HOUSE JOURNAL

EIGHTY-NINTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SEVENTY-THIRD DAY — SUNDAY, MAY 25, 2025

The house met at 2 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 3500).

Present — Mr. Speaker(C); Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Absent, Excused — Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Collier.

The invocation was offered by Scot Wall, state minister, Capitol Commission, Austin.

The chair recognized Representative Gervin-Hawkins 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 important business in the district:

Reynolds on motion of Ward Johnson.

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

Walle on motion of Rosenthal.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

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

REGULAR ORDER OF BUSINESS SUSPENDED

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

(Harris in the chair)

HCR 156 - ADOPTED (by Noble)

The following privileged resolution was laid before the house:

HCR 156

WHEREAS, **HB 140** has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 89th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following corrections to the enrolled version of **HB 140**:

Strike SECTION 2 of the bill and renumber subsequent SECTIONS of the bill accordingly.

HCR 156 was adopted by (Record 3501): 116 Yeas, 7 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, M.; Goodwin; Guillen; Harless; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Troxclair; Turner; VanDeaver; Villalobos; Vo; Wilson; Wu.

Nays — Dutton; Gervin-Hawkins; González, J.; Jones, J.; Manuel; Rose; Thompson.

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

Absent, Excused — Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Barry; Collier; Davis, A.; Guerra; King; Lopez, R.; Luther; Martinez Fischer; Muñoz; Rodríguez Ramos; Simmons; Tinderholt; Toth; Vasut; Virdell; Ward Johnson; Wharton; Zwiener.

STATEMENTS OF VOTE

When Record No. 3501 was taken, I was shown voting yes. I intended to vote no.

Curry

When Record No. 3501 was taken, I was in the house but away from my desk. I would have voted yes.

Vasut

MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING

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

SB 37 ON THIRD READING
(Shaheen - House Sponsor)

SB 37, A bill to be entitled An Act relating to the governance of public institutions of higher education, including review of curriculum and certain degree and certificate programs, a faculty council or senate, training for members of the governing board, and the establishment, powers, and duties of the Texas Higher Education Coordinating Board Office of the Ombudsman.

Representative Shaheen moved to postpone consideration of **SB 37** until 4 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

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

SB 8 - RULES SUSPENDED
ADDITIONAL SPONSORS AUTHORIZED

Representative C. Bell moved to suspend Rule 8, Section 5(d), of the House Rules to designate as joint sponsors and co-sponsors for **SB 8** all joint authors and co-authors for **HB 5580**.

The motion prevailed.

SB 8 ON THIRD READING
(Spiller, Louderback, and Tepper - House Sponsors)

SB 8, A bill to be entitled An Act relating to agreements between sheriffs and the United States Immigration and Customs Enforcement to enforce federal immigration law.

SB 8 was passed by (Record 3502): 86 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Cole; Cortez; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Manuel; Martinez; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Plesa; Romero; Rose; Rosenthal; Talarico; Thompson; Tinderholt; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Collier; Fairly; Guerra; King; Lopez, R.; Martinez Fischer; Muñoz; Perez, V.; Rodríguez Ramos; Simmons.

STATEMENTS OF VOTE

When Record No. 3502 was taken, my vote failed to register. I would have voted no.

Collier

When Record No. 3502 was taken, I was in the house but away from my desk. I would have voted yes.

King

When Record No. 3502 was taken, I was absent because of important business in the district. I would have voted no.

R. Lopez

When Record No. 3502 was taken, my vote failed to register. I would have voted no.

Martinez Fischer

When Record No. 3502 was taken, I was shown voting no. I intended to vote yes.

E. Morales

When Record No. 3502 was taken, I was temporarily out of the house chamber. I would have voted no.

V. Perez

When Record No. 3502 was taken, I was in the house but away from my desk. I would have voted no.

Rodríguez Ramos

When Record No. 3502 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

REASON FOR VOTE

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

The board showed me voting no, but I voted yes. I fully supported this bill on second reading, I supported the Louderback amendment, and I fully support this bill as it will assist each county in helping the federal government and ICE in regard to illegal immigration.

SB 10 ON THIRD READING
(Noble, Buckley, Leach, Spiller, Raymond, et al. - House Sponsors)

SB 10, A bill to be entitled An Act relating to the display of the Ten Commandments in public school classrooms.

LEAVE OF ABSENCE GRANTED

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

Cortez on motion of M. Perez.

SB 10 - (consideration continued)

Amendment No. 1

Representative Hinojosa offered the following amendment to **SB 10**:

Amend **SB 10** on third reading in added Section 1.0041, Education Code, by adding the following appropriately lettered subsection:

(____) The attorney general shall defend a public elementary or secondary school in a cause of action relating any claims arising out of a school's compliance with this section. In a cause of action defended by the attorney general under this subsection, the state is liable for the expenses, costs,

judgments, or settlements of the claims arising out of the representation. The attorney general may settle or compromise any and all claims under this subsection.

Amendment No. 1 was adopted.

SB 10, as amended, was passed by (Record 3503): 82 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Bonnen; Buckley; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dutton; Dyson; Frank; Gates; Gerdes; Geren; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Virdell; Wharton; Wilson.

Nays — Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Cole; Davis, A.; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Manuel; Martinez; Moody; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Rodríguez Ramos; Romero; Rose; Simmons; Talarico; Thompson; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Allen; Barry; Bell, C.; Bell, K.; Bumgarner; Collier; Fairly; Guillen; Lopez, J.; Lopez, R.; Martinez Fischer; Morales Shaw; Rosenthal; Villalobos.

STATEMENTS OF VOTE

When Record No. 3503 was taken, my vote failed to register. I would have voted no.

Collier

When Record No. 3503 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 3503 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 3503 was taken, I was absent because of important business in the district. I would have voted no.

R. Lopez

When Record No. 3503 was taken, my vote failed to register. I would have voted no.

Martinez Fischer

When Record No. 3503 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 3503 was taken, I was excused because of important business in the district. I would have voted no.

Reynolds

When Record No. 3503 was taken, my vote failed to register. I would have voted yes.

Villalobos

SB 227 ON THIRD READING
(Rose - House Sponsor)

SB 227, A bill to be entitled An Act relating to the application review process for certain delayed birth certificates.

SB 227 was passed by (Record 3504): 133 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Isaac; Johnson; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Collier; Gerdes; Geren; Guerra; Hunter; Jones, J.; Lopez, R.; Martinez Fischer.

STATEMENTS OF VOTE

When Record No. 3504 was taken, my vote failed to register. I would have voted yes.

Collier

When Record No. 3504 was taken, my vote failed to register. I would have voted yes.

J. Jones

When Record No. 3504 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez Fischer

COMMITTEE GRANTED PERMISSION TO MEET

Representative Metcalf requested permission for the Committee on Culture, Recreation, and Tourism to meet while the house is in session, at 2:45 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Culture, Recreation, and Tourism, 2:45 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

SB 261 ON THIRD READING
(Gerdes, Kitzman, VanDeaver, K. Bell, Dean, et al. - House Sponsors)

SB 261, A bill to be entitled An Act relating to a prohibition on the offering for sale and the sale of cell-cultured protein for human consumption; providing civil and criminal penalties.

SB 261 was passed by (Record 3505): 99 Yeas, 36 Nays, 3 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bonnen; Bryant; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; González, M.; Guerra; Guillen; Harless; Harris(C); Harris Davila; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Romero; Rose; Schatzline; Schofield; Schoolcraft;

Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Bhojani; Bowers; Bucy; Campos; Cole; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Gervin-Hawkins; González, J.; Goodwin; Harrison; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Moody; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Rodríguez Ramos; Rosenthal; Simmons; Talarico; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Anchía; Lalani.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Collier; Garcia Hernandez; Lopez, R.; Martinez Fischer; Plesa.

STATEMENTS OF VOTE

When Record No. 3505 was taken, I was shown voting no. I intended to vote yes.

Cole

When Record No. 3505 was taken, my vote failed to register. I would have voted yes.

Collier

When Record No. 3505 was taken, I was in the house but away from my desk. I would have voted no.

Garcia Hernandez

When Record No. 3505 was taken, I was in the house but away from my desk. I would have voted no.

Martinez Fischer

When Record No. 3505 was taken, I was shown voting no. I intended to vote present, not voting.

Morales Shaw

SB 12 ON THIRD READING
(Leach - House Sponsor)

SB 12, A bill to be entitled An Act relating to parental rights in public education, including the imposition of certain requirements and prohibitions regarding instruction and diversity, equity, and inclusion duties.

SB 12 was passed by (Record 3506): 88 Yeas, 47 Nays, 3 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Hayes; Hefner; Hickland; Holt;

Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Manuel; Moody; Morales, C.; Morales, E.; Muñoz; Perez, M.; Perez, V.; Plesa; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harrison; Virdell.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Collier; Guerra; Lopez, R.; Martinez Fischer; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 3506 was taken, my vote failed to register. I would have voted no.

Collier

When Record No. 3506 was taken, I was absent because of important business in the district. I would have voted no.

R. Lopez

When Record No. 3506 was taken, I was in the house but away from my desk. I would have voted no.

Martinez Fischer

When Record No. 3506 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 3506 was taken, I was shown voting yes. I intended to vote no.

Ordaz

When Record No. 3506 was taken, I was excused because of important business in the district. I would have voted no.

Reynolds

POSTPONED BUSINESS

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

CSSB 15 ON SECOND READING
(Gates - House Sponsor)

CSSB 15, A bill to be entitled An Act relating to size and density requirements for residential lots in certain municipalities; authorizing a fee.

CSSB 15 was read second time on May 24 and was postponed until 9:30 p.m. May 24.

CSSB 15 - POINT OF ORDER

Representative Romero raised a point of order against further consideration of **CSSB 15** under Rule 8, Section 10(b), of the House Rules. The speaker sustained the point of order, announcing his decision to the house as follows:

Mr. Romero raises a point of order against further consideration of **CSSB 15** under Rule 8, Section 10(b), on the grounds that the bill is impermissibly limited in application to one or more political subdivisions by means of artificial devices.

The bill as reported from committee exempted from its application a location that is, among other things, within "one mile of a campus of the perimeter of a law enforcement training center in a county that has a population of 2,600,000 or more but less than 2,700,000." The chair notes that the rule permits the use of minimum or maximum population in a bill to limit its application, but not both. Here, the bracket includes only Dallas County. The chair would be required to find a reasonable relationship between the location of a law enforcement training center in Dallas County and the bill's purpose of increasing the housing supply. *See, e.g.*, 80 H. Jour. 3162-3163 (2007). The chair can find no such relationship.

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

CSSB 15 was returned to the Committee on Land and Resource Management.

SB 438 - RULES SUSPENDED
ADDITIONAL SPONSOR AUTHORIZED

Representative Capriglione moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Guerra as an additional sponsor to **SB 438**.

The motion prevailed.

(Collier now present)

CSSJR 27 ON SECOND READING
(Leach - House Sponsor)

CSSJR 27, A joint resolution proposing a constitutional amendment regarding the membership of the State Commission on Judicial Conduct, the membership of the tribunal to review the commission's recommendations, and the authority of the commission, the tribunal, and the Texas Supreme Court to more effectively sanction judges and justices for judicial misconduct.

CSSJR 27 was read second time on May 24 and was postponed until 8 a.m. today.

Amendment No. 1

Representative Leach offered the following amendment to **CSSJR 27**:

Amend **CSSJR 27** (house committee report) as follows:

(1) On page 1, line 10, strike "and (2-b)" and substitute ", (2-b), and (8-a)".

(2) On page 1, line 13, strike "individuals" and substitute "judges or justices of courts in this state".

(3) On page 3, strike lines 7 through 10 and substitute the following:

the Commission may, in its discretion:

(i) for a person holding an office or position specified in Subsection (6) of this Section who has never been issued an order under this subparagraph and in response to a complaint or report other than a complaint or report alleging the person engaged in conduct constituting a criminal offense, issue an order of private admonition, warning, reprimand, censure, or requirement that the person obtain additional training or education;

(ii) issue a [~~private or~~] public admonition, warning, reprimand, or requirement that the person obtain additional training or education;[~~,~~] or

(iii) if the Commission determines that the situation merits such action, [~~it may~~] institute

(4) On page 3, strike lines 18 through 21 and substitute the following:

Commission and to the Supreme Court.

(8-a) A [~~The~~] Master appointed under Subsection (8)(iii) of this Section shall have all the power of a District Judge in the enforcement of orders pertaining to witnesses, evidence, and procedure. If, after formal hearing under Subsection (8)(iii) of this Section, or after considering the record and report of a Master appointed under Subsection (8)(iii) of this Section, the Commission

(5) On page 3, lines 25 and 26, strike "unless issuing an order under Subparagraph (ii) of this subsection,"

(6) On page 4, strike lines 3 through 12 and substitute the following:

education;[~~,~~] or

(ii) may [~~it shall~~] recommend to a review

(7) On page 7, line 6, strike "December 31, 2025" and substitute "July 1, 2026".

(8) On page 7, line 7, strike "The" and substitute "Notwithstanding any other law, the".

(9) On page 7, line 8, strike "initial" and substitute "additional".

(10) On page 7, line 14, strike "The governor shall appoint initial" and substitute "Notwithstanding any other law, the governor shall appoint additional".

(11) On page 7, between lines 19 and 20, insert the following appropriately lettered subsections to the added temporary provision and reletter subsequent subsections of the provision accordingly:

(____) Notwithstanding any other law and except as otherwise provided by this subsection, a complaint submitted to the State Commission on Judicial Conduct before January 1, 2026, shall be reviewed by the commissioners of the

State Commission on Judicial Conduct appointed before January 1, 2026, unless the complaint has not been resolved by July 1, 2026, in which event the complaint shall be reviewed by the commissioners appointed on or after that date.

(____) Notwithstanding any other law, a complaint submitted to the State Commission on Judicial Conduct on or after January 1, 2026, shall be reviewed by the commissioners of the State Commission on Judicial Conduct appointed on or after that date.

Amendment No. 1 was adopted by (Record 3507): 118 Yeas, 20 Nays, 2 Present, not voting.

Yeas — Alders; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Canales; Capriglione; Cole; Collier; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, M.; Guerra; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Raymond; Richardson; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson; Zwiener.

Nays — Allen; Bowers; Bryant; Campos; Gámez; Garcia, J.; Gervin-Hawkins; González, J.; Goodwin; Jones, J.; Longoria; Morales, C.; Morales, E.; Ordaz; Plesa; Rodríguez Ramos; Simmons; Vo; Ward Johnson; Wu.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds; Walle.

Absent — Bernal; Dutton; Morales Shaw.

(Walle now present)

CSSJR 27, as amended, was passed to third reading by (Record 3508): 97 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Alders; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Garcia Hernandez; Gerdes; Geren; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, E.; Morgan; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan;

Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson.

Nays — Allen; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Gámez; Garcia, L.; Gervin-Hawkins; González, J.; Goodwin; Jones, J.; Lopez, R.; Manuel; Martinez; Martinez Fischer; Morales, C.; Romero; Rose; Rosenthal; Simmons; Thompson; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Flores.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Craddick; Garcia, J.; Gates; González, M.; Guerra; Guillen; Morales Shaw; Muñoz; Plesa; Rodríguez Ramos; Talarico; VanDeaver.

STATEMENTS OF VOTE

When Record No. 3508 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3508 was taken, I was temporarily out of the house chamber. I would have voted yes.

Guillen

When Record No. 3508 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 3508 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 3508 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 3508 was taken, I was in the house but away from my desk. I would have voted no.

Rodríguez Ramos

When Record No. 3508 was taken, I was in the house but away from my desk. I would have voted yes.

VanDeaver

SB 552 ON SECOND READING
(Leach, et al. - House Sponsors)

SB 552, A bill to be entitled An Act relating to changing the eligibility of certain persons to receive community supervision, including deferred adjudication community supervision.

SB 552 was read second time on May 2, postponed until May 5, postponed until May 6, postponed until May 12 (withdrawn), postponed until May 7, postponed until 9:53 a.m. May 8, postponed until 4 p.m. May 8, postponed until May 9, postponed until May 12, postponed until May 14, postponed until May 16, postponed until May 19, postponed until May 20, postponed until May 21, postponed until May 22, postponed until May 23, postponed until May 24, and was again postponed until 9 a.m. today.

Representative Leach moved to postpone consideration of **SB 552** until 9 a.m. tomorrow.

The motion prevailed.

(Speaker in the chair)

MAJOR STATE CALENDAR
SENATE BILLS
SECOND READING

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

SB 835 ON SECOND READING
(Leach, Johnson, Little, Cook, Meyer, et al. - House Sponsors)

SB 835, A bill to be entitled An Act relating to the enforceability of certain nondisclosure or confidentiality provisions with respect to an act of sexual abuse.

SB 835 was passed to third reading by (Record 3509): 144 Yeas, 0 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

SB 3070 ON SECOND READING
(Geren - House Sponsor)

SB 3070, A bill to be entitled An Act relating to the abolishment of the Texas Lottery Commission and the transfer of the administration of the state lottery and the licensing and regulation of charitable bingo to the Texas Commission of Licensing and Regulation; creating criminal offenses.

Representative Geren moved to postpone consideration of **SB 3070** until 5 p.m. today.

The motion prevailed.

(Vasut in the chair)

COMMITTEE GRANTED PERMISSION TO MEET

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

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

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

SB 22 - RULES SUSPENDED
ADDITIONAL SPONSORS AUTHORIZED

Representative Metcalf moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Martinez Fischer and Cole as additional sponsors to **SB 22**.

The motion prevailed.

SB 22 ON SECOND READING
(Hunter, King, Gervin-Hawkins, C. Bell, et al. - House Sponsors)

SB 22, A bill to be entitled An Act relating to the Texas moving image industry incentive program and the establishment and funding of the Texas moving image industry incentive fund.

Representative Hunter moved to postpone consideration of **SB 22** until 6 p.m. today.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
SENATE JOINT RESOLUTIONS
SECOND READING

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

SJR 59 ON SECOND READING
(Lambert, Wilson, Curry, Harris Davila, Spiller, et al. - House Sponsors)

SJR 59, 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 repealing the limitation on the allocation to that system and its campuses of the annual appropriation of certain constitutionally dedicated funding for public institutions of higher education.

Amendment No. 1

Representative Lambert offered the following amendment to **SJR 59**:

Amend **SJR 59** (house committee report) as follows:

(1) On page 5, between lines 11 and 12, insert the following subsections:

(o) The sum of the amount allocated to the Texas State Technical College System under Section 17 of this article and the amount distributed to the system under this section may not exceed:

(1) for the state fiscal year beginning September 1, 2025, $52 million; and

(2) for a state fiscal year beginning on or after September 1, 2026, the amount determined under this subsection for the preceding state fiscal year adjusted by the increase, if any, in the rate of inflation during the preceding state fiscal year, as determined by the comptroller of public accounts on the basis of changes in the most recent construction cost index published by the Engineering News-Record or, if that index is unavailable, a comparable cost index determined by the comptroller.

(p) If the sum of the amounts described by Subsection (o) of this section would exceed the limit provided under Subsection (o) for a state fiscal year:

(1) the amount allocated to the system under Section 17 of this article shall be reduced until the limit is met or the amount allocated is reduced to zero; and

(2) if necessary after the reduction under Subdivision (1) of this subsection, the amount distributed to the system under this section shall be reduced until the limit is met or the amount distributed is reduced to zero.

(2) On page 6, strike lines 20 and 21 and renumber subsequent SECTIONS of the bill accordingly.

(3) On page 7, lines 2 through 5, strike "and repealing the limitation on the allocation to that system and its campuses of the annual appropriation of certain constitutionally dedicated funding for public institutions of higher education".

Amendment No. 1 was adopted by (Record 3510): 133 Yeas, 6 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren;

Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Cain; Dutton; Hopper; Luther; Olcott; Schatzline.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — King; Virdell.

STATEMENT OF VOTE

When Record No. 3510 was taken, I was presiding in the chair and was shown voting present, not voting. I intended to vote no.

Vasut

SJR 59, as amended, was adopted by (Record 3511): 110 Yeas, 16 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Curry; Darby; Davis, A.; Dean; DeAyala; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Hinojosa; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Leach; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Noble; Ordaz; Orr; Patterson; Paul; Perez, M.; Phelan; Raymond; Richardson; Romero; Rose; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Cain; Cunningham; Dorazio; Dutton; Hopper; Leo Wilson; Lowe; Luther; Money; Olcott; Oliverson; Pierson; Schatzline; Tinderholt; Toth; Virdell.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Anchía; Craddick; Guerra; Guillen; Hernandez; Holt; King; Landgraf; Martinez Fischer; Morgan; Muñoz; Perez, V.; Plesa; Rodríguez Ramos; Rosenthal.

