; Harrison; Hayes; Isaac; Leo-Wilson; Patterson; Schaefer; Schatzline; Slawson; Spiller; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bernal; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1924 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

**SB 129 ON THIRD READING
(Meyer - House Sponsor)**

SB 129, A bill to be entitled An Act relating to the prosecution and punishment for possession or promotion of child pornography; increasing criminal penalties.

SB 129 was passed by (Record 1925): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bernal; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1925 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

**SB 1308 ON THIRD READING
(Geren - House Sponsor)**

SB 1308, A bill to be entitled An Act relating to the operation of an unmanned aircraft over an airport or military installation; creating a criminal offense.

SB 1308 was passed by (Record 1926): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; 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 — Campos; Herrero.

SB 2304 ON THIRD READING
(Hernandez and Martínez - House Sponsors)

SB 2304, A bill to be entitled An Act relating to the regulation of driver education courses and driving safety courses and the provision of information regarding the Texas Driving with Disability Program to certain public school students.

SB 2304 was passed by (Record 1927): 134 Yeas, 11 Nays, 1 Present, not voting.

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

Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Clardy; Harrison; Hayes; Metcalf; Morales, C.; Schaefer; Schatzline; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Troxclair.

STATEMENT OF VOTE

When Record No. 1927 was taken, I was shown voting yes. I intended to vote no.

Isaac

SB 1040 ON THIRD READING

(Oliverson, Capriglione, C.E. Harris, Jetton, Anderson, et al. - House Sponsors)

SB 1040, A bill to be entitled An Act relating to health benefit plan coverage of a transplant of an organ that originated from or is transplanted in a country known to have participated in forced organ harvesting.

SB 1040 was passed by (Record 1928): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; 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 — Campos; Herrero.

Absent — Leach.

SB 467 ON THIRD READING
(Leach - House Sponsor)

SB 467, A bill to be entitled An Act relating to increasing the criminal penalty for the offense of criminal mischief involving impairment of a motor fuel pump.

SB 467 was passed by (Record 1929): 142 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Canales; Morales, C.; Ramos; Schatzline.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

STATEMENTS OF VOTE

When Record No. 1929 was taken, I was shown voting yes. I intended to vote no.

J. Jones

When Record No. 1929 was taken, I was shown voting no. I intended to vote yes.

Schatzline

SB 1001 ON THIRD READING
(K. King - House Sponsor)

SB 1001, A bill to be entitled An Act relating to the regulation of electric vehicle supply equipment; requiring an occupational registration; authorizing fees; authorizing an administrative penalty.

SB 1001 was passed by (Record 1930): 109 Yeas, 36 Nays, 1 Present, not voting.

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

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bumgarner; Cain; Cook; Dorazio; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Leo-Wilson; Metcalf; Noble; Patterson; Paul; Schaefer; Schatzline; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Troclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 1930 was taken, I was shown voting yes. I intended to vote no.

Rogers

When Record No. 1930 was taken, I was shown voting yes. I intended to vote no.

Thimesch

SB 1900 ON THIRD READING (Guillen - House Sponsor)

SB 1900, A bill to be entitled An Act relating to foreign terrorist organizations, including the compilation of information regarding, certain civil actions brought against, and the prosecution of certain organized crime offenses involving a foreign terrorist organization.

SB 1900 was passed by (Record 1931): 93 Yeas, 51 Nays, 1 Present, not voting.

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

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Cole; Collier; Cortez; Craddick; Davis; Flores; Garcia; Gervin-Hawkins; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Lopez, R.; Manuel; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Frazier; González, M.

STATEMENTS OF VOTE

When Record No. 1931 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 1931 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

SB 1929 ON THIRD READING (Dean - House Sponsor)

SB 1929, A bill to be entitled An Act relating to the registration of virtual currency mining facilities in the ERCOT power region that demand a large load of interruptible power.

SB 1929 was passed by (Record 1932): 140 Yeas, 5 Nays, 1 Present, not voting.

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

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

Nays — Cain; Harris, C.J.; Harrison; Ramos; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Gerdes.

STATEMENTS OF VOTE

When Record No. 1932 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1932 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 1932 was taken, I was shown voting yes. I intended to vote no.

Schaefer

SB 2016 ON THIRD READING (Goldman - House Sponsor)

SB 2016, A bill to be entitled An Act relating to the licensing and regulation of dietitians.

SB 2016 was passed by (Record 1933): 97 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Capriglione; Clardy; Cole; Collier; Cortez; Cunningham; Darby; Davis; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Ramos;

Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bailes; Bell, C.; Bell, K.; Bumgarner; Cain; Canales; Cook; Craddick; Dean; DeAyala; Dorazio; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Lambert; Leo-Wilson; Metcalf; Muñoz; Noble; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bonnen; Dutton.

STATEMENTS OF VOTE

When Record No. 1933 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1933 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 1933 was taken, I was shown voting yes. I intended to vote no.

Murr

SB 1517 ON THIRD READING (Paul - House Sponsor)

SB 1517, A bill to be entitled An Act relating to prohibiting certain academic boycotts of foreign countries by public institutions of higher education.

SB 1517 was passed by (Record 1934): 103 Yeas, 26 Nays, 16 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; Goodwin; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Holland; Hull; Hunter; Isaac; Jetton; Johnson, A.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Morrison; Murr; Neave Criado; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Romero; Rose; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson; Zwiener.

Nays — Allen; Bowers; Bryant; Clardy; Cole; Collier; Cortez; Davis; González, J.; González, M.; Guerra; Johnson, J.D.; Jones, J.; Meza; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez; Plesa; Reynolds; Rosenthal; Sherman; Thierry; Thompson, S.; Walle.

Present, not voting — Mr. Speaker(C); Anchía; Bernal; Bhojani; Bucy; Capriglione; Flores; Hinojosa; Howard; Moody; Ortega; Ramos; Talarico; Turner; Vo; Wu.

Absent, Excused — Campos; Herrero.

Absent — Johnson, J.E.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1934 was taken, I was shown voting present, not voting. I intended to vote yes.

Capriglione

When Record No. 1934 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1934 was taken, I was shown voting yes. I intended to vote no.

V. Jones

When Record No. 1934 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1934 was taken, my vote failed to register. I would have voted present, not voting.

Morales Shaw

When Record No. 1934 was taken, I was shown voting yes. I intended to vote no.

Zwiener

SB 493 ON THIRD READING

(Hefner, Patterson, Bumgarner, and Garcia - House Sponsors)

SB 493, A bill to be entitled An Act relating to qualifications for certain individuals for veterans benefits.

SB 493 was passed by (Record 1935): 126 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; 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; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Manuel; Martinez; Metcalf; Meyer; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson.

Nays — Davis; Flores; Hinojosa; Lopez, R.; Martinez Fischer; Meza; Morales, C.; Plesa; Ramos; Reynolds; Romero; Rosenthal; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Anchía; Johnson, J.D.; Moody; Ortega; Rose; Schaefer.

STATEMENTS OF VOTE

When Record No. 1935 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 1935 was taken, I was shown voting yes. I intended to vote no.

Neave Criado

When Record No. 1935 was taken, I was in the house but away from my desk. I would have voted no.

Rose

When Record No. 1935 was taken, my vote failed to register. I would have voted yes.

Schaefer

SB 736 ON THIRD READING (Perez - House Sponsor)

SB 736, A bill to be entitled An Act relating to mandatory arbitration for certain municipal fire departments and employee bargaining agents.

SB 736 was passed by (Record 1936): 135 Yeas, 10 Nays, 1 Present, not voting.

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

Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Clardy; Cook; Harris, C.J.; Harrison; Orr; Rogers; Sherman; Slawson; Spiller; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — González, J.

STATEMENTS OF VOTE

When Record No. 1936 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1936 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1936 was taken, I was shown voting no. I intended to vote yes.

Sherman

When Record No. 1936 was taken, I was shown voting no. I intended to vote yes.

Slawson

When Record No. 1936 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1936 was taken, I was shown voting no. I intended to vote yes.

Toth

SB 1346 ON THIRD READING (Bowers - House Sponsor)

SB 1346, A bill to be entitled An Act relating to the prosecution of certain littering offenses.

SB 1346 was passed by (Record 1937): 99 Yeas, 45 Nays, 1 Present, not voting.

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

Nays — Bell, C.; Bonnen; Cain; Canales; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Frank; Gerdes; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Holland; Isaac; Jetton; King, K.; Klick; Kuempel; Lambert; Leach; Leo-Wilson; Metcalf; Oliverson; Patterson; Paul; Price; Schaefer; Schofield; Shaheen; Slawson; Smith; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Capriglione; Schatzline.

STATEMENTS OF VOTE

When Record No. 1937 was taken, I was in the house but away from my desk. I would have voted no.

Capriglione

When Record No. 1937 was taken, I was shown voting yes. I intended to vote no.

Rogers

When Record No. 1937 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

SB 1979 ON THIRD READING (C.E. Harris - House Sponsor)

SB 1979, A bill to be entitled An Act relating to an annual study by the Texas A&M University Texas Real Estate Research Center of the purchase and sale of single-family homes by certain institutional buyers.

SB 1979 was passed by (Record 1938): 142 Yeas, 4 Nays, 1 Present, not voting.

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

Nays — Ashby; Cain; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

STATEMENT OF VOTE

When Record No. 1938 was taken, I was shown voting yes. I intended to vote no.

Isaac

SB 1518 ON THIRD READING (Guillen and Cook - House Sponsors)

SB 1518, A bill to be entitled An Act relating to the establishment of a terrorist offender registry and to the supervision of those terrorist offenders; creating criminal offenses related to terrorism.

SB 1518 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE NEAVE CRIADO: Thank you, Chairman Guillen. Is it true that in our Mexican American and Latino culture multi-generational households are the norm? For example, is it commonplace to have one household where you have the grandparents, the tíos and the tías—aunts and uncles—and cousins living within one household, is that—

REPRESENTATIVE GUILLEN: Absolutely, yes.

NEAVE CRIADO: And also will **SB 1518** impact or affect family members who may live with somebody who has a criminal history?

GUILLEN: I don't believe so.

NEAVE CRIADO: And you know, of course, that one in four Texas families are mixed status?

GUILLEN: Okay.

NEAVE CRIADO: And also it may be that you have one young family member who may have been labeled as having cartel affiliations or may have, for example, a small amount of marijuana in a multi-generational home. Under your bill, would the whole family be at risk of getting a misdemeanor because of that?

GUILLEN: Absolutely not. No. This creates a registry for people who have already been sentenced for terrorism or terroristic acts.

REMARKS ORDERED PRINTED

Representative Neave Criado moved to print remarks between Representative Guillen and Representative Neave Criado on **SB 1518**.

The motion prevailed.

SB 1518 was passed by (Record 1939): 105 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Frazier; Gámez; Gates; Gerdes; Geren; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; Metcalf; Meyer; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson.

Nays — Bernal; Bhojani; Bryant; Bucy; Canales; Cole; Collier; Davis; Dutton; Flores; Garcia; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harrison; Hernandez; Hinojosa; Howard; Johnson, J.D.; Jones, J.; Jones, V.; Manuel; Meza; Morales, C.; Neave Criado; Ortega; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Holland.

POSTPONED BUSINESS

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

SB 1418 ON SECOND READING**(J. Lopez, Raney, Guillen, Button, et al. - House Sponsors)**

SB 1418, A bill to be entitled An Act relating to the route designation for the issuance of a permit for the movement of oversize and overweight vehicles in certain counties.

SB 1418 was read second time on May 18 and was postponed until 10 a.m. today.

Amendment No. 1

Representative J. Lopez offered the following amendment to **SB 1418**:

Amend **SB 1418** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 623.212, Transportation Code, is amended to read as follows:

Sec. 623.212. PERMITS BY PORT AUTHORITY. Subject to Section 623.213, the [The] commission may authorize a port authority to issue permits for the movement of oversize or overweight vehicles carrying cargo on state highways located in counties:

(1) contiguous to the Gulf of Mexico or a bay or inlet opening into the gulf and:

(A) adjacent to at least two counties with a population of 550,000 or more; or

(B) bordering the United Mexican States; or

(2) contiguous to the Gulf of Mexico or a bay or inlet opening into the gulf with a population of not more than 200,000 and adjacent to a county described by Subdivision (1)(A).

SECTION _____. Subchapter K, Chapter 623, Transportation Code, is amended by adding Section 623.213 to read as follows:

Sec. 623.213. REQUIREMENTS OF PORT AUTHORITIES. (a) In this section, "permitting and routing optimization system" means the department's Internet-based system that allows a person to apply for a permit for an oversize or overweight vehicle online and provides customized route maps for permitted vehicles.

(b) A port authority may only issue permits for the movement of oversize or overweight vehicles in accordance with this subchapter if the port authority complies with the requirements of this section.

(c) A port authority that issues a permit under this subchapter shall ensure that appropriate safety personnel are on site at each terminal of the authority at all times the terminal is in operation to ensure the movement of oversize or overweight vehicles to or from the terminal complies with applicable state and federal laws.

(d) Each time an oversize or overweight vehicle enters or exits a terminal of a port authority that issues a permit under this subchapter, the port authority shall:

(1) weigh the vehicle using a scale that complies with the standards of the National Type Evaluation Program; and

(2) certify on the permitting and routing optimization system:

(A) the vehicle's weight at the time the vehicle enters and exits a terminal of the authority; and

(B) that the vehicle has the appropriate permit issued under this subchapter.

(e) A port authority may delegate the performance of the duties prescribed by Subsections (c) and (d) to a terminal operator that operates within the jurisdiction of the port authority.

Amendment No. 1 was adopted.

A record vote was requested.

SB 1418, as amended, was passed to third reading by (Record 1940): 136 Yeas, 2 Nays, 1 Present, not voting.

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

Nays — Jones, J.; Thompson, S.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bell, K.; Button; Johnson, J.D.; Jones, V.; Morales, C.; Plesa; Schatzline; Smithee.

STATEMENTS OF VOTE

When Record No. 1940 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1940 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 1940 was taken, I was shown voting no. I intended to vote yes.

J. Jones

When Record No. 1940 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1940 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 1940 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

SB 29 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Hunter moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Gerdes as a house sponsor to **SB 29**.

The motion prevailed.

MAJOR STATE CALENDAR SENATE BILLS SECOND READING

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

CSSB 29 ON SECOND READING (Lozano - House Sponsor)

CSSB 29, A bill to be entitled An Act relating to prohibited governmental entity implementation or enforcement of a vaccine mandate, mask requirement, or private business or school closure to prevent the spread of COVID-19.

Amendment No. 1

Representative Zwiener offered the following amendment to **CSSB 29**:

Amend **CSSB 29** (house committee printing) on page 2 of the bill, between lines 13 and 14, by inserting the following appropriately lettered subsection:

() Any Assisted living facility regulated under Health and Safety Code, Chapter 247 and Texas Administrative Code (TAC), Title 26, Part I, Chapter 553.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Martinez Fischer offered the following amendment to **CSSB 29**:

Amend **CSSB 29** (house committee printing) on page 2 of the bill, between lines 13 and 14, by inserting the following appropriately lettered subsection:

() A public hospital as defined by Section 241.003 of the Health and Safety Code.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Harrison offered the following amendment to **CSSB 29**:

Amend **CSSB 29** (house committee report) as follows:

(1) On page 2, line 18, following "(b)", strike "The", and substitute "Subject to Subsection (c), the".

(2) On page 2, between lines 21 and 22, insert the following:

(c) An individual employed by or providing services or receiving training in a health care facility that requires the individual to obtain a COVID-19 vaccination in accordance with the rule described by Subsection (b) is exempt from the vaccination requirement if the individual requests orally or in writing an exemption in accordance with federal law based on:

(1) a sincerely held religious belief, observance, or practice that is incompatible with the administration of the vaccine; or

(2) a recognized medical condition for which vaccines are contraindicated.

Amendment No. 3 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 3 under Rule 11, Section 2, of the House Rules. The speaker sustained the point of order, announcing his decision to the house as follows:

Ms. Zwiener raises a point of order against further consideration of the Harrison Amendment (Amendment No. 3) under Rule 11, Section 2, on the grounds that the amendment is not germane.

Ms. Zwiener notes that the bill provides that its mandate prohibition applies only to the extent that the prohibition does not conflict with the final federal regulation on this matter. That regulation provides that employers may grant an exemption for certain sincerely held beliefs. The amendment would require employers to grant such an exemption. During argument, it was conceded that the federal rule provided discretion to employers and the amendment would remove that discretion.

While it is permissible to place limits on discretionary authority, an amendment may not completely negate the discretion to be granted. See 88 H. Jour. 3617 (2023) (daily ed.). The Harrison Amendment would do exactly that, and, therefore, is not germane.

Accordingly, the point of order is respectfully sustained.

The ruling precluded further consideration of Amendment No. 3.

Amendment No. 4

Representative Harrison offered the following amendment to **CSSB 29**:

Amend **CSSB 29** (house committee report) as follows:

(1) On page 2, line 18, following "(b)", strike "The", and substitute "Subject to Subsection (c), the".

(2) On page 2, between lines 21 and 22, insert the following:

(c) To the extent consistent with 86 Fed. Reg. 61555 (November 5, 2021), an individual employed by or providing services or receiving training in a health care facility that requires the individual to obtain a COVID-19 vaccination in accordance with the rule described by Subsection (b) is exempt from the vaccination requirement if the individual requests orally or in writing an exemption in accordance with federal law based on:

(1) a sincerely held religious belief, observance, or practice that is incompatible with the administration of the vaccine; or

(2) a recognized medical condition for which vaccines are contraindicated.

Amendment No. 4 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 4 under Rule 11, Section 2, of the House Rules. The speaker sustained the point of order, announcing his decision to the house as follows:

Ms. Zwiener raises a point of order against further consideration of the Harrison Amendment (Amendment No. 4) under Rule 11, Section 2, on the grounds that the amendment is not germane.

The amendment suffers from the same defect as the prior amendment offered by Mr. Harrison. 88 H. Jour. 4631 (2023) (daily ed.) (sustaining point of order against Harrison Amendment). It also is not germane. See 88 H. Jour. 3617 (2023) (daily ed.).

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

The ruling precluded further consideration of Amendment No. 4.

A record vote was requested.

CSSB 29, as amended, was passed to third reading by (Record 1941): 86 Yeas, 53 Nays, 1 Present, not voting.

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

Nays — Allen; Anchá; Bernal; Bowers; Bucy; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; García; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, V.; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bhojani; Gates; Jones, J.; Klick; Morales, C.; Thierry; Walle.

STATEMENTS OF VOTE

When Record No. 1941 was taken, I was in the house but away from my desk. I would have voted no.

Bhojani

When Record No. 1941 was taken, I was shown voting yes. I intended to vote no.

Bryant

When Record No. 1941 was taken, I was in the house but away from my desk. I would have voted no.

J. Jones

When Record No. 1941 was taken, I was shown voting no. I intended to vote yes.

Raymond

CSSB 7 ON SECOND READING (Hunter - House Sponsor)

CSSB 7, A bill to be entitled An Act relating to the reliability of the ERCOT power grid.

CSSB 7 - REMARKS

REPRESENTATIVE HUNTER: I want to present **CSSB 7**. The Lobby Annuity Plan, everybody. As Dustin Burrows told me, "The owner's box seems to be up there when it should be down here." Let's talk about **CSSB 7**. You've got more trees cut down just walking in this room, but I want to talk to you about the bill. What is this bill about? Think of the song—Pink Floyd's "Money." Let me tell you the history of **CSSB 7**. See? They're already calling; you can hear the phone.

I've been working on State Affairs and working with our great speaker for many years on the utility industry. We'd begun this process in 2019. Here's the bottom line: I can tell you about PCMs, I can tell you about load, I can tell you about firming—that sounds like another variant of COVID. They got more lingo in their group than you can count, but I'm going to spell out what this bill is about. After snow-cane Uri hit, the grid got called into question. Now, you're

going to hear it's a one-time event. No it isn't. I live on the coast. I hear about 100-year hurricanes all the time. They seem to be coming in less than 100 years. So we started a process of trying to strengthen the grid. At the end of last year, the concept of the PCM, Performance Credit Mechanism, was created.

Here's what this bill is everybody. This bill has the generators on this side of the penalty box. The PUC, ERCOT, and the utility industry want, what I call, a map for the future. That's good. The concept is good, but you know not all concepts work. It's not all about unicorns, cotton candy, and hope for the best. Anybody that talks to you about me knows one thing I have done for six years. Donna Howard, you know it because you told me you were tired of my quote "What's the cost to the taxpayer?" That's the bottom line to this bill. PCM—a program to help generation and utilities, but they don't want anything but an open checkbook. They want to tell you, "Oh, we know what's best for you." What's this bill about? It's because I put a billion dollar limit in it, Chairman Frank. Just before I got up here, I had my office check on what is the cost, Chairman Turner, of the PCM. They still can't tell me. Chairman Wilson, I don't know what the PCM costs. This bill is only about one thing: billion dollar cap. My opposition doesn't want it.

Members, the evidence shows that if you go forward without **CSSB 7**, it will cost your taxpayers, ratepayers, and consumers \$9 billion to \$15 billion dollars a year. Now, I want you to know that if you go home. Chairman Price, how do you go to Amarillo and say, "Hey, I voted down **CSSB 7**, but they're going to take care of you." Nine to \$15 billion? They should have called this the Sugar Daddy Bill. This bill is being fought by money, and I want you to think about everything. Chairman Collier, you're right. Nine to \$15 billion a year is not right, and I don't want consumers going home getting this. Now, members, I want you to know this: When you go home and you talk to your taxpayers—when they get an electric bill, I want you to look at that bill. They got an electric charge. Ed, Dennis? Electric charge. Then they got a new one, you all. J.M., Mary Ann—they got right under it called "delivery charge." Chairman Allen, what is that? Is that a Domino's Pizza addition to the bill? What is "delivery?" So now we're going to have the "PCM Sugar Daddy Charge" on there from \$9 to \$15 billion dollars. What this bill does is it allows the PCM to go forward, it puts guardrails. You can get into the minutiae and say, "Let's change this word and let's get to the firming." I mean, by the time I finished with this I think Dr. Oliverson did a medical exam on this bill. The whole point is we've got a bunch of amendments.

Now this is the other thing I want to tell you. And I mean this very seriously members, I am tired of the disrespect for the Texas House of Representatives. I want to know how many of you have gone before committees—chairmen, vice-chairmen, and members. You show up and there's amendments and opposition. I want you to know almost all these amendments, that were created by the box leaders up here, I haven't ever seen. Do you know how many times they came in and talked to me? Do you have the cricket sign going? I am tired of special-interest groups ignoring this body. I am offended as a chairman appointed by our great speaker, that they would end-run me constantly during this session. You know these fliers? One of them had to retract because it was wrong. But I

want you all to be in my spot. We go to committees and they oppose us, they change it, then we come to the floor. That's not respect for this body. I want respect and I'm going to tell you two things: I want the cap because I need the consumers protected. Who's supporting me? I can't believe I've got Cyrus Reed from Sierra Club and Todd Staples from TXOGA together. I had to go reread the bill to make sure I was still for it. We have the Environmental Defense Fund. I have the Chemical Council on here. That is quite an array. And why? I want to thank Cyrus. Cyrus has been with us every step of the way on protecting the taxpayer and the consumer, and he believes there needs to be a limit. We'll go through these amendments and I'm going to call out who didn't talk to me because I want you to know who's behind these points of order and amendments. I bet you we can all figure out by the end of this vote. Finally, ERCOT and PUC—their constituency is not you or the taxpayer, it's the generators. AECT and the electric utilities. I represent you as the body. I represent my district and the Texas state consumer. My constituency will always be you. We have three constituencies. Our district—204,000—the State of Texas, and you as members.

So my closing is this: This is all about money. Remember Pink Floyd. There's nothing wrong with putting a cap. And by the way, in two years we have the provision that it comes back to us and you can change it, add to it, subtract it, modify, or get rid of it. You've got every safety check there is. But I want to tell you that I'm in this to protect the consumer, the ratepayer, the taxpayer, and you.

CSSB 7 - POINT OF ORDER

Representative Turner raised a point of order against further consideration of **CSSB 7** under Rule 4, Section 18(a), of the House Rules on the grounds that the committee minutes were inaccurate. The point of order was withdrawn.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 5).

CSSB 7 - (consideration continued)

Amendment No. 1

Representative Morales Shaw offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee report) on page 7, line 16, by striking "\$1 billion" and substituting "\$1.5 billion".

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 1942): 46 Yeas, 96 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Collier; Davis; Flores; Garcia; Gervin-Hawkins; González, J.; González, M.; Guerra; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Lopez, R.; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales

Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Tinderholt; Turner; Walle; Wu.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bernal; Bumgarner; Thierry; Vo.