STATEMENTS OF VOTE

When Record No. 3511 was taken, I was temporarily out of the house chamber. I would have voted yes.

Guillen

When Record No. 3511 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

When Record No. 3511 was taken, I was temporarily out of the house chamber. I would have voted yes.

V. Perez

When Record No. 3511 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 3511 was taken, I was temporarily out of the house chamber. I would have voted yes.

Rodríguez Ramos

When Record No. 3511 was taken, I was presiding in the chair and was shown voting present, not voting. I intended to vote no.

Vasut

REASON FOR VOTE

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

I fully support TSTC, and I proudly filed and passed the bill last session to allow it to expand in Ellis County. I also support the concept of increasing TSTC's funding this session, although I wish we were doing it by offsetting cuts somewhere else. However, I voted present, not voting on **SJR 59** because instead of just authorizing an appropriation of funds, we are creating another constitutionally dedicated fund which allows multiple things to happen. First, it is more "off the books accounting" because constitutional funds are ironically not subject to the constitutional spending limit. Second, it authorizes greater expenditures in future years without legislative approval.

GENERAL STATE CALENDAR
SENATE BILLS
SECOND READING

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

CSSB 25 ON SECOND READING
(Hull, Frank, VanDeaver, Bucy, Pierson, et al. - House Sponsors)

CSSB 25, A bill to be entitled An Act relating to health and nutrition standards to promote healthy living, including requirements for food labeling, primary and secondary education, higher education, and continuing education for certain health care professionals; authorizing a civil penalty.

CSSB 25 - POINT OF ORDER

Representative Canales raised a point of order against further consideration of **CSSB 25** under Rule 4, Section 32(c)(1), of the House Rules on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading. The point of order was withdrawn.

CSSB 25 - POINT OF ORDER

Representative Canales raised a point of order against further consideration of **CSSB 25** under Rule 8, Section 1(a)(1), 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.

(Landgraf in the chair)

CSSB 25 - POINT OF ORDER

Representative Canales raised a point of order against further consideration of **CSSB 25** under Rule 4, Section 32(c)(3), of the House Rules on the grounds that the rulemaking authority statement in the bill analysis is incorrect. The point of order was withdrawn.

Amendment No. 1

Representative Hull offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 10, line 13, between "ingredients" and "in", insert ", if the United States Food and Drug Administration requires the ingredient to be named on a food label and the ingredient is used".

(2) On page 10, strike lines 14 and 18.

(3) On page 11, strike lines 13 and 25.

(4) On page 12, strike lines 4 and 9.

(5) Renumber the subdivisions of added Section 431.0815(a), Health and Safety Code, accordingly.

(6) On page 13, line 20, strike "or".

(7) On page 13, line 22, between "establishment" and the underlined period, insert the following:

;

(4) a product labeled with a warning issued by the surgeon general of the United States Public Health Service;

(5) a drug or dietary supplement; or

(6) a pesticide chemical, soil or plant nutrient, or other agricultural chemical used in the production, storage, or transportation of a raw agricultural commodity

Amendment No. 2

Representatives Ashby, Gerdes, K. Bell, Barry, Guillen, Lambert, Noble, Lujan, VanDeaver, Cortez, Buckley, Alders, J. Garcia, Orr, Raymond, Campos, Wharton, Cook, Dean, Darby, Smithee, Lozano, Canales, Harris, Frank, Kitzman, and Morgan offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Hull to **CSSB 25** on page 1 of the amendment as follows:

(1) On line 6, strike "14 and 18" and substitute "14, 18, and 19".

(2) On line 7, strike "13 and 25" and substitute "11, 13, and 25".

Amendment No. 2 was adopted by (Record 3512): 99 Yeas, 25 Nays, 6 Present, not voting.

Yeas — Alders; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gámez; Garcia, J.; Garcia Hernandez; Gates; Gerdes; Geren; González, M.; Guerra; Guillen; Harless; Harris; Harrison; Hayes; Hefner; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Kitzman; LaHood; Lambert; Leach; Little; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, E.; Morgan; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Pierson; Plesa; Raymond; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Smithee; Spiller; Talarico; Tepper; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Zwiener.

Nays — Bumgarner; Cain; Cunningham; Flores; Gervin-Hawkins; González, J.; Goodwin; Harris Davila; Hopper; Isaac; Leo Wilson; Lowe; Money; Morales Shaw; Olcott; Rodríguez Ramos; Romero; Rose; Simmons; Slawson; Swanson; Thompson; Toth; Troxclair; Vasut.

Present, not voting — Mr. Speaker; Bryant; Jones, J.; Landgraf(C); Morales, C.; Wu.

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Allen; Bernal; Bhojani; Bowers; Garcia, L.; Hernandez; Johnson; King; Lalani; Longoria; Phelan; Richardson; Tinderholt; Virdell.

STATEMENTS OF VOTE

When Record No. 3512 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 3512 was taken, I was shown voting no. I intended to vote yes.

Bumgarner

When Record No. 3512 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 3512 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 3512 was taken, I was in the house but away from my desk. I would have voted no.

Virdell

Amendment No. 3

Representative Bucy offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Hull to **CSSB 25** on page 1, line 15, by striking "warning issued by" and substituting "governmental warning with a recommendation from".

Amendment No. 3 was adopted by (Record 3513): 113 Yeas, 19 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Button; Campos; Capriglione; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; Turner; VanDeaver; Villalobos; Vo; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Bumgarner; Cain; Canales; Cook; Cunningham; Harris Davila; Hopper; Leo Wilson; Little; Lowe; Luther; Money; Noble; Olcott; Oliverson; Schatzline; Slawson; Toth; Vasut.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Alders; Ashby; Bernal; Gerdes; Harrison; Louderback; Tinderholt; Virdell; Walle; Wilson.

STATEMENT OF VOTE

When Record No. 3513 was taken, I was in the house but away from my desk. I would have voted no.

Virdell

Amendment No. 1, as amended, was adopted by (Record 3514): 128 Yeas, 8 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Capriglione; Cole; Collier; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Cain; Canales; Lowe; Money; Olcott; Tinderholt; Toth; Wilson.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bhojani; DeAyala; Gervin-Hawkins; Oliverson; Virdell; Walle.

STATEMENTS OF VOTE

When Record No. 3514 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 3514 was taken, I was shown voting yes. I intended to vote no.

Harris Davila

When Record No. 3514 was taken, I was shown voting yes. I intended to vote no.

Leo Wilson

When Record No. 3514 was taken, I was in the house but away from my desk. I would have voted no.

Oliverson

Amendment No. 4

Representatives Buckley and Ashby offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 1, line 24, strike "six [~~four~~]" and substitute "four".

(2) On page 17, lines 19 through 25, strike Subsection (a) of SECTION 15.

(3) On page 17, line 26, strike "(b)".

Amendment No. 4 was adopted by (Record 3515): 97 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Allen; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Harrison; Hayes; Howard; Hunter; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Ordaz; Perez, M.; Perez, V.; Pierson; Plesa; Raymond; Richardson; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Anchía; Bumgarner; Cain; Cunningham; DeAyala; Harris Davila; Hefner; Hickland; Hinojosa; Hopper; Hull; Isaac; Little; Louderback; Lowe; Lozano; Luther; Money; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Rodríguez Ramos; Schatzline; Shaheen; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Bowers; Garcia, L.; Guerra; Hernandez; Holt; Morales Shaw; Simmons; Virdell.

STATEMENT OF VOTE

When Record No. 3515 was taken, I was in the house but away from my desk. I would have voted no.

Holt

Amendment No. 5

Representative Goodwin offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 2, line 19, between "activity" and "with", by inserting ", including participation in a school marching band,".

CSSB 25 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **CSSB 25** under Rule 4, Section 32(c)(3), of the House Rules on the grounds that the rulemaking authority in the bill analysis is incorrect. The point of order was withdrawn.

Representative Hull moved to table Amendment No. 5.

The motion to table prevailed by (Record 3516): 71 Yeas, 47 Nays, 2 Present, not voting.

Yeas — Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; DeAyala; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harris; Harris Davila; Harrison; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; Kitzman; Leach; Leo Wilson; Louderback; Lowe; Lozano; Lujan; Martinez; McLaughlin; Metcalf; Meyer; Money; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Plesa; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Collier; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hayes; Hinojosa; Howard; Jones, J.; Lalani; Lambert; Lopez, R.; Manuel; Martinez Fischer; Morales, C.; Morales, E.; Morgan; Muñoz; Ordaz; Perez, V.; Pierson; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Talarico; Thompson; Turner; Vo; Walle; Wilson; Wu.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Alders; Bernal; Cole; Davis, A.; Dean; Dorazio; Dutton; Harless; Hernandez; Holt; Johnson; King; LaHood; Little; Longoria; Lopez, J.; Luther; McQueeney; Moody; Morales Shaw; Perez, M.; Simmons; Ward Johnson; Zwiener.

STATEMENTS OF VOTE

When Record No. 3516 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

When Record No. 3516 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 3516 was taken, I was in the house but away from my desk. I would have voted no.

M. Perez

Amendment No. 6

Representative Flores offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 2, by striking lines 22 through 26 and substituting the following:

(l-1) In adopting rules relating to an activity described by Subsection (l)(2), the commissioner shall [~~may~~] permit an exemption for a student who participates in:

(1) a school-related activity;

(2) [~~or~~] an activity sponsored by a private league or club [~~only~~] if the student provides proof of participation in the activity; or

(3) rigorous physical activity at home, as attested in an exemption form signed by the student's parent and submitted to the school district or open-enrollment charter school in the form and manner prescribed by the agency.

Representative Hull moved to table Amendment No. 6.

The motion to table prevailed by (Record 3517): 71 Yeas, 56 Nays, 3 Present, not voting.

Yeas — Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cunningham; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gates; Gerdes; Harris; Harris Davila; Harrison; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; King; Kitzman; Leach; Leo Wilson; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Martinez; McLaughlin; Metcalf; Meyer; Money; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Plesa; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wilson.

Nays — Anchía; Ashby; Barry; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Collier; Darby; Davis, A.; Flores; Gámez; Garcia, J.; Garcia, L.; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Howard; Johnson; Jones, J.; LaHood; Lalani; Lambert; Longoria; Manuel; Martinez Fischer; McQueeney; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Ordaz; Perez, M.; Perez, V.; Pierson; Rodríguez Ramos; Romero; Rose; Rosenthal; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Alders; Allen; Bernal; Cole; Craddick; Curry; Garcia Hernandez; Hayes; Hernandez; Hinojosa; Holt; Little; Luther; Simmons.

STATEMENTS OF VOTE

When Record No. 3517 was taken, I was in the house but away from my desk. I would have voted no.

Garcia Hernandez

When Record No. 3517 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

Amendment No. 7

Representative Turner offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 3, line 17, immediately after the underlined period, insert the following:

For a grade level from grade six through grade eight, the curriculum must include instruction on the effect on human health of hormones and antibiotics used in food products.

(2) On page 4, line 2, immediately before "and", insert the following appropriately numbered subdivision and renumber subsequent subdivisions of added Section 28.0115, Education Code, accordingly:

(____) must include instruction on the effect on human health of hormones and antibiotics used in food products;

Representative Hull moved to table Amendment No. 7.

The motion to table prevailed by (Record 3518): 75 Yeas, 59 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; King; Kitzman; Lambert; Leach; Leo Wilson; Lopez, J.; Louderback; Lowe; Lozano; Lujan; McLaughlin; Metcalf; Meyer; Money; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; LaHood; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; McQueeney; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Perez, M.; Perez, V.; Pierson; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Curry; Guerra; Guillen; Harless; Holt; Little; Luther; Simmons.

STATEMENTS OF VOTE

When Record No. 3518 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

When Record No. 3518 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

Amendment No. 8

Representative Bhojani offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 3, line 19, strike "Section 28.0115" and substitute "Sections 28.0115 and 28.0116".

(2) On page 4, between lines 4 and 5, insert the following:

Sec. 28.0116. ELECTIVE COURSE ON MINDFULNESS. (a) Each school district and open-enrollment charter school may provide an elective course on mindfulness to students enrolled in middle school, junior high school, and high school programs. The course provided to high school students must meet the requirements for an elective credit under Section 28.025.

(b) A course under this section must include instruction on techniques for students to:

(1) enhance focus and concentration;

(2) manage stress;

(3) improve emotional regulation; and

(4) cultivate increased self-awareness.

(3) On page 17, line 26, strike "and 28.0115" and substitute ", 28.0115, and 28.0116".

Representative Hull moved to table Amendment No. 8.

The motion to table prevailed by (Record 3519): 73 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Alders; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gerdes; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Leach; Leo Wilson; Lopez, J.; Louderback; Lowe; Lozano; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Barry; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Ashby; Bernal; Curry; Gates; Geren; Guerra; Harless; Holt; Little; Luther; Schofield; Simmons.

STATEMENTS OF VOTE

When Record No. 3519 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3519 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

Amendment No. 9

Representative Ward Johnson offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 4, lines 11 and 12, by striking "require each student" and substituting "provide the opportunity for students".

Representative Hull moved to table Amendment No. 9.

The motion to table was lost by (Record 3520): 67 Yeas, 70 Nays, 2 Present, not voting.

Yeas — Alders; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Guillen; Harris; Harris Davila; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Leach; Little; Louderback; Lowe; Lozano; Lujan; McLaughlin; McQueeney; Metcalf; Meyer; Money; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Richardson; Schatzline; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Villalobos; Virdell; Wilson.

Nays — Allen; Anchía; Ashby; Barry; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Darby; Davis, A.; Dean; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harrison; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Lambert; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Manuel;

Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Perez, M.; Perez, V.; Pierson; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Curry; Gervin-Hawkins; Luther; Vasut.

STATEMENTS OF VOTE

When Record No. 3520 was taken, I was in the house but away from my desk. I would have voted no.

Gervin-Hawkins

When Record No. 3520 was taken, my vote failed to register. I would have voted yes.

Vasut

Amendment No. 9 was adopted by (Record 3521): 114 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dutton; Dyson; Fairly; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Patterson; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Spiller; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Bell, C.; Bonnen; Bumgarner; Cain; Cook; Cunningham; Dorazio; Frank; Gerdes; Harris; Hickland; Leach; Little; Lowe; Lozano; Luther; Olcott; Oliverson; Orr; Paul; Slawson; Smithee; Swanson; Virdell.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Buckley; Louderback; Pierson.

STATEMENT OF VOTE

When Record No. 3521 was taken, I was in the house but away from my desk. I would have voted no.

Buckley

Amendment No. 10

Representative Collier offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 7 as follows:

(1) On line 3, strike "seven" and substitute "eight".

(2) On line 12, strike "and".

(3) On line 14, between "health" and the underlined period, insert the following:

; and

(7) one dietitian licensed under Chapter 701, Occupations Code

(Speaker in the chair)

Representative Hull moved to table Amendment No. 10.

The motion to table prevailed by (Record 3522): 81 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Jones, J.; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Buckley; Curry; Gámez; Johnson; Longoria; Pierson.

Amendment No. 11

Representative Howard offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 7, between lines 8 and 9, by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

(____) one licensed nurse who has received a certification or specialty training in nutrition;

Representative Hull moved to table Amendment No. 11.

The motion to table prevailed by (Record 3523): 85 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Craddick; Curry; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Plesa; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Muñoz; Raymond; Rodríguez Ramos.

Amendment No. 12

Representative Manuel offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 8, as follows:

(1) On line 6, strike "or".

(2) On line 11, between "company" and the underlined period, insert the following:

; or

(3) receives more than 33 percent of the individual's income from promoting health-related organizations or trends or selling health-related products or services on an Internet website, online application, or mobile application

Representative Hull moved to table Amendment No. 12.

The motion to table prevailed by (Record 3524): 83 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Curry; Gervin-Hawkins; Harris; Morales Shaw; Schofield.

Amendment No. 13

Representative Goodwin offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) on page 8, line 26, between "additives" and ", and", by inserting "and ultra processed foods produced with pesticides and chemicals".

Representative Hull moved to table Amendment No. 13.

The motion to table prevailed by (Record 3525): 86 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Garcia, J.; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Villalobos; Virdell; Vo; Wharton.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Romero; Rose; Rosenthal; Swanson; Talarico; Thompson; Turner; Ward Johnson; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Curry; Morales Shaw; Muñoz; Rodríguez Ramos; Simmons; Vasut; Walle.

STATEMENTS OF VOTE

When Record No. 3525 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 3525 was taken, I was shown voting yes. I intended to vote no.

J. Garcia

When Record No. 3525 was taken, I was in the house but away from my desk. I would have voted yes.

Vasut

Amendment No. 14

Representative Flores offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) Between page 8, line 27, and page 9, line 1, insert the following appropriately numbered subdivisions and renumber subsequent subdivisions of added Section 119B.004, Health and Safety Code, accordingly:

(____) identify and examine:

(A) food deserts in this state;

(B) communities at risk of becoming a food desert or populations experiencing food insecurity; and

(C) the impact that residing in a food desert has on an individual's health;

(____) provide recommendations for addressing food deserts and implementing food desert solutions;

(2) On page 9, line 19, between "studies" and the underlined period, insert ", including recommended food desert solutions".

Representative Hull moved to table Amendment No. 14.

The motion to table prevailed by (Record 3526): 84 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Curry; Guerra; Vasut.

STATEMENT OF VOTE

When Record No. 3526 was taken, I was in the house but away from my desk. I would have voted yes.

Vasut

Amendment No. 15

Representative J. Jones offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 9, line 9, between "REPORT." and "Not", insert "(a)".

(2) On page 9, between lines 19 and 20, insert the following:

(b) The advisory committee shall conduct at least four public hearings before submitting the report required by Subsection (a).

Representative Hull moved to table Amendment No. 15.

The motion to table prevailed by (Record 3527): 86 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano;

Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Bucy; Campos; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Bernal; Ward Johnson.

Amendment No. 16

Representative Curry offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee printing) as follows:

(1) On page 10, line 7, strike "Sections 431.0815 and 431.0816" and substitute "Section 431.0815".

(2) On page 10, line 9, following "431.0815.", insert "STUDY ON LABELING".

(3) On page 10, lines 10-12, strike "A food manufacturer shall ensure each food product the manufacturer offers for sale in this state includes a" and substitute "In this section, "health science center" means the Texas Tech University Health Sciences Center.

(b) The health science center shall examine the scientific necessity and efficacy of a Texas-specific".

(4) On page 10, strike line 19.

(5) On page 11, strike line 11, and renumber the subdivisions appropriately.

(6) On page 12, strike line 16 through page 14, line 15 and substitute "(c) The health science center may collaborate with other relevant state and federal agencies as necessary to conduct the study required under this section.

(d) Not later than December 1, 2026, the health science center shall submit to the governor, the lieutenant governor, the speaker of the house, and each standing committee of the legislature with primary jurisdiction over health and safety a written report of the study conducted under this section.".

(7) Strike SECTION 19 of the bill (page 19, lines 3-9).

(8) Renumber the SECTIONS of the bill appropriately.

Representative Hull moved to table Amendment No. 16.

LEAVE OF ABSENCE GRANTED

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

King on motion of Geren.

CSSB 25 - (consideration continued)

The motion to table was lost by (Record 3528): 49 Yeas, 87 Nays, 1 Present, not voting.

Yeas — Alders; Bell, K.; Bonnen; Buckley; Button; Cain; Cunningham; DeAyala; Fairly; Frank; Gerdes; Harris; Harris Davila; Hayes; Hefner; Hickland; Hopper; Hull; Isaac; Landgraf; Leach; Leo Wilson; Lowe; Lujan; Luther; McQueeney; Metcalf; Meyer; Money; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Rodríguez Ramos; Schatzline; Shaheen; Shofner; Slawson; Spiller; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Virdell; Wilson.

Nays — Allen; Anchía; Ashby; Barry; Bell, C.; Bhojani; Bowers; Bryant; Bucy; Bumgarner; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; Dorazio; Dutton; Dyson; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harrison; Hernandez; Hinojosa; Holt; Howard; Hunter; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Manuel; Martinez; Martinez Fischer; McLaughlin; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Richardson; Romero; Rose; Rosenthal; Schoolcraft; Simmons; Smithee; Talarico; Thompson; Turner; Villalobos; Vo; Walle; Ward Johnson; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bernal; Pierson; Schofield; Swanson; Wharton; Wu.

STATEMENTS OF VOTE

When Record No. 3528 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 3528 was taken, I was shown voting no. I intended to vote yes.

Hunter

CSSB 25 - POINT OF ORDER

Representative M. González raised a point of order against further consideration of **CSSB 25** under Rule 4, Section 18(a), and Rule 4, Section 32(b)(9), of the House Rules on the grounds that the committee minutes and summary of committee action in the committee report are inaccurate. The point of order was withdrawn.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 7:30 p.m. today, in 3W.9, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 7:30 p.m. today, 3W.9, for a formal meeting, to set a calendar.

CSSB 25 - (consideration continued)

Amendment No. 16 failed of adoption by (Record 3529): 53 Yeas, 62 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Campos; Canales; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harrison; Hayes; Hernandez; Hinojosa; Johnson; Jones, J.; LaHood; Lalani; Lopez, J.; Lopez, R.; Manuel; Martinez Fischer; McLaughlin; Moody; Morales, C.; Morales, E.; Morgan; Noble; Perez, V.; Plesa; Raymond; Schoolcraft; Simmons; Turner; Vo; Walle; Ward Johnson; Zwiener.

Nays — Alders; Bell, K.; Bonnen; Bowers; Buckley; Bumgarner; Button; Cain; Capriglione; Cunningham; DeAyala; Frank; Gates; Gerdes; Harris; Harris Davila; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kitzman; Landgraf; Leach; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Martinez; Meyer; Money; Olcott; Oliverson; Ordaz; Orr; Patterson; Perez, M.; Phelan; Pierson; Richardson; Schatzline; Schofield; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Virdell; Wharton; Wilson.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bell, C.; Bernal; Bhojani; Bryant; Bucy; Dean; Dorazio; Dyson; Fairly; Guerra; Harless; Howard; Lambert; Longoria; Lujan; McQueeney; Morales Shaw; Muñoz; Paul; Rodríguez Ramos; Romero; Rose; Rosenthal; Thompson; Villalobos; Wu.

STATEMENTS OF VOTE

When Record No. 3529 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 3529 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 3529 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 3529 was taken, I was temporarily out of the house chamber. I would have voted no.

Dorazio

When Record No. 3529 was taken, I was shown voting present, not voting. I intended to vote no.

Metcalf

When Record No. 3529 was taken, I was in the house but away from my desk. I would have voted no.

Paul

When Record No. 3529 was taken, I was shown voting no. I intended to vote yes.

M. Perez

Amendment No. 17

Representatives VanDeaver, Raymond, Curry, and E. Morales offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 10, line 7, strike "431.0815 and 431.0816" and substitute "431.0815, 431.0816, and 431.0817".

(2) On page 13, line 20, strike "or".

(3) On page 13, line 22, between "establishment" and the underlined period, insert the following:

; or

(4) a product regulated by the United States Department of Agriculture's Food Safety and Inspection Service

(4) On page 14, between lines 15 and 16, insert the following:

Sec. 431.0817. FEDERAL PREEMPTION. On and after September 1, 2025, and the effective date of a federal law, regulation, or guidance issued by the United States Food and Drug Administration or the United States Department of Agriculture, Section 431.0815 has no effect if:

(1) for a specific ingredient, including a food additive and color additive, listed under Section 431.0815(a), the law, regulation, or guidance:

(A) prohibits the use of the ingredient;

(B) imposes conditions on the use of the ingredient, including a condition requiring a warning or disclosure statement; or

(C) determines an ingredient or class of ingredients is safe for human consumption; or

(2) the law, regulation, or guidance requires a labeling statement relating to ultra-processed or processed foods.

Representative Hull moved to table Amendment No. 17.

The motion to table was lost by (Record 3530): 53 Yeas, 76 Nays, 1 Present, not voting.

Yeas — Alders; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cunningham; DeAyala; Fairly; Frank; Gerdes; Harris; Harris Davila; Harrison; Hefner; Hickland; Hinojosa; Hopper; Hull; Hunter; Isaac; Kitzman; Landgraf; Leach; Leo Wilson; Lowe; Luther; McLaughlin; Metcalf; Meyer; Money; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Shaheen; Shofner; Slawson; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Ashby; Barry; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; Dutton; Dyson; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Hayes; Howard; Johnson; Jones, J.; LaHood; Lambert; Little; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez Fischer; McQueeney; Moody; Morales, E.; Morgan; Noble; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Richardson; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Simmons; Smithee; Spiller; Talarico; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bernal; Dorazio; Guerra; Hernandez; Holt; Lalani; Longoria; Martinez; Morales, C.; Morales Shaw; Muñoz; Rodríguez Ramos; Schatzline.

STATEMENTS OF VOTE

When Record No. 3530 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

When Record No. 3530 was taken, I was shown voting no. I intended to vote yes.

Louderback

Amendment No. 17 was adopted by (Record 3531): 79 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bowers; Bryant; Bucy; Button; Campos; Canales; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; Dutton; Dyson; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; Goodwin; Guillen; Harless; Hayes; Hernandez; Howard; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Little; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez Fischer; McQueeney; Morales, E.; Morgan; Noble; Olcott; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Richardson; Romero; Rose; Rosenthal; Schoolcraft; Smithee; Spiller; Talarico; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Bonnen; Buckley; Bumgarner; Cain; Capriglione; Cunningham; DeAyala; Fairly; Frank; Gerdes; Harris; Harris Davila; Harrison; Hefner; Hickland; Hinojosa; Holt; Hopper; Hull; Hunter; Isaac; Landgraf; Leach; Leo Wilson; Lowe; Luther; McLaughlin; Metcalf; Meyer; Money; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Shaheen; Shofner; Slawson; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wharton; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Anchía; Bernal; Dorazio; González, M.; Guerra; Longoria; Martinez; Moody; Morales, C.; Morales Shaw; Muñoz; Rodríguez Ramos; Schatzline; Schofield; Simmons.

STATEMENTS OF VOTE

When Record No. 3531 was taken, I was temporarily out of the house chamber. I would have voted no.

Dorazio

When Record No. 3531 was taken, I was shown voting yes. I intended to vote no.

Louderback

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 and 2).

CSSB 25 - (consideration continued)

Amendment No. 18

Representative Curry offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) as follows:

(1) On page 13, after line 22, insert the following appropriately lettered subsections and reletter subsequent subsections and cross-references to those subsections accordingly:

(____) A food product distributed exclusively through wholesale channels for institutional or commercial use and that is not intended for direct retail sale to consumers.

Amendment No. 18 failed of adoption by (Record 3532): 58 Yeas, 71 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bhojani; Bowers; Bryant; Campos; Canales; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harless; Hernandez; Howard; Johnson; Jones, J.; LaHood; Lalani; Lambert; Little; Lopez, R.; Manuel; Martinez; Martinez Fischer; Morales, E.; Morgan; Noble; Perez, M.; Plesa; Raymond; Richardson; Rose; Rosenthal; Simmons; Thompson; Turner; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cunningham; Dyson; Fairly; Frank; Gerdes; Guillen; Harris; Harris Davila; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Hull; Hunter; Isaac; Kitzman; Landgraf; Leach; Leo Wilson; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, V.; Phelan; Pierson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; VanDeaver; Vasut; Villalobos; Virdell; Vo; Wharton; Wilson.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bernal; Bucy; Dorazio; Guerra; Longoria; Lopez, J.; Moody; Morales Shaw; Muñoz; Rodríguez Ramos; Romero; Troxclair.

STATEMENTS OF VOTE

When Record No. 3532 was taken, I was temporarily out of the house chamber. I would have voted no.

Dorazio

When Record No. 3532 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

Amendment No. 19

Representative J. Jones offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter D, Chapter 431, Health and Safety Code, is amended by adding Section 431.0817 to read as follows:

Sec. 431.0817. FOOD ACCESS IN DESIGNATED FOOD DESERTS. (a) The department shall identify census tracts designated by the United States Department of Agriculture as a food desert.

(b) The department shall:

(1) provide technical assistance and grants to a food service establishment, retail food store, mobile food unit, temporary food service establishment, or roadside vendor operating in a food desert identified under Subsection (a) to support compliance with food labeling requirements under this chapter;

(2) coordinate with the Texas Department of Agriculture and any other necessary agency to develop a mitigation plan to preserve food access in identified food deserts;

(3) provide a report to the legislature each year on the impact of labeling requirements on the availability and affordability of food in food deserts; and

(4) notwithstanding Section 431.0815, allow a food service establishment, retail food store, mobile food unit, temporary food service establishment, or roadside vendor operating in a food desert identified under Subsection (a) to come into compliance with labeling requirements under Section 431.0815 beginning January 1, 2028.

(c) This section does not affect the attorney general's ability to enforce a violation under Section 431.0816, except as provided by Subsection (b)(4).

Representative Hull moved to table Amendment No. 19.

The motion to table prevailed by (Record 3533): 79 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dyson; Fairly; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kitzman; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; VanDeaver; Villalobos; Virdell; Wilson.

Nays — Allen; Anchía; Bhojani; Bowers; Bryant; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Jones, J.; LaHood; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Morales, C.; Morales, E.; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vasut; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bernal; Bucy; Dorazio; Guerra; Johnson; Longoria; Moody; Morales Shaw; Muñoz; Rodríguez Ramos; Romero; Troxclair.

STATEMENTS OF VOTE

When Record No. 3533 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dorazio

When Record No. 3533 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 3533 was taken, I was shown voting no. I intended to vote yes.

Wharton

CSSB 25 - POINT OF ORDER

Representative Collier raised a point of order against further consideration of **CSSB 25** under Rule 8, Section 1(b), of the House Rules on the grounds that the caption does not provide proper notice of the imposition, authorization, increase, or change of tax, assessment, surcharge, or fee. The point of order was withdrawn.

LEAVES OF ABSENCE GRANTED

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

Canales on motion of Vasut.

Gerdes on motion of Vasut.

Harris on motion of Vasut.

Hernandez on motion of Vasut.

Hunter on motion of Vasut.

Johnson on motion of Vasut.

Leach on motion of Vasut.

J. Lopez on motion of Vasut.

Romero on motion of Vasut.

Rose on motion of Vasut.

Tepper on motion of Vasut.

(Geren in the chair)

(Canales, Gerdes, Harris, Hunter, Johnson, Leach, Romero, Rose, and Tepper now present)

CSSB 25 - (consideration continued)

CSSB 25, as amended, was passed to third reading by (Record 3534): 105 Yeas, 28 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Capriglione; Cole; Cook; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Gates; Gerdes; Goodwin; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Jones, J.; Kitzman; Lalani; Lambert; Landgraf; Leo Wilson; Little; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rose; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Ward Johnson; Wharton; Wilson.

Nays — Anchía; Bryant; Campos; Canales; Collier; Craddick; Dutton; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Harrison; Johnson; LaHood; Longoria; Lopez, R.; Martinez; Perez, M.; Rodríguez Ramos; Romero; Rosenthal; Turner; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent, Excused, Committee Meeting — Hernandez; Lopez, J.

Absent — Allen; Bowers; Gervin-Hawkins; Guerra; Leach; Thompson.

STATEMENTS OF VOTE

When Record No. 3534 was taken, I was in the house but away from my desk. I would have voted no.

Allen

When Record No. 3534 was taken, I was in the house but away from my desk. I would have voted no.

Bowers

When Record No. 3534 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 3534 was taken, I was in the house but away from my desk. I would have voted no.

Gervin-Hawkins

When Record No. 3534 was taken, I was excused because of important business. I would have voted yes.

Kerwin

When Record No. 3534 was taken, my vote failed to register. I would have voted yes.

Leach

POSTPONED BUSINESS

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

SB 37 ON THIRD READING
(Shaheen - House Sponsor)

SB 37, A bill to be entitled An Act relating to the governance of public institutions of higher education, including review of curriculum and certain degree and certificate programs, a faculty council or senate, training for members of the governing board, and the establishment, powers, and duties of the Texas Higher Education Coordinating Board Office of the Ombudsman.

SB 37 was read third time earlier today and was postponed until this time.

(Speaker in the chair)

(Hernandez now present)

SB 37 was passed by (Record 3535): 85 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin;

Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent, Excused, Committee Meeting — Lopez, J.

STATEMENT OF VOTE

When Record No. 3535 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 3535 was taken, I was excused because of important business in the district. I would have voted no.

Reynolds

SB 3070 ON SECOND READING
(Geren - House Sponsor)

SB 3070, A bill to be entitled An Act relating to the abolishment of the Texas Lottery Commission and the transfer of the administration of the state lottery and the licensing and regulation of charitable bingo to the Texas Commission of Licensing and Regulation; creating criminal offenses.

SB 3070 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Geren offered the following amendment to **SB 3070**:

Amend **SB 3070** (senate engrossment) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 411.093(a), Government Code, is amended to read as follows:

(a) The Texas Department of Licensing and Regulation is entitled to obtain criminal history record information as provided by Subsection (b) that relates to:

(1) an applicant for or the holder of:

(A) a driver education instructor license under Chapter 1001, Education Code;

(B) a license under Chapter 466;

(C) a license under Chapter 202, Occupations Code;

(D) [~~(C)~~] a license under Chapter 401, Occupations Code;

(E) [~~(D)~~] a license under Chapter 402, Occupations Code; [~~or~~]

(F) a license under Chapter 2001, Occupations Code; or

(G) [~~(E)~~] an instructor license or motorcycle school license under Chapter 662, Transportation Code;

(2) a person who is:

(A) an applicant for or the holder of a license under Chapter 91, Labor Code; or

(B) a controlling person, as defined by Chapter 91, Labor Code, of an entity described by Paragraph (A); or

(3) a person who:

(A) is an applicant for or the holder of a license under Chapter 455, Occupations Code; or

(B) has an interest described under Section 455.1525(e), Occupations Code, in an entity described by Paragraph (A).

SECTION 2. Section 411.467(d), Government Code, is amended to read as follows:

(d) The department shall also send the alert to:

(1) any appropriate law enforcement agency;

(2) the Texas Department of Transportation;

(3) the Texas Department of Licensing and Regulation [~~Lottery Commission~~]; and

(4) the Independent Bankers Association of Texas.

SECTION 3. Sections 466.002(1), (3), and (4), Government Code, are amended to read as follows:

(1) "Commission" means the Texas [~~Lottery~~] Commission of Licensing and Regulation.

(3) "Department" or "division [~~Division~~]" means the Texas Department of Licensing and Regulation [~~lottery division established by the commission under Chapter 467~~].

(4) "Director" or "executive [~~Executive~~] director" means the executive director of the department [~~commission~~].

SECTION 4. Subchapter A, Chapter 466, Government Code, is amended by adding Section 466.005 to read as follows:

Sec. 466.005. LIMITED-SCOPE SUNSET REVIEW OF STATE LOTTERY PROGRAM. (a) The Sunset Advisory Commission shall conduct a limited-scope review of the state lottery program during the state fiscal biennium ending August 31, 2029, in the manner provided by Chapter 325 (Texas Sunset Act).

(b) In conducting the limited-scope review under this section, the Sunset Advisory Commission's staff evaluation and report must be limited to:

(1) the transfer of the state lottery program to the department;

(2) the extent to which the department is implementing and enforcing statutory changes enacted by the 89th and 90th Legislatures; and

(3) whether the department remains the appropriate agency to administer the state lottery program.

(c) Unless continued in existence, the state lottery is abolished and this chapter expires September 1, 2029.

SECTION 5. The heading to Section 466.014, Government Code, is amended to read as follows:

Sec. 466.014. POWERS AND DUTIES OF DEPARTMENT [~~COMMISSION~~] AND EXECUTIVE DIRECTOR.

SECTION 6. Sections 466.014(a) and (d), Government Code, are amended to read as follows:

(a) The department [~~commission~~] and executive director have broad authority and shall exercise strict control and close supervision over all lottery games conducted in this state to promote and ensure integrity, security, honesty, and fairness in the operation and administration of the lottery.

(d) A contract between the department [~~division~~] and a lottery operator under Subsection (b) must contain a provision allowing the contract to be terminated without penalty if the department [~~division~~] is abolished.

SECTION 7. Section 466.015, Government Code, is amended by amending Subsection (b) and adding Subsection (d) to read as follows:

(b) The commission shall adopt rules to the extent they are not inconsistent with Chapters 551 and 552 governing the:

(1) security for the lottery and the commission, including the development of an internal security plan;

(2) apportionment of the total revenues from the sale of tickets and from all other sources in the amounts provided by this chapter;

(3) enforcement of prohibitions on the sale of tickets to or by an individual younger than 18 years of age; and

(4) enforcement of prohibitions on a person playing or facilitating the play of a lottery game by telephone or through an Internet application or mobile Internet application in violation of Section 466.318.

(d) The commission may not adopt a rule under this section that is inconsistent with any provision of state law.

SECTION 8. Subchapter B, Chapter 466, Government Code, is amended by adding Section 466.0171 to read as follows:

Sec. 466.0171. ANNUAL AUDIT. (a) The state auditor shall annually conduct a comprehensive audit of the department's state lottery program, including any department action taken relating to the program.

(b) Each audit required by Subsection (a) must specifically identify any lottery program action or activity that varies from a lottery program action or activity identified in a preceding audit conducted by the state auditor.

SECTION 9. Section 466.018, Government Code, is amended to read as follows:

Sec. 466.018. INVESTIGATIONS. The attorney general, the district attorney for Travis County, or the district attorney, criminal district attorney, or county attorney performing the duties of district attorney for the county in which the violation or alleged violation occurred may investigate a violation or alleged violation of this chapter and of the penal laws of this state by the department [~~commission~~] or its employees, a sales agent, a lottery vendor, or a lottery operator.

SECTION 10. Section 466.019, Government Code, is amended to read as follows:

Sec. 466.019. ENFORCEMENT. (a) The executive director or designated personnel of the department [~~commission~~] may investigate violations of this chapter and violations of the rules adopted under this chapter. After conducting investigations, the executive director, a person designated by the department [~~commission~~], or any law enforcement agency may file a complaint with the district attorney of Travis County or with the district attorney of the county in which a violation is alleged to have occurred.

(b) The executive director has the administrative, enforcement, and collection powers provided by Subtitle B, Title 2, Tax Code, in regard to the lottery. For purposes of the application of Title 2 of the Tax Code:

(1) the state's share of proceeds from the sale of lottery tickets is treated as if it were a tax; and

(2) a power granted to the comptroller may be exercised by the department [~~commission~~].

SECTION 11. Sections 466.020(a), (c), and (d), Government Code, are amended to read as follows:

(a) The executive director shall maintain an office [~~a department~~] of security within the department [~~in the commission~~]. The office of security shall assist the executive director in addressing any security-related matter arising under this chapter or Chapter 2001, Occupations Code. The office may coordinate as necessary with the financial crimes intelligence center established under Chapter 2312, Occupations Code, for assistance with investigations, to receive guidance on security-related matters, and to provide information relevant to the office's operations [~~The executive director shall appoint a deputy to administer the department. The deputy must be qualified by training and experience in law enforcement or security to supervise, direct, and administer the activities of the department~~].

(c) A security officer or investigator employed by the office [~~department~~] of security or a peace officer who is working in conjunction with the department [~~commission~~] or the Department of Public Safety in the enforcement of this chapter, without a search warrant, may search and seize a lottery vending machine, lottery computer terminal, or other lottery equipment that is located on premises for which a person holds a sales agent license issued under this chapter.

(d) The Department of Public Safety, at the department's [~~commission's~~] request, shall perform a full criminal background investigation of a prospective [~~deputy or~~] investigator of the office [~~department~~] of security. The department [~~commission~~] shall reimburse the Department of Public Safety for the actual costs of an investigation.

SECTION 12. Section 466.022, Government Code, is amended to read as follows:

Sec. 466.022. CONFIDENTIAL INFORMATION. (a) Except as otherwise provided by law, all department [~~commission~~] records are subject to public inspection in accordance with Chapter 552.

(b) In addition to department [~~commission~~] records excepted from disclosure under Chapter 552, the following information is confidential and is exempt from disclosure:

(1) security plans and procedures of the department [~~commission~~] designed to ensure the integrity and security of the operation of the lottery;

(2) information of a nature that is designed to ensure the integrity and security of the selection of winning tickets or numbers in the lottery, other than information describing the general procedures for selecting winning tickets or numbers;

(3) the street address and telephone number of a prize winner, if the prize winner has not consented to the release of the information; and

(4) except as otherwise authorized by Section 466.411, all personally identifiable information of a natural person who is:

(A) a lottery prize winner and who has chosen to remain anonymous under Section 466.411; or

(B) an owner of a beneficial interest in a legal entity that is a lottery prize winner and who has chosen to remain anonymous under Section 466.411.