STATEMENTS OF VOTE

When Record No. 1942 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 1942 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 1942 was taken, I was shown voting yes. I intended to vote no.

Muñoz

REMARKS ORDERED PRINTED

Representative Lozano moved to print remarks by Representative Hunter on **CSSB 7**.

The motion prevailed.

Amendment No. 2

Representative Zwiener offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subtitle A, Title 2, Utilities Code, is amended by adding Chapter 18 to read as follows:

CHAPTER 18. TEXAS ENERGY EFFICIENCY COUNCILSec. 18.001. DEFINITIONS. In this chapter:

- (1) "Council" means the Texas Energy Efficiency Council.
- (2) "Energy efficiency program" means a program designed to:
 - (A) increase efficient energy use;
 - (B) reduce energy consumption during periods of peak energy demand;
 - (C) optimize energy consumption;
 - (D) identify and realize the benefits of energy efficient building design standards; or
 - (E) fund the implementation of energy cost reduction measures.
- (3) "Measure" means a direct measurement or modeling of energy efficiency performance over a 12-month period.
- (4) "Program administrator" includes any of the following entities that administer an energy efficiency program:
 - (A) a state agency, including the commission, the Texas Water Development Board, the State Energy Conservation Office, the Texas Commission on Environmental Quality, and the Texas Department of Housing and Community Affairs;
 - (B) a political subdivision; or
 - (C) a private or public provider of electricity, gas, or water utility service, including an electric cooperative or municipally owned utility.

Sec. 18.002. PURPOSE. The Texas Energy Efficiency Council is a council established in the commission to:

- (1) provide a statewide collaborative approach to promoting energy efficiency;
- (2) measure, evaluate, and report on energy efficiency performance in this state;
- (3) monitor energy efficiency programs in this state;
- (4) make recommendations for improving energy efficiency programs in this state;
- (5) monitor and facilitate opportunities for coordination and leveraging of federal funding from the United States Department of Energy, United States Department of Housing and Urban Development, and other federal agencies that can be used by state agencies and political subdivisions for the purposes of enhancing energy efficiency;
- (6) provide a central repository for information on statewide energy efficiency performance and opportunities to participate in energy efficiency programs in this state; and
- (7) promote continuous improvement in energy efficiency performance in this state.

Sec. 18.003. ENERGY EFFICIENCY PROGRAM POLICIES. A program administrator shall establish measurable performance criteria and share the results with the council when creating or implementing an energy efficiency program.

Sec. 18.004. COUNCIL MEMBERSHIP. (a) The council is composed of the following 16 members:

(1) nine ex officio members as follows:

(A) the presiding officer of the Texas Commission on Environmental Quality;

(B) the chief executive officer of the Electric Reliability Council of Texas;

(C) the presiding officer of the commission;

(D) the comptroller;

(E) the director of the Texas Department of Housing and Community Affairs;

(F) the executive director of the Texas Economic Development and Tourism Office;

(G) the chairman of the Texas Water Development Board;

(H) the director of the Energy Systems Laboratory at the Texas A&M Engineering Experiment Station of The Texas A&M University System; and

(I) the chief executive of the Office of Public Utility Counsel; and

(2) seven public members appointed by the presiding officer of the commission as follows:

(A) one member must have experience in the field of engineering;

(B) one member must have experience in the field of public or private finance;

(C) one member must have experience in the field of law or business;

(D) one member must have experience in the field of environmental stewardship;

(E) one member must have experience in the field of electric utility operation;

(F) one member must have experience in the field of industrial operation; and

(G) one member must have business experience in the implementation of energy efficiency programs.

(b) An ex officio member may designate a person from the member's agency to serve in the member's place.

(c) The presiding officer of the council may designate a person to represent an appointed member in any meeting if the person meets the qualifications required by Subsection (a)(2).

(d) The ex officio members and the appointed members serve as voting members of the council.

(e) The presiding officer of the commission or the employee designated by the presiding officer shall serve as presiding officer of the council.

(f) The council shall meet at least two times per year at the call of the presiding officer.

(g) Council members may not receive compensation for services but, subject to the availability of funding, may receive reimbursement for actual and necessary expenses incurred while performing council business.

(h) Appointments to council positions shall be made without regard to the race, color, disability, sex, religion, age, or national origin of the appointees.

Sec. 18.005. TERMS; VACANCY. (a) Appointed council members serve staggered four-year terms, with the terms of one or two members, as applicable, expiring on February 1.

(b) A vacancy on the council in the position of an appointed council member shall be filled in the same manner as the original appointment. The person appointed serves for the remainder of the unexpired term.

Sec. 18.006. GROUNDS FOR REMOVAL. (a) It is a ground for removal from the council that a member:

(1) described by Section 18.004(a)(1) does not maintain during service on the council the qualifications required by that subdivision;

(2) cannot, because of illness or disability, discharge the member's duties for a substantial part of the member's term; or

(3) is absent from more than half of the regularly scheduled council meetings that the member is eligible to attend during a calendar year without an excuse approved by a majority vote of the council.

(b) The validity of an action of the council is not affected by the fact that it is taken when a ground for removal of a council member exists.

(c) If the presiding officer has knowledge that a potential ground for removal exists, the presiding officer shall notify the appointing authority and the attorney general that a potential ground for removal exists.

Sec. 18.007. ADMINISTRATIVE SUPPORT. The commission shall provide the council with administrative support, including meeting space and staff necessary to assist the council in carrying out the council's duties under this chapter.

Sec. 18.008. ENERGY EFFICIENCY PROGRAM MONITORING AND RECOMMENDATIONS. (a) The council shall measure, evaluate, and report on energy efficiency performance in this state.

(b) The council shall monitor energy efficiency programs in this state.

(c) The council may submit to a program administrator recommendations on means to encourage greater energy efficiency on a regular basis. The council may submit to a program administrator that administers a program described by Section 39.905 recommendations to assure better coordination between local, state, federal, and private energy efficiency programs for the purposes of Section 39.905.

Sec. 18.009. OFFICIAL INTERNET WEBSITE. The council shall develop and maintain an official Internet website for the publication of information as required by this chapter.

Sec. 18.010. LIST OF ENERGY EFFICIENCY PROGRAMS. (a) The council shall:

(1) develop a list of currently operating energy efficiency programs in this state and publish the list on the official Internet website maintained under Section 18.009; and

(2) work with the State Energy Conservation Office and the commission to develop and publish on the official Internet website maintained under Section 18.009 a user-friendly page that allows a consumer to search by the consumer's address energy efficiency programs available in the consumer's service area.

(b) The State Energy Conservation Office and the commission each shall provide a link on their Internet websites to the page described by Subsection (a)(2).

Sec. 18.011. CONFIDENTIALITY OF CERTAIN INFORMATION. (a) Except as provided by this section, the council is not subject to Chapter 551 or 552, Government Code.

(b) Information written, produced, collected, assembled, or maintained under law or in connection with the transaction of official business by the council or an officer or employee of the council is subject to Section 552.008, Government Code, in the same manner as public information.

Sec. 18.012. BIENNIAL PERFORMANCE REPORT. (a) The council biennially shall prepare a report on energy efficiency performance in this state. The council shall submit the report to the legislature not later than January 15 of each odd-numbered year.

(b) The report must include:

(1) a comprehensive review of the energy efficiency programs on the list required by Section 18.010, including initial capital investment, ongoing operating expenses, and energy savings benefits of the programs;

(2) statewide energy efficiency performance by sector and county; and

(3) recommendations for improving energy efficiency programs in this state.

(c) The report may include:

(1) criteria developed by the council for evaluating and measuring energy efficiency programs in this state;

(2) opportunities for continuous improvement in energy efficiency performance in this state; and

(3) recommendations for creating new energy efficiency programs in this state.

(d) The council shall publish the report on the official Internet website maintained under Section 18.009.

Sec. 18.013. APPLICABILITY OF ADVISORY COMMITTEE LAW. Chapter 2110, Government Code, does not apply to the council.

SECTION ____. As soon as practicable after the effective date of this Act, the presiding officer of the Public Utility Commission of Texas shall appoint members to the Texas Energy Efficiency Council in accordance with Section 18.004, Utilities Code, as added by this Act.

Amendment No. 2 was withdrawn.

CSSB 7 - REMARKS

REPRESENTATIVE S. THOMPSON: Does the current electricity market have price caps?

REPRESENTATIVE TURNER: Yes it does.

S. THOMPSON: And would replacing the cost cap with a price cap allow the PCMs to function properly and deliver additional reliability for consumers?

TURNER: Ms. Thompson, I believe it would. I believe staying true to the price caps that we have in the current energy-only market is an appropriate way for the PCM to move forward, while also providing general cost constraints for our constituents and protections of the consumers.

S. THOMPSON: If a cost cap stays in the bill, is it fair to say we are asking our constituents—ratepayers—to pay higher electricity bills, but without higher reliability?

TURNER: Yes, ma'am. I think that is exactly right. If you look at **CSSB 7**—we've talked a lot about the cap this afternoon, but the other provisions—the DRRS provision, the firming requirements—all of those add costs without increasing reliability for our constituents. So yes, I believe that is a grave concern with this legislation.

S. THOMPSON: And will a cost cap for the Performance Credit Mechanism result in less reliability on the grid?

TURNER: Yes, I believe it will result in less reliability and I think the data we've seen from ERCOT proves that.

REMARKS ORDERED PRINTED

Representative Anchia moved to print remarks between Representative Turner and Representative S. Thompson on **CSSB 7**.

The motion prevailed.

A record vote was requested.

CSSB 7 was passed to third reading by (Record 1943): 119 Yeas, 21 Nays, 2 Present, not voting.

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

Nays — Allen; Anchia; Bhojani; Bowers; Collier; Davis; González, J.; González, M.; Hernandez; Johnson, J.D.; Jones, V.; Meza; Morales, C.; Plesa; Ramos; Rose; Sherman; Turner; Walle; Wu; Zwiener.

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

Absent, Excused — Campos; Herrero.

Absent — Bernal; Lalani; Perez; Thompson, S.; Vo.

STATEMENTS OF VOTE

When Record No. 1943 was taken, I was in the house but away from my desk. I would have voted yes.

Bernal

When Record No. 1943 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 1943 was taken, I was shown voting no. I intended to vote yes.

Rose

When Record No. 1943 was taken, I was shown voting no. I intended to vote yes.

Zwiener

CSSB 2627 ON SECOND READING (Hunter - House Sponsor)

CSSB 2627, A bill to be entitled An Act relating to funding mechanisms to support the construction and operation of electric facilities.

Representative Hunter moved to postpone consideration of **CSSB 2627** until after second reading consideration of **SJR 93**.

The motion prevailed.

CSSB 18 ON SECOND READING (Kuempel - House Sponsor)

CSSB 18, A bill to be entitled An Act relating to the tenure and employment of faculty members at certain public institutions of higher education.

Representative Kuempel moved to postpone consideration of **CSSB 18** until after second reading consideration of **CSSB 2627**.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR SENATE JOINT RESOLUTIONS SECOND READING

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

CSSJR 81 ON SECOND READING (Wilson, Kuempel, Manuel, DeAyala, VanDeaver, et al. - House Sponsors)

CSSJR 81, A joint resolution proposing a constitutional amendment providing for the creation of funds to support the capital needs of educational programs offered by the Texas State Technical College System and certain

component institutions of the Texas State University System and repealing the limitation on the allocation to the Texas State Technical College System and its campuses of the annual appropriation of certain constitutionally dedicated funding for public institutions of higher education.

CSSJR 81 was adopted by (Record 1944): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; 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; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; 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 — Campos; Herrero.

CSSJR 93 ON SECOND READING (Hunter - House Sponsor)

CSSJR 93, A joint resolution proposing a constitutional amendment providing for the creation of the Texas energy fund to support the construction, maintenance, modernization, and operation of electric generating facilities.

CSSJR 93 was adopted by (Record 1945): 103 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Dean; DeAyala; Dorazio; Dutton; Frank; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Orr; Patterson; Paul; Perez; Price; Raney; Raymond;

Rogers; Romero; Rose; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Anchía; Bernal; Bryant; Bucy; Collier; Darby; Davis; Flores; González, J.; González, M.; Goodwin; Hayes; Hinojosa; Isaac; Johnson, J.D.; Jones, J.; Jones, V.; Leo-Wilson; Martinez Fischer; Meza; Moody; Morales, C.; Ordaz; Ortega; Plesa; Ramos; Rosenthal; Sherman; Smithee; Talarico; Thompson, S.; Turner; Vo; Walle; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Allen; Bowers; Frazier; Harrison; Morales Shaw; Reynolds; Schatzline; Wu.

STATEMENTS OF VOTE

When Record No. 1945 was taken, I was in the house but away from my desk. I would have voted no.

Allen

When Record No. 1945 was taken, I was in the house but away from my desk. I would have voted no.

Bowers

When Record No. 1945 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1945 was taken, I was shown voting no. I intended to vote yes.

Hayes

When Record No. 1945 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 1945 was taken, I was shown voting no. I intended to vote yes.

Leo-Wilson

When Record No. 1945 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1945 was taken, I was shown voting no. I intended to vote yes.

Ortega

When Record No. 1945 was taken, I was in the house but away from my desk. I would have voted yes.

Schatzline

When Record No. 1945 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

POSTPONED BUSINESS

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

CSSB 2627 ON SECOND READING (Hunter - House Sponsor)

CSSB 2627, A bill to be entitled An Act relating to funding mechanisms to support the construction and operation of electric facilities.

CSSB 2627 was read second time earlier today and was postponed until this time.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 4).

CSSB 2627 - (consideration continued)

Amendment No. 1

Representatives Metcalf, Leo-Wilson, K. King, VanDeaver, Orr, Bailes, Toth, Ortega, C. Bell, Smithee, Ashby, Price, Hefner, Moody, M. González, Manuel, Dean, and Clardy offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) as follows:

(1) On page 2, between lines 12 and 13, insert the following:

Sec. 34.0103. GRANTS FOR FACILITIES OUTSIDE ERCOT POWER REGION. (a) The commission may use money in the fund without further appropriation to provide grants to be used for transmission and distribution infrastructure and electric generating facilities in this state outside the ERCOT power region for:

(1) facility modernization;

(2) facility weatherization;

(3) reliability and resiliency facility enhancements; or

(4) vegetation management.

(b) In evaluating an application for a grant under this section, the commission:

(1) shall evaluate whether the project for which the grant is requested is reasonable; and

(2) may consider any other appropriate factors.

(c) Information submitted to the commission in an application for a grant under this section is confidential and not subject to disclosure under Chapter 552, Government Code.

- (2) On page 2, line 13, strike "34.0103" and substitute "34.0104".
- (3) On page 4, line 5, strike "34.0104" and substitute "34.0105".
- (4) On page 6, line 4, strike "34.0104" and substitute "34.0105".
- (5) On page 7, line 25, strike "34.0105" and substitute "34.0106".
- (6) On page 8, line 13, strike "34.0106" and substitute "34.0107".
- (7) On page 9, line 22, strike "34.0107" and substitute "34.0108".
- (8) On page 11, line 4, strike "34.0108" and substitute "34.0109".
- (9) On page 13, line 5, strike "34.0109" and substitute "34.0110".
- (10) On page 15, line 2, strike "construction and operation of electric facilities" and substitute "construction, maintenance, modernization, and operation of electric generating facilities".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Goodwin offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) as follows:

- (1) On page 3, line 17, between "attributes" and the underlined semicolon, insert ", including the ability to obtain any federal permits required to meet federal air emissions standards".
- (2) On page 7, line 9, between "attributes" and the underlined semicolon, insert ", including the ability to obtain any federal permits required to meet federal air emissions standards".

A record vote was requested.

Amendment No. 2 failed of adoption by (Record 1946): 52 Yeas, 93 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Campos; Herrero.

Amendment No. 3

Representatives Anchia and Patterson offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee report) on page 4, line 13, by striking "20" and substituting "10".

Amendment No. 3 was adopted.

Amendment No. 4

Representative Anchia offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee report) on page 4 by striking lines 14 through 16 and substituting the following:

(2) be payable ratably starting on the earlier of:

(A) the date the facility for which the loan was provided achieves commercial operations; or

(B) the second anniversary of the estimated commercial operation date of the facility for which the loan was provided, as stated in the loan application; and

(3) bear an interest rate equal to the most recent federal funds rate published by the Federal Reserve Bank of New York.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Anchia offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) as follows:

(1) On page 6, line 19, following the underlined semicolon, add "and".

(2) On page 6, line 23, strike "; and" and substitute an underlined period.

(3) Strike page 6, line 24, through page 7, line 1.

(4) Strike page 7, lines 20-24, and substitute the following:

(f) Unless the commission determines that extenuating circumstances justify extending the deadlines provided by this subsection, the commission may not provide a grant under this section of more than:

(1) \$120,000 per megawatt of capacity provided by a facility that is interconnected in the ERCOT power region before June 1, 2026; or

(2) \$80,000 per megawatt of capacity provided by a facility that is interconnected in the ERCOT power region on or after June 1, 2026, and before June 1, 2028.

(g) Unless the commission determines that extenuating circumstances justify extending the deadline provided by this subsection, the commission may not provide a grant under this section for a facility that is interconnected in the ERCOT power region on or after June 1, 2028.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Howard offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) on page 7, between lines 24 and 25, by inserting the following:

Sec. 34.01041. ENERGY EFFICIENCY LOAN GUARANTEES. (a) The commission may use money in the fund without further appropriation to issue or guarantee loans for energy audits, upgrades, or retrofits to increase the energy efficiency of commercial buildings and residential properties that are not newly constructed.

(b) The commission by rule shall establish eligibility requirements to receive a loan or loan guarantee under this section to ensure that the energy savings exceed the amount of the loan.

(c) Section 35.005(d) does not apply to a loan issued under this section.

Sec 34.01042. RESIDENTIAL ENERGY EFFICIENCY AND DEMAND RESPONSE GRANTS AND REBATES. (a) The commission may use money in the fund without further appropriation to provide grants and rebates for residential weatherization and other demand reduction programs. A grant or rebate provided under this section may:

(1) supplement an existing program implemented by an electric utility under Section 39.905, including by reducing energy efficiency cost recovery fees to meet commission goals; and

(2) be allocated directly to an electric utility to be used for residential weatherization and other demand reduction programs.

(b) The commission may establish guidelines for grants and rebates provided under this section to ensure that low-income residential customers benefit from the funds provided as necessary to comply with Section 39.905.

(c) Section 35.005(d) does not apply to a grant issued under this section.

Amendment No. 6 was withdrawn.

Amendment No. 7

Representative Geren offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) on page 8, lines 3-5, by striking "for a facility under this chapter if the facility will be used primarily to serve an industrial load or private use network." and substituting the following:
under this chapter:

(1) for a facility that will be used primarily to serve an industrial load or private use network; or

(2) for the construction or operation of a natural gas transmission pipeline.

Amendment No. 7 was adopted.

Amendment No. 8

Representative Hernandez offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) as follows:

(1) On page 1, between lines 9 and 10, insert the following:

SUBCHAPTER A. TEXAS ENERGY FUND; GRANTS AND LOANS

(2) On page 1, line 10, strike "chapter" and substitute "subchapter".

(3) On page 13, between lines 11 and 12, insert the following:

SUBCHAPTER B. TEXAS POWER PROMISE: BACKUP POWERPACKAGES

Sec. 34.0201. DEFINITION. In this subchapter, "Texas backup power package" means a stand-alone, behind-the-meter, multiday backup power source that can be used for islanding.

Sec. 34.0202. PURPOSE. The purpose of this subchapter is to facilitate and provide funding for the design, procurement, installation, and use of Texas backup power packages to ensure the reliability or adequacy of an electric power grid in this state for facilities on which communities rely for health, safety, and well-being.

Sec. 34.0203. COMMISSION DUTIES. (a) The commission shall convene an advisory committee in the manner provided by Chapter 2110, Government Code.

(b) The advisory committee shall recommend criteria for the commission to employ in making a grant or loan under this subchapter.

(c) The commission shall contract with a research entity that has experience in microgrid design to analyze critical facility characteristics and requirements in this state and develop for Texas backup power packages:

(1) sets of specifications for standard backup power packages of various sizes that can serve most critical facilities in this state; and

(2) specifications for standard interconnection, communications, and controls for Texas backup power packages.

Sec. 34.0204. TEXAS BACKUP POWER PACKAGES. The commission may use money in the Texas energy fund without further appropriation to provide a grant or loan for the operation of a Texas backup power package that:

(1) is engineered to minimize operation costs;

(2) uses interconnection technology and controls that enable immediate islanding from the power grid and stand-alone operation for the host facility;

(3) is capable of operating for at least 48 continuous hours without refueling or connecting to a separate power ;

(4) is designed so that one or more Texas backup power packages can be aggregated on-site to serve not more than 2.5 megawatts of load at the host facility;

(5) provides power sourced from:

(A) a combination of natural gas or propane with photovoltaic panels and battery storage; or

(B) battery storage on an electric school bus; and

(6) is not used by the owner or host facility for the sale of energy or ancillary services.

Sec. 34.0205. GRANTS AND LOANS. (a) The commission by rule may establish procedures for the application for and award of a grant or loan under this subchapter.

(b) The amount of a grant provided under this subchapter may not exceed \$500 per kilowatt of capacity.

(c) The commission may provide a loan under this subchapter for procurement and operating costs.

(d) The commission shall maintain and publish a list of approved vendors eligible to assist with the sale, installation, operation, and ongoing maintenance of Texas backup power packages.

(e) The commission may not provide a grant or loan under this subchapter for:

(1) a commercial energy system, a private school, or a for-profit entity that does not directly serve public safety and human health; or

(2) a source of backup power that does not follow the design and use standards of a Texas backup power package.

(4) On page 13, line 14, between "(d)" and "The" insert "This subsection applies only to a facility in the ERCOT power region for which a loan or grant is provided under Subchapter A, Chapter 34."

(5) Strike "under Chapter 34" in each of the following places:

(A) page 13, line 17;

(B) page 13, line 22;

(C) page 13, line 25;

(D) page 13, line 27; and

(E) page 14, line 8.

(6) On page 14, lines 11-12, strike "for which a loan or grant is provided under Chapter 34" and substitute "to which Subsection (d) applies".

(7) On page 14, line 23, between "authorized by" and Chapter 34", insert "Subchapter A,".

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

SECTION _____. Subchapter C, Chapter 382, Health and Safety Code, is amended by adding Section 382.069 to read as follows:

Sec. 382.069. TEXAS BACKUP POWER PACKAGE. (a) In this section, "Texas backup power package" has the meaning assigned by Section 34.0201, Utilities Code.

(b) The commission by rule shall adopt a process to expedite the permitting of a Texas backup power package for which a permit is required under this chapter and for which a loan or grant is awarded under Chapter 34, Utilities Code.

SECTION _____. Subchapter Z, Chapter 39, Utilities Code, is amended by adding Section 39.919 to read as follows:

Sec. 39.919. TEXAS BACKUP POWER PACKAGES. (a) In this section, "Texas backup power package" has the meaning assigned by Section 34.0201.

(b) The commission by rule shall adopt procedures to expedite electric cooperative, municipally owned utility, and electric utility interconnection requests for a Texas backup power package for which a loan or grant is awarded under Chapter 34.

Amendment No. 8 was adopted.

Amendment No. 9

Representative Patterson offered the following amendment to **CSSB 2627**:

Amend **CSSB 2627** (house committee printing) as follows:

(1) On page 7, after line 24, insert the following new appropriately lettered subsection:

() The commission may not provide a grant under this section to an entity that has received a loan under Section 34.0104.

(h)

(3) On page 7, between lines 24 and 25, insert the following:

(i) The commission shall provide for the proceeds of each grant awarded under this section to be disbursed to the grant recipient by equal annual payments over a 10-year period that begins on the first anniversary of the commercial operations date of the facility for which the grant is provided. The annual payments are subject to being withheld or discounted in accordance with Subsection (j). The total of the annual disbursements may not exceed the maximum amount as limited by Subsection (f).

(j) The commission by rule shall establish performance standards for grant recipients based on reliability metrics, appropriate for the types of facilities for which grants may be provided, for performance during the 100 hours with the least quantity of operating reserves for each year. The commission may not disburse a grant recipient's annual payment under Subsection (i) if the performance of the facility for which the grant was provided is equal to or below the median performance standard established under this subsection during a test period designated by the commission for that year. The commission may disburse a discounted amount of a grant recipient's annual payment under Subsection (i) if the performance of the facility for which the grant was provided is above the median performance standard established under this subsection during a test period designated by the commission for that year but less than an optimal performance standard established by the commission. The commission shall by rule adopt a system for determining the amount by which the commission will discount an annual payment based on facility performance under this subsection.