SECTION 13. Section 466.023(b), Government Code, is amended to read as follows:

(b) An investigation report or other document submitted by the Department of Public Safety to the department [~~commission~~] becomes part of the investigative files of the department [~~commission~~] and is subject to discovery by a person that is the subject of the investigation report or other document.

SECTION 14. Section 466.026, Government Code, is amended to read as follows:

Sec. 466.026. AMBER ALERT. On receipt of notice by the Department of Public Safety that the Statewide Texas Amber Alert Network has been activated, the department [~~commission~~] shall disseminate Amber Alert information at its retail locations through the lottery operator system.

SECTION 15. Sections 466.027(a), (b), (c), and (d), Government Code, are amended to read as follows:

(a) The department [~~commission~~] shall operate an instant-ticket lottery game to benefit the fund for veterans' assistance established by Section 434.017.

(b) The department [~~commission~~] shall:

(1) determine the ticket price, payout amounts, and manner in which the game is conducted;

(2) make tickets to the game available for sale continuously to the extent practicable; and

(3) change the design or theme of the game regularly to ensure that the game remains competitive with other instant-ticket lottery games offered by the department [~~commission~~].

(c) The department [~~commission~~] shall market and advertise the lottery game operated under this section in a manner intended to inform the public that the game tickets are available for purchase and that the game proceeds are used to fund veterans programs in this state. The game tickets must clearly state that the

game proceeds are used to benefit the veterans in this state. The Texas Veterans Commission may make recommendations to the department [~~Texas Lottery Commission~~] relating to the marketing and advertising of the game.

(d) The department [~~commission~~] shall encourage each sales agent that sells tickets to instant-ticket games or similar types of lottery games to sell tickets to the game operated under this section.

SECTION 16. Subchapter B, Chapter 466, Government Code, is amended by adding Sections 466.029 and 466.030 to read as follows:

Sec. 466.029. PRESERVATION OF LOTTERY-RELATED DOCUMENTS. (a) Notwithstanding any other law, the department shall preserve all department records, including e-mails, relating to the operation of the state lottery until at least the first anniversary of the last date the record is modified.

(b) The department may not use a software program to automatically delete a record relating to the operation of the state lottery on a date earlier than the last day of the period specified by Subsection (a).

Sec. 466.030. REQUIRED RECORDING OF CERTAIN STATE LOTTERY MEETINGS. (a) The department shall make and maintain a recording of any formal meeting of the commission related to the state lottery or of the lottery advisory committee.

(b) The department shall maintain the recording described by Subsection (a) until at least the fifth anniversary of the meeting date.

SECTION 17. Section 466.105(b), Government Code, is amended to read as follows:

(b) Notwithstanding the provisions of Title 2, Utilities Code, the department [~~commission~~] may negotiate rates and execute contracts with telecommunications service providers for the interexchange services necessary for the operation of the lottery. The department [~~commission~~] may acquire transmission facilities by lease, purchase, or lease-purchase. The acquisition of transmission facilities must be done on a competitive bid basis if possible.

SECTION 18. Section 466.106(a), Government Code, is amended to read as follows:

(a) In all contracts for lottery equipment, supplies, services, and advertising, the department [~~commission~~] and each lottery operator shall give preference to equipment or supplies produced in this state or services or advertising offered by bidders from this state, the cost to the state and quality being equal.

SECTION 19. Sections 466.107(a) and (c), Government Code, are amended to read as follows:

(a) The executive director and each lottery operator shall take positive steps to:

(1) inform minority businesses of opportunities to:

(A) provide lottery equipment and supplies to the department [~~commission~~];

(B) provide services, including advertising, to the department [~~commission~~] for the operation of the lottery; or

(C) obtain a license to sell lottery tickets;

(2) waive or modify bond requirements, if feasible;

(3) award contracts for lottery equipment or supplies to minority businesses when possible;

(4) award contracts for lottery services, including advertising, to minority businesses when possible;

(5) license minority businesses as sales agents;

(6) monitor the effectiveness of the efforts to increase the ability of minority businesses to do business with the department [~~commission~~]; and

(7) require all bidders or contractors, when appropriate, to include specific plans or arrangements to use subcontracts with minority businesses.

(c) The department [~~commission~~] shall annually report to the legislature and the governor on the level of minority business participation as pertains to both the department's [~~commission's~~] contracts and the licensing of sales agents. The report must include recommendations for the improvement of minority business opportunities in lottery-related business.

SECTION 20. Section 466.108, Government Code, is amended to read as follows:

Sec. 466.108. TELEVISION CONTRACTS. If the drawing or selection of winning tickets is televised under a contract with the department [~~commission~~], the contract must be awarded by competitive bid. The commission shall adopt rules governing the competitive bidding process. Money received under the contract shall be deposited in the state lottery account established under Section 466.355.

SECTION 21. Section 466.109, Government Code, is amended to read as follows:

Sec. 466.109. PUBLICITY OF INDIVIDUALS PROHIBITED. (a) A state officer, including a commission member or the executive director, or an officer or employee of the department [~~commission~~], may not appear in an advertisement or promotion for the lottery that is sponsored by the department [~~commission~~] or in a televised lottery drawing. An advertisement or promotion for the lottery may not contain the likeness or name of a state officer, including a commission member or the executive director, or an officer or employee of the department [~~commission~~].

(b) In connection with providing security for the lottery, this section does not prohibit a security officer or investigator employed by the department [~~commission~~] from appearing in a televised lottery drawing or other promotion for the lottery that is sponsored by the department [~~commission~~].

(c) Notwithstanding this section, the executive director may designate an employee of the department [~~commission~~] to participate in a promotional event.

SECTION 22. Section 466.110, Government Code, is amended to read as follows:

Sec. 466.110. PROHIBITED ADVERTISEMENTS. The legislature intends that advertisements or promotions sponsored by the department [~~commission or the division~~] for the lottery not be of a nature that unduly influences any person to purchase a lottery ticket or number.

SECTION 23. Section 466.151(a), Government Code, is amended to read as follows:

(a) If the executive director authorizes a person who is not an employee of the department [~~commission~~] to sell tickets, the person must be licensed as a sales agent by the department [~~commission~~].

SECTION 24. Sections 466.155(a), (b), (e), and (f), Government Code, are amended to read as follows:

(a) After a hearing, the executive director shall deny an application for a license or the department [~~commission~~] shall suspend or revoke a license if the executive director or department [~~commission~~], as applicable, finds that the applicant or sales agent:

(1) is an individual who:

(A) has been convicted of a felony, criminal fraud, gambling or a gambling-related offense, or a misdemeanor involving moral turpitude, if less than 10 years has elapsed since the termination of the sentence, parole, mandatory supervision, or probation served for the offense;

(B) is or has been a professional gambler;

(C) is married to an individual:

(i) described in Paragraph (A) or (B); or

(ii) who is currently delinquent in the payment of any state tax;

(D) is an officer or employee of the department [~~commission~~] or a lottery operator; or

(E) is a spouse, child, brother, sister, or parent residing as a member of the same household in the principal place of residence of a person described by Paragraph (D);

(2) is not an individual, and an individual described in Subdivision (1):

(A) is an officer or director of the applicant or sales agent;

(B) holds more than 10 percent of the stock in the applicant or sales agent;

(C) holds an equitable interest greater than 10 percent in the applicant or sales agent;

(D) is a creditor of the applicant or sales agent who holds more than 10 percent of the applicant's or sales agent's outstanding debt;

(E) is the owner or lessee of a business that the applicant or sales agent conducts or through which the applicant will conduct a ticket sales agency;

(F) shares or will share in the profits, other than stock dividends, of the applicant or sales agent; or

(G) participates in managing the affairs of the applicant or sales agent;

(3) has been finally determined to be delinquent in the payment of a tax or other money collected by the comptroller, the Texas Workforce Commission, or the Texas Alcoholic Beverage Commission;

(4) is a person whose location for the sales agency is:

(A) a location licensed for games of bingo under Chapter 2001, Occupations Code;

(B) on land that is owned by:

(i) this state; or

(ii) a political subdivision of this state and on which is located a public primary or secondary school, an institution of higher education, or an agency of the state; or

(C) a location for which a person holds a wine and malt beverage retailer's permit, mixed beverage permit, mixed beverage permit with a retailer late hours certificate, private club registration permit, or private club registration permit with a retailer late hours certificate issued under Chapter 25, 28, 29, or 32, Alcoholic Beverage Code, other than a location for which a person holds a wine and malt beverage retailer's permit issued under Chapter 25, Alcoholic Beverage Code, that derives less than 30 percent of the location's gross receipts from the sale or service of alcoholic beverages; or

(5) has violated this chapter or a rule adopted under this chapter.

(b) If the executive director proposes to deny an application for a license or the department [~~commission~~] proposes to suspend or revoke a license under this section, the applicant or sales agent is entitled to written notice of the time and place of the hearing. A notice may be served on an applicant or sales agent personally or sent by certified or registered mail, return receipt requested, to the person's mailing address as it appears on the department's [~~commission's~~] records. A notice must be served or mailed not later than the 20th day before the date of the hearing. The department [~~commission~~] shall provide for a formal administrative hearings process.

(e) The executive director may not issue a license to a person who has previously had a license under this chapter revoked unless the executive director is satisfied the person will comply with this chapter and the rules adopted under this chapter. The executive director may prescribe the terms under which a suspended license will be reissued.

(f) The executive director may not issue a license to an applicant who fails to certify to the executive director the applicant's compliance with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.).

SECTION 25. Sections 466.160(a), (b), and (d), Government Code, are amended to read as follows:

(a) The department [~~commission~~] may suspend a sales agent's license summarily without notice or hearing if the department [~~commission~~] finds that the action is necessary to maintain the integrity, security, honesty, or fairness of the operation or administration of the lottery or to prevent financial loss to the state and:

(1) the sales agent fails to deposit money received from ticket sales under Section 466.351;

(2) an event occurs that would render the sales agent ineligible for a license under Section 466.155;

(3) the sales agent refuses to permit the executive director, the department [~~director, the commission~~], or the state auditor to examine the agent's books, records, papers, or other objects under Section 466.017(b); or

(4) the executive director learns the sales agent has failed to disclose information that would, if disclosed, render the sales agent ineligible for a license under Section 466.155.

(b) The department [~~commission~~] may summarily suspend a sales agent's license if proceedings for a preliminary hearing before the State Office of Administrative Hearings are initiated simultaneously with the summary suspension. The preliminary hearing shall be set for a date not later than 10 days after the date of the summary suspension, unless the parties agree to a later date.

(d) To initiate a proceeding to summarily suspend a sales agent's license, the department [~~commission~~] must serve notice to the sales agent informing the agent of the right to a preliminary hearing and of the time and place of the preliminary hearing. The notice must be personally served on the sales agent or an officer, employee, or agent of the sales agent or sent by certified or registered mail, return receipt requested, to the sales agent's mailing address as it appears on the department's [~~commission's~~] records. The notice must state the alleged violations that constitute grounds for summary suspension. The suspension is effective at the time the notice is served. If notice is served in person, the sales agent shall immediately surrender the license to the department [~~commission~~]. If notice is served by mail, the sales agent shall immediately return the license to the department [~~commission~~]. If the sales agent uses an on-line electronic terminal to sell tickets, the executive director or a lottery operator on the instructions of the executive director may terminate the connection of the terminal to the department's [~~commission's~~] lottery computer at the time:

(1) the proceeding to summarily suspend the license is initiated; or

(2) the department [~~division~~] discovers the sales agent has failed to deposit money received from ticket sales, if the sales agent's license is being summarily suspended under Subsection (a)(1).

SECTION 26. Sections 466.161(b) and (c), Government Code, are amended to read as follows:

(b) This section does not waive any immunity of the department [~~commission~~] or this state.

(c) This section does not create a cause of action against this state, the department [~~commission~~], a department [~~commission~~] employee, or a sales agent.

SECTION 27. Section 466.201, Government Code, is amended to read as follows:

Sec. 466.201. ACCESS TO CRIMINAL HISTORY RECORD INFORMATION. (a) The department [~~commission~~] is entitled to conduct an investigation of and is entitled to obtain criminal history record information maintained by the Department of Public Safety, the Federal Bureau of Investigation Identification Division, or another law enforcement agency to assist in the investigation of:

(1) a sales agent or an applicant for a sales agent license;

(2) a person required to be named in a license application;

(3) a lottery operator or prospective lottery operator;

(4) an employee of a lottery operator or prospective lottery operator, if the employee is or will be directly involved in lottery operations;

(5) a person who manufactures or distributes lottery equipment or supplies, or a representative of a person who manufactures or distributes lottery equipment or supplies offered to the lottery;

(6) a person who has submitted a written bid or proposal to the department [~~commission~~] in connection with the procurement of goods or services by the department [~~commission~~], if the amount of the bid or proposal exceeds $500;

(7) an employee or other person who works for or will work for a sales agent or an applicant for a sales agent license;

(8) a person who proposes to enter into or who has a contract with the department [~~commission~~] to supply goods or services to the department [~~commission~~]; or

(9) if a person described in Subdivisions (1) through (8) is not an individual, an individual who:

(A) is an officer or director of the person;

(B) holds more than 10 percent of the stock in the person;

(C) holds an equitable interest greater than 10 percent in the person;

(D) is a creditor of the person who holds more than 10 percent of the person's outstanding debt;

(E) is the owner or lessee of a business that the person conducts or through which the person will conduct lottery-related activities;

(F) shares or will share in the profits, other than stock dividends, of the person;

(G) participates in managing the affairs of the person; or

(H) is an employee of the person who is or will be involved in:

(i) selling tickets; or

(ii) handling money from the sale of tickets.

(b) The department [~~commission~~] shall conduct an investigation of and obtain criminal history record information maintained by the Department of Public Safety, the Federal Bureau of Investigation Identification Division, or another law enforcement agency to assist in the investigation of:

(1) the executive director or a prospective executive director; or

(2) an employee or prospective employee of the department who the executive director determines has or will have access to sensitive or confidential data relating to this chapter or Chapter 2001, Occupations Code [~~commission~~].

(c) Not later than the first anniversary after the date of each renewal, the department [~~commission~~] shall obtain criminal history record information maintained by the Department of Public Safety on a sales agent whose license is renewed under Section 466.158.

SECTION 28. Section 466.202, Government Code, is amended to read as follows:

Sec. 466.202. FINGERPRINTS. (a) The executive director may discharge from employment or [~~an employee of the commission who fails to provide a complete legible set of fingerprints on request. The executive director may~~] refuse to consider, as applicable, an employee or [~~a~~] prospective employee of the

department [~~commission~~] who fails to provide a complete legible set of fingerprints for purposes of conducting an investigation and obtaining criminal history record information under Section 466.201(b)(2) [~~on request~~].

(b) The executive director may deny an application for a license or the department [~~commission~~] may suspend or revoke a license if the applicant or sales agent fails on request to provide a complete legible set of fingerprints of a person required to be named in a license application.

SECTION 29. Sections 466.203(a) and (c), Government Code, are amended to read as follows:

(a) The executive director may request the cooperation of the Department of Public Safety to perform a background investigation of a person listed in Section 466.201(a) or (b). The executive director shall reimburse the Department of Public Safety [~~department~~] for the actual cost of an investigation.

(c) Unless otherwise prohibited by law, the Department of Public Safety may retain any record or information submitted to it under this section. The Department of Public Safety [~~department~~] shall notify the executive director of any change in information provided to the executive director when the Department of Public Safety [~~department~~] learns of the change.

SECTION 30. Section 466.204, Government Code, is amended to read as follows:

Sec. 466.204. ACCESS TO INTERNAL REVENUE SERVICE INFORMATION. The executive director may obtain information relating to a person's qualification for licensing, employment, or contracting under this chapter from the Internal Revenue Service under a contract between the comptroller and the Internal Revenue Service on:

(1) a sales agent or an applicant for a sales agent license;

(2) an employee or prospective employee of the department [~~commission~~];

(3) a person required to be named in a license application;

(4) a lottery operator or prospective lottery operator;

(5) an employee of a lottery operator or prospective lottery operator, if the employee is or will be directly involved in lottery operations;

(6) a person who manufactures or distributes lottery equipment or supplies, or a representative of a person who manufactures or distributes lottery equipment or supplies offered to the lottery;

(7) a person who has submitted a written bid or proposal to the department [~~commission~~] in connection with the procurement of goods or services by the department [~~commission~~];

(8) an employee or other person who works for or will work for a sales agent or an applicant for a sales agent license; or

(9) a person who proposes to enter into or who has a contract with the department [~~commission~~] to supply goods or services to the department [~~commission~~].

SECTION 31. Section 466.254, Government Code, is amended to read as follows:

Sec. 466.254. PURCHASE OF TICKET BY OR PAYMENT OF PRIZE TO CERTAIN PERSONS; CRIMINAL OFFENSE. (a) A person may not purchase a ticket or claim, collect, or receive a lottery prize or a share of a lottery prize if the person is:

(1) a member, officer, or employee of a person that has a contract with the department [~~commission~~] to sell or lease goods or services used in the operation of the lottery, and the member, officer, or employee is directly involved in selling or leasing the goods or performing the services that are the subject of the contract with the department [~~commission~~];

(2) a member, officer, or employee of a lottery operator;

(3) an officer or employee of the department [~~commission~~]; or

(4) a spouse, child, brother, sister, or parent residing as a member of the same household in the principal place of residence of a person described by Subdivision (1), (2), or (3).

(b) A person commits an offense if the person violates Subsection (a). An offense under this subsection is a Class A misdemeanor.

SECTION 32. Subchapter F, Chapter 466, Government Code, is amended by adding Sections 466.255, 466.257, 466.258, and 466.259 to read as follows:

Sec. 466.255. LIMITATION ON NUMBER OF LOTTERY TICKETS PER TRANSACTION; CRIMINAL OFFENSE. (a) A person may not sell to one individual more than 100 lottery tickets in a single transaction.

(b) A person commits an offense if the person violates Subsection (a). An offense under this subsection is a Class B misdemeanor.

Sec. 466.257. METHOD, LOCATION, AND HOURS FOR PURCHASE OF TICKET. A person may only purchase a ticket:

(1) in person;

(2) at the location of a licensed sales agency; and

(3) during the normal business hours of the licensed sales agency.

Sec. 466.258. REQUIRED AGE VERIFICATION OF TICKET PURCHASER; CRIMINAL OFFENSE. (a) A licensed sales agent or an employee of a sales agent shall use an age verification process prescribed by commission rule to verify the age of each ticket purchaser at the point of sale.

(b) A person who violates Subsection (a) commits an offense. An offense under this subsection is a Class B misdemeanor.

Sec. 466.259. LIMITATION ON CERTAIN LOTTERY EQUIPMENT. (a) The commission by rule shall limit the access at a sales agent's licensed location to lottery vending machines, lottery computer terminals, or other equipment that prints lottery tickets in a number disproportionate to the amount of legitimate retail business conducted at the location.

(b) Unless otherwise provided by commission rules adopted under Subsection (a), the department may not provide to a sales agent's licensed location more than five lottery vending machines, lottery computer terminals, or other equipment dedicated to printing lottery tickets.

SECTION 33. Section 466.302(a), Government Code, is amended to read as follows:

(a) A person commits an offense if the person intentionally or knowingly sells a ticket at a price the person knows is greater than that fixed by the department [~~commission~~] or by the lottery operator authorized to set that price.

SECTION 34. Section 466.3051, Government Code, is amended by amending Subsections (a) and (d) and adding Subsection (g) to read as follows:

(a) A sales agent or an employee of a sales agent commits an offense if with criminal negligence the person [~~intentionally or knowingly~~] sells or offers to sell a ticket to an individual that the person knows is younger than 18 years of age.

(d) It is a defense to the application of Subsection (b) that the individual younger than 18 years of age is participating in an inspection or investigation on behalf of the department [~~commission~~] or other appropriate governmental entity regarding compliance with this section.

(g) The commission or department may not take any disciplinary action against a sales agent to whom Subsection (a) applies if:

(1) the sales agent's employee electronically accessed the electronically readable information on the ticket purchaser's driver's license, commercial driver's license, or personal identification certificate; and

(2) the transaction scan device used to electronically access the purchaser's electronically readable information identified the license or certificate as valid and the purchaser as 18 years of age or older on the purchase date.

SECTION 35. Section 466.3052(a), Government Code, is amended to read as follows:

(a) A person commits an offense if the person intentionally or knowingly sells a ticket and the person accepts anything other than the following as payment for the ticket:

(1) United States currency;

(2) a negotiable instrument in the form of a check that meets the requirements of Section 3.104, Business & Commerce Code;

(3) a debit made through a financial institution debit card;

(4) a coupon or voucher issued by the department [~~commission~~] for purposes of purchasing a lottery ticket; or

(5) a mail order subscription on a mail order subscription form authorized by the department [~~commission~~].

SECTION 36. Section 466.311(b), Government Code, is amended to read as follows:

(b) A person commits an offense if the person knowingly refuses to produce for inspection by the [~~director,~~] executive director, department [~~commission~~], or state auditor a book, record, or document required to be maintained or made by this chapter or a rule adopted under this chapter.

SECTION 37. Subchapter G, Chapter 466, Government Code, is amended by adding Section 466.318 to read as follows:

Sec. 466.318. PLAY OR FACILITATING PLAY BY TELEPHONE OR BY INTERNET OR MOBILE INTERNET APPLICATION. (a) A person may not by telephone or through an Internet application or mobile Internet application:

(1) purchase or order the purchase of a ticket for a lottery game; or

(2) for compensation:

(A) accept an order for a ticket for a lottery game from a player;

(B) sell a ticket for a lottery game to a player; or

(C) arrange:

(i) to purchase a ticket on behalf of a person playing a lottery game; or

(ii) for another person to purchase a ticket on behalf of a person playing a lottery game.

(b) A person commits an offense if the person violates this section.

(c) An offense under Subsection (a)(1) is a Class A misdemeanor.

(d) An offense under Subsection (a)(2) is a Class A misdemeanor.

SECTION 38. Section 466.401(a), Government Code, is amended to read as follows:

(a) The office [~~department~~] of security shall supervise ticket validation and lottery drawings.

SECTION 39. Sections 466.408(a), (c), and (f), Government Code, are amended to read as follows:

(a) The department [~~division~~] shall retain an unclaimed prize on a winning ticket for payment or delivery to the person entitled to the prize for 180 days after the date on which the winner was selected.

(c) If a claim is not made for a prize other than prize money on or before the 180th day after the date on which the winner was selected, the prize shall revert to the department [~~division~~] for use in subsequent games.

(f) The department [~~commission~~] may deduct money paid to an eligible person under Subsection (e) from prize money that would otherwise be deposited under Subsection (b).

SECTION 40. Sections 466.410(a), (b), (d), (f), (g), and (j), Government Code, are amended to read as follows:

(a) A person may assign, in whole or in part, the right to receive prize payments that are paid by the department [~~commission~~] in installments over time if the assignment is made to a person designated by an order of a district court of Travis County, except that a person may not assign the right to receive prize payments if the person is subject to a child support order and is delinquent in making support payments under that order.

(b) A district court shall issue an order approving a voluntary assignment and directing the department [~~commission~~] to direct prize payments in whole or in part to the assignee if:

(1) a copy of the petition for the order and copies of all notices of any hearing in the matter have been served on the executive director not later than 20 days prior to any hearing or entry of any order. The department [~~commission~~] may intervene in a proceeding to protect the interests of the department [~~commission~~] but shall not be considered an indispensable or necessary party. A petition filed under this section shall include in the caption the prize winner's name as it appears on the lottery claim form;

(2) the assignment is in writing, executed by the assignor and assignee (or designated agent), and by its terms subject to the laws of this state; and

(3) the assignor provides a sworn and notarized affidavit stating that the assignor:

(A) is of sound mind, over 18 years of age, is in full command of the person's faculties, and is not acting under duress;

(B) is not delinquent in payment of child support under a court or administrative order issued in this state or another state;

(C) has been advised regarding the assignment by independent legal counsel and has had the opportunity to receive independent financial and tax advice concerning the effects of the assignment;

(D) understands that the assignor will not receive the prize payments, or portions of the prize payments, for the assigned years;

(E) understands and agrees that with regard to the assigned payments, the state, the department [~~commission~~], and its officials and employees will have no further liability or responsibility to make the assigned payments to the assignor;

(F) has been provided a one-page written disclosure statement stating, in boldfaced type, 14 points or larger:

(i) the payments being assigned, by amounts and payment dates;

(ii) the purchase price being paid, if any;

(iii) if a purchase price is paid, the rate of discount to the present value of the prize, assuming daily compounding and funding on the contract date; and

(iv) the amount, if any, of any origination or closing fees that will be charged to the assignor; and

(G) was advised in writing, at the time the assignment was signed, that the assignor had the right to cancel without any further obligation not later than the third business day after the date the assignment was signed.

(d) With respect to any given prize, the order shall also recite and identify all prior assignments by amount of or fraction of payment assigned, the identity of the assignee, and the date(s) of payment(s) assigned. A court order obtained pursuant to this section, together with all such prior orders, shall not require the department [~~commission~~] to divide any single prize payment among more than three different persons.

(f) A certified copy of a court order granted under this section shall be delivered to the department [~~commission~~] and such order must be provided to the department [~~commission~~] no later than 20 days prior to the date upon which the first assigned payment is to be paid to the assignee. Within 20 days of receipt of the court order, the department [~~commission~~] shall acknowledge in writing to both the assignor and the assignee its receipt of said court order. Unless the department [~~commission~~] provides written notice to the assignor and assignee that the department [~~commission~~] cannot comply with the court order, the department [~~commission~~] shall thereafter make the prize payments in accordance with the court order.

(g) The department [~~commission~~] shall establish and collect a reasonable fee to defray any administrative expenses associated with an assignment made under this section, including the cost to the department [~~commission~~] of any processing fee imposed by a private annuity provider. The department [~~commission~~] shall establish the amount of the fee to reflect the direct and indirect costs associated with processing the assignment.

(j) After receiving a letter or ruling from the Internal Revenue Service or a published decision of a court as provided by Subsection (i)(1) or (2), the executive director shall immediately file a copy of the letter, ruling, or published decision with the secretary of state. When the executive director files a copy of the letter, ruling, or published decision with the secretary of state, an assignor is ineligible to assign a prize under this section, and the department [~~commission~~] shall not make any payment to an assignee pursuant to a court order entered after the date of such letter or ruling.

SECTION 41. Sections 466.411(b) and (d), Government Code, are amended to read as follows:

(b) The department [~~commission~~] may release or disclose the personally identifiable information of a natural person who is a lottery prize winner if the person chooses to have the prize paid in periodic installments. The department [~~commission~~] may only disclose the information on or after the 30th day after the date the person claims the lottery prize if the person chooses to remain anonymous under Subsection (a).

(d) This section does not prohibit release of a natural person prize winner's city or county of residence or prevent the department [~~commission~~] from releasing the person's personally identifiable information to the Health and Human Services Commission or as necessary to comply with Section 466.407 or 466.4075.

SECTION 42. Subchapter I, Chapter 466, Government Code, is amended by adding Section 466.412 to read as follows:

Sec. 466.412. REQUIRED FORM FOR PRIZE WINNERS. Notwithstanding any other law, the director may not authorize payment of a prize until the prize winner submits to the department any form required by the Internal Revenue Service and the department independently verifies the form information.

SECTION 43. Section 466.451, Government Code, is amended to read as follows:

Sec. 466.451. MULTIJURISDICTION AGREEMENT AUTHORIZED. The department [~~commission~~] may enter into a written agreement with the appropriate officials of one or more other states or other jurisdictions, including foreign countries, to participate in the operation, marketing, and promotion of a multijurisdiction lottery game or games. The commission may adopt rules relating to a multijurisdiction lottery game or games.

SECTION 44. Section 466.452(b), Government Code, is amended to read as follows:

(b) The department [~~commission~~] may deposit a portion of the revenue received from the sale of multijurisdiction lottery game tickets in this state into a fund shared with other parties to an agreement under this subchapter for the

payment of prizes awarded in multijurisdiction lottery games in which the department [~~commission~~] participates. The department [~~commission~~] may retain that revenue in the fund for as long as necessary to pay prizes claimed during the period designated for claiming a prize in the multijurisdiction lottery game.

SECTION 45. Section 466.453, Government Code, is amended to read as follows:

Sec. 466.453. PAYMENT OF COSTS AUTHORIZED. The department [~~commission~~] may share in the payment of costs associated with participating in multijurisdiction lottery games.

SECTION 46. Section 544.0456(c), Government Code, is amended to read as follows:

(c) On a monthly basis, the commission shall:

(1) conduct electronic data matches with the Texas Department of Licensing and Regulation [~~Lottery Commission~~] to determine whether a recipient of supplemental nutrition assistance benefits or a recipient's household member received reportable lottery winnings;

(2) use the database system developed under Section 532.0201 to:

(A) match vital statistics unit death records with a list of individuals eligible for financial assistance or supplemental nutrition assistance benefits; and

(B) ensure that any individual receiving assistance under either program who is discovered to be deceased has the individual's eligibility for assistance promptly terminated; and

(3) review the out-of-state electronic benefit transfer card transactions a recipient of supplemental nutrition assistance benefits made to determine whether those transactions indicate a possible change in the recipient's residence.

SECTION 47. Sections 572.003(b) and (c), Government Code, are amended to read as follows:

(b) The term means:

(1) the banking commissioner [~~Banking Commissioner~~] of the Texas [~~The Banking~~] Department of Banking [~~Texas~~];

(2) the administrative director of the Office of Court Administration of the Texas Judicial System;

(3) the chief executive of the Office of Public Utility Counsel;

(4) the executive director of the State Bar of Texas;

(5) [~~the director of the lottery division of the Texas Lottery Commission;~~

[~~(6) the deputy in charge of the department of security in the lottery division of the Texas Lottery Commission;~~

[~~(7)~~] the executive director of the [~~bingo division of the~~] Texas Department of Licensing and Regulation [~~Lottery Commission~~]; or

(6) [~~(8)~~] the secretary of state.

(c) The term means a member of:

(1) the Public Utility Commission of Texas;

(2) the Texas Commission on Environmental Quality;

(3) the Texas Alcoholic Beverage Commission;

(4) the Finance Commission of Texas;
(5) the Texas Facilities Commission;
(6) the Texas Board of Criminal Justice;
(7) the board of trustees of the Employees Retirement System of Texas;
(8) the Texas Transportation Commission;
(9) the Texas Department of Insurance;
(10) the Parks and Wildlife Commission;
(11) the Public Safety Commission;
(12) the Texas Ethics Commission;
(13) the State Securities Board;
(14) the Texas Water Development Board;
(15) the governing board of a public senior college or university as defined by Section 61.003, Education Code, or of The University of Texas Southwestern Medical Center, The University of Texas Medical Branch at Galveston, The University of Texas Health Science Center at Houston, The University of Texas Health Science Center at San Antonio, The University of Texas M. D. Anderson Cancer Center, The University of Texas Health Science Center at Tyler, University of North Texas Health Science Center at Fort Worth, Texas Tech University Health Sciences Center, Texas State Technical College–Harlingen, Texas State Technical College–Marshall, Texas State Technical College–Sweetwater, or Texas State Technical College–Waco;
(16) the Texas Higher Education Coordinating Board;
(17) the Texas Workforce Commission;
(18) the board of trustees of the Teacher Retirement System of Texas;
(19) the Credit Union Commission;
(20) the School Land Board;
(21) the board of the Texas Department of Housing and Community Affairs;
(22) the Texas Racing Commission;
(23) the State Board of Dental Examiners;
(24) the Texas Medical Board;
(25) the Board of Pardons and Paroles;
(26) the Texas State Board of Pharmacy;
(27) the Department of Information Resources governing board;
(28) the board of the Texas Department of Motor Vehicles;
(29) the Texas Real Estate Commission;
(30) the board of directors of the State Bar of Texas;
(31) the Bond Review Board;
(32) the Health and Human Services Commission;
(33) the Texas Funeral Service Commission;
(34) the board of directors of a river authority created under the Texas Constitution or a statute of this state; or
(35) [~~the Texas Lottery Commission; or~~
[~~(36)~~] the Cancer Prevention and Research Institute of Texas.

SECTION 48. Section 2054.007(a), Government Code, is amended to read as follows:

(a) The lottery program [~~division~~] of the Texas [~~Lottery~~] Commission of Licensing and Regulation is not subject to the planning and procurement requirements of this chapter.

SECTION 49. Sections 467.001(3), (4), (5), (6), (7), (8), (9), (10), and (11), Government Code, are transferred to Section 51.001, Occupations Code, redesignated as Sections 51.001(1-b), (2-a), (2-b), (4-a), (4-b), (4-c), (4-d), (4-e), and (4-f), Occupations Code, and amended to read as follows:

(1-b) [~~(3)~~] "Communicate directly with" has the meaning assigned by Section 305.002, Government Code.

(2-a) [~~(4)~~] "Gift" includes a gratuity, trip, meal, or other thing of value for which the recipient does not compensate the person making the gift and that is not conferred on account of kinship or a personal, professional, or business relationship independent of the official status of the recipient.

(2-b) [~~(5)~~] "Legislation" has the meaning assigned by Section 305.002, Government Code.

(4-a) [~~(6)~~] "Member of the legislative branch" has the meaning assigned by Section 305.002, Government Code.

(4-b) [~~(7)~~] "Participated" means to have taken action as an officer or employee through decision, approval, disapproval, recommendation, giving advice, or similar action.

(4-c) [~~(8)~~] "Particular matter" includes an investigation, an application, a request for a ruling or determination, a license proceeding, rulemaking, a contract, a controversy, a claim, a charge, an accusation, an arrest, or a judicial or other proceeding.

(4-d) [~~(9)~~] "Person that has a significant financial interest in the lottery" means:

(A) a person or a board member, officer, trustee, or general partner of a person that manufactures, distributes, sells, or produces lottery equipment, supplies, services, or advertising;

(B) an employee of a person that manufactures, distributes, sells, or produces lottery equipment, supplies, services, or advertising and that employee is directly involved in the manufacturing, distribution, selling, or production of lottery equipment, supplies, services, or advertising;

(C) a person or a board member, officer, trustee, or general partner of a person that has made a bid to operate the lottery in the preceding two years or that intends to make a bid to operate the lottery or an employee of the person if the employee is directly involved in making the bid; or

(D) a sales agent.

(4-e) [~~(10)~~] "Political committee" has the meaning assigned by Section 251.001, Election Code.

(4-f) [~~(11)~~] "Political contribution" has the meaning assigned by Section 251.001, Election Code.

SECTION 50. Section 51.053, Occupations Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) In addition to the eligibility requirements provided by Subsection (b), a person is not eligible for appointment as a member of the commission if the person:

(1) has been convicted of a felony or of any crime involving moral turpitude; or

(2) is not a citizen of the United States.

SECTION 51. Section 467.025, Government Code, is transferred to Subchapter B, Chapter 51, Occupations Code, redesignated as Section 51.061, Occupations Code, and amended to read as follows:

Sec. 51.061 [~~467.025~~]. PROHIBITED CONDUCT. (a) A commission member may not:

(1) accept any employment or remuneration from:

(A) a person that has a significant financial interest in the lottery; or

(B) a bingo commercial lessor, bingo distributor, or bingo manufacturer;

(2) play any lottery or bingo game conducted in this state;

(3) accept or be entitled to accept any part of the winnings to be paid from a lottery or bingo game conducted in this state;

(4) use the member's official authority to affect the result of an election or nomination for public office; or

(5) directly or indirectly coerce, attempt to coerce, command, or advise a person to pay, lend, or contribute anything of value to another person for political purposes.

(b) A commission member or former commission member or the spouse of a commission member or former commission member may not solicit or accept employment from a person regulated by the commission before the second anniversary of the date on which the commission member's service on the commission ends.

SECTION 52. Section 467.036, Government Code, is transferred to Subchapter B, Chapter 51, Occupations Code, redesignated as Section 51.062, Occupations Code, and amended to read as follows:

Sec. 51.062 [~~467.036~~]. ACCESS TO CRIMINAL HISTORY RECORDS. (a) The governor shall conduct an investigation of and is entitled to obtain criminal history record information maintained by the Department of Public Safety, the Federal Bureau of Investigation Identification Division, or another law enforcement agency relating to an individual the governor intends to appoint to the commission.

(b) The department [~~commission~~] shall conduct an investigation of and is entitled to obtain criminal history record information maintained by the Department of Public Safety, the Federal Bureau of Investigation Identification Division, or another law enforcement agency relating to an individual the department employs or [~~commission~~] intends to employ who has or will have access to sensitive or confidential data relating to this chapter, Chapter 466, Government Code, or Chapter 2001 of this code.

SECTION 53. Section 467.101, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.2011, Occupations Code, and amended to read as follows:

Sec. 51.2011 [~~467.101~~]. POWERS AND DUTIES OF COMMISSION REGARDING STATE LOTTERY AND BINGO REGULATION. (a) The commission has broad authority and shall exercise strict control and close supervision over all activities authorized and conducted in this state under:

(1) Chapter 2001[~~, Occupations Code~~]; and

(2) Chapter 466, Government Code [~~of this code~~].

(b) The commission shall ensure that games are conducted fairly and in compliance with the law.

(c) The commission also has the powers and duties granted under:

(1) Chapter 2001 [~~, Occupations Code~~]; and

(2) Chapter 466, Government Code [~~of this code~~].

SECTION 54. Section 467.104, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.212, Occupations Code, and amended to read as follows:

Sec. 51.212 [~~467.104~~]. LOTTERY AND BINGO PROGRAM RECORDS. (a) Except as otherwise provided by law, all commission records relating to the state lottery under Chapter 466, Government Code, and the regulation of charitable bingo under Chapter 2001 are subject to public inspection in accordance with Chapter 552, Government Code.

(b) The executive director shall keep the records described by Subsection (a) [~~of the commission~~].

SECTION 55. Section 467.105, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.213, Occupations Code, and amended to read as follows:

Sec. 51.213 [~~467.105~~]. LEGAL REPRESENTATION. (a) The attorney general shall designate at least one member of the attorney general's staff to counsel and advise the commission and to represent the commission in legal proceedings. The attorney general shall make available to the appropriate prosecuting attorneys any information obtained regarding a violation of a law under the commission's jurisdiction.

(b) The attorney general may apply for injunctive or declaratory relief to enforce a law under the commission's jurisdiction or a rule adopted by the commission. Action by the attorney general under this subsection does not limit the authority of the attorney general or a prosecuting attorney to bring a criminal proceeding.

SECTION 56. Section 467.106, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.214, Occupations Code, and amended to read as follows:

Sec. 51.214 [~~467.106~~]. GIFT OR POLITICAL CONTRIBUTION TO OFFICER OR EMPLOYEE. (a) A commission member, the executive director, or an employee of the department [~~commission~~] may not intentionally or knowingly accept a gift or political contribution from:

(1) a person that has a significant financial interest in the lottery;

(2) a person related in the first degree of consanguinity or affinity to a person that has a significant financial interest in the lottery;

(3) a person that owns more than a 10 percent interest in an entity that has a significant financial interest in the lottery;

(4) a political committee that is directly established, administered, or controlled, in whole or in part, by a person that has a significant financial interest in the lottery; or

(5) a person who, within the two years preceding the date of the gift or contribution, won a lottery prize exceeding $600 in amount or value.

(b) A person may not make a gift or political contribution to a person known by the actor to be a commission member, the executive director, or an employee of the department [~~commission~~], if the actor:

(1) has a significant financial interest in the lottery;

(2) is related in the first degree of consanguinity or affinity to a person that has a significant financial interest in the lottery;

(3) owns more than a 10 percent interest in an entity that has a significant financial interest in the lottery;

(4) is a political committee that is directly established, administered, or controlled, in whole or in part, by a person that has a significant financial interest in the lottery; or

(5) within the two years preceding the date of the gift or contribution, won a lottery prize exceeding $600 in amount or value.

(c) A person commits an offense if the person violates this section. An offense under this section is a Class A misdemeanor.

SECTION 57. Section 467.107, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.215, Occupations Code, and amended to read as follows:

Sec. 51.215 [~~467.107~~]. GIFT OR POLITICAL CONTRIBUTION TO FORMER OFFICER OR EMPLOYEE. (a) A former commission member, former executive director, or former employee of the department [~~commission~~] may not, before the second anniversary of the date that the person's service in office or employment with the department [~~commission~~] ceases, intentionally or knowingly accept a gift or political contribution from:

(1) a person that has a significant financial interest in the lottery;

(2) a person related in the first degree of consanguinity or affinity to a person that has a significant financial interest in the lottery;

(3) a person that owns more than a 10 percent interest in an entity that has a significant financial interest in the lottery;

(4) a political committee that is directly established, administered, or controlled, in whole or in part, by a person that has a significant financial interest in the lottery; or

(5) a person who, within the two years preceding the date of the gift or contribution, won a lottery prize exceeding $600 in amount or value.