(4) On page 8, strike lines 6-10 and insert the following:

(c) The commission shall require each recipient of a loan under this chapter to enter into a debt covenant that requires the recipient to meet facility performance standards adopted by the commission. The commission by rule shall adopt performance standards for the purposes of this subsection based on reliability metrics appropriate for the types of facilities for which loans may be provided.

(d) Before December 1, 2026, the commission may provide:

(1) for grants under Section 34.0103, not more than 15 percent of the money available in the fund on December 1, 2023;

(2) for loans and grants under Sections 34.0104 and 34.0105, not more than 60 percent of the money available in the fund on December 1, 2023; and

(3) for grants or loans under Subchapter B, not more than 25 percent of the money available in the fund on December 1, 2023.

(5) On page 8, line 11, strike "(d) Subsection (c)" and substitute "(e) Subsection (d)".

Amendment No. 9 was adopted.

A record vote was requested.

CSSB 2627, as amended, was passed to third reading by (Record 1947): 129 Yeas, 16 Nays, 1 Present, not voting.

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

Nays — Allen; Collier; Flores; González, J.; González, M.; Goodwin; Harrison; Hinojosa; Isaac; Leo-Wilson; Martinez Fischer; Moody; Ordaz; Reynolds; Sherman; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bowers.

STATEMENTS OF VOTE

When Record No. 1947 was taken, I was shown voting no. I intended to vote yes.

Flores

When Record No. 1947 was taken, I was shown voting yes. I intended to vote no.

Ramos

CSSB 18 ON SECOND READING (Kuempel - House Sponsor)

CSSB 18, A bill to be entitled An Act relating to the tenure and employment of faculty members at certain public institutions of higher education.

CSSB 18 was read second time earlier today and was postponed until this time.

CSSB 18 - REMARKS

REPRESENTATIVE KUEMPEL: The last time the Texas Legislature addressed tenure was in the 75th Legislature. **CSSB 18** will put in place a framework for how tenure is granted to faculty members, how tenured faculty are reviewed, and when and how tenured faculty can be dismissed. Although the senate bill version that came over was to ban all tenure to be awarded after January 1, 2024, this substitute will allow for tenure to still be granted and puts in place a strong foundation for our universities to follow that will provide accountability while maintaining an environment that is conducive to recruiting and retaining the best faculty and researchers in the state and nation. The bill requires that the universities have policies that are clear, hold tenured faculty accountable for their teaching, research, and service, and ensures that faculty who are not meeting the established standards for their performance can be removed from their positions while receiving due process. This bill will help ensure that faculty who earn tenure uphold the responsibilities to the students, their universities, and to our great state.

REPRESENTATIVE REYNOLDS: Are you aware that **CSSB 18** was filed to empower Texas state officials to punish and terminate professors who teach courses about subject matters concerning race, gender, and sexual orientation that those officials disagree with?

KUEMPEL: I am not aware of that, Mr. Reynolds.

REYNOLDS: Are you aware that on February 18, 2022, Lieutenant Governor Dan Patrick held a press conference where he said he, "will push to end professor tenure for all new hires at Texas public universities and colleges in an effort to combat faculty members who," he says, "indoctrinate" students with teachings about critical race theory?

KUEMPEL: No, sir, Mr. Reynolds, I was not aware of that.

REYNOLDS: Are you aware that on January 17, 2023, during his inaugural address, Lieutenant Governor Dan Patrick stated, "A subject has come up of tenure. Now, let me just say this. I don't start any fights, but I will do my best to finish a few on your behalf. Out of nowhere, a professor said 'We are going to teach critical race theory at our college and university,' and I tweeted out, 'Wait, a minute, we banned critical race theory in K-12. Next session, if you are hellbent on teaching it in our colleges, we will ban it in college.' They came back and said, 'Well, we don't listen to the legislature. We don't listen to the Board of Regents. They're not accountable to anyone.' Well, let me tell you what. Our public professors are accountable to the taxpayers because you pay their salary, they are accountable to the Board of Regents, and they are accountable to the legislature. Tenure is fine for our research professors and our doctors, but for those professors in the classroom every day, I don't want them teaching—just like the parents don't want it in K-12—that if you are white, you're a racist and if you are of color, you're a victim. I don't want teachers in our colleges saying America

is evil, and capitalism is bad, and socialism is better. If that means some of those professors who want to teach that don't come to Texas, I'm okay with that. I want professors who love this country, who love this state, and raise up the next generations to be proud of being in business." Are you aware of that statement?

KUEMPEL: No, Mr. Reynolds, I was not aware of that statement.

REYNOLDS: Are you aware the lieutenant governor announced **CSSB 18** as one of his priorities on February 13, 2023?

KUEMPEL: I may have been aware of that one, Mr. Reynolds.

REYNOLDS: Are you aware that in the last legislative session Senator Creighton, the author of this bill, filed bills related to ending or weakening tenure that never even got out of committee?

KUEMPEL: I was not aware of that, Mr. Reynolds.

REYNOLDS: Can you just explain to me then what your thought process is behind the drafting of this bill? What issues do you think this bill addresses?

KUEMPEL: Mr. Reynolds, number one, we are attempting to put tenure back in this substitute. Number two, providing our institutions of higher education a baseline framework of what we expect from those institutions and those in that faculty.

REYNOLDS: I appreciate that remark. Are you aware or do you disagree that this bill will impact all professors in Texas, potentially eviscerating an imperfect, but important process for higher education faculty?

KUEMPEL: I think there is actually a positive impact for the faculty with a transparent baseline and framework of expectations.

REYNOLDS: Well, I respectfully disagree. Are you aware that Black professors are already severely underrepresented in academia, especially Black women? Only four percent of tenured faculty in Texas are Black. Are you aware of that?

KUEMPEL: No, sir, Mr. Reynolds.

REYNOLDS: And it is my opinion, as well as experts I have spoken to, that if this bill becomes law the state weakens this protection that was already a rarity. What protections would the state leave in place to ensure that Black professors or professors of topics related to race and gender are not discriminated against in their contracts and annual reviews?

KUEMPEL: Mr. Reynolds, I just revert back to saying that this legislation is just a baseline of what we expect from our higher institutions.

REYNOLDS: Colleges and universities are central to the safeguarding of ideas, critical thinking, and academic freedom. These ideals and the pursuit of truth through research are paramount to our democracy. Put differently, higher education institutions are anchors of our democracy. America's system of higher education is recognized globally for this critical role. Could you discuss what

consideration was given for how this legislation will impact our democracy and what guardrails you will institute to ensure that you do not erode this essential role of institutions of higher education?

KUEMPEL: Again, the framework that allows us to express our expectations for those institutions along the way and giving them the opportunity to policy-make from the bottom up, really, with the faculty involved.

REYNOLDS: Critical race theory is a more than 40-year-old academic concept that began in law schools. It recognizes that racism is more than the result of individual bias and prejudice, but is imbedded in laws, policies, and institutions that uphold and reproduce racial inequalities. It has been made clear that **CSSB 18** was proposed as a way to target the teachings of this theory and other topics related to race, gender, and sexuality. Do you believe that systemic racism exists?

KUEMPEL: Mr. Reynolds, again, this bill is a simple baseline and framework that we are giving to our institutions to let them know what we expect regarding tenure.

REYNOLDS: Do you believe that systemic sexism exists?

KUEMPEL: Again, baseline framework.

REYNOLDS: How can you ensure that courses and professors of these topics will not be targeted in the implementation of this proposed law? What protections remain?

KUEMPEL: We have due process. You know, whether they come to dismissal are protections for that faculty. And again, the faculty will be a part of the policymaking and they will be involved.

REYNOLDS: Do you acknowledge that racial disparities remain in Texas in education, health outcomes, voting, housing, and other areas?

KUEMPEL: Again, Mr. Reynolds, I would suggest that this legislation is focused toward tenure and the framework that we expect.

REYNOLDS: Wouldn't you agree that this legislation threatens research and teaching about the root causes of these current day inequalities?

KUEMPEL: I don't think it threatens research. The fact that we are keeping tenure in would suggest that we are recruiting—

Amendment No. 1

Representative Tinderholt offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) on page 1, line 16, between "position" and "unless", by inserting "under an annual contract".

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE TINDERHOLT: This bill regulates tenure. The amendment inserts a requirement that tenure would be an annual basis. There's nowhere else really in the private sector where I believe that people just get kind of a free

ticket. I own my own business and I think it would be really important to check people on an annual basis. Oftentimes, in the military we got biannual reviews and annual reviews. I move adoption on this amendment that I think is a smart thing to do—to do annual tenure.

REPRESENTATIVE KUEMPEL: This essentially just strikes tenure and gives them an annual contract. The purpose of our legislation here today is to restore tenure going forward, so I respectfully oppose this amendment.

TINDERHOLT: I just respectfully disagree. I think this provides more accountability by requiring the university and the professor to revisit and evaluate their tenure relationship every year.

Amendment No. 1 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 3, of the House Rules on the grounds that the amendment changes the bill's original purpose. The point of order was withdrawn.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Cole offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

Strike page 2, line 2, through page 2, line 4, and substitute the following:

(c) The granting of tenure may not be construed to create a property interest in any attribute of a faculty position beyond a faculty members continuing employment, including his or her regular annual salary and any privileges incident to his or her status as a tenured professor.

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE COLE: This simple amendment would just broaden the definition of "property interest" beyond a simple yearly salary to preserve a current professor's position within the faculty. If we want to be able to continue to recruit and retain top faculty across the country, to encourage them to come to Texas public institutions of higher education, we need to ensure that the value of tenure in Texas is comparable to the value of tenure outside of our state. I believe that the amendment is acceptable to the author.

REPRESENTATIVE KUEMPEL: It is going to be acceptable. I just wanted to say this is some work that we've done clearing up some ambiguity around the property interest.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Tinderholt offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

(1) On page 2, lines 20 and 21, strike "that adversely affects the institution or the faculty member's performance of duties or meeting of responsibilities".

(2) On page 2, lines 23 and 24, strike "substantially related to the performance of the faculty member's duties".

(3) On page 2, lines 25 through 27, strike "affecting the fitness of the faculty member to engage in teaching, research, service, outreach, or administration".

(4) On page 3, lines 2 and 3, strike "that adversely affects the institution or the faculty member's performance of duties or meeting of responsibilities".

AMENDMENT NO. 3 - REMARKS

REPRESENTATIVE TINDERHOLT: This bill regulates professor tenure. These tenure positions often reward professors who actively work against the interest of our students. This amendment expands the violations for which they can be removed under tenure.

REPRESENTATIVE KUEMPEL: All four of these remove a connection between conduct and the effect of that conduct on an institution or job duties. It really just removes needed detail that we need, so I'm going to respectfully oppose.

TINDERHOLT: Let me give you an example. I removed a sentence from each of the reasons someone can be fired. Before, it was "engaged in conduct involving moral turpitude that adversely affects the institution or facility," and it goes on. I changed it to be "engaged in conduct involving moral turpitude." It's similar to that on every single one. If they have moral issues or legal issues then they stand to potentially be terminated.

A record vote was requested.

Amendment No. 3 failed of adoption by (Record 1948): 18 Yeas, 119 Nays, 1 Present, not voting.

Yeas — Anderson; Bumgarner; Cain; Cook; Dorazio; Gates; Harrison; Hayes; Leo-Wilson; Schaefer; Schatzline; Slawson; Smithee; Stucky; Swanson; Tinderholt; Toth; Wilson.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — DeAyala; Dutton; Goodwin; Hull; King, K.; Morales Shaw; Noble; Walle; Zwiener.

STATEMENTS OF VOTE

When Record No. 1948 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 1948 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1948 was taken, I was in the house but away from my desk. I would have voted no.

Zwiener

CSSB 18 - POINT OF ORDER

Representative Reynolds raised a point of order against further consideration of **CSSB 18** under Rule 11, Section 2, and Rule 11, Section 3, of the House Rules on the grounds that the committee substitute is not germane and changes the original purpose of the bill. The point of order was withdrawn.

Amendment No. 4

Representative Garcia offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

- (1) On page 1, line 21, strike "and (c-4)" and substitute "(c-4), and (c-5)".
- (2) On page 2, line 22, strike "laws or".
- (3) On page 2, line 25, between "been" and "convicted", insert "finally".
- (4) On page 3, between lines 13 and 14, insert the following:

(c-2) For purposes of Subsection (c-1)(2)(A)(vi), a person is not considered to have been finally convicted of a crime for which the criminal proceedings are deferred without an adjudication of guilt.

- (5) On page 3, line 14, strike "(c-2)" and substitute "(c-3)".
- (6) On page 3, line 26, strike "(c-3)" and substitute "(c-4)".
- (7) On page 5, line 7, strike "(c-4)" and substitute "(c-5)".

AMENDMENT NO. 4 - REMARKS

REPRESENTATIVE GARCIA: Our country and criminal justice system guarantees that no person shall be deprived life, liberty, or property without due process of law. Our legal system allows defendants to undergo community supervision if the courts deem it to be in the best interest of justice. This ensures that punishment fits the crime and Texans learn from their mistakes while decreasing the likelihood of re-offending. Before their lives and livelihoods are disrupted, tenured professors in Texas deserve the same treatment and access to due process as we afford to other citizens. This amendment simply adds language

that would make this bill consistent with the Texas felony disenfranchisement statutes by stating that the final conviction, instead of any convictions deemed relevant, can be the basis for the termination of a tenured professor.

REPRESENTATIVE KUEMPEL: This amendment just precludes violation of the law that is substantially related to the performance of a faculty member's duty to be a basis for loss of tenure. You remember that we do have due process built into this legislation, so I will respectfully oppose.

GARCIA: Please vote yes on this amendment.

A record vote was requested.

Amendment No. 4 failed of adoption by (Record 1949): 57 Yeas, 87 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Craddick; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1949 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

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. 29).

CSSB 18 - (consideration continued)**Amendment No. 5**

Representative J. Jones offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) on page 2, line 4, between "salary" and the underlined period, insert "during each year of continuous employment".

AMENDMENT NO. 5 - REMARKS

REPRESENTATIVE J. JONES: Members, this amendment holds significant importance in ensuring the stability and fairness of tenure within our educational institutions. This amendment seeks to clarify and reinforce the duration of employment benefits associated with tenured positions. By explicitly stating that the guaranteed salary extends throughout each year of continuous employment, we provide a stronger guarantee of job security and stability for tenured faculty members. Without this amendment the wording in the bill leaves room for ambiguity and potential misinterpretation regarding the duration of employment benefits. By adding this essential clarification, we ensure that tenured faculty members can confidently rely on the guaranteed salary during every year of their continuous service. This amendment is crucial in maintaining the attractiveness and competitiveness of our institutions when compared to the many schools that offer traditional tenure. By providing a clear and unequivocal commitment to the ongoing support of our tenured faculty, we signal our dedication to academic excellence and the well-being of our educators.

Furthermore, this amendment upholds the principles of fairness and equity. It recognizes the value and contributions of our tenured faculty members by acknowledging their expertise and the importance of their continued employment. By supporting this amendment we demonstrate our commitment to preserving the stability and integrity of tenure and promoting a nurturing environment for our educators. This is different than Representative Cole's amendment because it says for each year that you have tenure they pay you through the entirety of the year. It doesn't guarantee more years. I also believe it makes us more competitive when you have professors who are coming in, because if we don't let them know that they're at least guaranteed for a year they're going to go other places and we're going to have a brain drain. I urge you all to vote yes on this amendment ensuring that the benefits of tenure are upheld and reaffirmed for the betterment of our educational system.

REPRESENTATIVE KUEMPEL: I appreciate what Ms. Jones is trying to do, but I'm not sure that it—well, let me put it this way—I think it may affect what Representative Cole and I did. We cleared up some of the ambiguity on the personal interest. With that, I will respectfully oppose and I think it's been addressed already. Thank you.

J. JONES: Yes, and I'd just like to say I respectfully disagree with Representative Kuempel that it clears up all of the ambiguity. So I would respectfully ask that you vote aye for this amendment. Thank you very much.

A record vote was requested.

Amendment No. 5 failed of adoption by (Record 1950): 60 Yeas, 84 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Dutton; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1950 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

Amendment No. 6

Representative Perez offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) on page 2, line 4, between "salary" and the underlined period, by inserting "and employee benefits".

AMENDMENT NO. 6 - REMARKS

REPRESENTATIVE PEREZ: This amendment adds language that adds benefits to what a tenured professor would be entitled to. Offering competitive benefits as part of tenure is crucial for retaining the experienced faculty members. Tenured professors are valuable assets to institutions and providing attractive benefits demonstrates a commitment to their long-term well-being and professional growth. When professors feel supported and valued through comprehensive

benefits they are more likely to stay and contribute to the institutions. Basically, all this does is that it amends on page 2, line 4, between the salary and the underlined period by inserting "and employee benefits."

REPRESENTATIVE KUEMPEL: I'm going to oppose this amendment, respectfully, on the grounds that due process approach already exists in the bill. And personal benefits—I don't think you can really define that so we defined salary. With that, I oppose.

Amendment No. 6 failed of adoption.

Amendment No. 7

Representative Neave Criado offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

(1) On page 5, line 20, strike "and".

(2) On page 5, between lines 20 and 21, insert the following:

(B) an opportunity for the faculty member to personally review all evidence supporting dismissal; and

(3) On page 5, line 21, strike "(B)" and substitute "(C)".

(4) On page 5, line 22, between "allegations" and "in", insert "and cross-examine witnesses".

(5) On page 5, line 25, strike "Subdivision (1)(B)" and substitute "Subdivision (1)(C)".

AMENDMENT NO. 7 - REMARKS

REPRESENTATIVE NEAVE CRIADO: On page 5 of **CSSB 18**, there's a section that discusses the policies and procedures in instances where there's going to be a summary dismissal of a tenured faculty member. There has to be a finding that the faculty member committed serious misconduct, and then right beneath that it gets into language regarding what appropriate due process means in those specific circumstances where there's a summary dismissal. The first thing is that the tenured faculty member—where the policies and procedures have to include "before summarily dismissing the faculty member, they have to provide the faculty member with (A) written notice of the allegations against the faculty member together with an explanation of the evidence supporting dismissal." And then second, they get an opportunity for the faculty member to respond to the allegations in a hearing with a designated administrator. What this amendment does is it adds in to the line where it says, "an opportunity for the faculty member to respond to the allegations," it would also give the faculty member—the tenured faculty member—an opportunity to cross-examine.

As many of us are lawyers, we know the necessity of cross-examination as one of those fundamental tenets of due process. For this specific section of due process, we want those professors—if they're having charges brought against them where they're just going to be summarily dismissed—to have an opportunity to ask questions of the individual who is bringing those charges. The benefits of cross-examination include, as many of y'all know, the opportunity to show either the weakness in the arguments of the person bringing those charges against the tenured professor or establish, for example, a lack of credibility. Has

there been a history of the accuser, you know, whatever evidence there may be? But we want to give these tenured professors, if there is language in here about their due process, one of the core fundamental tenets of due process and that is the right to cross-examine. The amendment would allow for accountability to call on the persons accusing them and will also provide for a more fair and transparent process.

REPRESENTATIVE KUEMPEL: I'm going to oppose this amendment on the grounds that the due process apparatus already exists. The purpose of having summary dismissal is to have a shortened process for egregious behavior.

NEAVE CRIADO: The due process exists in here in the language, but it doesn't give them the right to cross-examine and that's what we're trying to add in.

A record vote was requested.

Amendment No. 7 failed of adoption by (Record 1951): 59 Yeas, 86 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Thompson, S.

Amendment No. 8

Representative V. Jones offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

- (1) On page 1, line 21, strike "and (c-4)" and substitute "(c-4), and (h)".
- (2) On page 6, between lines 21 and 22, insert the following:

(h) This section may not be implemented in a manner that is inconsistent with or violates the United States Constitution, the Texas Constitution, or federal or state anti-discrimination laws.

AMENDMENT NO. 8 - REMARKS

REPRESENTATIVE V. JONES: This is a simple clarifying amendment that states that this bill will be implemented in a manner that is consistent with the United States Constitution, the Texas Constitution, and federal and state antidiscrimination laws. It's very important to ensure that this bill remains within the boundaries of constitutional legality and alignment with the existing legal frameworks, providing a safeguard against any potential constitutional challenges. It is imperative that we prioritize the recruitment and retention of diverse faculty given the alarmingly disproportionate representation of Black and Latino faculty members in comparison with their white counterparts in Texas institutions. Despite the African American population accounting for 13 percent and the Latino population consisting of 40 percent of the state population, UT Austin, for instance, only has a 4.5 percent full-time faculty rate of those who are African American and a 9.4 percent of those who are Latino. I just would say once again, please vote for this amendment, vote for the Constitution.

REPRESENTATIVE KUEMPEL: Members, I can assure you that you will be voting for the Constitution and laws without this amendment. I think it's unnecessary because we already have to do all this anyway. I will oppose it.

V. JONES: I said it once and I'll say it again. Vote with the Constitution and vote yes for this amendment.

A record vote was requested.

Amendment No. 8 failed of adoption by (Record 1952): 61 Yeas, 85 Nays, 1 Present, not voting.

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

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr;

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Amendment No. 9

Representative J. Jones offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) as follows:

(1) On page 1, lines 16 and 17, strike "for good cause".

(2) Strike page 2, line 9, through page 3, line 10, and substitute the following:

(2) allow for the dismissal of a tenured faculty member only for:

(A) good cause, as determined on a case-by-case basis in accordance with Subsection (c-4); or

(B) actual financial exigency or the phasing out of the institution's programs requiring elimination of the faculty member's position; and

(3) Strike page 5, line 7, through page 6, line 17, and substitute the following:

(c-4) The policies and procedures adopted by the governing board regarding good cause for dismissal of a tenured faculty member under Subsection (c-1)(2)(A) must require the institution to provide the faculty member with:

(1) written notice of the allegations against the faculty member;

(2) an opportunity to respond to the allegations in a hearing before the faculty member is dismissed;

(3) appropriate due process during the hearing under Subdivision (2), including at a minimum:

(A) if the faculty member is suspended pending completion of the hearing, the faculty member is suspended with pay;

(B) the right for the faculty member to:

(i) appear at the hearing in person with counsel of the faculty member's choice;

(ii) confront and cross-examine any witnesses who appear at the hearing;

(iii) testify at the hearing, at the faculty member's choice; and

(iv) introduce relevant and material evidence in the faculty member's defense;

(C) requiring the institution to make a stenographic or electronic record of the hearing and make the record available to the faculty member; and

(D) requiring the institution to prove good cause for dismissal by a preponderance of the evidence; and

(4) an appeal of a finding by the institution that good cause exists for the dismissal before the faculty member may be dismissed.

AMENDMENT NO. 9 - REMARKS

REPRESENTATIVE J. JONES: It's my understanding that the bill as currently written, as a part of **CSSB 18**, is based on Texas A&M's tenure revocation procedure. While it may work at A&M, it may not work for the entire State of Texas. This amendment would replace the system of no good cause termination and replace it with a system in which there is a general good cause provision. This means that good cause shall determine in each case according to the procedures outlined in Subsection (c-4). This amendment incorporates good practices and potential dismissal cases that are centered on the thing that it still lacks—specific provisions on due process.

With this amendment a faculty member will be ensured to receive a written notice on the allegation with the opportunity to respond. It sets defined minimum procedures for a hearing to include the right to appear in person with counsel, the right to testify, and a record be made available to the accused, specifically, they will get written notice of the allegations against them, the opportunity to respond to the allegations in a hearing before the faculty member is dismissed, and the appropriate due process during the hearing. If the faculty member is suspended pending completion of the hearing, the faculty member is to be suspended with pay. It also provides for the right for the faculty member to appear at the hearing in person or with counsel at the faculty member's choice. They get to confront and cross-examine any witnesses who appear in the hearing, testify at the hearing—at the faculty members choice—introduce relevant and material evidence in the faculty member's defense, requires the institution to make a stenographic or electronic record of the hearing and make the record available to the faculty member. It requires the institution to prove good cause for dismissal by a preponderance of the evidence and an appeal of a finding by the institution that good cause exists for the dismissal before the faculty member may be dismissed.

This is a very simple amendment that lays out, with specificity, what good cause is and it makes sure on a case-by-case basis for reviewing the termination of tenure with a process that has already been proven to work. Members, I hope you will join me in supporting this amendment.

REPRESENTATIVE KUEMPEL: Ms. Jones, I respectfully oppose. This just changes everything we have entered about cause that we worked so diligently on to establish the process of this bill. It's essentially negating everything we're trying to do. So I will respectfully oppose my friend.

J. JONES: I respectfully believe that it does not negate everything and I would respectfully ask for you to vote aye on this amendment. Thank you.

A record vote was requested.

Amendment No. 9 failed of adoption by (Record 1953): 57 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Canales; Cole; Cortez; Davis; Gámez; García; Gervin-Hawkins; González, J.; González, M.; Guerra; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson,

J.E.; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Collier; Flores; Goodwin; Noble.

STATEMENTS OF VOTE

When Record No. 1953 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 1953 was taken, I was in the house but away from my desk. I would have voted no.

Noble

Amendment No. 10

Representative Reynolds offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter Z, Chapter 51, Education Code, is amended by adding Section 51.9421 to read as follows:

Sec. 51.9421. FACULTY EMPLOYMENT REPORT. Each institution of higher education to which Section 51.942 applies annually shall submit to the Texas Higher Education Coordinating Board and publish in a prominent location on the institution's Internet website a report regarding the institution's faculty employment policies. The report must include:

(1) the following information on decisions regarding the granting of tenure made by the institution's governing board for the academic year preceding the date of the report, disaggregated by race, ethnicity, national origin, gender, gender identity, disability status, sexual orientation, and religious affiliation:

(A) the number of faculty members eligible for tenure;

(B) the number of tenured positions offered and accepted;
(C) the number of tenure-track positions offered and accepted; and
(D) the number of contract positions offered and accepted,
disaggregated by the type and length of the contract; and
(2) information regarding the criteria for performance evaluations for
nontenured faculty members.

SECTION _____. Subchapter C, Chapter 61, Education Code, is amended by adding Section 61.0572 to read as follows:

Sec. 61.0572. FACULTY COMPLAINT FORM. The board shall develop and post in a prominent location on the board's Internet website a form by which a faculty member of an institution of higher education to which Section 51.942 applies may submit to the board a complaint regarding a decision by the institution to terminate the faculty member's employment or take any other adverse employment action against the faculty member based on the institution's tenure policies under that section.

AMENDMENT NO. 10 - REMARKS

REPRESENTATIVE REYNOLDS: This proposed amendment seeks only to provide reporting and oversight measures over the implementation of this bill and how this piece of legislation would have an effect on those professors that would have been eligible for tenure offered by Texas universities. This bill would ban tenure as we currently know it and will have a real effect on current faculty that may have been eligible for tenure. So understanding what kind of impact that has, especially on the different demographics of race, ethnicity, et cetera is important data to have. Breaking down the demographics of university faculty currently contracted by race, ethnicity, et cetera will help us understand the current makeup of contracted faculty and understand the impact of **CSSB 18** on that makeup. This data is necessary to document the effect of these changes to best inform lawmakers and the Texas Higher Education Coordinating Board of the effect of the impacts these practices are having on faculty. With our current understanding of the small percentage of minorities currently employed as faculty in a number of our universities, keeping tabs on this data will further highlight how small a percentage of minorities really does make up in our colleges and universities. In addition, this amendment will indicate a process for claims submissions through the Texas Higher Education Coordinating Board in connection with any termination or other adverse employment decision. This procedural addition would simply allow for faculty to have their claims documented. Members, I urge you to vote yes on this amendment.

REPRESENTATIVE GARCIA: Thank you so much for laying that out, Representative Reynolds. Let me clarify this—if I understand correctly, your concern regarding tenure is that it hampers universities' capacity to exert effective oversight and evaluation of their faculty. However, you oppose the inclusion of any provisions that enable faculty and the public to exercise their right to scrutinize and evaluate universities. Do you know what percentage of Texas' population is African American?

REYNOLDS: Yes, 13 percent. Texas has the largest number of African Americans in the nation, but currently 13 percent of the Texas population is African American.

GARCIA: Do you know what percentage of our population is Latino?

REYNOLDS: Absolutely. A whopping 40 percent.

GARCIA: Do you know what percentage of UT Austin's full-time faculty is Black?

REYNOLDS: Unfortunately, it's only 4.5 percent.

GARCIA: Do you know what percentage of UT Austin's full-time faculty is Latino?

REYNOLDS: Less than 10 percent. The number, as I understand it, is 9.4 percent.

GARCIA: Do you know what the average pay gap is between minority professors and white professors at UT Austin?

REYNOLDS: Yes. I did the research. The difference is approximately \$25,343 between minority and white professors at UT Austin.

GARCIA: Do you think this bill would lead to improvements in these disparities?

REYNOLDS: I think this bill will make it worse.

GARCIA: Are you at all concerned at the lack of transparency required by the current text of this bill and how it could possibly exacerbate these disparities?

REYNOLDS: That's one of my biggest concerns about this bill. Absolutely.

GARCIA: If tenure is eliminated, how can we assure that faculty will be able to freely express their ideas without fear of retaliation from administrators or political pressure?

REYNOLDS: There are currently no measures in place to address that concern. Basically, this bill is going to stifle that process.

GARCIA: If there are currently no measures in place to address this concern, wouldn't a formal complaint system be fairly innocuous to address this issue?

REYNOLDS: Absolutely.

REPRESENTATIVE KUEMPEL: This amendment is simply duplicative and burdensome. The coordinating board has no role in faculty complaints. So with that I will respectfully oppose.

REYNOLDS: Members, protect academic freedom, protect our Texas state professors, and vote for this amendment.

A record vote was requested.

Amendment No. 10 failed of adoption by (Record 1954): 61 Yeas, 85 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Amendment No. 11

Representative Raymond offered the following amendment to **CSSB 18**:

Amend **CSSB 18** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the other SECTIONS of the bill accordingly:

SECTION _____. Subchapter Z, Chapter 51, Education Code, is amended by adding Section 51.9422 to read as follows:

Sec. 51.9422. STUDY ON TENURE POLICY IMPLEMENTATION. (a)
In this section:

(1) "Coordinating board" means the Texas Higher Education Coordinating Board.

(2) "Institution of higher education" has the meaning assigned by Section 61.003.

(b) The coordinating board shall conduct a study regarding the impact of the implementation of Section 51.942. The study must examine:

(1) the effect the implementation may have on accreditation of institutions of higher education to which Section 51.942 applies by the Southern Association of Colleges and Schools Commission on Colleges;

(2) the effect the implementation may have on federal grants, research funds, and private funding available to institutions of higher education to which Section 51.942 applies; and

(3) the fiscal and other impacts the implementation may have related to faculty member recruitment and relocation, including examining for the period during which the study is conducted:

(A) the number of faculty member departures or transfers to out-of-state institutions of higher education; and

(B) any decline in applications for faculty member positions.

(c) Not later than September 1, 2024, the coordinating board shall publish on the coordinating board's Internet website and submit to the legislature a report on the results of the study and any recommendations for legislative or other action to address the findings of the study.

(d) This section expires September 1, 2025.

SECTION _____. (a) As soon as practicable after the effective date of this Act, the Texas Higher Education Coordinating Board shall conduct the study under Section 51.9422, Education Code, as added by this Act.

(b) Section 51.942, Education Code, as amended by this Act, applies beginning with the 2024-2025 academic year.

AMENDMENT NO. 11 - REMARKS

REPRESENTATIVE RAYMOND: Thank you—many of you—for working with me on this common sense amendment. It's very even. Democrats and republicans, thank you both. What this would do members—I'm going to read it to you so you'll hear it. I've talked to many of you already, but a year after this has gone into effect—if the bill passes, which I have a sense it probably will—a year later the coordinating board would review the effect the implementation may have had on accreditation of institutions of higher education, which I think will be good to confirm what a lot of you members think, whatever you think. The second thing is it will review the effect implementation may have had on federal grants, research funds, and the fiscal and other impacts implementation may have had related to faculty member recruitment and relocation as well as the number of faculty member departures or transfers to out of state institutions. Many of you have told me you feel like this will confirm what you think, which is that this bill will have a positive effect. Some of you have told me that you think this will show that the bill wasn't a good idea. So this is about as in the middle as you can get in getting us what we need to know a year after the bill goes into effect.

REPRESENTATIVE KUEMPEL: This is a great idea of Mr. Raymond's. That's why UT and A&M already have an exhaustive study on what tenure does. The data is out there and it's all available to us when we need it so there's no—it's just extra work that we don't need to put them through. With that, I will oppose this amendment.

RAYMOND: Well Mr. Chairman, I know that's not what we talked about a little while ago. With all due respect, you get to oppose or support or say, "Will of the house." I say, "Will of the house." I hope you'll support it. It is as reasonable as you get to confirm what you think this bill will do.

A record vote was requested.

Amendment No. 11 failed of adoption by (Record 1955): 61 Yeas, 83 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Hunter; Ordaz.

CSSB 18 - POINT OF ORDER

Representative Reynolds raised a point of order against further consideration of **CSSB 18** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is substantially or materially misleading.

(C.J. Harris in the chair)

The point of order was withdrawn.

CSSB 18 - REMARKS

REPRESENTATIVE NEAVE CRIADO: In this chamber, many of us are beneficiaries of higher education. I was the first in my family to graduate from college and go to law school. I know many of us are first generation here. We have benefitted from some of the best professors and have had access to the highest level of academic thought and discourse. We would be cutting off our noses to spite our faces to deny Texas students the same privilege. This legislation has the potential to cause irreversible damage to the prestige of our public universities. Losing tenured professors amounts to losing expertise from which our students make their marks. Losing tenured professors contributes to the miseducation of our young people. Losing tenured professors will drain millions of dollars from our schools.

Our state is home to 11 public Tier One research universities—more than any other state in this nation. Under **CSSB 18** we are risking that success. We are risking that competitive edge and we are risking our own prestige. **CSSB 18** will

force our public research universities into sacrificing millions of dollars and research funds every year. The central question involving this legislation is making tenure less accessible—a years long academic process that secures the brightest minds to train the next generation of young Texans. Tenured faculty are highly prestigious professors, they undergo yearly performance reviews, and are under strict academic scrutiny. For many professors, tenure is a lifetime achievement. Tenured professors funnel in millions of dollars to our public universities through research grants like the governor's University Research Initiative whose stated goal is to, "Vault the standings of our public colleges and universities into top ranks." This body has, before today, honored the significance of cutting-edge research in technology, agriculture, and other fields of academic study. On the one hand, this legislature is investing billions of dollars to make our public universities more competitive, but on the other hand, this legislature is threatening academic freedom of our schools of thought.

CSSB 18 would have Texas be the only state in the nation to cut off this academic security. Watering down this vital recruitment tool will hurt our state's ability to lead the nation in ground-breaking research. Public universities are the great Texas equalizer—where Texans from all backgrounds can create and acquire knowledge to develop the next generation of technology here in our state.

(Speaker in the chair)

REPRESENTATIVE M. GONZÁLEZ: Don't you think it's our job as a legislature to make sure that our universities are competitive not only on a national scale, but internationally?

NEAVE CRIADO: Absolutely. We want to make sure that we're attracting and recruiting the brightest minds. We want the best professors to come to our great state to teach the next generation of leaders graduating from our universities.

M. GONZÁLEZ: Do you think that it could be very practical if an emerging leader in cancer research, for example, had a choice between coming to a Texas university or going to a university that fully supports tenure that they might actually choose another state—or another university outside of Texas—that fully supports tenure?

NEAVE CRIADO: That's a very real and significant concern. As we know, our Texas economy is also closely tied to the education of our students. We want the best professors here. We don't want to lose them to other states.

M. GONZÁLEZ: I heard a story when we were sitting in committee listening to hours and hours of testimony that part of the problem now is that in order for our universities to even compete with states or institutions outside of Texas that we'll have to pay even more to professors because they'll have a competitive edge if we even want to recruit them to Texas. Does that make sense to you?

NEAVE CRIADO: Yes. We want to make sure that we get the brightest professors using tools that are long-standing and give the professors the respect that they deserve.

M. GONZÁLEZ: To wrap up our questioning here, if we really wanted to make sure we are having world-class institutions, recruiting the best and brightest professors, we should oppose this piece of legislation?

NEAVE CRIADO: Yes. We don't want to erode our schools of thought. When you think about why universities are there—they're there to make us think outside the box, to learn analytical skills. We want the best professors to come here to our state rather than having universities that are going to just have one way of thinking.

M. GONZÁLEZ: Thank you for your speech.

REPRESENTATIVE REYNOLDS: I have a few questions for you. Did you follow the hearing for this bill in the Higher Education Committee?

NEAVE CRIADO: I watched parts of it. I know it went late into the night and there were, from my understanding, hundreds of people who were here and coming to register to testify against the legislation.

REYNOLDS: Are you aware of how many people testified in favor of this bill?

NEAVE CRIADO: I don't know the numbers.

REYNOLDS: Would it surprise you if I told you that there was no testimony that was offered in favor of this bill?

NEAVE CRIADO: My understanding was it was overwhelmingly against. The fact that there was nobody testifying in favor, I think that says a lot.

REYNOLDS: Are you aware that of the people who testified—that it was students, professors, faculty, and other stakeholders that waited hours and hours to testify and give their personal experience of why this bill would harm Texans?

NEAVE CRIADO: Yes. We want to thank those students and we want to thank those professors for coming here. Your voices are so essential to helping shape Texas law and policy. I think we see that their voices are so crucial and we want to ask them to continue to raise their voices on issues of importance to our state.

REYNOLDS: Would you agree with me that this bill, as filed, would disproportionately impact African Americans?

NEAVE CRIADO: I believe so. You had cited some data that I think was very compelling.

REYNOLDS: Wouldn't you agree that it would disproportionately impact Asians and Hispanics and the LGBTQ professors as well?

NEAVE CRIADO: Yes.

REYNOLDS: Do you agree with me that educators have a responsibility to provide an education that is historically accurate and inclusive of the experiences of Black and brown people, indigenous communities, women, LGBTQ+ people and other historically marginalized groups?

NEAVE CRIADO: Yes.

REYNOLDS: And are you aware that this bill would permit future public officials in this state—whoever they may be—if they disagreed with the thought processes of these professors their jobs could be in jeopardy?

NEAVE CRIADO: I think one of the concerns is really the lack of due process. While there are some provisions in the bill giving some due process, when we compare that to—it does not have enough protections in there for tenured faculty. That puts Texas at risk when you compare us now to other states.

REYNOLDS: And couldn't this bill, if passed, lead to educators suffering retaliation or punishment for teaching an accurate curriculum that is reflective of nuanced, diverse perspectives? If this bill becomes law, these professors could potentially lose their positions?

NEAVE CRIADO: Yes.

REYNOLDS: Would you agree with me that **CSSB 18** is an attack on truth and educators' First Amendment rights by making their scholarship vulnerable to the preferences of politicians rather than the subject of the scrutiny of their academic endeavors and research?

NEAVE CRIADO: Yes.

REPRESENTATIVE ROSENTHAL: So do you know—you're probably not aware of this. My family came to Texas because of the tenure program at The University of Texas. You probably didn't know that, right?

REPRESENTATIVE KUEMPEL: No, sir.

ROSENTHAL: Yes, my father was actually doing ground-breaking work in an area of mathematics called functional analysis and he was defining a new area of study called Banach space theory. The reason that this is important is because he was considered top-tier talent. We were in Urbana-Champaign at the University of Illinois, which is also like a top-five technical school in this country. The University of Texas was engaged in a recruiting program. So do you know that tenure has been used by The University of Texas, Texas A&M, and all of our public colleges and universities to attract strong talent here?

KUEMPEL: Yes, sir.

ROSENTHAL: Okay, very good. So in 1979 The University of Texas offered my father a tenure position to come here. It was part of an effort to bring The University of Texas into a top tier—top ten—status in all of the major areas. Were you aware that before about 1960, a lot of our public colleges and universities in this state did not have a strong reputation? Are you aware of that?

KUEMPEL: No, sir. I wasn't aware of that.

ROSENTHAL: So through a heavy recruiting effort, using tenure as one of the major tools, a bunch of colleges and universities—our public colleges and universities—attained top ten status. Did you know that?

KUEMPEL: No, sir.

ROSENTHAL: Then are you aware that some of our public colleges and universities are very strongly regarded right now? The University of Texas, Texas A&M—we have the University of Houston. We have a number of very good schools that attract talent from all over the world.

KUEMPEL: I'd agree with you, Mr. Rosenthal. Yes, sir.

ROSENTHAL: So would you agree with me that there is a major economic benefit to having strong colleges and universities in the state?

KUEMPEL: I would agree with you.

ROSENTHAL: Okay, good. So given that effort occurred over decades—so my father was part of it, like I was just saying. During the '70s and '80s, these schools were engaged in a very intentional effort to elevate their status. And right now we have a number of top tier ranked schools in the state, do we not?

KUEMPEL: Yes, we do.

ROSENTHAL: What do you think is going to happen if we weaken that program?

KUEMPEL: I don't believe we are weakening the program with tenure. We're just giving those institutions a basic framework, like I said, that will give them a sense of what we expect from the legislature and give them the ability to make some of the policies with the faculty included. It won't weaken it in my opinion.

ROSENTHAL: Can you, very briefly, describe how this is going to change the process of offering tenure to professors?

KUEMPEL: It's not going to change much of what they're doing right now. The process from the bottom up, through peer reviews, but ultimately the governing boards are the ones that will grant tenure just like they do today, from my understanding.

ROSENTHAL: I thought the process currently is for the individual departments to select professors.

KUEMPEL: Ultimately, that's the governing board's decision, but—

ROSENTHAL: So not the individual academic departments anymore?

KUEMPEL: —the departments and faculty will be involved in that process.

ROSENTHAL: Because you're aware one of the criticisms of this bill is that it will make the process more difficult and it will be offered to fewer?

KUEMPEL: I don't believe it will, Mr. Rosenthal.

ROSENTHAL: I'm sorry, on that we're probably going to just disagree. But if it were to hamper our recruiting efforts that have taken decades to build up the reputations of our Texas public colleges and universities, if we damage that, would you imagine it could take decades to restore it?

KUEMPEL: Again, I'll just say we're giving them the framework that I don't think will damage it. We'll just give certainty to the faculty of what's expected of them and their performance.

ROSENTHAL: Well, I respectfully disagree, but I'll give you time to close. Thanks for answering my questions.

REPRESENTATIVE ROGERS: Two quick questions. Chairman, are you aware that in a former career I was a tenured associate professor?

KUEMPEL: No, sir. I was not aware of that.

ROGERS: Are you aware that I probably have more experience in the tenure and tenure process than probably most people in this body?

KUEMPEL: With that I would agree with you. I would say yes, sir.

ROGERS: It's a great bill.

A record vote was requested.

CSSB 18, as amended, was passed to third reading by (Record 1956): 85 Yeas, 59 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Hinojosa; Hunter.

STATEMENTS OF VOTE

When Record No. 1956 was taken, I was in the house but away from my desk. I would have voted no.

Hinojosa

When Record No. 1956 was taken, I was shown voting yes. I intended to vote no.

Martinez

**GENERAL STATE CALENDAR
SENATE BILLS
SECOND READING**

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

**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.

Amendment No. 1

Representative Jetton offered the following amendment to **SB 1070**:

Amend **SB 1070** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. This Act may be cited as the Alan Vera Memorial Act.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Bucy offered the following amendment to **SB 1070**:

Amend **SB 1070** (house committee report) as follows:

(1) On page 1, line 14, strike "who have been convicted of a felony" and substitute "who are not qualified under Section 11.002(a)(4)".

(2) On page 1, lines 23-24, strike "who are not eligible to vote for another reason, including a felony conviction" and substitute "who are not qualified under Section 11.002(a)(4)".

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

(b) A system developed under this section and any vendor involved with the system must comply with:

(1) the National Voter Registration Act of 1993 (52 U.S.C. Section 20501 et seq.) and the Help America Vote Act of 2002 (52 U.S.C. Section 20901 et seq.); and

(2) all state and federal laws relating to the protection of personal information.

(4) On page 2, between lines 24 and 25, insert the following:

(h) The secretary of state may not contract with a private sector data system under Subsection (a)(2) unless the system:

(1) requires a background check for each employee of a potential vendor for the system; and

(2) uses data from the National Change of Address database.

(i) In addition to using a system described by Subsection (a), the secretary of state shall use data from the National Change of Address database to identify voters whose addresses have changed for the purpose of preventing duplication of registration in more than one state or jurisdiction.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Reynolds offered the following amendment to **SB 1070**:

Amend **SB 1070** (house committee report) on page 1, line 24, by striking "a felony conviction" and substituting "because the voter is not a qualified voter under Section 11.002(a)(4)".

Amendment No. 3 was withdrawn.

A record vote was requested.

SB 1070, as amended, was passed to third reading by (Record 1957): 86 Yeas, 60 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

SB 1750 ON SECOND READING

(Cain, Schofield, DeAyala, Swanson, and Harless - House Sponsors)

SB 1750, A bill to be entitled An Act relating to abolishing the county elections administrator position in certain counties.

SB 1750 - POINT OF ORDER

Representative Reynolds raised a point of order against further consideration of **SB 1750** 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 1750 was passed to third reading.

CSSB 1933 ON SECOND READING
(Oliverson - House Sponsor)

CSSB 1933, A bill to be entitled An Act relating to certain oversight procedures of the state over county elections.

Amendment No. 1

Representatives Oliverson, Swanson, Cain, Schofield, Toth, Burrows, Smith, Paul, Klick, Leo-Wilson, DeAyala, E. Thompson, Hull, Capriglione, Harless, Cunningham, C. Bell, and Cook offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. This Act may be cited as the Alan Vera Election Accountability Act of 2023.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Bucy offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) on page 1, line 13, between "state" and the underlined semicolon, by inserting the following:
by a person who participated in the relevant election as:

(A) a candidate;

(B) a county chair or state chair of a political party;

(C) a presiding judge;

(D) an alternate presiding judge; or

(E) the head of a specific-purpose political committee that supports

or opposes a measure

Amendment No. 2 was adopted.

Amendment No. 3

Representative Walle offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report), as follows:

(1) On page 1, line 20, strike ", including" and substitute "due to".

(2) On page 4, strike lines 15 through 17, and substitute the following:

(b) Under this subchapter, the secretary of state is granted the following authority of administrative oversight over a county:

Amendment No. 3 was adopted.

Amendment No. 4

Representative Manuel offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) on page 4, line 14, following the underlined period, by adding "The notice must include the specific recurring pattern of problems with election administration or voter registration identified by the secretary under Section 31.017(a)(3).".

Amendment No. 4 was adopted.

Amendment No. 5

Representative Goodwin offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) on page 1, line 18, by striking "has good cause to believe" and substituting "determines by clear and convincing evidence".

A record vote was requested.

Amendment No. 5 failed of adoption by (Record 1958): 61 Yeas, 84 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Longoria.

CSSB 1933 - POINT OF ORDER

Representative J.D. Johnson raised a point of order against further consideration of **CSSB 1933** under Rule 11, Section 2, and Rule 11, Section 3, of the House Rules on the grounds that the committee substitute is not germane and changes the original purpose of the bill.

(Smith in the chair)

The point of order was withdrawn.

Amendment No. 6

Representative Neave Criado offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) as follows:

(1) On page 1, line 7, strike "and 31.022" and substitute "31.022, and 31.023".

(2) On page 5, between lines 18 and 19, insert the following:

Sec. 31.021. JUDICIAL REVIEW. At any time after the implementation of administrative oversight by the secretary of state under this subchapter, an officer of the county government or county election official in the relevant county may file a petition for review of the secretary's implementation or continuation of administrative oversight in district court.

(3) On page 5, line 19, strike "31.021" and substitute "31.022".

(4) On page 6, line 5, strike "31.022" and substitute "31.023".

A record vote was requested.

Amendment No. 6 failed of adoption by (Record 1959): 63 Yeas, 81 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Campos; Herrero.

Absent — Bumgarner.

CSSB 1933 - POINT OF ORDER

Representative Reynolds raised a point of order against further consideration of **CSSB 1933** under Rule 4, Sections 32(c)(2) and (5), of the House Rules on the grounds that the bill analysis is substantially or materially misleading.

(Speaker in the chair)

The point of order was withdrawn.

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. 6).

CSSB 1933 - (consideration continued)

Amendment No. 7

Representative C. Morales offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) on page 3 as follows:

- (1) On line 2, strike "Subject to Subsection (c), not" and substitute "Not".
- (2) Strike lines 9 through 15.

A record vote was requested.

Amendment No. 7 failed of adoption by (Record 1960): 59 Yeas, 85 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bryant; Walle.

STATEMENTS OF VOTE

When Record No. 1960 was taken, I was shown voting no. I intended to vote yes.

Bernal

When Record No. 1960 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

Amendment No. 8

Representatives Oliverson and Smith offered the following amendment to **CSSB 1933**:

Amend **CSSB 1933** (house committee report) as follows:

(1) Strike "The" and substitute "In a county with a population of more than 4 million, the" in each of the following places it appears:

- (A) page 1, line 9;
- (B) page 3, line 16; and
- (C) page 6, line 16.

(2) On page 2, line 22, strike "Not" and substitute "In a county with a population of more than 4 million and not".

Amendment No. 8 was adopted.

A record vote was requested.

CSSB 1933, as amended, was passed to third reading by (Record 1961): 82 Yeas, 63 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Campos; Herrero.