(b) A person may not make a gift or political contribution to a person known by the actor to be a former commission member, former executive director, or former employee of the department [~~commission~~], if the actor:

(1) has a significant financial interest in the lottery;

(2) is related in the first degree of consanguinity or affinity to a person that has a significant financial interest in the lottery;

(3) owns more than a 10 percent interest in an entity that has a significant financial interest in the lottery;

(4) is a political committee that is directly established, administered, or controlled, in whole or in part, by a person that has a significant financial interest in the lottery; or

(5) within the two years preceding the date of the gift or contribution, won a lottery prize exceeding $600 in amount or value.

(c) A person commits an offense if the person violates this section. An offense under this section is a Class A misdemeanor.

SECTION 58. Section 467.108, Government Code, is transferred to Subchapter D, Chapter 51, Occupations Code, redesignated as Section 51.216, Occupations Code, and amended to read as follows:

Sec. 51.216 [~~467.108~~]. REPRESENTATION BY FORMER OFFICER OR EMPLOYEE. (a) A former commission member or[~~,~~] former executive director[~~, or former director~~] may not:

(1) for compensation, represent a person that has made or intends to make a bid to operate the lottery before the department or commission before the second anniversary of the date that the person's service in office or employment with the department or commission ceases;

(2) represent any person or receive compensation for services rendered on behalf of any person regarding a particular matter in which the former officer or employee participated during the period of service or employment with the department or commission, either through personal involvement or because the matter was within the scope of the officer's or employee's official responsibility; or

(3) for compensation communicate directly with a member of the legislative branch to influence legislation on behalf of a person that has a significant financial interest in the lottery, before the second anniversary of the date that the person's service in office or employment with the department or commission ceases.

(b) A person commits an offense if the person violates this section. An offense under this section is a Class A misdemeanor.

SECTION 59. Subchapter D, Chapter 51, Occupations Code, is amended by adding Sections 51.217 and 51.218 to read as follows:

Sec. 51.217. LOTTERY ADVISORY COMMITTEE. (a) The commission shall establish a lottery advisory committee to provide external expertise on the lottery. The commission shall appoint to the advisory committee members who represent a balance of interests, including representatives of:

(1) the public;

(2) licensed sales agents;

(3) interest groups with divergent viewpoints on the lottery and lottery operations; and

(4) entities associated with or benefiting from the lottery's contributions to this state.

(b) In appointing advisory committee members under Subsection (a), the commission shall appoint:

(1) one member with experience in lottery law enforcement;

(2) one member with experience in lottery legal matters; and

(3) one member with experience in lottery finance.

(c) A lottery advisory committee member serves at the pleasure of the commission.

(d) A lottery advisory committee member is not entitled to receive compensation or reimbursement for serving as a member.

(e) The lottery advisory committee shall:

(1) advise the commission and department on the needs and problems of this state's lottery industry;

(2) provide input on proposed lottery rules during development and before final adoption unless an emergency requires immediate action by the commission;

(3) report regularly to the commission and department on the advisory committee's activities;

(4) regularly brief the commission and department on advancements and challenges in this state's lottery industry; and

(5) perform other duties as determined by the commission or department.

(f) The commission shall adopt rules to govern the lottery advisory committee, including rules on:

(1) member composition, appointment procedures, and terms;

(2) quorum requirements for advisory committee meetings;

(3) additional representation requirements for and qualifications of advisory committee members, including experience or geographic location;

(4) any necessary training requirements for advisory committee members; and

(5) the method for the public to provide comments on issues the advisory committee considers.

(g) The lottery advisory committee shall meet quarterly or at the commission's or department's request.

(h) The commission may not adopt a rule that restricts the lottery advisory committee from discussing any lottery-related topic.

(i) Each meeting of the lottery advisory committee shall be open to the public.

Sec. 51.218. ANNUAL REPORT. (a) The department annually shall submit a report to the governor and the legislature that:

(1) includes a summary of lottery revenue, prize disbursements, and other expenses for the state fiscal year preceding the report;

(2) includes a comprehensive business plan to guide the department's major lottery initiatives that contains:

(A) specific goals for the department; and

(B) an evaluation of:

(i) the department's overall performance on lottery operations;

(ii) the effectiveness of specific lottery programs and initiatives;

(iii) the efficiency of the department's lottery operations;

(iv) the amount of lottery revenue generated for state purposes other than the payment of prizes; and

(v) the factors affecting the amount of lottery revenue received and disbursed, including ticket sales and administrative efficiency;

(3) addresses the trends and issues related to violations of state laws under the department's lottery and bingo jurisdiction identified:

(A) in complaints submitted under Section 51.252 as analyzed to identify the trends and issues by alleged violation type and to evaluate the effectiveness of the department's enforcement process; and

(B) through an inspection, audit, or other means of regulating lottery operations under Chapter 466, Government Code, and bingo under Chapter 2001;

(4) includes for the preceding calendar year charitable bingo information on:

(A) the total amount reported by licensed authorized organizations of adjusted gross receipts from bingo operations under Chapter 2001;

(B) the total amount reported by licensed authorized organizations of net proceeds from bingo operations under Chapter 2001; and

(C) a comparison of the amounts reported under Paragraphs (A) and (B), including the percentage the net proceeds represents compared to the adjusted gross receipts; and

(5) provides biennial recommendations to the legislature on emerging trends, technological advancements, regulatory developments, and market dynamics affecting the lottery and bingo industries.

(b) For purposes of Subsection (a)(4):

(1) the term "adjusted gross receipts" means the amount remaining after deducting prizes paid but excluding prize fees collected from bingo players; and

(2) the department shall determine the total amount of net proceeds in a manner that does not reduce gross receipts by the amount of rent paid for the rental of bingo premises by a licensed authorized organization to another licensed authorized organization if the other organization pays rent for the premises to a licensed commercial lessor.

SECTION 60. Section 2001.002, Occupations Code, is amended by amending Subdivisions (8) and (25-a) and adding Subdivisions (8-a) and (10) to read as follows:

(8) "Commission" means the Texas [~~Lottery~~] Commission of Licensing and Regulation.

(8-a) "Department" means the Texas Department of Licensing and Regulation.

(10) "Executive director" means the executive director of the department.

(25-a) "Regular license" means a license to conduct bingo issued by the department [~~commission~~] under Subchapter C that is not a temporary license.

SECTION 61. Section 2001.003, Occupations Code, is amended to read as follows:

Sec. 2001.003. REGULATORY FUNDING FROM LICENSE FEES AND BINGO PRIZE FEES. It is the intent of the legislature that the funding necessary for the administration of this chapter by the department [~~commission~~] be collected by the department [~~commission~~] from commercial lessor, manufacturer, and distributor license fees and money paid to the department [~~commission~~] by bingo players as bingo prize fees.

SECTION 62. The heading to Subchapter B, Chapter 2001, Occupations Code, is amended to read as follows:

SUBCHAPTER B. DEPARTMENT [~~COMMISSION~~] POWERS AND DUTIES

SECTION 63. Subchapter B, Chapter 2001, Occupations Code, is amended by adding Section 2001.0501 to read as follows:

Sec. 2001.0501. ALLOCATION OF POWERS AND DUTIES. A power granted or duty assigned to the commission under this chapter is a power or duty of the executive director, the department, or the commission, as established by commission rule.

SECTION 64. Section 2001.053, Occupations Code, is amended to read as follows:

Sec. 2001.053. OFFICERS AND INVESTIGATORS. The department [~~commission~~] may employ officers or investigators the department [~~commission~~] considers necessary to administer this chapter.

SECTION 65. Sections 2001.056(b), (c), (d), and (e), Occupations Code, are amended to read as follows:

(b) A license holder may not use or distribute a bingo card unless the card has been approved by the department [~~commission~~].

(c) The department [~~commission~~] may set the price or adopt a schedule of prices for the sale or provision of bingo cards by a licensed authorized organization.

(d) A licensed authorized organization may not sell or provide a bingo card at a price other than a price authorized by the department [~~commission~~] or a schedule adopted by the department [~~commission~~].

(e) The commission by rule may require a licensed authorized organization to notify the department [~~commission~~] of the price for bingo cards the organization will use for one or more reporting periods.

SECTION 66. Section 2001.057, Occupations Code, is amended by amending Subsections (a), (d), (e), (f), and (g) and adding Subsection (h) to read as follows:

(a) The commission shall [~~may~~] appoint a bingo advisory committee consisting of nine members. The commission shall appoint members representing a balance of interests including representatives of:

(1) the public;

(2) charities that operate bingo games; and

(3) commercial and charity lessors that participate in the bingo industry.

(d) A committee member is not entitled to receive compensation or reimbursement for serving as a member. [~~A committee member is entitled to reimbursement for reasonable expenses incurred in performing duties as a member.~~]

(e) The bingo advisory committee shall [~~may~~]:

(1) advise the commission and department on the needs and problems of the state's bingo industry;

(2) provide input [~~comment~~] on rules involving bingo during their development and before final adoption unless an emergency requires immediate action by the commission;

(3) report regularly [~~annually~~] to the commission and department on the committee's activities; [~~and~~]

(4) regularly brief the commission and department on advancements and challenges in this state's bingo industry; and

(5) perform other duties as determined by the commission or department.

(f) The bingo advisory committee shall [~~may~~] meet quarterly or at the commission's or department's request.

(g) The commission shall [~~may~~] adopt rules:

(1) to govern the operations of the bingo advisory committee; and

(2) to prohibit the committee's involvement in committee member selection.

(h) The commission may not adopt a rule that prohibits or restricts the bingo advisory committee from discussing any bingo-related topic. This subsection may not be construed to require action by the commission on each item submitted by the committee or otherwise alter the commission's decision-making authority.

SECTION 67. Section 2001.058, Occupations Code, is amended to read as follows:

Sec. 2001.058. PUBLIC INFORMATION. (a) The department [~~commission~~] shall provide to any person on request a printed copy of this chapter and the rules applicable to the enforcement of this chapter.

(b) The department [~~commission~~] may charge a reasonable amount for a copy provided under this section.

SECTION 68. Sections 2001.059(b) and (f), Occupations Code, are amended to read as follows:

(b) The commission shall respond to a request under Subsection (a) not later than the later of the second commission meeting or the 60th day after the date a request is received, unless the commission determines that the request does not contain sufficient facts to provide an answer on which the requestor may rely. In that event, the commission shall request additional information from the requestor not later than the 10th day after the date the request is received. If the commission requests additional information, the commission shall respond to the

request not later than the later of the second commission meeting or the 60th day after the date additional information is received pursuant to the request for additional information.

(f) The commission may delegate all or part of the authority and procedures for issuing advisory opinions under this section to an employee of the department [~~commission~~].

SECTION 69. Section 2001.152, Occupations Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) Notwithstanding Subsection (a) and subject to Subsection (c), a person who was a licensed commercial lessor on June 10, 1989, whose license has been in effect continuously since that date, and who is otherwise eligible for the license may renew the license.

(c) The commission may place an administrative hold on the license of a licensed commercial lessor described by Subsection (b) for a period the commission determines not to exceed 10 years. If the administrative hold on the license remains on the last day of that period:

(1) the commission shall remove the administrative hold; and

(2) the lessor is not eligible to renew the license as a continuous license holder under Subsection (b).

SECTION 70. Section 2001.557, Occupations Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) The department [~~commission~~], its officers or agents, or a state, municipal, or county peace officer may enter and inspect the contents of premises where:

(1) bingo is being conducted or intended to be conducted; or

(2) equipment used or intended for use in bingo is found.

(c) In developing and implementing a policy or procedure under Subsection (b), the commission shall consult with the bingo advisory committee established under Section 2001.057 to collaboratively define and implement specific fiscal accountability criteria for inspections of premises.

SECTION 71. Sections 2001.560(c), (c-1), (c-2), and (e), Occupations Code, are amended to read as follows:

(c) The department [~~commission~~] or a person authorized in writing by the department [~~commission~~] may examine the books, papers, records, equipment, and place of business of a license holder and may investigate the character of the license holder's business to verify the accuracy of a return, statement, or report made, or, if no return is made by the license holder, to ascertain and determine the amount required to be paid.

(c-1) The commission by rule shall develop a policy for auditing license holders. The department [~~bingo division~~] shall use audit risk analysis procedures established by the commission to:

(1) annually identify the [~~which~~] license holders [~~are~~] most at risk of violating this chapter or rules adopted under this chapter, including consideration of license holder compliance history in the identification; and

(2) develop a plan for auditing the identified license holders that includes:

(A) a schedule for the audits of the identified license holders;

(B) procedures to annually update the plan based on successive risk analyses; and

(C) a completion date for each audit that is not later than the fifth anniversary of the date the license holder was identified as a candidate for audit.

(c-2) The department [~~bingo division~~] shall provide to the commission a copy of the auditing plan developed under Subsection (c-1).

(e) If the department [~~commission~~] determines that a person is not complying with this chapter, the department [~~commission~~] shall notify the attorney general and the governing body of the appropriate political subdivision.

SECTION 72. Section 47.09(a), Penal Code, is amended to read as follows:

(a) It is a defense to prosecution under this chapter that the conduct:

(1) was authorized under:

(A) Chapter 2001, Occupations Code;

(B) Chapter 2002, Occupations Code;

(C) Chapter 2004, Occupations Code;

(D) Subtitle A-1, Title 13, Occupations Code (Texas Racing Act); or

(E) Chapter 280, Finance Code;

(2) consisted entirely of participation in the state lottery authorized by Chapter 466, Government Code; or

(3) was a necessary incident to the operation of the state lottery and was directly or indirectly authorized by:

(A) Chapter 466, Government Code;

(B) [~~the lottery division of the Texas Lottery Commission;~~

[~~(C)~~] the Texas Department of Licensing and Regulation [~~Lottery Commission~~]; or

(C) [~~(D)~~] the executive director of [~~the lottery division of~~] the Texas Department of Licensing and Regulation [~~Lottery Commission~~].

SECTION 73. Section 721.003(a), Transportation Code, is amended to read as follows:

(a) The governing bodies of the following state agencies or divisions by rule may exempt from the requirements of Section 721.002 a motor vehicle that is under the control and custody of the agency or division:

(1) Texas Commission on Fire Protection;

(2) Texas State Board of Pharmacy;

(3) Department of State Health Services [~~and Department of Aging and Disability Services~~];

(4) Department of Public Safety of the State of Texas;

(5) Texas Department of Criminal Justice;

(6) Board of Pardons and Paroles;

(7) Parks and Wildlife Department;

(8) Railroad Commission of Texas;

(9) Texas Alcoholic Beverage Commission;

(10) Texas Department of Banking;

(11) Department of Savings and Mortgage Lending;

(12) Texas Juvenile Justice Department;

(13) Texas Commission on Environmental Quality;

(14) Texas Department of Licensing and Regulation [~~Lottery Commission~~];

(15) the office of the attorney general;

(16) Texas Department of Insurance;

(17) Texas Military Department; and

(18) an agency that receives an appropriation under an article of the General Appropriations Act that appropriates money to the legislature.

SECTION 74. The following provisions are repealed:

(1) Section 232.0021, Family Code;

(2) Section 411.108, Government Code;

(3) Section 466.012, Government Code;

(4) Section 466.016, Government Code;

(5) Section 466.020(b), Government Code;

(6) Section 466.028, Government Code;

(7) Sections 467.001(1) and (2), Government Code;

(8) the heading to Section 467.001, Government Code;

(9) Section 467.002, Government Code;

(10) Section 467.021, Government Code;

(11) Section 467.022, Government Code;

(12) Section 467.023, Government Code;

(13) Section 467.024, Government Code;

(14) Section 467.0255, Government Code;

(15) Section 467.026, Government Code;

(16) Section 467.027, Government Code;

(17) Section 467.028, Government Code;

(18) Section 467.029, Government Code;

(19) Section 467.030, Government Code;

(20) Section 467.031, Government Code;

(21) Section 467.032, Government Code;

(22) Section 467.033, Government Code;

(23) Section 467.034, Government Code;

(24) Section 467.035, Government Code;

(25) Section 467.037, Government Code;

(26) Section 467.102, Government Code;

(27) Section 467.103, Government Code;

(28) Section 467.109, Government Code;

(29) Section 467.110, Government Code;

(30) Section 467.111, Government Code;

(31) the headings to Subchapters A, B, and C, Chapter 467, Government Code;

(32) the heading to Chapter 467, Government Code;

(33) Section 2001.051, Occupations Code;

(34) Section 2001.052, Occupations Code;

(35) Section 2001.060, Occupations Code;

(36) Section 2001.061, Occupations Code;

(37) Section 2001.307, Occupations Code; and

(38) Section 721.003(e), Transportation Code.

SECTION 75. (a) On September 1, 2025:

(1) all functions and activities performed by the Texas Lottery Commission relating to the state lottery under Chapter 466, Government Code, and the regulation of bingo operations under Chapter 2001, Occupations Code, immediately before that date are transferred to the Texas Commission of Licensing and Regulation or the Texas Department of Licensing and Regulation, as applicable;

(2) a rule, policy, procedure, decision, or form adopted by the Texas Lottery Commission relating to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, is a rule, policy, procedure, decision, or form of the Texas Commission of Licensing and Regulation or the Texas Department of Licensing and Regulation, as applicable, and remains in effect until amended or repealed by that commission or department unless the rule, policy, procedure, decision, or form conflicts with the changes in law made by this Act;

(3) unless the context clearly indicates otherwise, a reference to the Texas Lottery Commission in a law or administrative rule that relates to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, means the Texas Commission of Licensing and Regulation or the Texas Department of Licensing and Regulation, as applicable;

(4) a complaint, investigation, or other proceeding before the Texas Lottery Commission that is related to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, is transferred without change in status to the Texas Department of Licensing and Regulation, and the Texas Department of Licensing and Regulation assumes, as appropriate and without a change in status, the position of the Texas Lottery Commission in an action or proceeding to which the Texas Lottery Commission is a party;

(5) a license, permit, certification, or registration in effect that was issued by the Texas Lottery Commission under Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, is continued in effect as a license, permit, certification, or registration of the Texas Department of Licensing and Regulation;

(6) all money, contracts, leases, property, and obligations of the Texas Lottery Commission relating to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, are transferred to the Texas Department of Licensing and Regulation; and

(7) the unexpended and unobligated balance of any money appropriated by the legislature for the Texas Lottery Commission related to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, is transferred to the Texas Department of Licensing and Regulation.

(b) On the effective date of this Act, the Texas Lottery Commission shall grant the Texas Department of Licensing and Regulation inquiry-only security access to:

(1) all licensing, enforcement, and examination software or computer systems used by the Texas Lottery Commission in administering or enforcing Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code; and

(2) the uniform statewide accounting system, the state property accounting system, the uniform statewide payroll system, and the human resources information system for the Texas Lottery Commission.

(c) On the effective date of this Act, the Texas Lottery Commission may agree with the Texas Department of Licensing and Regulation to transfer any property of the Texas Lottery Commission to the Texas Department of Licensing and Regulation to implement the transfers required by this Act.

(d) The Texas Department of Licensing and Regulation and the Texas Lottery Commission shall coordinate implementation of this section. The Texas Lottery Commission shall cooperate with the Texas Department of Licensing and Regulation in transferring all data and records necessary to implement the transfers required by this Act.

(e) Not later than December 1, 2025, the Texas Lottery Commission and the Texas Department of Licensing and Regulation shall develop and enter into a memorandum of understanding regarding the transfers required by this Act. The memorandum must include a transition plan with a timetable and specific steps and deadlines required to complete the transfer.

(f) Not later than December 1, 2025, a manufacturer of bingo equipment or supplies that submitted to the Texas Lottery Commission a bond as required under Section 2001.204, Occupations Code, before September 1, 2025, that is in effect on the effective date of this Act must amend the bond to name the Texas Department of Licensing and Regulation as the payee for the bond.

SECTION 76. The changes in law made by this Act to Chapter 2001, Occupations Code, apply only to a tax or fee charged on or after September 1, 2025. A tax or fee charged before September 1, 2025, is governed by the law in effect immediately before that date, and the former law is continued in effect for that purpose.

SECTION 77. (a) The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

(b) Section 2001.152, Occupations Code, as amended by this Act, applies to a license placed on an administrative hold on or after the effective date of this Act.

SECTION 78. As soon as practicable after the effective date of this Act, the Texas Commission of Licensing and Regulation shall adopt rules necessary to implement this Act.

SECTION 79. On September 1, 2025, all full-time equivalent employee positions at the Texas Lottery Commission become positions at the Texas Department of Licensing and Regulation.

SECTION 80. (a) Not later than December 1, 2025, the Texas Department of Licensing and Regulation shall initiate an independent review of each existing contract of the Texas Lottery Commission relating to Chapter 466 or 467, Government Code, or Chapter 2001, Occupations Code, to determine whether to renew, amend, or terminate the contract.

(b) Not later than September 1, 2026, the Texas Department of Licensing and Regulation shall amend the existing contract for lottery operations and services to extend the contract term for not more than two years beyond the expiration date of the contract.

SECTION 81. Not later than March 1, 2026, the Texas Commission of Licensing and Regulation shall:

(1) appoint members to the lottery advisory committee and adopt rules to govern the operations of the committee as required by Section 51.217, Occupations Code, as added by this Act; and

(2) appoint members to the bingo advisory committee and adopt rules to govern the operations of the committee as required by Section 2001.057, Occupations Code, as amended by this Act.

SECTION 82. Not later than December 1, 2026, the Texas Department of Licensing and Regulation shall submit to the Sunset Advisory Commission and each standing committee of the legislature with primary jurisdiction over the state lottery or regulation of charitable bingo any legislative recommendations necessary to improve the lottery or charitable bingo.

SECTION 83. Not later than January 1, 2027, the Texas Department of Licensing and Regulation shall submit the first annual report required by Section 51.218, Occupations Code, as added by this Act.

SECTION 84. Not later than August 31, 2028, the State Auditor's Office shall complete the first annual audit required by Section 466.0171, Government Code, as added by this Act.

SECTION 85. Unless otherwise provided by this Act, the changes in law made by this Act apply beginning September 1, 2025.

SECTION 86. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2025.

Amendment No. 2

Representative Geren offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Geren to **SB 3070** as follows:

(1) On page 2, between lines 30 and 31, add the following appropriately numbered subdivision to proposed Section 466.005(b), Government Code, and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

(____) assessing whether the department has sufficient tools, programs, and procedures to ensure the integrity of the state lottery program;

(2) On page 18, line 16, strike "the executive director or" and substitute "[~~the executive director or~~]".

(3) On page 18, line 18, strike "an employee or" and substitute "a [~~an employee or~~]".

(4) On page 18, strike lines 19 through 21, and substitute the following:

department who the executive director determines:

(A) has or will have access to sensitive or confidential data relating to this chapter or Chapter 2001, Occupations Code; or

(B) has or will have as the employee's or prospective employee's primary role the administration of this chapter or Chapter 2001, Occupations Code [~~commission~~].

(5) On page 55, line 14, strike "inquiry-only security".

(6) On page 55, line 24, strike "may" and substitute "shall".

(7) On page 56, line 30, immediately following the period, insert "A license placed on administrative hold before the effective date of this Act may continue on hold for a period not to exceed 10 years from the effective date of this Act as determined by the Texas Commission of Licensing and Regulation."

(8) On page 57, line 16, strike "Not later than March 1, 2026" and substitute "As soon as practicable after the effective date of this Act".

(9) On page 58, line 1, strike "January 1, 2027" and substitute "December 1, 2026".

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

SECTION ____. Section 2001.407, Occupations Code, is amended by amending Subsection (c) and adding Subsections (c-1), (c-2), (c-3), and (c-4) to read as follows:

(c) Except as provided by Subsection (c-1), a [~~A~~] licensed distributor may not receive by purchase or otherwise bingo equipment or supplies from a person other than a licensed manufacturer or another licensed distributor.

(c-1) A licensed distributor may receive bingo equipment or supplies from a licensed authorized organization if:

(1) the distributor delivered the equipment or supplies to the organization; and

(2) the equipment or supplies were:

(A) defective;

(B) not ordered by the organization; or

(C) delivered in a quantity that exceeds the quantity the organization ordered.

(c-2) A licensed authorized organization that returns bingo equipment or supplies to the licensed distributor as provided by Subsection (c-1) shall:

(1) maintain a record specifying for each returned equipment or supply:

(A) a reason for the return from the reasons listed in Subsection (c-1)(2); and

(B) the quantity returned; and

(2) provide a copy of the record to the distributor.

(c-3) A licensed distributor that receives returned equipment or supplies from a licensed authorized organization as provided by Subsection (c-1) shall:

(1) maintain a record showing receipt of the returned equipment or supplies; and

(2) provide a copy of the record to the organization.

(c-4) A licensed authorized organization may transfer a card-minding device from the premises of the organization to the premises of another licensed authorized organization if each licensed authorized organization agrees to the transfer.

SECTION ____. Sections 2001.451(h) and (j), Occupations Code, are amended to read as follows:

(h) Except as provided by Subsection (j), a licensed authorized organization or a unit of licensed authorized organizations may retain operating capital in the organization's or unit's bingo account in an amount that:

(1) is equal to the organization's or unit's actual average bingo expenses per quarter based on the preceding license period, excluding prizes paid; and

(2) does not exceed a total of $100,000 [~~$50,000~~] for a single organization or $100,000 [~~$50,000~~] for each member of a unit unless:

(A) the commission by rule establishes a higher amount for all organizations or units or one or more classes of organizations or units; or

(B) the bingo operations director, on request, raises the operating capital limit for one organization or unit as necessary to facilitate the operation of the organization or unit.

(j) The commission shall adopt rules allowing a licensed authorized organization to retain a maximum amount of operating capital in the bingo account in excess of the amount provided by Subsection (h) if the organization:

(1) has conducted bingo for less than one year;

(2) has been closed for at least six months;

(3) experiences circumstances beyond the control of the organization, including force majeure, that necessitate an increase in operating capital; or

(4) [~~(3)~~] provides to the commission a credible business plan for the conduct of bingo or for the organization's existing or planned charitable purposes that an increase in operating capital will reasonably further.

Amendment No. 2 was adopted by (Record 3536): 104 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hernandez; Hinojosa; Howard; Hull; Hunter; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Noble; Ordaz; Orr; Perez, M.; Perez, V.; Phelan;

Plesa; Raymond; Richardson; Romero; Rose; Rosenthal; Shaheen; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Bumgarner; Cain; Cook; Frank; Harris Davila; Hefner; Holt; Hopper; Isaac; Leo Wilson; Little; Lowe; Lozano; Luther; Money; Morgan; Olcott; Oliverson; Patterson; Paul; Pierson; Schatzline; Schofield; Schoolcraft; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent, Excused, Committee Meeting — Lopez, J.

Absent — Harrison; Hickland; Muñoz; Rodríguez Ramos.

Amendment No. 3

Representative Bucy offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Geren to **SB 3070** as follows:

(1) Strike page 3, line 25, through page 4, line 8, and substitute the following:

adding Subsection (d) to read as follows:

(2) On page 21, line 17, strike ", 466.257,".

(3) On page 21, strike lines 25 through 30.

(4) On page 24, strike lines 6 through 29, and renumber subsequent SECTIONS of the bill accordingly.

Amendment No. 3 was withdrawn.

(J. Lopez now present)

Amendment No. 4

Representatives Money, Olcott, and Hopper offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Geren to **SB 3070** by striking the SECTION of the Amendment adding Section 466.005, Government Code, on page 2, line 21, through page 3, line 8, and substituting the following appropriately numbered SECTION:

SECTION ____. Subchapter A, Chapter 466, Government Code, is amended by adding Section 466.005 to read as follows:

Sec. 466.005. ABOLISHMENT OF STATE LOTTERY. The state lottery is abolished and this chapter expires September 1, 2025.

Representative Geren moved to table Amendment No. 4.

The motion to table prevailed by (Record 3537): 71 Yeas, 58 Nays, 1 Present, not voting.

Yeas — Allen; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Darby; Dean; DeAyala; Dutton; Dyson; Fairly; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harless; Harris; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Moody; Morales, E.; Ordaz; Perez, M.; Plesa; Romero; Rose; Rosenthal; Simmons; Spiller; Talarico; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Zwiener.

Nays — Alders; Ashby; Bryant; Bumgarner; Cain; Cook; Cunningham; Dorazio; Frank; Gates; Gerdes; Harris Davila; Harrison; Hayes; Hefner; Holt; Hopper; Isaac; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Luther; McLaughlin; McQueeney; Money; Morales, C.; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Perez, V.; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wharton; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Anchía; Craddick; Curry; Davis, A.; Guerra; Guillen; Hickland; Hull; Longoria; Morales Shaw; Muñoz; Rodríguez Ramos; Wu.

Amendment No. 1, as amended, was adopted by (Record 3538): 91 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dutton; Dyson; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, E.; Morales Shaw; Morgan; Noble; Ordaz; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Romero; Rose; Rosenthal; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Bumgarner; Cain; Cook; Cunningham; Dorazio; Fairly; Frank; Gates; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Isaac; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Money; Olcott; Oliverson; Orr; Patterson; Paul; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Bhojani; Guerra; Hull; Manuel; Morales, C.; Muñoz; Rodríguez Ramos.

STATEMENTS OF VOTE

When Record No. 3538 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 3538 was taken, I was shown voting no. I intended to vote yes.

Harris Davila

When Record No. 3538 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

SB 3070, as amended, was passed to third reading by (Record 3539): 110 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dutton; Dyson; Fairly; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hunter; Isaac; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Bryant; Bumgarner; Cain; Cook; Cunningham; Dorazio; Frank; Harrison; Hayes; Hopper; Little; Lowe; Lozano; Luther; Money; Morales, C.; Olcott; Oliverson; Pierson; Schoolcraft; Shofner; Slawson; Tinderholt; Toth; Troxclair; Wharton; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cortez; Davis, Y.; Jones, V.; Kerwin; King; Meza; Reynolds.

Absent — Hull; Plesa; Virdell.

STATEMENTS OF VOTE

When Record No. 3539 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 3539 was taken, I was shown voting no. I intended to vote yes.

Dorazio

When Record No. 3539 was taken, I was excused because of important business. I would have voted no.

Kerwin

When Record No. 3539 was taken, I was shown voting yes. I intended to vote no.

Rodríguez Ramos

When Record No. 3539 was taken, I was shown voting yes. I intended to vote no.

Vasut

When Record No. 3539 was taken, I was in the house but away from my desk. I would have voted no.

Virdell

SB 22 ON SECOND READING
(Hunter, King, Gervin-Hawkins, C. Bell, et al. - House Sponsors)

SB 22, A bill to be entitled An Act relating to the Texas moving image industry incentive program and the establishment and funding of the Texas moving image industry incentive fund.

SB 22 was read second time earlier today and was postponed until this time.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of a family matter:

Hull on motion of Slawson.

SB 22 - (consideration continued)

SB 22 - REMARKS

REPRESENTATIVE HUNTER: Members, this is "make Texas film industry great again" bill. Let's hear it. Nope, we're not going to be doing filming of oysters. We're not doing filming of shrimp, but TWIA, get ready. Members, I wanted to get your attention. This is one of the bills that has had more different interpretations than I can count. So I want to be very, very to the point and tell you what this film bill does. Number one, this is not the money bill. That's in the budget. You already voted, or some of you did, for the budget. This money is placed in the budget. That's not this bill. You already voted. What does this bill

do, Representative Dutton? Which you and I have talked. It provides safeguards on how Texas spends money on film. Why am I involved? I can't bear to see the Alamo, ranching, Texas filmed out of Texas. Look at all the veteran movies. Why are they being filmed out of Texas? So what we have got to do is what President Trump tweeted. And I know I have both sides of the aisle here, but I agree with him. Let's let the states start taking control because there are going to be tariffs placed on out-of-area films.

So what this basically is is a structure to create the safeguards when you use money in Texas. Now, let me explain this. The criteria for doing filming, you do an application, the criteria is laid out, you cannot go into illicit areas, you cannot go into demeaning areas in the state. The governor's office has oversight. There are safeguards built into the bill. But I want to pull out different areas of the state. Waco, Texas, everybody, is one of the top two tourist destinations in the U.S. because of the Magnolia Network, like *Fixer Upper*. And all you no votes, don't tell me you don't watch HGTV because we're watching. *The Chosen*, the life of Jesus, is filmed in Texas. Members, they spent $88 million in the small town of Midlothian, Texas, created over 3,400 jobs, Representative Romero. Taylor Sheridan, you've all heard of him, Ms. T. He spent over $1.2 million a day over the course of a week in Strawn, Texas, which has a population of a little over 500.

What does the film do? If any of you have not had the film—my area doesn't, John Bryant. I don't get a lot in my area, these films. But it fills my restaurants, it fills the hotels, it gets electricians hired, it gets carpenters hired, Representative Jones. It provides retail and commercial business. This isn't Hollywood coming to Texas. This is Texas taking over Hollywood. We're doing our own thing; we don't need to be part of them. And they should be scared because this bill brings it to our state, and we as the legislature should be the oversight of the Texas Film Industry—nobody else. Some of you met in the hallways Dennis Quaid, who played Reagan—let's not forget that—from Houston. Then we've got Matthew McConaughey, Woody Harrelson, who are filming *Brothers*. I'm sure they'll do sisters soon. But the bottom line is they live in Dripping Springs—these are Texans. Bring it on, amen. *Selena*—my hometown, Corpus Christi. There's a film that should've been made in Texas, in my hometown.

So the reason I want to make this impact on all of you, I get rhetoric. I get sound bites. But a lot of this is derivative of another bill, by the way, that was not this bill. All this bill is, as Representative Schatzline and I talked about, is a guardrail bill. All this is doing is putting in protections so Texas can develop its own film. And let me tell you something, Fort Worth, the Tarrant County growing into Dallas, you're becoming one of the biggest film zones in the United States. So what I'm trying to encourage you is let's get some positive showing for the art industry, which film is part of. And my last comment is, Richard Raymond, my good friend—he had just informed me that he and Ryan Guillen, they are filming and producing a South Texas political film, and it's based on one of the historic figures in South Texas, and I'm just glad to see the focus. And I want you to know, I'm not offended on the robust commentary. You know what it's doing is, whether you're for or against, everybody in this

world is seeing that we care. And the bottom line is, everybody that votes for this bill, I'm going to be with you, and everybody who votes against it, I'm still going to be with you. But I'm going to love the yeses more than I'm going to love the nos.

Now, I'm going to finally end like this, Mr. Speaker. I want all the votes we can get because, members, the last Calendars meeting has already ended, so I don't have any more control. So the bottom line is "make Texas film industry great again."

(Vasut in the chair)

REPRESENTATIVE MARTINEZ FISCHER: I want to clarify because you had my support. Richard Raymond is not going to be in that South Texas film is he?

HUNTER: No, it's an animation he's going to be in.

MARTINEZ FISCHER: Okay, perfect. And Chair Guillen is going to be the stunt double, I guess. Chair Hunter, you've talked a lot about guardrails. I want to make sure that we clarify. We had the benefit of hearing this in committee, so we spent almost a full day on this hearing, and a lot of people don't know that this is actually a reimbursement for a film. Can you talk about that a little bit?

HUNTER: Yes. So let me give everybody a little bit of history because much of this is confusing, and I understand. I believe the film program—Alan and a few of us who have been here a long time—was created in 2007. So I want you to know the program on the film, I believe, has been since 2007. This is creating a separate process with guardrails. And by the way, since you brought this up, some of you think this is $500 million. That is incorrect. It's my understanding that they're looking at the sum of $300 million. So that is incorrect. But what this does, Representative, is you do an application process, the governor's office has oversight, you have to follow that criteria. If the criteria is you go forward and you only get reimbursed after an audit, and, by the way, since you brought that up, if any editing—

(King now present)

Amendment No. 1

Representative Martinez Fischer offered the following amendment to **SB 22**:

Amend **SB 22** (house committee report) as follows:

(1) On page 9, line 24, following the underlined semicolon, strike "or".

(2) On page 9, line 27, strike the underlined period and substitute an underlined semicolon.

(3) On page 9, immediately following line 27, insert the following:

(6) a Texas historic site grant in an amount equal to 2.5 percent of total in-state spending for a moving image project that qualifies under Subsection (g); or

(7) a workforce development grant in an amount equal to 2.5 percent of total in-state spending for a moving image project that qualifies under Subsection (h).

(4) On page 11, between lines 13 and 14, insert the following:

(g) A moving image project qualifies for a Texas historic site grant under Subsection (a)(6) if the production company utilizes historic sites in this state as filming locations. The office shall adopt rules to implement and administer this subsection.

(h) A moving image project qualifies for a workforce development grant under Subsection (a)(7) if the production company partners with an institution of higher education in this state to provide moving image industry workforce development opportunities during production of the project. The office shall adopt rules to implement and administer this subsection.

(5) On page 11, line 14, strike "(g)" and substitute "(i)".

AMENDMENT NO. 1 - REMARKS

MARTINEZ FISCHER: In the committee testimony, there were two things that struck me in this debate, and it had to do with where the films are going to be made. So what I'm attempting to do in this amendment is we're going to do two things. We are giving an incentive—an additional incentive for films that are done in front of historic sites. We have battlegrounds, we have battleships, we have historic missions like the Alamo in San Antonio. So for any project that wants to come and do a film or a project, they can look at historic sites as an additional incentive. The second thing that was a big priority for me in the committee, as well as other members of the committee, is you heard a lot about workforce pipeline. We are talking about jobs in this industry on the low end at $70,000 per employee. And so what we learned in the testimony is that there lacks a pipeline. We do not have that workforce pipeline of students and folks who are going to study radio, television, and film. This amendment also says that if you're going to do a project and you partner with a college to build that workforce pipeline, we will also give you an additional incentive. Those are the two things this amendment does: building a workforce pipeline and historical sites.

REPRESENTATIVE GERVIN-HAWKINS: Thank you for that amendment. We want to do a lot of clarifying so people can get comfortable with why this is a great, great opportunity for the State of Texas. I've been involved as a coauthor on this bill for the last three sessions, so it has not been easy. So let's talk about the benefits. I want to know if you're aware that one of things in talking and negotiating with making sure this happened, we involved the universities on the front end because one of the things was how they develop programming so that we could keep our artistic young people in Texas, our design people, they could create a curriculum around there, our production folks, then our makeup artists—all of those things that are a big part of that. Those are some of the jobs, and I know you shared some others. So what do you think are some of the other jobs that will be beneficial to our communities?

MARTINEZ FISCHER: Sure. Well, first I'll say a very good example is you have Tarrant County College. When they started their film school, they had 40 students in their initial class. Now, they are producing a number of students who are going right to work in Tarrant County. As you know, because you have worked on this for several sessions, there are now sound studios in Tarrant County or in the

region that rival a Warner Bros. lot in California, and those sound stages are booked every day of the year. So we're talking about full employment, real jobs, real wages. And I know that in my conversations with our community college system, we have a Radio, Television, and Film program at San Antonio College. My advice was whatever they're doing in Tarrant, go copy it. For all of you who have community colleges or film programs at your schools, look to something like a Tarrant County College to find that program. But then there are the other jobs that you mentioned. Somebody has to build a set. Somebody has to drive the truck. If I'm not mistaken, the Teamsters are supporting this proposal because of the number of truck drivers they will have driving big commercial vehicles to build these sets. So somebody's building the sets, they are wiring these sets, they are running these sets. There are so many jobs behind the camera that people don't see that are paying real wages.

GERVIN-HAWKINS: So we're talking about new university programming, we're talking about jobs, we're talking about economic development, we're talking that big umbrella of wonderful things that can happen here in the State of Texas.

MARTINEZ FISCHER: I think the number in the committee was for every dollar that's invested in this program, $4.69 comes back, so it is a multiplier. And again, we're just talking about the Texas spin. We're talking about the money that is spent here in Texas. So it is doing wonderful things for our economy. You heard about Magnolia and McLennan County. There's also where *The Chosen* has been filmed in Midlothian, Texas. I can give you page and line what it's done for that community. I mean, there was a hotel that was going to close due to COVID, and now they're bursting at the seams at 100 percent occupancy because of film projects that are being done in that area. So it does change below the line. That's the checks and money that people are taking home.

GERVIN-HAWKINS: And so when we look at a model that exists, we're talking about the Georgia model, also which is a great one, with Tyler Perry. So now we're talking Texan and real Texan stories, not those folks coming from out of Texas, making up our own stories. Would you agree with that?

MARTINEZ FISCHER: I would. You probably remember from the committee hearing, you had Matthew McConaughey saying, "Don't make me go to Georgia." In fact, those two filmmakers took a pay cut so they could convince the studio they were serious about shooting this in Texas because they wanted to be here. You heard Chair Hunter talk about Selena Quintanilla, who had a big show about her. The majority of the filming done in Mexico should have been in Corpus Christi.