SB 186 ON SECOND READING
(Rose - House Sponsor)

SB 186, A bill to be entitled An Act relating to the prohibited discharge of a patient to certain unlicensed or unpermitted group-centered facilities.

SB 186 was passed to third reading.

**SB 189 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Reynolds as a house sponsor to **SB 189**.

The motion prevailed.

**SB 189 ON SECOND READING
(Rose - House Sponsor)**

SB 189, A bill to be entitled An Act relating to the creation of a criminal offense concerning the failure of certain persons to report abuse, neglect, or exploitation in boarding home facilities.

SB 189 was passed to third reading.

**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.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSSB 643**:

Amend **CSSB 643** (house committee report) on page 7, lines 9-10, by striking "on which a penalty is imposed under Subsection (f)(3) demonstrates that a violation" and substituting "demonstrates that a violation of this subchapter or commission rules".

Amendment No. 1 was adopted.

A record vote was requested.

CSSB 643, as amended, was passed to third reading by (Record 1962): 100 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burrows; Button; Canales; Clardy; Cole; Collier; Cook; Cortez; Cunningham; Davis; Dean; DeAyala; Dutton; Flores; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.J.; Harrison; Hefner; Hernandez; Hinojosa; Holland; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Talarico; Thierry; Thompson, S.; Turner; Vo; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bumgarner; Burns; Cain; Capriglione; Darby; Dorazio; Frank; Frazier; Gates; Harris, C.E.; Hayes; Hull; Isaac; Jetton; Klick; Landgraf; Metcalf; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Schaefer; Schatzline; Shaheen; Slawson; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Craddick; Kacal; Price; Schofield; Smith; Walle.

STATEMENTS OF VOTE

When Record No. 1962 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1962 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

SB 2260 ON SECOND READING (Rose - House Sponsor)

SB 2260, A bill to be entitled An Act relating to management review of certain investigations conducted by the Department of Family and Protective Services.

SB 2260 was passed to third reading.

SB 187 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Rose as a house sponsor to **SB 187**.

The motion prevailed.

SB 187 ON SECOND READING (Reynolds - House Sponsor)

SB 187, A bill to be entitled An Act relating to failure to report assault, neglect, or omission of care in certain group homes; creating a criminal offense.

Amendment No. 1

Representative Reynolds offered the following amendment to **SB 187**:

Amend **SB 187** (house committee printing) as follows:

(1) On page 1, line 20, strike "reasonable cause to believe" and substitute "actual knowledge".

(2) On page 2, line 21, strike "state jail felony" and substitute "Class A misdemeanor".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Reynolds offered the following amendment to **SB 187**:

Amend **SB 187** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION _____. Section 260.010(a), Health and Safety Code, is amended to read as follows:

(a) Not later than September 30 of each year following the establishment of a county or municipal permitting requirement under this chapter, each county or municipality that requires a person to obtain a boarding home facility permit under Section 260.004 shall submit to the commission a report. The report must include:

(1) the total number of:

(A) boarding home facilities permitted during the preceding state fiscal year;

(B) boarding home facility applications denied permitting, including a summary of cause for denial; and

(C) boarding home facility permits active on August 31 of the preceding state fiscal year;

(2) the total number of residents reported housed in each boarding home facility reported;

(3) the total number of inspections conducted at each boarding home facility by the county or municipality that requires the permit; ~~and~~

(4) the total number of permits revoked or suspended as a result of an inspection described by Subdivision (3) and a summary of the outcome for the residents displaced by revocation or suspension of a permit; and

(5) the total number of incidents occurring at each boarding home facility that required the intervention of a peace officer as defined by Article 2.12, Code of Criminal Procedure.

Amendment No. 2 was adopted.

A record vote was requested.

SB 187, as amended, was passed to third reading by (Record 1963): 127 Yeas, 17 Nays, 1 Present, not voting.

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

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

Nays — Bell, C.; Cain; Cook; Harrison; Hayes; Hefner; Holland; Metcalf; Patterson; Paul; Schaefer; Schatzline; Slawson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Morales Shaw; Walle.

STATEMENTS OF VOTE

When Record No. 1963 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1963 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 402 ON SECOND READING (Harless - House Sponsor)

SB 402, A bill to be entitled An Act relating to the preference given by trial courts to hearings and trials for murder and capital murder offenses.

SB 402 was passed to third reading.

CSSB 386 ON SECOND READING (Harless and Cook - House Sponsors)

CSSB 386, A bill to be entitled An Act relating to the prosecution of a capital murder committed against a peace officer or fireman.

CSSB 386 was passed to third reading.

SB 338 ON SECOND READING (Leach - House Sponsor)

SB 338, A bill to be entitled An Act relating to the use of hypnotically induced statements in a criminal trial.

SB 338 was passed to third reading.

CSSB 785 ON SECOND READING (Darby, Guerra, E. Morales, and Anchiá - House Sponsors)

CSSB 785, A bill to be entitled An Act relating to the ownership of and certain insurance policy provisions regarding the geothermal energy and associated resources below the surface of land.

CSSB 785 was passed to third reading.

SB 694 ON SECOND READING
(Leach - House Sponsor)

SB 694, A bill to be entitled An Act relating to liability of a religious organization or an employee or volunteer of a religious organization for security services provided to the organization.

SB 694 was passed to third reading.

SB 477 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Smith moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative J. González as a house sponsor to **SB 477**.

The motion prevailed.

CSSB 477 ON SECOND READING
(Bucy, et al. - House Sponsors)

CSSB 477, A bill to be entitled An Act relating to accommodating voters with a disability.

Amendment No. 1

Representatives Bucy and J. González offered the following amendment to **CSSB 477**:

Amend **CSSB 477** (house committee report) as follows:

(1) On page 2, line 16, strike "two parking spaces" and substitute "one parking space".

(2) On page 3, line 7, between "website" and "in", insert ", if the clerk maintains an Internet website,".

Amendment No. 1 was adopted.

CSSB 477, as amended, was passed to third reading.

SB 987 ON SECOND READING
(Gerdes - House Sponsor)

SB 987, A bill to be entitled An Act relating to the reporting of certain information regarding the payment of state money to certain vendors and counties.

SB 987 was passed to third reading.

SB 991 ON SECOND READING
(Leach - House Sponsor)

SB 991, A bill to be entitled An Act relating to the establishment of a crime laboratory portal by the Department of Public Safety of the State of Texas and to disciplinary proceedings applicable to a crime laboratory or license holder investigated by the Texas Forensic Science Commission.

Amendment No. 1

Representative Moody offered the following amendment to **SB 991**:

Amend **SB 991** (house committee report) on page 4 as follows:

(1) On line 14, strike "The attorney" and substitute "In accordance with department rule, the attorney".

(2) On line 15, strike "ensure that" and substitute "designate".

(3) On line 16, strike "is able" and substitute "as an individual who is authorized".

Amendment No. 1 was adopted.

SB 991, as amended, was passed to third reading.

CSSB 1015 ON SECOND READING
(Spiller - House Sponsor)

CSSB 1015, A bill to be entitled An Act relating to periodic rate adjustments by electric utilities.

CSSB 1015 was passed to third reading.

SB 1402 ON SECOND READING
(Howard, Guillen, Neave Criado, Garcia, Harless, et al. - House Sponsors)

SB 1402, A bill to be entitled An Act relating to the composition, continuation, and duties of the Sexual Assault Survivors' Task Force, compensation for task force members and certain other task force participants, and establishment of a mandatory training program for peace officers on responding to reports of child sexual abuse and adult sexual assault.

Amendment No. 1

Representative Howard offered the following amendment to **SB 1402**:

Amend **SB 1402** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 323.0045, Health and Safety Code, is amended to read as follows:

Sec. 323.0045. BASIC SEXUAL ASSAULT FORENSIC EVIDENCE COLLECTION TRAINING. (a) A person who performs a forensic medical examination on a sexual assault survivor must complete [have] at least two hours of basic forensic evidence collection training or the equivalent education that conforms to the evidence collection protocol developed by the attorney general under Section 420.031, Government Code.

(b) A person who completes a continuing medical or nursing education course in forensic evidence collection described by Section 156.057, 204.1563, or 301.306, Occupations Code, that is approved or recognized by the appropriate licensing board is considered to have completed basic ~~[sexual assault]~~ forensic evidence collection training for purposes of this chapter.

(c) Each health care facility that has an emergency department and that is not a SAFE-ready facility shall develop a written policy ~~[plan]~~ to ensure that a person described by Subsection (a) completes training on basic ~~[train personnel on sexual assault]~~ forensic evidence collection in accordance with this section.

SECTION _____. Subchapter A, Chapter 323, Health and Safety Code, is amended by adding Section 323.0046 to read as follows:

Sec. 323.0046. BASIC SEXUAL ASSAULT RESPONSE POLICY AND TRAINING FOR CERTAIN HEALTH CARE FACILITY PERSONNEL. (a) A health care facility that has an emergency department shall provide at least one hour of basic sexual assault response training to facility employees who provide patient admission functions, patient-related administrative support functions, or direct patient care. The training must include instruction on:

(1) the provision of survivor-centered, trauma-informed care to sexual assault survivors; and

(2) the rights of sexual assault survivors under Chapter 56A, Code of Criminal Procedure, including:

(A) the availability of a forensic medical examination, including an examination that is available when a sexual assault survivor does not report the assault to a law enforcement agency; and

(B) the role of an advocate as defined by Section 420.003, Government Code, in responding to a sexual assault survivor.

(b) An employee described by Subsection (a) who completes a continuing medical or nursing education course in forensic evidence collection described by Section 156.057, 204.1563, or 301.306, Occupations Code, that is approved or recognized by the appropriate licensing board is considered to have completed basic sexual assault response training for purposes of this section.

(c) Each health care facility that has an emergency department and that is not a SAFE-ready facility shall develop a written policy to ensure that all appropriate facility personnel complete the basic sexual assault response training required by Subsection (a).

SECTION _____. (a) Section 323.0045(a), Health and Safety Code, as amended by this Act, applies only to a forensic medical examination that occurs on or after December 1, 2023. A forensic medical examination that occurs before the effective date of this Act is governed by the law as it existed immediately before that date, and the former law is continued in effect for that purpose.

(b) Not later than December 1, 2023, a health care facility that has an emergency department shall develop the written policies required by Section 323.0045(c), Health and Safety Code, as amended by this Act, and Section 323.0046(c), Health and Safety Code, as added by this Act.

(c) Notwithstanding Section 323.0046(a), Health and Safety Code, as added by this Act, a health care facility that has an emergency department is not required to comply with that subsection until December 1, 2023.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Patterson offered the following amendment to **SB 1402**:

Amend **SB 1402** on page 4, line 5, by striking "trauma-informed response".

Amendment No. 2 was adopted.

A record vote was requested.

SB 1402, as amended, was passed to third reading by (Record 1964): 114 Yeas, 31 Nays, 1 Present, not voting.

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

Nays — Ashby; Bell, C.; Bell, K.; Bumgarner; Cain; Cook; Dean; DeAyala; Dorazio; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hull; Isaac; Leo-Wilson; Metcalf; Noble; Rogers; Schaefer; Schatzline; Shaheen; Slawson; Spiller; Stucky; Swanson; Tinderholt; Toth; Troxclair; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Canales.

STATEMENTS OF VOTE

When Record No. 1964 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1964 was taken, I was shown voting no. I intended to vote yes.

DeAyala

When Record No. 1964 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1964 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 1964 was taken, I was shown voting yes. I intended to vote no.

Tepper

When Record No. 1964 was taken, I was shown voting yes. I intended to vote no.

Wilson

**SB 2220 ON SECOND READING
(Gervin-Hawkins - House Sponsor)**

SB 2220, 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.

Amendment No. 1

Representative Gervin-Hawkins offered the following amendment to **SB 2220**:

Amend **SB 2220** (house committee printing) as follows:

(1) On page 1, line 23, strike "Subsection (j)" and substitute "Subsections (j) and (k)".

(2) On page 2, between lines 11 and 12, insert the following:

(k) For a municipality described by Subsection (b)(2), the term "qualified project" means only a convention center facility or a venue described by Section 334.001(4)(A), Local Government Code, and any related infrastructure.

Amendment No. 1 was adopted.

SB 2220 - POINT OF ORDER

Representative Hayes raised a point of order against further consideration of **SB 2220** under Rule 8, Section 10(a), of the House Rules on the grounds that the bill is a local bill for which the required notice was not published. The point of order was withdrawn.

A record vote was requested.

SB 2220, as amended, was passed to third reading by (Record 1965): 99 Yeas, 46 Nays, 1 Present, not voting.

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

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

Nays — Bell, C.; Bell, K.; Bonnen; Buckley; Cain; DeAyala; Gerdes; Goldman; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; King, K.; Klick; Landgraf; Leach; Leo-Wilson; Metcalf; Noble; Oliverson; Patterson; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Dean.

STATEMENTS OF VOTE

When Record No. 1965 was taken, I was shown voting yes. I intended to vote no.

Frazier

When Record No. 1965 was taken, I was shown voting yes. I intended to vote no.

Paul

CSSB 1252 ON SECOND READING (Button - House Sponsor)

CSSB 1252, A bill to be entitled An Act relating to the wording of ballot propositions for bond elections.

CSSB 1252 - POINT OF ORDER

Representative J.D. Johnson raised a point of order against further consideration of **CSSB 1252** under Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane to the original purpose of the bill. The point of order was withdrawn.

Representative Button moved to postpone consideration of **CSSB 1252** until 10 a.m. Thursday, June 1.

The motion prevailed.

SB 2474 ON SECOND READING (Jetton - House Sponsor)

SB 2474, A bill to be entitled An Act relating to civil and administrative penalties assessed for violations of statutes or rules governing chemical dependency treatment facilities.

SB 2474 was passed to third reading.

SB 2315 ON SECOND READING
(Clardy - House Sponsor)

SB 2315, A bill to be entitled An Act relating to the creation of a task force to develop a plan for the consolidation of the functions of workforce development programs administered by the Texas Workforce Commission and social services programs administered by the Health and Human Services Commission.

Amendment No. 1

Representative Button offered the following amendment to **SB 2315**:

Amend **SB 2315** (house committee printing) on page 3, between lines 3 and 4, by adding the following appropriately numbered subdivisions to the subsection and renumbering the subdivisions of the subsection accordingly:

() determine whether recipients of program services are attaining employment paying a self-sufficient wage, as determined under Section 2308A.012, Government Code;

() identify potential improvements to child-care data systems in order to streamline child-care data collection as necessary to evaluate the need for and availability of subsidized and unsubsidized child care for recipients of program services;

Amendment No. 1 was adopted.

SB 2315, as amended, was passed to third reading.

SB 2325 ON SECOND READING
(Flores - House Sponsor)

SB 2325, A bill to be entitled An Act relating to the eligibility of certain events for funding under the Major Events Reimbursement Program.

Amendment No. 1

Representative Flores offered the following amendment to **SB 2325**:

Amend **SB 2325** (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 478.0001(3), Government Code, as amended by Chapters 10 (**HB 1472**), 102 (**SB 1265**), 605 (**SB 1155**), and 915 (**HB 3607**), Acts of the 87th Legislature, Regular Session, 2021, is reenacted and amended to read as follows:

(3) "Event" means any of the following and includes any activity related to or associated with the following:

- (A) the Academy of Country Music Awards;
- (B) the Amateur Athletic Union Junior Olympic Games;
- (C) the Bassmaster Classic;
- (D) a Big 12 Football Conference Championship game;
- ~~(E) [(D)]~~ the Breeders' Cup World Championships;
- (F) the CMT (Country Music Television) Music Awards;
- ~~(G) [(E)]~~ a game of the College Football Playoff or its successor;

(H) [~~(F)~~] the Confederation of North, Central America and Caribbean Association Football (Concacaf) Gold Cup;

(I) [~~(F)~~] a CONVRG conference;

(J) [~~(G)~~] an Elite Rodeo Association World Championship;

(K) a Federation Equestre Internationale World Cup Final;

(L) a Federation Internationale de Motocyclisme (FIM) World Supercross Championship race;

(M) the [~~(H)~~ ~~a~~] Formula One United States Grand Prix [automobile race];

(N) [~~(H)~~] the largest event held each year at a sports entertainment venue in this state with a permanent seating capacity, including grandstand and premium seating, of at least 125,000 on September 1, 2021;

(O) [~~(H)~~] the Major League Baseball All-Star Game;

(P) [~~(K)~~] the Major League Soccer All-Star Game or the Major League Soccer Cup;

(Q) [~~(L)~~] a mixed martial arts championship;

(R) [~~(M)~~] the Moto Grand Prix of the United States;

(S) [~~(N)~~] the National Association for Stock Car Auto Racing (NASCAR):

(i) All-Star Race;

(ii) season-ending Championship Race; or

(iii) Texas Grand Prix race;

(T) [~~(O)~~] the National Basketball Association All-Star Game;

(U) [~~(P)~~] a National Collegiate Athletic Association Final Four tournament game;

(V) [~~(O)~~] the National Collegiate Athletic Association men's or women's lacrosse championships;

(W) [~~(R)~~] a national collegiate championship of an amateur sport sanctioned by the national governing body of the sport that is recognized by the United States Olympic Committee;

(X) [~~(S)~~] the National Cutting Horse Association Triple Crown;

(Y) [~~(T)~~] the National Hockey League All-Star Game;

(Z) the National Hot Rod Association Fall Nationals at the Texas Motorplex;

(AA) [~~(U)~~] a national political convention of the Republican National Committee or the Democratic National Committee;

(BB) [~~(V)~~ ~~a championship event in~~] the National Reined Cow Horse Association (NRCHA) Championship Series;

(CC) [~~(W)~~] an Olympic activity, including a Junior or Senior activity, training program, or feeder program sanctioned by the United States Olympic Committee's Community Olympic Development Program;

(DD) [~~(X)~~] a presidential general election debate;

(EE) the Professional Bull Riders World Finals;

(FF) [~~(Y)~~] the Professional Rodeo Cowboys Association National Finals Rodeo;

(GG) a series of cricket matches or competitions within the T20 World Cup;

(HH) [~~(Z)~~] a Super Bowl;

(II) [~~(AA)~~] the United States Open Championship;

(JJ) [~~(BB)~~] a World Cup soccer game or the World Cup soccer tournament;

(KK) [~~(CC)~~] the World Games;

(LL) [~~(DD)~~] a World Wrestling Entertainment WrestleMania event;

or

(MM) [~~(EE)~~] the X Games.

SECTION 2. Section 478.0001(7), Government Code, as amended by Chapters 10 (**HB 472**), 102 (**SB 1265**), and 915 (**HB 3607**), Acts of the 87th Legislature, Regular Session, 2021, is reenacted and amended to read as follows:

(7) "Site selection organization" means:

(A) the Academy of Country Music;

(B) the Amateur Athletic Union;

(C) Bass Anglers Sportsman Society, LLC;

(D) the Big 12 Conference;

(E) CMT (Country Music Television) Productions Inc.;

(F) [~~(D)~~] the College Football Playoff Administration, LLC, or its successor;

(G) [~~(E)~~] the Commission on Presidential Debates;

(H) the Confederation of North, Central America and Caribbean Association Football (Concacaf);

(I) [~~(F)~~] the Democratic National Committee;

(J) [~~(G)~~] Dorna Sports;

(K) [~~(H)~~] the Elite Rodeo Association;

(L) [~~(I)~~] Encore Live;

(M) [~~(J)~~] ESPN or an affiliate;

(N) the Federation Equestre Internationale (FEI);

(O) [~~(K)~~] the Federation Internationale de Football Association (FIFA);

(P) the International Cricket Council;

(Q) [~~(L)~~] the International World Games Association;

(R) [~~(M)~~] Major League Baseball;

(S) [~~(N)~~] Major League Soccer;

(T) [~~(O)~~] the National Association for Stock Car Auto Racing (NASCAR);

(U) [~~(P)~~] the National Basketball Association;

(V) [~~(Q)~~] the National Collegiate Athletic Association;

(W) [~~(R)~~] the National Cutting Horse Association;

(X) [~~(S)~~] the National Football League;

(Y) [~~(T)~~] the National Hockey League;

(Z) the National Hot Rod Association;

(AA) [~~(U)~~] the National Reined Cow Horse Association (NRCHA);

(BB) Professional Bull Riders, LLC;
(CC) [~~(VV)~~] the Professional Rodeo Cowboys Association;
(DD) [~~(WW)~~] the Republican National Committee;
(EE) SX Global;
(FF) [~~(XX)~~] the Ultimate Fighting Championship;
(GG) [~~(YY)~~] the United States Golf Association;
(HH) [~~(ZZ)~~] the United States Olympic Committee;
(II) [~~(AA)~~] World Wrestling Entertainment; or
(JJ) [~~(BB)~~] the national governing body of a sport that is recognized by:

- (i) the Federation Internationale de l'Automobile;
- (ii) Formula One Management Limited or its successor;
- (iii) the National Thoroughbred Racing Association; or
- (iv) the United States Olympic Committee.

SECTION 3. Section 478.0051, Government Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding Subsection (b), an event described by Section 478.0001(3)(GG) may receive funding through the program if a portion of the event is held at one or more sites located in another state or country.

SECTION 4. Section 478.0052, Government Code, is amended to read as follows:

Sec. 478.0052. SINGLE EVENT CLASSIFICATION FOR ELIGIBILITY PURPOSES. For purposes of Section 478.0051:

(1) [-] each presidential general election debate in a series of presidential debates before a general election is considered a separate, single event; and

(2) each series of games for the World Cup soccer tournament held in a market area designated for that series is considered a separate, single event.

SECTION 5. Subchapter B, Chapter 478, Government Code, is amended by adding Section 478.00525 to read as follows:

Sec. 478.00525. SINGLE YEAR CLASSIFICATION FOR ELIGIBILITY PURPOSES FOR CERTAIN SPORTING EVENTS. For purposes of Sections 478.0051(b)(1) and (3), a sporting event listed in Section 478.0001(3) is considered to be held one time in each year if the event is held only one time in any annual season for that sport.

SECTION 6. Section 478.0053, Government Code, is amended to read as follows:

Sec. 478.0053. EXEMPTION FROM CERTAIN ELIGIBILITY REQUIREMENT FOR CERTAIN LARGE VENUES. Section 478.0051(b)(1) does not apply to an event described by Section 478.0001(3)(N) [~~478.0001(3)(H)~~]. If an endorsing municipality or endorsing county requests the office to make a determination under Section 478.0102 for an event described by Section 478.0001(3)(N) [~~478.0001(3)(H)~~], the remaining provisions of this chapter apply to that event as if the event satisfied the eligibility requirements under Section 478.0051(b)(1).

SECTION 7. Subchapter B, Chapter 480, Government Code, is amended by adding Section 480.00515 to read as follows:

Sec. 480.00515. SINGLE YEAR CLASSIFICATION FOR ELIGIBILITY PURPOSES FOR CERTAIN SPORTING EVENTS. For purposes of Sections 480.0051(1) and (3), a sporting event is considered to be held one time in each year if the event is held only one time in any annual season for that sport.

SECTION 8. To the extent of any conflict, this Act prevails over another Act of the 88th Legislature, Regular Session, 2023, relating to nonsubstantive additions to and corrections in enacted codes.

SECTION 9. This Act takes effect September 1, 2023.

Amendment No. 1 was adopted.

A record vote was requested.

SB 2325, as amended, was passed to third reading by (Record 1966): 87 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Canales; Clardy; Cole; Collier; Cortez; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner; Vo; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Buckley; Bumgarner; Burrows; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Frank; Gates; Gerdes; Goldman; Guillen; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Landgraf; Leach; Leo-Wilson; Lujan; Metcalf; Murr; Noble; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Frazier; Kitzman; Walle.

STATEMENTS OF VOTE

When Record No. 1966 was taken, I was shown voting yes. I intended to vote no.

DeAyala

When Record No. 1966 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 1966 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 1966 was taken, I was shown voting yes. I intended to vote no.

Klick

SB 924 ON SECOND READING
(Hayes - House Sponsor)

SB 924, A bill to be entitled An Act relating to the combination of certain election precincts.

(Goldman in the chair)

Amendment No. 1

Representative Bucy offered the following amendment to **SB 924**:

Amend **SB 924** (house committee report) on page 1, line 13, between "million" and the underlined period, by inserting "that does not participate in the countywide polling place program described by Section 43.007".

Amendment No. 1 was adopted.

SB 924, as amended, was passed to third reading.

CSSB 2012 ON SECOND READING
(Hunter - House Sponsor)

CSSB 2012, A bill to be entitled An Act relating to the implementation of a program to meet the reliability needs of the ERCOT power region.

Representative Hunter moved to postpone consideration of **CSSB 2012** until 1 p.m. tomorrow.

The motion prevailed.

SB 2011 ON SECOND READING
(Slawson, et al. - House Sponsors)

SB 2011, A bill to be entitled An Act relating to the authority of the Public Utility Commission of Texas to impose administrative penalties and enter into voluntary mitigation plans; increasing an administrative penalty.

SB 2011 - POINT OF ORDER

Representative Davis raised a point of order against further consideration of **SB 2011** 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.

Amendment No. 1

Representative Slawson offered the following amendment to **SB 2011**:

Amend **SB 2011** (house committee printing) on page 2, line 4, by striking "may" and substituting "must".

Amendment No. 1 was adopted.

A record vote was requested.

SB 2011, as amended, was passed to third reading by (Record 1967): 76 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Bell, C.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frank; Gámez; Gates; Geren; Goodwin; Guillen; Harless; Harris, C.E.; Hayes; Hefner; Holland; Howard; Hull; Hunter; Isaac; Jetton; King, K.; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Murr; Oliverson; Orr; Patterson; Paul; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Spiller; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Nays — Allen; Anchiá; Ashby; Bailes; Bell, K.; Bernal; Bryant; Cole; Collier; Darby; Davis; Flores; Frazier; Garcia; Gerdes; Gervin-Hawkins; González, J.; González, M.; Guerra; Harris, C.J.; Harrison; Hernandez; Hinojosa; Johnson, A.; Johnson, J.E.; Jones, V.; Kacal; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Muñoz; Neave Criado; Noble; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Stucky; Thierry; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Campos; Herrero.

Absent — Bowers; Dutton; Johnson, J.D.; Jones, J.; King, T.; Kitzman; Morales Shaw; Raney.

STATEMENTS OF VOTE

When Record No. 1967 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 1967 was taken, I was shown voting yes. I intended to vote no.

Bhojani

When Record No. 1967 was taken, I was in the house but away from my desk. I would have voted no.

Bowers

When Record No. 1967 was taken, I was shown voting no. I intended to vote yes.

Frazier

When Record No. 1967 was taken, I was shown voting no. I intended to vote yes.

Gerdes

When Record No. 1967 was taken, I was shown voting no. I intended to vote yes.

C.J. Harris

When Record No. 1967 was taken, I was in the house but away from my desk. I would have voted no.

J. Jones

When Record No. 1967 was taken, my vote failed to register. I would have voted yes.

Kitzman

When Record No. 1967 was taken, I was shown voting yes. I intended to vote no.

Lambert

**CSSB 2013 ON SECOND READING
(Hunter - House Sponsor)**

CSSB 2013, A bill to be entitled An Act relating to access to and the security of certain critical infrastructure.

CSSB 2013 was passed to third reading.

**SB 1287 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Hunter moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Vasut as a house sponsor to **SB 1287**.

The motion prevailed.

**SB 1287 ON SECOND READING
(Slawson - House Sponsor)**

SB 1287, A bill to be entitled An Act relating to the cost of interconnecting certain electric generation facilities with the ERCOT transmission system.

SB 1287 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **SB 1287** 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.

Representative Slawson moved to postpone consideration of **SB 1287** until 10 a.m. Thursday, June 1.

The motion prevailed.

SB 1699 ON SECOND READING
(Hunter - House Sponsor)

SB 1699, A bill to be entitled An Act relating to the participation of aggregated distributed energy resources in the ERCOT market.

Amendment No. 1

Representatives Turner, Anchía, Spiller, and Zwiener offered the following amendment to **SB 1699**:

Amend **SB 1699** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.101(b), Utilities Code, is amended to read as follows:

(b) A customer is entitled:

(1) to be informed about rights and opportunities in the transition to a competitive electric industry;

(2) to choose the customer's retail electric provider consistent with this chapter, to have that choice honored, and to assume that the customer's chosen provider will not be changed without the customer's informed consent;

(3) to have access to providers of energy efficiency services, to on-site distributed generation, and to providers of energy generated by renewable energy resources;

(4) to be served by a provider of last resort that offers a commission-approved standard service package;

(5) to receive sufficient information to make an informed choice of service provider;

(6) to be protected from unfair, misleading, or deceptive practices, including protection from being billed for services that were not authorized or provided; ~~and~~

(7) to have an impartial and prompt resolution of disputes with its chosen retail electric provider and transmission and distribution utility;

(8) to participation in demand response programs through retail electric providers that offer demand response programs; and

(9) to receive notice from the retail electric provider that serves the customer when the independent organization certified under Section 39.151 for the ERCOT power region issues an emergency energy alert.

SECTION _____. Subchapter Z, Chapter 39, Utilities Code, is amended by adding Section 39.919 to read as follows:

Sec. 39.919. AVERAGE TOTAL RESIDENTIAL LOAD REDUCTION GOALS. (a) The commission by rule shall establish goals in the ERCOT power region to reduce the average total residential load.

(b) The rules adopted under Subsection (a) must provide for the adoption of a program that:

(1) provides demand response participation to residential customers where reasonably available;

(2) promotes the use of smart metering technology;

(3) is capable of responding to an emergency energy alert about low operating reserves issued by the independent organization certified under Section 39.151 for the ERCOT power region;

(4) provides opportunities for demand response providers to contract with retail electric providers to provide demand response services;

(5) ensures the program does not impact the critical needs of vulnerable populations;

(6) facilitates the widespread deployment of smart responsive appliances and devices in a manner that enables the customer's appliance or device to be enrolled as part of a demand response product or plan offered by a retail electric provider;

(7) establishes the method by which the components of the ratio described by Subsection (c) are calculated for purposes of determining whether the goals described by Subsection (a) have been achieved;

(8) provides for achievement of demand reductions within both summer and winter seasons; and

(9) allows a retail electric provider that offers a demand response program under this section to obtain funding for the demand response program through an energy efficiency incentive program established under Section 39.905 if the program complies with commission requirements adopted under Section 39.905.

(c) The goals described by Subsection (a) must be calculated as a ratio by dividing the amount of load reduced at peak demand by the total amount of demand, at the same time, of all residential customers who have responsive appliances or devices at their premises that reduce the electric consumption of the customers.

(d) A transmission and distribution utility required to provide an energy efficiency incentive program under Section 39.905 may use up to 10 percent of the budgeted spending for those programs on demand response programs described by Subsection (b)(9).

SECTION _____. The Public Utility Commission of Texas shall adopt rules as necessary for the adoption of a program to begin facilitating the widespread deployment of appliances and devices capable of being part of a demand response product or plan offered by a retail electric provider, as provided by Section 39.919(b)(6), Utilities Code, as added by this Act, before December 31, 2024.

Amendment No. 1 was adopted.

SB 1699, as amended, was passed to third reading.

SB 1094 ON SECOND READING
(Price - House Sponsor)

SB 1094, A bill to be entitled An Act relating to purchased power costs incurred by electric utilities.

SB 1094 was passed to third reading.

SB 947 ON SECOND READING
(Hunter - House Sponsor)

SB 947, A bill to be entitled An Act relating to creating a criminal offense for damaging certain critical infrastructure facilities and providing for the prosecution of that conduct as manslaughter in certain circumstances; increasing a criminal penalty.

SB 947 was passed to third reading.

CSSB 25 ON SECOND READING
(Klick - House Sponsor)

CSSB 25, A bill to be entitled An Act relating to support for nursing-related postsecondary education, including scholarships to nursing students, loan repayment assistance to nurses and nursing faculty, and grants to nursing education programs.

Amendment No. 1

Representative Klick offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 1, strike lines 9 through 17 and substitute the following:

(1) "Professional nursing student" means a student enrolled in ~~[an institution of higher education or a private or independent institution of higher education in]~~ a course of study leading to an initial or an advanced degree in professional nursing at:

(A) an institution of higher education;

(B) a private or independent institution of higher education; or

(C) a nonprofit, tax-exempt, regionally accredited college or university operating in accordance with a memorandum of understanding with this state under an executive order issued by the governor.

(2) On page 2, strike lines 13 through 15 and substitute the following:

(A) an institution of higher education;

(B) a private or independent institution of higher education; or

(C) a nonprofit college or university described by Section 61.651(1)(C); and

(3) On page 4, line 1, strike "Section 61.651(1)(B)" and substitute "Section 61.651(1)(C)".

Amendment No. 1 was adopted.

CSSB 25 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE HOWARD: **CSSB 25** creates a scholarship and student loan repayment assistance program for nurses, correct?

REPRESENTATIVE KLICK: Correct.

HOWARD: And certain health care settings, like nursing homes, are experiencing greater nurse shortages than others. Will the loan repayment assistance program prioritize applicants working in these types of settings?

KLICK: Yes, Representative Howard. That is the intent the Higher Education Coordinating Board should prioritize. Whether a person is practicing in a geographical area, a practice setting, or an area practice with an acute nursing shortage—or is likely to practice in such an area as describes in Section 61.655.

REMARKS ORDERED PRINTED

Representative Howard moved to print remarks between Representative Klick and Representative Howard on **CSSB 25**.

The motion prevailed.

CSSB 25, as amended, was passed to third reading.

CSSB 26 ON SECOND READING (Jetton - House Sponsor)

CSSB 26, A bill to be entitled An Act relating to local mental health authority and local behavioral health authority audits and mental and behavioral health reporting, services, and programs.

Amendment No. 1

Representative Price offered the following amendment to **CSSB 26**:

Amend **CSSB 26** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 8.151, Education Code, is amended to read as follows:

Sec. 8.151. DEFINITIONS. In this subchapter:

(1) "Executive commissioner" means the executive commissioner of the Health and Human Services Commission.

(2) "Local[~~,"local~~] mental health authority" and "non-physician mental health professional" have the meanings assigned by Section 571.003, Health and Safety Code.

SECTION _____. Section 8.152, Education Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) If a local mental health authority is unable to employ a professional who qualifies as a non-physician mental health professional, the authority may request a waiver from the executive commissioner for approval to employ, for purposes of performing the functions and duties of a non-physician mental health professional under this subchapter, a person who:

(1) is a licensed master social worker, as defined by Section 505.002, Occupations Code; or

(2) has been issued a licensed professional counselor associate license by the Texas State Board of Examiners of Professional Counselors.

(d) A person approved under a waiver under Subsection (c) shall carry out the functions and duties required of a non-physician mental health professional under this subchapter in the same manner as a non-physician mental health professional employed under Subsection (a) or (b).

SECTION _____. Not later than November 1, 2024, the executive commissioner of the Health and Human Services Commission shall by rule establish the process for requesting a waiver under Section 8.152(c), Education Code, as added by this Act.

Amendment No. 1 was adopted.

CSSB 26, as amended, was passed to third reading.

CSSB 1057 ON SECOND READING
(Harless and Thierry - House Sponsors)

CSSB 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.

Amendment No. 1

Representative Harless offered the following amendment to **CSSB 1057**:

Amend **CSSB 1057** (house committee printing) on page 1, lines 20 and 21, by striking "a convention center facility, a venue, and" and substituting "a venue and".

Amendment No. 1 was adopted.

A record vote was requested.

CSSB 1057, as amended, was passed to third reading by (Record 1968): 111 Yeas, 28 Nays, 2 Present, not voting.

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

Nays — Bell, K.; Cain; Canales; DeAyala; Dorazio; Harris, C.J.; Harrison; Hayes; Isaac; Leo-Wilson; Metcalf; Muñoz; Murr; Noble; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Shaheen; Slawson; Spiller; Tepper; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Campos; Herrero.

Absent — Anderson; Davis; Dean; Frazier; Garcia; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1968 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 1968 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 1968 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1968 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia

When Record No. 1968 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 1968 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1968 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1968 was taken, I was shown voting yes. I intended to vote no.

Swanson

CSSB 627 ON SECOND READING
(Allison - House Sponsor)

CSSB 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.

A record vote was requested.

CSSB 627 was passed to third reading by (Record 1969): 104 Yeas, 35 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Burrows; Button; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson,

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

Nays — Bell, K.; Buckley; Bumgarner; Cain; Canales; Cook; Dean; Gerdes; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Metcalf; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Shaheen; Slawson; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Campos; Herrero.

Absent — Davis; Garcia; Leo-Wilson; Morales Shaw; Reynolds; Schofield.

STATEMENTS OF VOTE

When Record No. 1969 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1969 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia

When Record No. 1969 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 1969 was taken, I was in the house but away from my desk. I would have voted no.

Leo-Wilson

When Record No. 1969 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 1717 ON SECOND READING (Moody - House Sponsor)

SB 1717, A bill to be entitled An Act relating to the prosecution of the offense of stalking.

Amendment No. 1

Representative Moody offered the following amendment to **SB 1717**:

Amend **SB 1717** (house committee report) on page 1 of the bill by striking lines 11 through 21 and substituting the following:

by Section 42.072(a)(3)(A), (B), or (C), Penal Code, including the facts and circumstances surrounding any existing or previous relationship between the actor and the alleged victim, a member of the alleged victim's family or household, or an individual with whom the alleged victim has a dating relationship.

Amendment No. 1 was adopted.

A record vote was requested.

SB 1717, as amended, was passed to third reading by (Record 1970): 140 Yeas, 0 Nays, 2 Present, not voting.

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

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

Absent, Excused — Campos; Herrero.

Absent — Bryant; Dean; Garcia; Morales Shaw; Smith.

STATEMENTS OF VOTE

When Record No. 1970 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 1970 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 1970 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia

When Record No. 1970 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

**SB 1117 ON SECOND READING
(Geren - House Sponsor)**

SB 1117, A bill to be entitled An Act relating to entities that provide video services.

SB 1117 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **SB 1117** under Rule 8, Section 1(a)(1), of the House Rules and under Article III, Section 35, of the Texas Constitution on the grounds that the bill caption failed to give reasonable notice of the subject of the bill and that it contains more than one subject. The point of order was withdrawn.

Representative Geren moved to postpone consideration of **SB 1117** until 10 a.m. Thursday, June 1.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative C. Morales moved to print all remarks on **CSSB 18**.

The motion prevailed.

**SB 1661 ON SECOND READING
(Smith, et al. - House Sponsors)**

SB 1661, A bill to be entitled An Act relating to a ballot scan system used in a central counting station.

SB 1661 was passed to third reading.

**CSSB 21 ON SECOND READING
(Leach - House Sponsor)**

CSSB 21, A bill to be entitled An Act relating to the discipline of judges by the State Commission on Judicial Conduct and the legislature.

(Speaker in the chair)

Representative Leach moved to postpone consideration of **CSSB 21** until 12 p.m. tomorrow.

The motion prevailed.

**SB 379 ON SECOND READING
(Howard and Button - House Sponsors)**

SB 379, A bill to be entitled An Act relating to an exemption from sales and use taxes for certain family care items.

SB 379 was passed to third reading.

SB 471 ON SECOND READING
(C.J. Harris - House Sponsor)

SB 471, A bill to be entitled An Act relating to the investigation by the Texas Commission on Environmental Quality of certain complaints.

SB 471 was passed to third reading.

CSSB 401 ON SECOND READING
(Harless - House Sponsor)

CSSB 401, A bill to be entitled An Act relating to prices charged by a medical staffing services agency during certain designated public health disaster periods; providing a civil penalty.

CSSB 401 was passed to third reading.

SB 1173 ON SECOND READING
(Schofield - House Sponsor)

SB 1173, A bill to be entitled An Act relating to the appointment of criminal law hearing officers and of a special presiding judge and associate judges for certain courts.

SB 1173 - POINT OF ORDER

Representative Wu raised a point of order against further consideration of **SB 1173** 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.

Representative Schofield moved to postpone consideration of **SB 1173** until 10 a.m. Saturday, March 23, 2024.

The motion prevailed.

SB 1269 ON SECOND READING
(Vasut - House Sponsor)

SB 1269, A bill to be entitled An Act relating to admissibility and disclosure of certain evidence in a suit affecting the parent-child relationship filed by the Department of Family and Protective Services.

SB 1269 - POINT OF ORDER

Representative Wu raised a point of order against further consideration of **SB 1269** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill's caption failed to give reasonable notice of the subject of the bill. The point of order was withdrawn.

Representative Vasut moved to postpone consideration of **SB 1269** until 10 a.m. Sunday, April 21, 2024.

The motion prevailed.

SB 1412 ON SECOND READING
(Holland - House Sponsor)

SB 1412, A bill to be entitled An Act relating to regulation of accessory dwelling units by political subdivisions.

SB 1412 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **SB 1412** under Rule 8, Section 1(a), of the House Rules on the grounds that the caption fails to give reasonable notice of the subject of the proposed measure. The point of order was withdrawn.

A record vote was requested.

The vote of the house was taken on passage to third reading of **SB 1412** and the vote was announced yeas 68, nays 70.

A verification of the vote was requested and was granted.

MIDNIGHT

The proceedings continued after 12 a.m. and the following actions occurred on Tuesday, May 23:

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 1971): 68 Yeas, 70 Nays, 1 Present, not voting.

Yeas — Anderson; Bell, C.; Bell, K.; Bernal; Bonnen; Buckley; Bucy; Burns; Burrows; Cain; Clardy; Cole; Cunningham; Frazier; Gámez; Gates; Gerdes; Goldman; Guerra; Guillen; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Holland; Hull; Hunter; Isaac; Jetton; King, K.; Kitzman; Klick; Kuempel; Landgraf; Longoria; Lopez, J.; Lozano; Lujan; Metcalf; Meza; Moody; Murr; Oliverson; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Slawson; Smith; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Turner; VanDeaver; Vasut; Walle; Wilson; Zwiener.

Nays — Allen; Allison; Anchía; Ashby; Bailes; Bryant; Bumgarner; Button; Canales; Capriglione; Collier; Cook; Craddick; Darby; Davis; Dean; DeAyala; Dorazio; Flores; Frank; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harless; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lalani; Leach; Leo-Wilson; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meyer; Morales, C.; Morales, E.; Morrison; Muñoz; Neave Criado; Noble; Ordaz; Ortega; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smithee; Thierry; Thompson, S.; Vo; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero.

Absent — Bhojani; Bowers; Cortez; Dutton; Lambert; Morales Shaw; Perez; Troxclair.

The chair stated that **SB 1412** failed to pass to third reading by the above vote.

STATEMENTS OF VOTE

When Record No. 1971 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 1971 was taken, I was shown voting yes. I intended to vote no.

J. Lopez

When Record No. 1971 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1971 was taken, I was absent because of illness. I would have voted no.

Perez

LEAVE OF ABSENCE GRANTED

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

Perez on motion of Martinez.

**CSSB 1668 ON SECOND READING
(Turner - House Sponsor)**

CSSB 1668, A bill to be entitled An Act relating to property owners' associations, including condominium owners' associations.

CSSB 1668 was passed to third reading.

**CSSB 1861 ON SECOND READING
(K. King - House Sponsor)**

CSSB 1861, A bill to be entitled An Act relating to the provision of virtual education in public schools and to certain waivers and modifications by the commissioner of education to the method of calculating average daily attendance in an emergency or crisis for purposes of preserving school district funding entitlements under the Foundation School Program during that emergency or crisis; authorizing a fee.

Representative K. King moved to postpone consideration of **CSSB 1861** until 1 p.m. today.

The motion prevailed.

**SB 2037 ON SECOND READING
(Oliverson - House Sponsor)**

SB 2037, A bill to be entitled An Act relating to the regulation of platting and subdivisions of land by a municipality or county.

SB 2037 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **SB 2037** 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.

Representative Oliverson moved to postpone consideration of **SB 2037** until 10 a.m. Monday, November 13.

The motion prevailed.

RESOLUTIONS CALENDAR

The chair laid before the house the following resolutions on committee report:

HR 1343 (by Canales)

HR 1343, Urging Congress to pass H.R. 412, designating the U.S. Post Office at 620 East Pecan Boulevard in McAllen as the Agent Raul H. Gonzalez Jr. Memorial Post Office.

HR 1343 was adopted by (Record 1972): 139 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Herrero; Perez.

Absent — Bowers; Cortez; Dutton; Lambert; Morales Shaw; Troxclair.

STATEMENT OF VOTE

When Record No. 1972 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SCR 26**(Clardy - House Sponsor)**

SCR 26, Urging Congress to amend federal law to allow states to provide for the consolidation of federally funded workforce development services with federally funded social safety net services.

SCR 26 was adopted by (Record 1973): 98 Yeas, 38 Nays, 2 Present, not voting.

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

Nays — Anchía; Bhojani; Bryant; Canales; Collier; Davis; Flores; Gámez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hinojosa; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Martinez; Martinez Fischer; Moody; Morales, C.; Muñoz; Neave Criado; Ordaz; Ortega; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Thierry; Turner; Vo; Wu; Zwiener.

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

Absent, Excused — Campos; Herrero; Perez.

Absent — Bernal; Bowers; Cortez; Dutton; Lambert; Morales Shaw; Troxclair; Walle.

STATEMENTS OF VOTE

When Record No. 1973 was taken, my vote failed to register. I would have voted no.

Bowers

When Record No. 1973 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1973 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

**HB 2559 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Vasut called up with senate amendments for consideration at this time,

HB 2559, A bill to be entitled An Act relating to the persons authorized to administer an oath in this state.

Representative Vasut moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 2559**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 2559**: Vasut, chair; Geren, C.J. Harris, Metcalf, and Walle.

**HB 2454 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Guillen called up with senate amendments for consideration at this time,

HB 2454, A bill to be entitled An Act relating to the unlawful acquisition of certain weapons; creating a criminal offense.

Representative Guillen moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 2454**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 2454**: Guillen, chair; Harless, Holland, Lozano, and Plesa.

**HB 2026 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Darby called up with senate amendments for consideration at this time,

HB 2026, A bill to be entitled An Act relating to the Rural Veterinarian Incentive Program.

Representative Darby moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 2026**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 2026**: Darby, chair; M. González, Kuempel, Rogers, and Stucky.

**HB 17 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Cook called up with senate amendments for consideration at this time,

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

Representative Cook moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 17**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 17**: Cook, chair; Darby, Moody, C. Morales, and Murr.

**HJR 3 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Bonnen called up with senate amendments for consideration at this time,

HJR 3, A joint resolution proposing a constitutional amendment renaming the national research university fund as the Texas University Fund, providing for the appropriation of certain investment income from the economic stabilization fund to the Texas University Fund, excepting appropriations to and from the Texas University Fund from the constitutional limit on the rate of growth of appropriations, and appropriating money from the general revenue fund to the Texas University Fund for purposes of providing funding to certain public institutions of higher education to achieve national prominence as major research universities and drive the state economy.

Representative Bonnen moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HJR 3**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HJR 3**: Bonnen, chair; Burrows, Hernandez, Kuempel, and Walle.

**HB 3059 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative T. King called up with senate amendments for consideration at this time,

HB 3059, A bill to be entitled An Act relating to the export fee charged for the transfer of groundwater from a groundwater conservation district.

Representative T. King moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 3059**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 3059**: T. King, chair; Kacal, Price, Rogers, and Zwiener.

PROVIDING FOR ADJOURNMENT

At 12:36 a.m., Representative S. Thompson moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. today.

The motion prevailed.

RESOLUTIONS REFERRED TO COMMITTEES

Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 1 and 2.)

(Zwiener in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 12:40 a.m. Tuesday, May 23, adjourned until 10 a.m. today.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

HR 2047 (By Price), Congratulating Tiffany Ryals of Amarillo ISD on being named the 2022 Elementary Teacher of the Year by the Region 16 Education Service Center.

To Resolutions Calendars.

HR 2048 (By Turner), Commending Emily Amps for her service as chief of staff in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 2049 (By Price), Congratulating Matt Ammerman of Borger High School on being named the 2022-2023 Region 16 High School Principal of the Year by the Texas Association of Secondary School Principals.

To Resolutions Calendars.

HR 2051 (By Cunningham), In memory of James L. Johnston of Kingwood.

To Resolutions Calendars.

HR 2052 (By Kacal), In memory of Richard Michael Hempel of Kosse.

To Resolutions Calendars.

HR 2053 (By Kacal), Congratulating Sam Bennett of Texas A&M University on winning low amateur honors at the 2023 Masters golf tournament.

To Resolutions Calendars.

HR 2054 (By Price), Commemorating Armed Forces Day on May 20, 2023.

To Resolutions Calendars.

HR 2055 (By Bumgarner), Congratulating Kathleen Long on her retirement as a mathematics professor at Dallas College Brookhaven Campus.

To Resolutions Calendars.

HR 2056 (By Bumgarner), Honoring Pat Stone for her many years of service as a crossing guard in Lewisville.

To Resolutions Calendars.

HR 2057 (By Price), Commemorating Armed Forces Day on May 18, 2024.

To Resolutions Calendars.

HR 2058 (By Price), Commemorating Memorial Day 2024.

To Resolutions Calendars.

HR 2059 (By Dutton), In memory of Flossie Mae Hubbard Johnson of Houston.

To Resolutions Calendars.

HR 2060 (By Dutton), In memory of George Herman McGowan of Houston.