GERVIN-HAWKINS: So we're talking about the investments that we're making are going to be four times that investment because of the dollar per and return on investment. Would you agree with that?

MARTINEZ FISCHER: I would. Almost five, $4.69.

GERVIN-HAWKINS: Finally, I will just say this. The State of Texas has the land space, it has the ambiance, it has the young people that we can keep here in our state, impacting the colleges and universities, so there really is no downside to this. I think what needs to be clear, though, people are asking, when we look at percentages of participation, that's pretty much laid out in the bill?

MARTINEZ FISCHER: It is. And it will grow over time as we develop the workforce pipeline. This is a start. It's a great start. And I'm grateful that Chair Hunter will accept this amendment. I believe it's acceptable. I'd like to move adoption of the amendment.

HUNTER: I know this was discussed. Let me explain something. San Antonio's Alamo is heritage rather than fitting under the historic definition. So what we're doing to help the Bexar County area is, since some markers and sites in Texas are defined as heritage, they don't fit under historic. So, bottom line, we're putting heritage in the criteria along with historic. Viva Alamo.

MARTINEZ FISCHER: Move adoption.

Amendment No. 1 was adopted by (Record 3540): 105 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holt; Howard; Hunter; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Barry; Cain; Cook; Cunningham; Dyson; Gerdes; Harris Davila; Harrison; Hayes; Hickland; Hopper; Isaac; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Money; Morgan; Olcott; Oliverson; Patterson; Pierson; Schoolcraft; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Virdell; Wilson.

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

Absent, Excused — Cortez; Davis, Y.; Hull; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Lopez, J.; Orr.

STATEMENTS OF VOTE

When Record No. 3540 was taken, my vote failed to register. I would have voted yes.

J. Lopez

When Record No. 3540 was taken, I was presiding in the chair and was shown voting present, not voting. I intended to vote no.

Vasut

SB 22 - REMARKS

REPRESENTATIVE LOWE: I rise today in opposition to **SB 22**. This bill provides taxpayer funding incentives to the film and entertainment industry, the same industry that once hailed Harvey Weinstein as a hero and turned a blind eye to his abuse for years. It took public outrage and national shame before Hollywood even pretended to hold him accountable. This is also the same industry that trashed us for supporting President Trump, mocked us for standing up for the unborn, vilified us for opposing gender transitions for children, and ridiculed our Christian faith at every opportunity. And now we are expected to trust them to produce family-friendly content and reimburse them $2.5 billion over the next decade?

Let me be clear, Texas families are struggling. They're being crushed by rising property taxes, and instead of delivering them meaningful relief, this legislature seems to be more focused on picking winners and losers, reimbursing Hollywood, subsidies while ignoring the people who send us here. If we truly believe in a limited government and fiscal responsibility, then we cannot justify fueling tax dollars into an industry that mocks our values, undermines our culture, and refuses to be held accountable. Let's stop the Hollywood handouts. Let's put Texans first, and let's vote no to **SB 22**.

REPRESENTATIVE HAYES: Mr. Hunter, this is **SB 22**, which is the engrossed version of the bill from the senate?

HUNTER: Yes.

HAYES: And engrossed version means it's finally approved by the senate?

HUNTER: Well, I will tell you, Representative, I love the senate, and I love their bill, but I've learned nothing's ever final. But the answer to your question is yes.

HAYES: All right. If I go to page 12 of your bill on line 3, does it not read "not later than the 30th day of each state fiscal biennium, the comptroller shall deposit to the credit of the Texas moving image industry incentive fund . . . $500 million"?

HUNTER: Yes, but—

HAYES: You have not offered an amendment to lower $500 million to $300 million.

HUNTER: It could go up to $500 million. They haven't finalized the budget. That's what is being discussed, but you'll have a ceiling of that.

HAYES: So where did the $300 million number come from that I heard you reference earlier?

HUNTER: Because I've heard the conference committee is looking at those numbers.

HAYES: So the only thing for the conference committee really to consider is the amendment that we just passed that had nothing to do with the dollar amount of this enabling legislation?

HUNTER: That's correct.

SB 22, as amended, was passed to third reading by (Record 3541): 105 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Romero; Rose; Rosenthal; Schatzline; Schofield; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Alders; Cunningham; Gerdes; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Isaac; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Money; Morgan; Noble; Olcott; Oliverson; Pierson; Richardson; Rodríguez Ramos; Schoolcraft; Shaheen; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Virdell; Wharton.

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

Absent, Excused — Cortez; Davis, Y.; Hull; Jones, V.; Kerwin; Meza; Reynolds.

Absent — Cain; Garcia Hernandez.

STATEMENTS OF VOTE

When Record No. 3541 was taken, I was shown voting yes. I intended to vote no.

Barry

When Record No. 3541 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia Hernandez

When Record No. 3541 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 3541 was taken, I was presiding in the chair and was shown voting present, not voting. I intended to vote no.

Vasut

(Speaker in the chair)

HB 300 - HOUSE REFUSES TO CONCUR IN SENATE AMENDMENTS CONFERENCE COMMITTEE APPOINTED

Representative Wilson called up with senate amendments for consideration at this time,

HB 300, A bill to be entitled An Act relating to the Texas Armed Services Scholarship Program.

Representative Wilson 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 300**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 300**: Wilson, chair; Buckley, Cortez, R. Lopez, and Tinderholt.

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. 2 and 3.)

ADJOURNMENT

Representative Harris moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 8:55 p.m., adjourned until 10 a.m. tomorrow.

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

SB 823 to Culture, Recreation, and Tourism.

SB 1380 to Insurance.

SB 3074 to Environmental Regulation.

List No. 2

HR 1327 (By V. Perez), Congratulating the inaugural graduating class of the Hunt School of Dental Medicine.
To Local and Consent Calendars.

HR 1328 (By Goodwin), Congratulating Edward Sills on his retirement as communications director for the Texas AFL-CIO.
To Local and Consent Calendars.

HR 1329 (By Zwiener), Congratulating Dr. Van Davis on his induction into the Texas Digital Learning Association Hall of Fame.
To Local and Consent Calendars.

HR 1330 (By Zwiener), Congratulating Lexi Landrum of Dripping Springs High School on competing in swimming at the 2025 International School Sport Federation U15 Gymnasiade.
To Local and Consent Calendars.

HR 1331 (By Zwiener), Congratulating Adelie Donovan on being named the 2025 Hays County Youth Poet Laureate.
To Local and Consent Calendars.

HR 1332 (By Zwiener), Honoring Helen and Rene Alcala on their posthumous receipt of the 2025 Buda Local Legends Award.
To Local and Consent Calendars.

HR 1333 (By Zwiener), Congratulating the city of San Marcos on being designated a Bird City Texas community by the Texas Parks and Wildlife Department and Audubon Texas.
To Local and Consent Calendars.

HR 1334 (By Zwiener), Commemorating the 2025 Buda Lions Country Fair & BBQ Cook-Off.
To Local and Consent Calendars.

HR 1335 (By Zwiener), Commemorating the 20th annual Operation: Hats Off for Veterans BBQ Gala.
To Local and Consent Calendars.

HR 1336 (By Button), In memory of Janice S. Watson Cullum.
To Local and Consent Calendars.

HR 1337 (By Button), In memory of George L. Cullum III.
To Local and Consent Calendars.

HR 1338 (By Bucy), Congratulating Annabel Curtis for her service as a legislative aide in the office of State Representative John H. Bucy III.

To Local and Consent Calendars.

HR 1339 (By Slawson), Recognizing May 28, 2025, as Coryell County Day at the State Capitol.

To Local and Consent Calendars.

HR 1340 (By Martinez Fischer), Recognizing Dwight Hobart for his contributions to the San Antonio community as the owner of Liberty Bar.

To Local and Consent Calendars.

HR 1341 (By Gervin-Hawkins), Congratulating the members of the Judson Early College Academy Class of 2025 on their achievements.

To Local and Consent Calendars.

HR 1342 (By Schofield), Congratulating Douglas and Susan Freeman of Lexington on their 65th wedding anniversary.

To Local and Consent Calendars.

HR 1343 (By Curry), Congratulating Carl and Judy Hagen of Robinson on their 50th wedding anniversary.

To Local and Consent Calendars.

HR 1344 (By Lujan), Congratulating Susann Kazunas on her promotion to group vice president and executive engineering officer for Toyota Motor North America.

To Local and Consent Calendars.

HR 1345 (By Virdell), Commemorating the 20th anniversary of the founding of Horseshoe Bay.

To Local and Consent Calendars.

HR 1346 (By C. Bell), Commemorating the 50th anniversary of the Association of Water Board Directors-Texas.

To Local and Consent Calendars.

HR 1347 (By Allen), Commending Carter Bentsen of Houston for his service as a legislative aide in the office of State Representative Alma Allen.

To Local and Consent Calendars.

HR 1348 (By Harris Davila), Commending Summer White for her service as a legislative aide in the office of State Representative Caroline Harris Davila.

To Local and Consent Calendars.

HR 1349 (By Harris Davila), Commending Kelly Abels for her service as a legislative aide in the office of State Representative Caroline Harris Davila.

To Local and Consent Calendars.

List No. 3

HCR 157 (By Hunter), Designating Rockport as the official Redfish Capital of Texas for a 10-year period ending in 2035.

To Culture, Recreation, and Tourism.

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Sunday, May 25, 2025

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 24 Orr SPONSOR: Hughes
Relating to procedures for changes to a zoning regulation or district boundary.
(Committee Substitute)

HB 128 Orr SPONSOR: Kolkhorst
Relating to certain sister-city agreements between governmental entities and foreign countries and communities.

HB 388 Harris Davila SPONSOR: Hughes
Relating to a uniform coordination of benefits questionnaire for health benefit plans.

HB 519 González, Mary SPONSOR: Kolkhorst
Relating to honey production operations and the harvesting and packaging of honey and honeycomb.

HB 609 Vasut SPONSOR: Creighton
Relating to the cleaning of a structure used to grow oysters for cultivated oyster mariculture.

HB 685 Bell, Cecil SPONSOR: Creighton
Relating to rates established by municipalities for water or sewer service for certain entities.

HB 766 Cortez SPONSOR: Zaffirini
Relating to the ballot application requirements for the election of a precinct chair.

HB 1237 Guillen SPONSOR: Zaffirini
Relating to the renewal by the Texas Commission on Environmental Quality of certain expired occupational licenses and registrations.
(Committee Substitute)

HB 1314 Hickland SPONSOR: Hughes

Relating to price estimates and billing requirements for certain health care facilities.

HB 1445 Hernandez SPONSOR: Campbell
Relating to the compensation of counsel appointed to provide representation and services to indigent individuals in criminal and juvenile proceedings.

HB 1458 Metcalf SPONSOR: Creighton
Relating to the armed security officers required to be present at public schools and the appointment of reserve police officers by a school district police department.

HB 1522 Gerdes SPONSOR: Kolkhorst
Relating to notice of a meeting held under the open meetings law.
(Committee Substitute)

HB 1592 Plesa SPONSOR: Kolkhorst
Relating to an alert system for dangerous plant and wildlife pests and diseases administered by the Texas A&M AgriLife Extension Service.

HB 1606 Metcalf SPONSOR: Zaffirini
Relating to notice provided to a retail electric customer of the procedure for requesting vegetation management near a transmission or distribution line.

HB 1612 Frank SPONSOR: Kolkhorst
Relating to direct payment for certain health care provided by a hospital.

HB 1633 Gerdes SPONSOR: Kolkhorst
Relating to the criteria considered by groundwater conservation districts before granting or denying a permit or permit amendment.

HB 2025 Tepper SPONSOR: Hughes
Relating to the filing for record of a plat, replat, or amended plat or replat of a subdivision of real property or a condominium.

HB 2061 Holt SPONSOR: Creighton
Relating to the designation of a portion of State Highway 242 in Montgomery County as the Lance Corporal Armando Hernandez Memorial Bridge.

HB 2259 DeAyala SPONSOR: Zaffirini
Relating to the instructions for an application form for an early voting ballot.

HB 2273 Bonnen SPONSOR: Middleton
Relating to the delegation of certain authority of a county judge in certain counties.

HB 2358 Noble SPONSOR: Zaffirini
Relating to training required or offered by the Health and Human Services Commission for long-term care facility surveyors, personnel, and providers and ICF-IID program providers.

HB 2421 Howard SPONSOR: Eckhardt
Relating to the date of dissolution of the Save Historic Muny District.

HB 2518 Barry SPONSOR: Hinojosa, Adam

Relating to the use of installment premium payment plans on Texas Windstorm Insurance Association policies.

HB 2563 Ashby SPONSOR: Kolkhorst
Relating to establishment of the temporary certified and insured prescribed burn manager self-insurance pool; authorizing a fee.

HB 2637 DeAyala SPONSOR: Hughes
Relating to the practice and procedures for summoning prospective grand jurors and petit jurors and the exemption of certain persons from grand jury and petit jury service.
(Committee Substitute)

HB 2713 Darby SPONSOR: Hancock
Relating to the repeal of a municipal civil service system for firefighters and police officers in certain municipalities.

HB 2791 Button SPONSOR: Zaffirini
Relating to powers and duties of the Texas Workforce Commission with respect to the procurement of goods and services for the provision of vocational rehabilitation services.

HB 2856 Howard SPONSOR: Zaffirini
Relating to a study by the Texas Higher Education Coordinating Board on the feasibility of implementing a statewide system for coordinating clinical training placements.

HB 3114 Geren SPONSOR: Creighton
Relating to the view of the State Capitol.

HB 3126 Darby SPONSOR: Zaffirini
Relating to the election of certain entities to participate in the uniform group coverage program for active school employees; imposing a fee.
(Committee Substitute)

HB 3233 Harris SPONSOR: Kolkhorst
Relating to patient data maintained by pharmacy benefit managers.
(Committee Substitute)

HB 3487 Hunter SPONSOR: Kolkhorst
Relating to a deduction from the amount of taxable sales used to calculate the amount of sales and use taxes that the owners of restaurants that participate in an oyster shell recycling program are required to remit to the comptroller of public accounts.
(Committee Substitute)

HB 3505 Harris SPONSOR: Hughes
Relating to the continuation and operation of a health care provider participation district created by certain local governments to administer a health care provider participation program.

HB 3597 Hickland SPONSOR: Kolkhorst
Relating to public hearing requirements for issuing a license for or expanding certain residential child-care facilities.

HB 3745 Manuel SPONSOR: Zaffirini
Relating to crime victims' compensation.

HB 3803 Lambert SPONSOR: Zaffirini
Relating to the confidentiality and disclosure of certain financial information of perpetual care cemeteries and perpetual care trust funds.

HB 3804 Lambert SPONSOR: Zaffirini
Relating to the regulation of state banks.

HB 3806 Lambert SPONSOR: Zaffirini
Relating to prohibited activities of a state trust company under supervision.

HB 4224 Hull SPONSOR: Kolkhorst
Relating to information regarding consumer access to health care records.

HB 4310 Vasut SPONSOR: Hughes
Relating to a special right of access under the public information law for a member of a governing board.
(Committee Substitute)

HB 4738 Geren SPONSOR: Zaffirini
Relating to the elimination of the remittance of a portion of certain loan administration fees to the comptroller.

HB 5084 Gerdes SPONSOR: Gutierrez
Relating to the sale of fireworks on and before the Lunar New Year holiday.

HB 5155 Rose SPONSOR: Kolkhorst
Relating to the continuation of the maternal opioid misuse model of care for certain Medicaid recipients.

HB 5180 Wilson SPONSOR: Creighton
Relating to the issuance of a diploma to a student graduating from a public institution of higher education that has undergone a merger, acquisition, or name change.

HB 5667 Olcott SPONSOR: King
Relating to the chairman of the juvenile board of Parker County.

HB 5686 Metcalf SPONSOR: Creighton
Relating to the creation of the Montgomery County Management District No. 3; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HCR 9 Morales, Christina SPONSOR: Hinojosa, Adam
Designating the first Saturday of every month as Small Business Saturday for a 10-year period ending in 2035.
(Committee Substitute)

HCR 10 Cortez SPONSOR: Zaffirini
Designating May 23 as Family Abduction Awareness Day for a 10-year period ending in 2035.

HCR 135 Tepper SPONSOR: Perry

Designating Slaton as the official Banana Pudding Capital of Texas for a 10-year period ending in 2035.

HCR 142 Geren SPONSOR: Hancock
Designating Fort Worth as the official Aviation and Defense Capital of Texas for a 10-year period ending in 2035.

SB 1538 Zaffirini
Relating to a study on digital court reporting conducted by the Office of Court Administration of the Texas Judicial System.

SB 1749 Creighton
Relating to the confidentiality of certain information for commissioners and employees whose duties relate to the administration of the judicial branch of state government and the commissioners' and employees' family members.

SB 3038 Huffman
Relating to the creation of the Fort Bend County Municipal Utility District No. 286; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 3062 Hughes
Relating to the designation of a portion of State Highway 315 in Panola County as the Hamby-Webb Memorial Highway.

SB 3065 Paxton
Relating to the creation of the Wolf Creek Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Sunday, May 25, 2025 - 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 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 21
Senate Conferees: Schwertner - Chair/Blanco/Campbell/Johnson/King

SB 379
Senate Conferees: Middleton - Chair/Hall/Kolkhorst/Schwertner/Sparks

SB 1405
Senate Conferees: Nichols - Chair/Campbell/Hancock/Johnson/Perry

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 24

Agriculture and Livestock - **SB 1864**

Energy Resources - **SB 2949**

Environmental Regulation - **SB 1898**

Homeland Security, Public Safety, and Veterans' Affairs - **SB 1585**

Human Services - **SB 1777**, **SB 2041**, **SB 2311**

Intergovernmental Affairs - **HB 4801**, **SB 464**, **SB 578**, **SB 710**, **SB 898**, **SB 1370**, **SB 2675**, **SB 3016**

Judiciary and Civil Jurisprudence - **SB 2342**, **SB 2878**, **SB 2903**

Land and Resource Management - **SB 291**

Natural Resources - **SB 1855**, **SB 2497**, **SB 2568**, **SB 3058**

Pensions, Investments, and Financial Services - **SB 1705**

Public Education - **SB 568**, **SB 1962**

Public Health - **SB 904**, **SB 905**, **SB 968**, **SB 2487**, **SB 2721**

Trade, Workforce, and Economic Development - **SB 584**, **SB 1361**, **SB 2105**, **SB 2690**, **SCR 38**

Transportation - **SB 35**, **SB 1113**, **SB 1365**, **SB 2589**

ENROLLED

May 24 - **HB 12**, **HB 33**, **HB 34**, **HB 39**, **HB 45**, **HB 47**, **HB 130**, **HB 148**, **HB 285**, **HB 305**, **HB 742**, **HB 908**, **HB 1024**, **HB 1318**, **HB 1443**, **HB 1533**, **HB 1866**, **HB 1902**, **HB 2001**, **HB 2355**, **HB 2402**, **HB 2434**, **HB 2440**, **HB 2492**, **HB 2560**, **HB 2697**, **HB 2733**, **HB 2775**, **HB 2802**, **HB 2894**,

HB 3161, **HB 3228**, **HB 3421**, **HB 3424**, **HB 3510**, **HB 3986**, **HB 4042**, **HB 4076**, **HB 4238**, **HB 4344**, **HB 4413**, **HB 4426**, **HB 4429**, **HB 4783**, **HB 4850**, **HB 4945**, **HB 4996**, **HB 5515**

SIGNED BY THE GOVERNOR

May 24 - HB 22, **HB 136**, **HB 166**, **HB 331**, **HB 467**, **HB 767**, **HB 1089**, **HB 1244**, **HB 1392**, **HB 1399**, **HB 1672**, **HB 1708**, **HB 2000**, **HB 2018**, **HB 2143**, **HB 2198**, **HB 2415**, **HB 2457**, **HB 2523**, **HB 2723**, **HB 2730**, **HB 2763**, **HB 3096**, **HB 3135**, **HB 3248**, **HB 3513**, **HCR 6**, **HCR 12**, **HCR 29**, **HCR 50**, **HCR 55**, **HCR 56**, **HCR 58**, **HCR 70**, **HCR 71**, **HCR 74**, **HCR 78**, **HCR 80**, **HCR 107**, **HCR 116**, **HCR 117**, **HCR 144**

FILED WITHOUT THE GOVERNOR'S SIGNATURE

May 24 - HB 3093

VETOED BY THE GOVERNOR

May 24 - HB 353