To Resolutions Calendars.

HR 2061 (By Leo-Wilson), In memory of Linnie Evelyn Stephenson Standley of Smith Point.

To Resolutions Calendars.

HR 2062 (By Leo-Wilson), Congratulating Kellie Stanford on receiving the Employee Excellence Award for April 2023 from the La Marque Police Department.

To Resolutions Calendars.

HR 2063 (By Leo-Wilson), Congratulating Kelli Rollo on her selection as one of the "44 Under 40" honorees for 2023 by the Baytown Sun.

To Resolutions Calendars.

HR 2064 (By Flores), Congratulating Meanwhile Brewing Company in Austin on its success at the 2022 and 2023 World Beer Cup competitions.

To Resolutions Calendars.

HR 2065 (By Moody), Commending the Logan Sunrise Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2066 (By Moody), Commending the Del Norte Acres Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2067 (By Moody), Commending the Mountain View Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2068 (By Moody), Commending the Irvin Sky Desert Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2069 (By Moody), Commending the North Hills Neighborhood Pride Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2070 (By Moody), Commending the Mountain Park Community Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2071 (By Moody), Commending the Castner Heights Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2072 (By Moody), Commending the Mountainside Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2073 (By Moody), Commending the Sandstone Ranch Estates Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2074 (By Moody), Commending the Thunderbird Estates Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2075 (By Moody), Commending the Coronado Hills Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2076 (By Moody), Commending the Sunrise Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2077 (By Moody), Commending the Star City Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2078 (By Moody), Commending the Upper Mesa Hills Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2079 (By Moody), Commending the Los Nogales Acres Homeowners Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2080 (By Moody), Commending the Franklin Hills No. 7 and No. 8 Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2081 (By Moody), Commending the Upper Valley Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2082 (By Moody), Commending the Zach White Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2083 (By Moody), Commending the Love Road Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2084 (By Moody), Commending the Redd/Mulberry Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2085 (By Moody), Commending the Country Place Community Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2086 (By Moody), Commending the Montoya Gardens Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2087 (By Moody), Commending the Tennis West Neighborhood Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2088 (By Moody), Commending the Montoya Heights Community Improvement Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2089 (By Moody), Commending the Borderland Community Improvement Association for its service to the El Paso community.

To Resolutions Calendars.

HR 2090 (By Walle), Commending Saul Armando Fontes for his service as a Fellow of the Moreno/Rangel Legislative Leadership Program and as a legislative aide in the office of State Representative Armando Walle.

To Resolutions Calendars.

HR 2091 (By Thierry), Congratulating Ellery A. Richard of Second Shiloh Missionary Baptist Church in Houston on his 19th pastoral anniversary.

To Resolutions Calendars.

HR 2092 (By Meyer), Congratulating the Highland Park High School boys' lacrosse team on winning the 2023 THSLL Class AA state championship.

To Resolutions Calendars.

HR 2093 (By Dutton), Congratulating Gladys Goffney on her 50th anniversary as a lawyer.

To Resolutions Calendars.

HR 2094 (By Bowers), Commending the staff members of State Representative Rhetta Andrews Bowers for their service during the 88th Legislative Session.

To Resolutions Calendars.

HR 2095 (By Gámez), Recognizing the eBridge Center for Business and Commercialization for its contributions to Brownsville and the Rio Grande Valley.

To Resolutions Calendars.

HR 2096 (By Gámez), Commemorating the 60th anniversary of the Camille Lightner Playhouse in Brownsville.

To Resolutions Calendars.

HR 2097 (By Bumgarner), Congratulating the Marcus High School girls' soccer team on winning the 2023 UIL 6A state championship.

To Resolutions Calendars.

HR 2098 (By Gámez), Recognizing May 21 through 27, 2023, as National PEO Week.

To Resolutions Calendars.

HR 2099 (By Lozano), Commending Jon Whatley for his service to the Odem-Edroy Independent School District Board of Trustees.

To Resolutions Calendars.

HR 2101 (By R. Lopez), Congratulating the members of Team Spicy Ketchup of Universal City on their performance at the FIRST Tech Challenge World Robotics Championship in Houston.

To Resolutions Calendars.

HR 2102 (By Bernal), Congratulating the Wolfbots robotics team from San Antonio on its success at the 2023 FIRST Lego League state championship.

To Resolutions Calendars.

HR 2103 (By Dutton), In memory of Erica Nicole Patterson Hicks.

To Resolutions Calendars.

HR 2104 (By Flores), Congratulating Pinhouse in Austin on winning a silver award at the 2023 World Beer Cup competition.

To Resolutions Calendars.

HR 2105 (By Ordaz), Commending Eric Hale for his service as a policy aide in the office of State Representative Claudia Ordaz.

To Resolutions Calendars.

HR 2106 (By Lozano), Congratulating Brandon W. Barrera on his election as the Kleberg County justice of the peace for Precinct No. 2.

To Resolutions Calendars.

HR 2107 (By J. Jones), In memory of Etta Crockett of Houston.

To Resolutions Calendars.

HR 2108 (By Ordaz), Commending Patricia Newman for her service as legislative director in the office of State Representative Claudia Ordaz during the 88th Legislature.

To Resolutions Calendars.

HR 2109 (By E. Morales), Commemorating the 25th anniversary of Willow Creek Adult Day Care.

To Resolutions Calendars.

HR 2110 (By E. Morales), Recognizing Julio's Seasoning & Corn Chips in Del Rio for its contributions to the community.

To Resolutions Calendars.

HR 2111 (By J.E. Johnson), Congratulating the Coppell High School girls' golf team on its participation in the 2023 UIL Golf State Tournament.

To Resolutions Calendars.

HR 2112 (By Smithee), Congratulating the tennis team from Randall High School in Amarillo on its success during the 2022-2023 fall and spring seasons.

To Resolutions Calendars.

HR 2113 (By Romero), Congratulating Henry Cagigal on being named a head golf professional with the City of Fort Worth Golf Division.

To Resolutions Calendars.

HR 2115 (By Wu), In memory of Alex Wang of Houston.

To Resolutions Calendars.

HR 2117 (By Lalani), Commemorating Sindhi Saqafat 2023.

To Resolutions Calendars.

HR 2118 (By Lujan), In memory of Allen Ralph Trejo of San Antonio.

To Resolutions Calendars.

HR 2119 (By Hinojosa), Congratulating the Highland Park Elementary School archery team on winning the national championship at the 2023 NASP Western Nationals.

To Resolutions Calendars.

HR 2120 (By Spiller), Congratulating members of the Nocona High School girls' track team on their performances in the 2A competition at the 2023 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 2121 (By Herrero), Congratulating Judy Nikol Gonzalez on graduating as salutatorian of the Class of 2023 at Robstown Early College High School.

To Resolutions Calendars.

HR 2122 (By Herrero), Congratulating Lupe Lionel Herrera on graduating as valedictorian of the Class of 2023 at Robstown Early College High School.

To Resolutions Calendars.

HR 2123 (By Herrero), Congratulating Nikolai Conor Steen on graduating as co-valedictorian of the Class of 2023 at Incarnate Word Academy in Corpus Christi.

To Resolutions Calendars.

HR 2124 (By Herrero), Congratulating David Christopher Matl on graduating as co-valedictorian of the Class of 2023 at Incarnate Word Academy in Corpus Christi.

To Resolutions Calendars.

HR 2125 (By Herrero), Congratulating D'Schon Leon Simmons on graduating as salutatorian of the Class of 2023 at West Oso High School in Corpus Christi.

To Resolutions Calendars.

HR 2126 (By Herrero), Congratulating Rubi Ann Amaya on graduating as valedictorian of the Class of 2023 at West Oso High School in Corpus Christi.

To Resolutions Calendars.

HR 2127 (By Herrero), Congratulating Alex Akire Fuentes on graduating as salutatorian of the Class of 2023 at Tuloso-Midway High School in Corpus Christi.

To Resolutions Calendars.

HR 2128 (By Herrero), Congratulating Andrea Herrero on graduating as valedictorian of the Class of 2023 at Tuloso-Midway High School in Corpus Christi.

To Resolutions Calendars.

HR 2129 (By Herrero), Congratulating Angela Abigail Avila on graduating as salutatorian of the Class of 2023 at Collegiate High School in Corpus Christi.

To Resolutions Calendars.

HR 2130 (By Herrero), Congratulating Jonathon Ryan Jimenez Jr. on graduating as valedictorian of the Class of 2023 at Collegiate High School in Corpus Christi.

To Resolutions Calendars.

HR 2131 (By Herrero), Congratulating Kiara La'Rose Miller on graduating as salutatorian of the Class of 2023 at Harold T. Branch Academy in Corpus Christi.

To Resolutions Calendars.

HR 2132 (By Herrero), Congratulating Brenden Carlos Galvan on graduating as valedictorian of the Class of 2023 at Harold T. Branch Academy in Corpus Christi.

To Resolutions Calendars.

HR 2133 (By Herrero), Congratulating Gabriel Roman Del Gallo on graduating as salutatorian of the Class of 2023 at Calallen High School in Corpus Christi.

To Resolutions Calendars.

HR 2134 (By Herrero), Congratulating Miguel Antonio Arizmendi on graduating as valedictorian of the Class of 2023 at Calallen High School in Corpus Christi.

To Resolutions Calendars.

HR 2135 (By Herrero), Congratulating Jace Wilson on graduating as valedictorian of the Class of 2023 at Bishop High School.

To Resolutions Calendars.

HR 2136 (By Herrero), Congratulating Joseph Luke Riddell on graduating as salutatorian of the Class of 2023 at Banquete High School.

To Resolutions Calendars.

HR 2137 (By Herrero), Congratulating Ahmi Mikayla Robertson on graduating as valedictorian of the Class of 2023 at Banquete High School.

To Resolutions Calendars.

HR 2138 (By Toth), Commending Joe Haliti of Conroe for his contributions to the community.

To Resolutions Calendars.

HR 2139 (By Thimesch), Congratulating Emma Sralla of Marcus High School on winning the 6A discus championship at the 2023 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 2140 (By Thimesch), Congratulating Mike Donnelly on being named mayor emeritus of Double Oak.

To Resolutions Calendars.

HR 2141 (By Paul), Congratulating Saad Nadeem on his graduation from the University of Houston.

To Resolutions Calendars.

HR 2142 (By E. Thompson), Congratulating the Berry Miller Junior High School Honors Band of Pearland ISD on receiving the Sudler Silver Cup from the John Philip Sousa Foundation.

To Resolutions Calendars.

HR 2143 (By Herrero), Congratulating MaKenzie E. Uribe on graduating as salutatorian of the Class of 2023 at Foy H. Moody High School in Corpus Christi.

To Resolutions Calendars.

HR 2144 (By Herrero), Congratulating Lindsey A. Guerra on graduating as valedictorian of the Class of 2023 at Foy H. Moody High School in Corpus Christi.

To Resolutions Calendars.

HR 2145 (By Herrero), Congratulating Delwin Y. Kim on graduating as salutatorian of the Class of 2023 at W. B. Ray High School in Corpus Christi.

To Resolutions Calendars.

HR 2146 (By Herrero), Congratulating Joanna B. Wang on graduating as valedictorian of the Class of 2023 at W. B. Ray High School in Corpus Christi.

To Resolutions Calendars.

HR 2147 (By Herrero), Congratulating Nicole Salman on graduating as salutatorian of the Class of 2023 at Mary Carroll High School in Corpus Christi.

To Resolutions Calendars.

HR 2148 (By Herrero), Congratulating Isaiah Gomez on graduating as valedictorian of the Class of 2023 at Mary Carroll High School in Corpus Christi.

To Resolutions Calendars.

HR 2149 (By Herrero), Congratulating Sara Bowles on graduating as salutatorian of the Class of 2023 at Richard King High School in Corpus Christi.

To Resolutions Calendars.

HR 2150 (By Herrero), Congratulating Meygan Garcia on graduating as valedictorian of the Class of 2023 at Richard King High School in Corpus Christi.

To Resolutions Calendars.

HR 2151 (By Herrero), Congratulating Maharshi J. Patel on graduating as salutatorian of the Class of 2023 at Veterans Memorial High School in Corpus Christi.

To Resolutions Calendars.

HR 2152 (By Harrison), Congratulating Leonard "Junior" Evans and Martha Evans of Ovilla on their 50th wedding anniversary.

To Resolutions Calendars.

HR 2153 (By Herrero), Congratulating Zara G. Borkowski on graduating as valedictorian of the Class of 2023 at Veterans Memorial High School in Corpus Christi.

To Resolutions Calendars.

HR 2154 (By Herrero), Congratulating Alondra G. Garza Ramos on graduating as salutatorian of the Class of 2023 at Roy Miller High School in Corpus Christi.

To Resolutions Calendars.

HR 2155 (By Herrero), Congratulating Isabella B. Alonso-Cantu on graduating as valedictorian of the Class of 2023 at Roy Miller High School in Corpus Christi.

To Resolutions Calendars.

HR 2156 (By Leo-Wilson), Congratulating Dr. Tara Marshall of Chambers County on being selected as one of the "44 Under 40" honorees for 2023 by the Baytown Sun.

To Resolutions Calendars.

HR 2157 (By Leo-Wilson), Congratulating Samantha Humphrey on being selected as one of the "44 Under 40" honorees for 2023 by the Baytown Sun.

To Resolutions Calendars.

HR 2158 (By Leo-Wilson), Congratulating Dr. Emma Edwards of Chambers County on being selected as one of the "44 Under 40" honorees for 2023 by the Baytown Sun.

To Resolutions Calendars.

HR 2159 (By Leo-Wilson), Congratulating Dr. Todd Adkins of Chambers County on being selected as one of the "44 Under 40" honorees for 2023 by the Baytown Sun.

To Resolutions Calendars.

HR 2160 (By Dutton), In memory of Sammie Charles Harris.

To Resolutions Calendars.

HR 2161 (By Dutton), In memory of Etta Crockett of Houston.

To Resolutions Calendars.

HR 2162 (By Zwiener), Honoring the staff and electrical utility line workers of Pedernales Electric Cooperative for their efforts during the 2023 winter storm.

To Resolutions Calendars.

HR 2163 (By Zwiener), Honoring Pedernales Electric Cooperative on the 85th anniversary of its incorporation.

To Resolutions Calendars.

HR 2164 (By Zwiener), Congratulating the San Marcos High School boys' basketball team on its success during the 2022-2023 season.

To Resolutions Calendars.

HR 2165 (By Zwiener), Congratulating Stephanie Reyes on becoming the first female city manager of San Marcos.

To Resolutions Calendars.

HR 2166 (By Walle), Commending Esmeralda Ledezma for her service as a legislative aide in the office of State Representative Armando Walle.

To Resolutions Calendars.

HR 2167 (By Walle), Commending Jesha Magee for her service as a policy analyst in the office of State Representative Armando Walle.

To Resolutions Calendars.

HR 2168 (By Neave Criado), Honoring Kristina N. Kastl for her service as president of the Dallas Bar Association.

To Resolutions Calendars.

HR 2169 (By Leach), In memory of Ray Cox.

To Resolutions Calendars.

HR 2170 (By Longoria), Commending Joel A. Garza and the All Star Theatre for their contributions to the Rio Grande Valley.

To Resolutions Calendars.

HR 2171 (By Turner), In memory of Eddie Baker Freeman Jr. of Grand Prairie.

To Resolutions Calendars.

HR 2172 (By Holland), Congratulating Texas Products and its president, Frank Conselman, for receiving a 2023 Longhorn 100 award from Texas Exes.

To Resolutions Calendars.

HR 2173 (By Holland), Congratulating Trace Johannesen on being sworn in as mayor of Rockwall.

To Resolutions Calendars.

HR 2174 (By Morrison), Commemorating the 175th anniversary of Yorktown.

To Resolutions Calendars.

HR 2175 (By Garcia), Honoring Patricia Ann Vasquez of San Antonio for her service to Ignite Community Solutions.

To Resolutions Calendars.

HR 2176 (By Turner), Commending Nicole Hawkins for her service as constituent services and outreach manager in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 2177 (By Leo-Wilson), Congratulating Danny Campbell of Chambers County on his selection as one of the "44 Under 40" honorees by the Baytown Sun.

To Resolutions Calendars.

HR 2179 (By Leo-Wilson), Honoring the Mont Belvieu Area Chamber of Commerce as it approaches its 40th anniversary in 2024.

To Resolutions Calendars.

HR 2180 (By Flores), Commemorating the centennial of the Austin Branch of the American Association of University Women.

To Resolutions Calendars.

HR 2181 (By Reynolds), Congratulating Adam Sanchez on his election to the Stafford Municipal School District Board of Trustees.

To Resolutions Calendars.

HR 2182 (By Reynolds), Honoring the Texas Legislative Black Caucus on the occasion of its 50th anniversary.

To Resolutions Calendars.

HR 2183 (By Reynolds), Congratulating Dexter McCoy on his election as the Fort Bend County commissioner for Precinct 4.

To Resolutions Calendars.

HR 2185 (By Reynolds), Honoring State Representative Senfronia Thompson for 50 years of service in the Texas House.

To Resolutions Calendars.

HR 2186 (By Reynolds), Congratulating the boys' track team of Thurgood Marshall High School in Missouri City on winning the 2023 UIL 5A state championship.

To Resolutions Calendars.

HR 2187 (By Reynolds), Congratulating Mike Berezin on his retirement as chief of the Missouri City Police Department.

To Resolutions Calendars.

HR 2188 (By Reynolds), Honoring Tramar Lacel Dillard, known professionally as Flo Rida, for his success as a rapper, singer, songwriter and composer.

To Resolutions Calendars.

HR 2189 (By Reynolds), Recognizing the creation of the Texas Historically Black Colleges and Universities Legislative Caucus.

To Resolutions Calendars.

HR 2190 (By J. Jones), Congratulating Laila Payne of Carnegie Vanguard High School in Houston on winning a gold medal at the 2023 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 2191 (By Paul), Commending Jake R. Skelton for his service as a legislative intern in the office of State Representative Dennis Paul.

To Resolutions Calendars.

HR 2192 (By M. González), Recognizing the cultural and historical significance of the Camino Real de Tierra Adentro.

To Resolutions Calendars.

List No. 2

HR 2050 (By Dorazio), Urging the federal government to support the construction of the Eastern Mediterranean gas pipeline.

To International Relations and Economic Development.

HR 2178 (By Leo-Wilson), Congratulating Tom Schwenk on his induction into the Realtor Political Action Committee Hall of Fame.

To Licensing and Administrative Procedures.

HR 2184 (By Reynolds), Honoring former state representative Sylvester Turner for his achievements as mayor of Houston.

To Urban Affairs.

SIGNED BY THE SPEAKER

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

House List No. 25

HB 6, HB 63, HB 73, HB 103, HB 207, HB 246, HB 282, HB 291, HB 387, HB 433, HB 587, HB 627, HB 628, HB 639, HB 671, HB 679, HB 697, HB 730, HB 891, HB 916, HB 1184, HB 1195, HB 1263, HB 1290, HB 1416, HB 1427, HB 1434, HB 1440, HB 1442, HB 1457, HB 1553, HB 1631, HB 1632, HB 1647, HB 1661, HB 1699, HB 1712, HB 1769, HB 1778, HB 1817, HB 1825, HB 1885, HB 1900, HB 1911, HB 1913, HB 1914, HB 2002, HB 2022, HB 2065, HB 2127, HB 2154, HB 2157, HB 2170, HB 2291, HB 2314, HB 2354, HB 2499, HB 2590, HB 2636, HB 2719, HB 2754, HB 2804, HB 2835, HB 2837, HB 2867, HB 2876, HB 2897, HB 2929, HB 3014, HB 3025, HB 3053, HB 3096, HB 3099, HB 3132, HB 3162, HB 3186, HB 3223, HB 3287, HB 3288, HB 3311, HB 3313, HB 3444, HB 3485, HB 3492, HB 3554, HB 3558, HB 3599, HB 3660, HB 3730, HB 3765, HB 3860, HB 3928, HB 4051, HB 4057, HB 4077, HB 4128, HB 4141, HB 4218, HB 4333, HB 4446, HB 4504, HB 4528, HB 4539, HB 4595, HB 4611, HB 4742, HB 4844, HB 4906, HB 5195, HB 5303, HB 5311, HB 5394, HCR 4, HCR 12, HCR 36, HCR 42, HCR 45, HCR 61, HCR 75, HCR 77, HCR 82, HCR 83, HCR 86, HJR 132

House List No. 26

HB 5174, HCR 119

House List No. 27

HB 844, HB 3208, HB 4142, HB 4928, HB 5310

Senate List No. 28

SB 247, SB 261, SB 267, SB 323, SB 576, SB 621, SB 780, SB 944, SB 975, SB 1246, SB 1471, SB 1849, SB 2139, SCR 2, SCR 13, SCR 42, SJR 64

Senate List No. 29

SB 37, SB 52, SB 135, SB 252, SB 280, SB 348, SB 361, SB 372, SB 374, SB 414, SB 485, SB 496, SB 526, SB 539, SB 540, SB 646, SB 658, SB 691, SB 739, SB 867, SB 904, SB 983, SB 994, SB 1045, SB 1122, SB 1393, SB 1439, SB 1551, SB 1599, SB 1614, SB 1653, SB 1710, SB 2017, SB 2106,

**SB 2119, SB 2150, SB 2269, SB 2275, SB 2310, SB 2333, SB 2379, SB 2399,
SB 2493, SB 2612, SJR 74**

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
Monday, May 22, 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 3 Burrows SPONSOR: Nichols
Relating to measures for ensuring public school safety, including the development of, implementation of, and funding for public school safety and security requirements and the provision of safety-related resources.
(Committee Substitute/Amended)

HB 12 Rose SPONSOR: Kolkhorst
Relating to the duration of services provided under Medicaid to women following a pregnancy.
(Amended)

HB 315 Cortez SPONSOR: Zaffirini
Relating to a statement by the secretary of state regarding the furnishing of certain personal information on an application for a ballot to be voted by mail.

HB 422 VanDeaver SPONSOR: Perry
Relating to remotely conducting detention hearings in juvenile cases.
(Committee Substitute/Amended)

HB 699 Frank SPONSOR: Paxton
Relating to determining the student enrollment of a public school that allows non-enrolled students to participate in University Interscholastic League activities for purposes of assigning a University Interscholastic League classification.

HB 711 Frank SPONSOR: Kolkhorst
Relating to certain contract provisions and conduct affecting health care provider networks.
(Amended)

HB 999 Price SPONSOR: Schwertner

Relating to the effect of certain reductions in a health benefit plan enrollee's out-of-pocket expenses for certain prescription drugs on enrollee cost-sharing requirements.

HB 1009 Turner SPONSOR: West
Relating to criminal history record information reviews of certain individuals providing services to individuals with an intellectual or developmental disability under Medicaid; providing an administrative penalty.
(Amended)

HB 1211 Guillen SPONSOR: Zaffirini
Relating to repayment of certain mental health professional education loans.
(Amended)

HB 1526 Harris, Cody SPONSOR: Hughes
Relating to parkland dedication for multifamily, hotel, and motel property development by certain municipalities; authorizing a fee.

HB 1794 Schaefer SPONSOR: Hughes
Relating to funding for The University of Texas at Tyler's school of pharmacy.

HB 2177 Stucky SPONSOR: LaMantia
Relating to establishing a digital course materials pilot program.

HB 2620 Geren SPONSOR: King
Relating to the confinement in a county jail of a person pending a transfer to the Texas Department of Criminal Justice and to compensation to a county for certain costs of confinement.
(Committee Substitute)

HB 2671 Cook SPONSOR: Zaffirini
Relating to the postponement of a hearing for a temporary order in certain family law cases referred to mediation.

HB 2847 Darby SPONSOR: Sparks
Relating to the jurisdiction of the Railroad Commission of Texas over and a study of the production, pipeline transportation, and storage of hydrogen.
(Committee Substitute)

HB 3286 Klick SPONSOR: Hancock
Relating to prescription drug benefits under Medicaid and the child health plan program.
(Amended)

HB 3297 Harris, Cody SPONSOR: Middleton
Relating to the elimination of regular mandatory vehicle safety inspections for noncommercial vehicles and the imposition of replacement fees.
(Amended)

HB 3474 Leach SPONSOR: Hughes
Relating to the operation and administration of and practices and procedures regarding proceedings in the judicial branch of state government, including the service of process and delivery of documents related to the proceedings, the

administration of oaths, and the management of the Texas Indigent Defense Commission, and the composition of certain juvenile boards; establishing a civil penalty; increasing certain court costs; authorizing fees.

(Committee Substitute/Amended)

HB 3699 Wilson SPONSOR: Bettencourt
Relating to municipal regulation of subdivisions and approval of subdivision plans or plats.
(Committee Substitute)

HB 3712 Hernandez SPONSOR: Menéndez
Relating to authorizing a holder of a distributor's license to provide samples of malt beverages to retailers.

HB 3956 Smith SPONSOR: Creighton
Relating to the creation of DNA records for a person arrested for a felony offense and the expunction of DNA records in certain circumstances.

HB 4170 Campos SPONSOR: LaMantia
Relating to enforcement actions taken against a child-care or child-placing agency administrator's license.

HB 4363 Kuempel SPONSOR: Hinojosa
Relating to the establishment of the Future Texas Teachers Scholarship Program for certain students at public institutions of higher education.
(Amended)

HB 4451 Bhojani SPONSOR: Flores
Relating to a report by the Texas Workforce Commission regarding apprenticeship opportunities in this state for emerging and high-demand industries.

HB 5409 Paul SPONSOR: Huffman
Relating to the board of directors and duties of the Gulf Coast Protection District.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 994 (23 Yeas, 8 Nays)

SB 1045 (19 Yeas, 12 Nays)

SB 1599 (31 Yeas, 0 Nays)

SJR 74 (28 Yeas, 3 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 22

Senate Conferees: Springer - Chair/Bettencourt/Campbell/Hinojosa/Huffman

SB 1516

Senate Conferees: King - Chair/Bettencourt/Flores/Hinojosa/Middleton

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

HB 473

Senate Conferees: Sparks - Chair/Campbell/Creighton/Flores/Springer

HB 2484

Senate Conferees: LaMantia - Chair/Campbell/Kolkhorst/Parker/West

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Monday, May 22, 2023 - 2

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

LOCAL AND UNCONTESTED CALENDAR

HB 357

Bucy

SPONSOR: Hughes

Relating to the requirements to access the online tracker of an application for a ballot to be voted by mail.

(Committee Substitute)

HB 430

VanDeaver

SPONSOR: Perry

Relating to the criteria and qualifications for distributions under the rural volunteer fire department assistance program.

HB 456

Craddick

SPONSOR: King

Relating to an exemption from ad valorem taxation of certain interests in a mineral in place owned by certain charitable organizations.

(Committee Substitute)

HB 630

Vasut

SPONSOR: Huffman

Relating to the provision of lifeguards by certain municipalities and counties on public beaches.

HB 660

Cook

SPONSOR: Zaffirini

Relating to the enforcement and administration of certain protective orders.

- HB 784** Ordaz SPONSOR: Blanco
Relating to the delegation of certain authority of a county judge or commissioners court in certain counties.
(Committee Substitute)
- HB 975** Neave Criado SPONSOR: Johnson
Relating to the designation of the portion of Interstate Highway 635 in Mesquite as the Officer Richard Houston II Memorial Highway.
- HB 995** Muñoz, Jr. SPONSOR: Paxton
Relating to sheriff's department disability leave in certain counties.
- HB 1002** Price SPONSOR: Perry
Relating to the membership of a public school concussion oversight team and the removal of a public school student from an interscholastic athletic activity on the basis of a suspected concussion.
- HB 1198** Dean SPONSOR: Hughes
Relating to a public awareness campaign to promote the proper attachment of trailers to certain motor vehicles.
- HB 1199** Dean SPONSOR: Hughes
Relating to the inclusion of certain information regarding trailers in vehicle accident reports.
- HB 1283** Oliverson SPONSOR: Hughes
Relating to prescription drug formularies applicable to the Medicaid managed care program.
- HB 1305** Hefner SPONSOR: Paxton
Relating to the designation of a portion of State Highway 19 as the Mildred McMillan Garrett Memorial Bridge.
- HB 1330** Morales, Eddie SPONSOR: Blanco
Relating to a grant program for public improvement projects for unincorporated communities in certain counties.
- HB 1703** Ordaz SPONSOR: Blanco
Relating to the workforce development evaluation system administered by the Texas Workforce Commission, including the establishment of a workforce development career education and training evaluation pilot program.
- HB 1968** Harris, Caroline SPONSOR: Schwertner
Relating to the designation of a portion of Interstate Highway 35 in Williamson County as the Officer Charles Whites Memorial Highway.
- HB 2100** Price SPONSOR: Schwertner
Relating to eligibility requirements for student loan repayment assistance for certain mental health professionals.
- HB 2166** Guerra SPONSOR: LaMantia
Relating to designating March 4 as COVID-19 Heroes and Memorial Day.
- HB 2443** Harris, Cody SPONSOR: Perry

Relating to the authority of certain persons to petition a groundwater conservation district to change certain rules.

HB 2503 Lujan SPONSOR: Flores

Relating to the issuance of specialty license plates for veterans with disabilities and recipients of the Texas Humanitarian Service Medal and federal Humanitarian Service Medal.

HB 2508 Jetton SPONSOR: Kolkhorst

Relating to the disbursement of money by a levee improvement district.

HB 2616 Vasut SPONSOR: LaMantia

Relating to the operation of and lighting equipment for medical examiner vehicles and vehicles operated by justices of the peace in certain circumstances.

HB 2658 Leach SPONSOR: Middleton

Relating to grounds for the involuntary termination of the parent-child relationship.

HB 2700 Guillen SPONSOR: Huffman

Relating to prosecution of certain criminal offenses prohibiting sexually explicit visual material involving children.

HB 2706 Shine SPONSOR: Zaffirini

Relating to the regulation of manufactured homes.
(Committee Substitute)

HB 2738 Thompson, Ed SPONSOR: Miles

Relating to certain indefinite quantity contracts entered into by the General Land Office in the event of a natural disaster.

HB 2956 Shine SPONSOR: Flores

Relating to municipal annexation of an area adjacent to contiguous or connecting railroad rights-of-way.

HB 3045 Bonnen SPONSOR: Middleton

Relating to the designation of a portion of Farm-to-Market Road 517 in Brazoria and Galveston Counties as the Ken Clark Memorial Highway.

HB 3126 Gamez SPONSOR: Alvarado

Relating to the definitions of "pass" and "passing" used in reference to a vehicle.

HB 3156 Leach SPONSOR: LaMantia

Relating to liability of engineers and certain business entities performing construction monitoring and inspection services for the Texas Department of Transportation.

HB 3161 Hull SPONSOR: Huffman

Relating to the duties of a justice of the peace, medical examiner, or other investigator regarding the bodies of unidentified deceased persons and to the control by certain persons of the disposition of a deceased person's remains.
(Committee Substitute)

HB 3278 Price SPONSOR: Blanco

Relating to the joint planning of desired future conditions in groundwater management areas.

HB 3462 Noble SPONSOR: Sparks
Relating to the consolidation of ombudsman programs administered by the Health and Human Services Commission.
(Committee Substitute)

HB 3506 Harris, Caroline SPONSOR: Hughes
Relating to the storage in and removal from certain DNA databases of certain DNA samples.
(Committee Substitute)

HB 3645 Guillen SPONSOR: LaMantia
Relating to requirements for the issuance of certain driver's licenses and commercial driver's licenses.

HB 3646 Guillen SPONSOR: LaMantia
Relating to certain regulations regarding commercial driver's licenses.

HB 3743 Goldman SPONSOR: Kolkhorst
Relating to the Texas Department of Licensing and Regulation; expanding authority to adopt fees.

HB 3798 Guillen SPONSOR: LaMantia
Relating to making certain voluntary contributions when applying for a driver's license, commercial driver's license, or personal identification certificate.

HB 3929 Cook SPONSOR: Hughes
Relating to the adoption by the Supreme Court of Texas of the Uniform Interstate Depositions and Discovery Act.

HB 4012 Kitzman SPONSOR: Zaffirini
Relating to the administration of the electronic state business daily.

HB 4085 Spiller SPONSOR: Perry
Relating to the payment by the state or a county of costs for certain mental health hearings or proceedings.

HB 4316 Goldman SPONSOR: Zaffirini
Relating to regulation of residential service contract providers, sellers, and administrators.

HB 4375 VanDeaver SPONSOR: Perry
Relating to instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator in public schools.

HB 4416 Goldman SPONSOR: Kolkhorst
Relating to the regulation of auctioneering by the Texas Department of Licensing and Regulation; authorizing an administrative penalty.

HB 4417 Goldman SPONSOR: Zaffirini
Relating to the administration of court-ordered programs regulated by the Texas Department of Licensing and Regulation.

HB 4704 Morrison SPONSOR: Huffman

Relating to taxing authority of Jackson County County-Wide Drainage District.
(Committee Substitute)

HB 4765 Dutton SPONSOR: Hughes

Relating to inheritance rights of adoptive parents.

HB 4879 Holland SPONSOR: Flores

Relating to incident-based reporting of information and statistics concerning offenses committed in this state and the establishment of the Texas crime information system by the Department of Public Safety.

HB 4932 Lopez, Janie SPONSOR: Sparks

Relating to the amount of foreign emissions of air contaminants in nonattainment areas and the revision of the state implementation plan to account for those emissions.

HB 5066 Geren SPONSOR: Schwertner

Relating to electricity service in areas of this state with a need for transmission projects.

(Committee Substitute)

HB 5304 Wilson SPONSOR: Schwertner

Relating to the creation of the Williamson County Municipal Utility District No. 46; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5314 Kitzman SPONSOR: Kolkhorst

Relating to the creation of the Waller County Municipal Utility District No. 56; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5318 Metcalf SPONSOR: Kolkhorst

Relating to the creation of the Montgomery County Water Control and Improvement District No. 6; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5320 Metcalf SPONSOR: Kolkhorst

Relating to the creation of the Montgomery County Municipal Utility District No. 227; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5336 Vasut SPONSOR: Huffman

Relating to the powers and duties of Port Freeport; limiting the authority of certain municipalities to regulate land use by Port Freeport; and the creation of a reinvestment zone containing property owned by Port Freeport.

(Committee Substitute)

HB 5339 Metcalf SPONSOR: Kolkhorst

Relating to the creation of the Montgomery County Municipal Utility District No. 223; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5343 Kitzman SPONSOR: Huffman

Relating to the creation of the Wharton County Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5349 Kitzman SPONSOR: Kolkhorst

Relating to the creation of the Austin County Municipal Utility District No. 4; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5357 Wilson SPONSOR: Flores

Relating to the creation of the Liberty Hill Municipal Utility District; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5365 Kitzman SPONSOR: Kolkhorst

Relating to the creation of the Austin County Municipal Utility District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5367 Buckley SPONSOR: Schwertner

Relating to the creation of the Solana Ranch Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5369 Gerdes SPONSOR: Schwertner

Relating to the creation of the Sandow Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5374 Metcalf SPONSOR: Kolkhorst

Relating to the creation of the Montgomery County Municipal Utility District No. 226; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5379 Wilson SPONSOR: Schwertner

Relating to the creation of the Williamson and Bell Counties Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5384 Oliverson SPONSOR: Kolkhorst

Relating to the creation of the Harris-Waller Counties Municipal Utility District No. 9; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5385 Oliverson SPONSOR: Kolkhorst

Relating to the creation of the Harris County Municipal Utility District No. 582; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5390 Kitzman SPONSOR: Kolkhorst

Relating to the creation of the Waller County Municipal Utility District No. 52; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5391 Bell, Cecil SPONSOR: Kolkhorst
 Relating to the creation of the Montgomery County Municipal Utility District No. 218; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5393 Kitzman SPONSOR: Huffman
 Relating to the creation of the Waller County Municipal Utility District No. 55; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5395 Lalani SPONSOR: Kolkhorst
 Relating to the creation of the Fort Bend County Water Control and Improvement District No. 11; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5398 Harris, Cody SPONSOR: Hall
 Relating to the creation of the West Lake Ranch Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
 (Committee Substitute)

HCR 27 Stucky SPONSOR: Parker
 Redesignating Bridgeport as the official Stagecoach Capital of Texas for a 10-year period ending in 2033.

HCR 104 Slawson SPONSOR: Birdwell
 Designating Granbury as the official Celebration Capital of Texas for a 10-year period ending in 2033.

HCR 105 Harris, Cody SPONSOR: Nichols
 Designating Palestine as the official Dogwood Trails Capital of Texas for a 10-year period ending in 2033.

Respectfully,
 Patsy Spaw
 Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
 SENATE CHAMBER
 Austin, Texas
 Monday, May 22, 2023 - 3

The Honorable Speaker of the House
 House Chamber
 Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 48	(31 Yeas, 0 Nays)
SB 182	(31 Yeas, 0 Nays)
SB 599	(31 Yeas, 0 Nays)
SB 614	(31 Yeas, 0 Nays)
SB 1245	(31 Yeas, 0 Nays)
SB 2040	(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 28

Senate Conferees: Perry - Chair/Blanco/Flores/Hancock/Kolkhorst

SB 133

Senate Conferees: West - Chair/Bettencourt/Birdwell/Campbell/Hinojosa

SB 1445

Senate Conferees: Paxton - Chair/Huffman/Johnson/King/Springer

SB 2601

Senate Conferees: Hinojosa - Chair/Hancock/Nichols/Perry/West

SJR 75

Senate Conferees: Perry - Chair/Blanco/Flores/Hancock/Kolkhorst

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

HB 1277

Senate Conferees: West - Chair/King/Miles/Nichols/Parker

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 4

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Monday, May 22, 2023 - 4

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 30 Moody SPONSOR: King
Relating to access to certain law enforcement, corrections, and prosecutorial records under the public information law.
(Committee Substitute)

HB 33 Landgraf SPONSOR: Springer
Relating to the enforcement of certain federal laws regulating oil and gas operations within the State of Texas.
(Committee Substitute)

HB 617 Darby SPONSOR: Alvarado
Relating to a pilot project to provide emergency telemedicine medical services and telehealth services in rural areas.

HB 1193 Turner SPONSOR: Miles
Relating to prohibiting housing discrimination by a property owners' association against a residential tenant based on the tenant's method of payment.

HB 1613 Shine SPONSOR: Flores
Relating to the applicability of the law governing the provision of state aid to certain local governments disproportionately affected by the granting of ad valorem tax relief to disabled veterans.
(Committee Substitute)

HB 1743 Leach SPONSOR: West
Relating to a memorandum of understanding between the Health and Human Services Commission and the Texas Department of Criminal Justice to assess the eligibility of certain inmates for supplemental nutrition assistance program benefits on discharge or release from confinement.

HB 2019 Neave Criado SPONSOR: Huffman
Relating to the statute of limitations for certain burglary offenses.

HB 2263 Darby SPONSOR: Hughes
Relating to the authority of a natural gas local distribution company to offer energy conservation programs.
(Committee Substitute)

HB 2334 Burns SPONSOR: Paxton
Relating to an exemption from the plumbing licensing law for certain work performed on certain private property.

HB 2947 Cain SPONSOR: Perry
Relating to the definition of agricultural operations.

HB 2965 Vasut SPONSOR: Creighton
Relating to certain construction liability claims concerning public buildings and public works.

HB 3130 Guerra SPONSOR: Zaffirini

Relating to the protection of certain occupational licensing information regarding clients of family violence shelter centers, victims of trafficking shelter centers, and sexual assault programs and survivors of family violence, domestic violence, and sexual assault.

HB 3144 Lujan SPONSOR: Campbell

Relating to designating October as Fentanyl Poisoning Awareness Month.

HB 3224 Guillen SPONSOR: LaMantia

Relating to the status of the registration of a vehicle after a failure to establish financial responsibility.

HB 3858 Frazier SPONSOR: Johnson

Relating to peace officer wellness programs within certain law enforcement agencies.

HB 4227 Goldman SPONSOR: Hancock

Relating to the repeal of a municipal civil service system for firefighters and police officers in certain municipalities.

(Amended)

HB 4337 Canales SPONSOR: Hinojosa

Relating to licenses and similar documents issued by certain foreign governments.

HB 4390 Button SPONSOR: Bettencourt

Relating to the Texas Industry-Recognized Apprenticeship Programs Grant Program.

(Committee Substitute)

HB 4779 Bhojani SPONSOR: Whitmire

Relating to the prosecution of the criminal offense of organized retail theft.

HB 5142 Kacal SPONSOR: Birdwell

Relating to the issuance of specially marked driver's licenses and personal identification certificates to veterans.

HJR 2 Bonnen SPONSOR: Huffman

Proposing a constitutional amendment limiting the authority of the legislature to provide cost-of-living adjustments or other benefit enhancements to certain annuitants of the Teacher Retirement System of Texas and providing a one-time transfer of funds to the retirement system to provide a cost-of-living adjustment.

(Committee Substitute/Amended)

Respectfully,

Patsy Spaw

Secretary of the Senate

- HB 1058** Goldman SPONSOR: Perry
Relating to a franchise or insurance premium tax credit for certain housing developments.
(Committee Substitute/Amended)
- HB 1087** Hull SPONSOR: Middleton
Relating to the contents of a petition in certain suits affecting the parent-child relationship.
(Amended)
- HB 1299** Noble SPONSOR: Paxton
Relating to the signature required on a carrier envelope for a ballot voted by mail; changing the elements of a criminal offense.
- HB 1883** Bhojani SPONSOR: Kolkhorst
Relating to the administration of assessment instruments to public school students on religious holy days.
(Amended)
- HB 1905** Talarico SPONSOR: West
Relating to allowing school districts to make available certain school safety training courses to employees of certain private schools, child-care facilities, or organizations providing out-of-school-time care.
- HB 1996** Hull SPONSOR: Johnson
Relating to the regulation of group family leave insurance issued through an employer to pay for certain losses of income.
- HB 2313** Thompson, Senfronia SPONSOR: Paxton
Relating to training materials for certain transportation network company drivers regarding human trafficking awareness and prevention.
- HB 2951** Buckley SPONSOR: Hancock
Relating to the establishment of a service dog pilot program for certain veterans.
- HB 3361** Cain SPONSOR: Springer
Relating to the slaughtering of livestock.
- HB 3440** Canales SPONSOR: Hinojosa
Relating to posting and other requirements applicable to certain governmental bodies under the open meetings law.
(Committee Substitute/Amended)
- HB 3452** Jetton SPONSOR: Huffman
Relating to the discipline of judges by the State Commission on Judicial Conduct and the legislature.
(Committee Substitute)
- HB 3579** Bumgarner SPONSOR: King
Relating to the issuance of an emergency order by the Texas Department of Licensing and Regulation against a massage establishment.
(Amended)
- HB 3837** Geren SPONSOR: Sparks
Relating to the designation of advanced clean energy projects.

(Committee Substitute)

HB 3899 Troxclair SPONSOR: Bettencourt
Relating to the issuance of bonds by certain local government corporations.
(Amended)

HB 4041 Bonnen SPONSOR: Huffman
Relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.
(Committee Substitute)

HB 4087 Kuempel SPONSOR: Zaffirini
Relating to the use of certain on-site sewage disposal systems.
(Amended)

HB 4219 Lambert SPONSOR: Creighton
Relating to the maximum rate or amount of interest of certain consumer loans.

HB 4246 Orr SPONSOR: LaMantia
Relating to delivery of certain unclaimed money for scholarships for rural students, rural economic development, and energy efficiency assistance.

HB 4520 Harris, Cody SPONSOR: Bettencourt
Relating to employment and retirement consequences for an educator convicted of or placed on deferred adjudication community supervision for the sale, distribution, or display of harmful material to a minor.

HB 4628 Goldman SPONSOR: Huffman
Relating to the duties of law enforcement agencies, crime laboratories, and the Department of Public Safety following the performance of certain DNA profile comparisons.
(Amended)

HB 4759 Campos SPONSOR: Menéndez
Relating to an attack by a dangerous dog; increasing criminal penalties.
(Committee Substitute)

HB 5135 Kacal SPONSOR: King
Relating to the issuance of K9s4KIDs specialty license plates.
(Amended)

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 19

Business and Industry - **HR 968, HR 969, SB 1464, SB 1668, SB 1712, SB 2314**

Criminal Jurisprudence - **SB 947, SB 1011, SB 1267, SB 1717**

Culture, Recreation and Tourism - **SB 276**

Health Care Reform, Select - **SB 1966**

Higher Education - **SB 25, SB 200, SB 1987, SJR 81**

Homeland Security and Public Safety - **SB 1698**

House Administration - **SB 640**

Human Services - **SB 515, SB 1192, SB 1864**

Insurance - **SB 833**

Judiciary and Civil Jurisprudence - **SB 21**

Juvenile Justice and Family Issues - **SB 590, SB 1269, SB 1585, SB 2277, SB 2548**

Land and Resource Management - **SB 369, SB 560, SB 2037, SB 2192, SB 2595, SB 2597, SB 2604, SB 2616, SB 2619**

Natural Resources - **SB 156, SB 469, SB 2052, SB 2440**

Pensions, Investments, and Financial Services - **SB 1446** (corrected), **SB 1607** (corrected), **SB 2035** (corrected)

Public Education - **SB 9, SB 11, SB 163, SB 544, SB 595, SB 1087, SB 1131, SB 1515, SB 1630, SB 1647, SB 1720, SB 1861, SB 2403, SB 2482, SB 2497, SB 2518, SCR 9**

Public Health - **SB 26, SB 401**

State Affairs - **SB 29, SB 232, SB 740, SB 950, SB 1104, SB 1219, SB 1431, SB 2011, SB 2013, SJR 58**

Transportation - **SB 1344, SB 2200, SB 2376**

Urban Affairs - **SB 767**

Ways and Means - **SB 379**

May 20

Business and Industry - **SB 315, SB 1568, SB 1835, SB 2105, SB 2250**

County Affairs - **SB 2370**

Criminal Jurisprudence - **SB 436, SB 1318** (corrected), **SB 2593, SJR 44** (corrected)

Elections - **SB 545, SB 2620**

Environmental Regulation - **SB 1430**

Higher Education - **SB 18, SB 532**

Human Services - **SB 1629**

Judiciary and Civil Jurisprudence - **SB 1624, SB 2248, SB 2292**

Juvenile Justice and Family Issues - **SB 718, SB 1930, SB 2120**

Natural Resources - **SB 1056, SB 2406**

Public Health - **SB 829, SB 1584, SB 2256, SB 2381**

State Affairs - **SB 7, SB 114, SB 610, SB 853, SB 958, SB 1075, SB 1117, SB 1119, SB 1287, SB 1404, SB 1699, SB 1846, SB 1910, SB 2012 (corrected), SB 2453, SB 2627, SCR 48, SJR 35, SJR 52, SJR 93**

Ways and Means - **SB 1999, SB 2350**

May 21

Insurance - **SB 1217**

State Affairs - **SB 330, SB 365, SB 553, SB 572, SB 1658, SB 1803, SB 2424**

ENGROSSED

May 19 - HB 3292, HB 5360, HB 5400, HB 5418

ENROLLED

May 19 - HB 63, HB 207, HB 246, HB 282, HB 387, HB 587, HB 627, HB 628, HB 639, HB 671, HB 679, HB 697, HB 1184, HB 1290, HB 1427, HB 1440, HB 1631, HB 1632, HB 1769, HB 1778, HB 1817, HB 1825, HB 1885, HB 1911, HB 2022, HB 2154, HB 2157, HB 2170, HB 2291, HB 2499, HB 2754, HB 2804, HB 2867, HB 2897, HB 3014, HB 3025, HB 3053, HB 3096, HB 3162, HB 3186, HB 3223, HB 3313, HB 3554, HB 3599, HB 3660, HB 4051, HB 4141, HB 4218, HB 4333, HB 4528, HB 4539, HB 4906, HB 5195, HB 5394, HCR 4, HCR 12, HCR 36, HCR 42, HCR 45, HCR 61, HCR 75, HCR 77, HCR 82, HCR 83, HCR 86, HJR 132

May 20 - HB 6, HB 73, HB 103, HB 291, HB 433, HB 730, HB 891, HB 916, HB 1195, HB 1263, HB 1416, HB 1434, HB 1442, HB 1457, HB 1553, HB 1647, HB 1661, HB 1699, HB 1712, HB 1900, HB 1913, HB 1914, HB 2002, HB 2065, HB 2127, HB 2314, HB 2354, HB 2590, HB 2636, HB 2719, HB 2835, HB 2837, HB 2876, HB 2929, HB 3099, HB 3132, HB 3287, HB 3288, HB 3311, HB 3444, HB 3485, HB 3492, HB 3558, HB 3730, HB 3765, HB 3860, HB 3928, HB 4057, HB 4077, HB 4128, HB 4504, HB 4595, HB 4611, HB 4742, HB 4844, HB 5303, HB 5311

May 21 - HB 844, HB 3208, HB 4142, HB 4446, HB 4928, HB 5310, HCR 119

SENT TO THE GOVERNOR

**May 19 - HB 162, HB 219, HB 260, HB 1040, HB 1225, HB 1285,
HB 1789, HB 1859, HB 1959**

SENT TO THE SECRETARY OF THE STATE

May 19 - HJR 134

SIGNED BY THE GOVERNOR

**May 19 - HB 49, HB 842, HB 998, HB 1565, HB 2664, HB 3106,
HB 3108, HCR 108, HCR 109**

