

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-THIRD DAY — TUESDAY, APRIL 18, 2023

The house met at 10:31 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 228).

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

Absent, Excused — Dean.

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

Father of mercies, watch over us all in the work that we do today. Strengthen the good that is present within us and that comes forth from our hands, make good its defects, and guide not only our actions but our very beings to you, for the glory of your name and the salvation of our souls. Protect all these laborers in your vineyard from the temptations of the evil one, and enliven them to enact your will. We ask this through Christ our Lord. Amen.

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

MESSAGE FROM THE SENATE

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

REGULAR ORDER OF BUSINESS SUSPENDED

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

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 9).

COMMITTEE MEETING ANNOUNCEMENT

At 10:36 a.m., the following committee meeting was announced:

Environmental Regulation, upon final adjournment today, 1W.14, for a formal meeting, to consider pending and referred business.

HR 1143 - ADOPTED (by Guillen)

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 1143**.

The motion prevailed.

The following resolution was laid before the house:

HR 1143, Recognizing April 18, 2023, as La Salle County Day at the State Capitol.

HR 1143 was adopted.

On motion of Representative Raymond, the names of all the members of the house were added to **HR 1143** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced a delegation from La Salle County.

HR 1133 - ADOPTED (by Hunter)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 1133**.

The motion prevailed.

The following resolution was laid before the house:

HR 1133, Commemorating the 25th anniversary of the Texas Chapter of the Recording Academy.

HR 1133 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Hunter who introduced members of the Texas Chapter of the Recording Academy.

HR 1130 - ADOPTED
(by Tinderholt)

Representative Tinderholt moved to suspend all necessary rules to take up and consider at this time **HR 1130**.

The motion prevailed.

The following resolution was laid before the house:

HR 1130, Congratulating the XFL football league on the opening of its headquarters in Arlington.

HR 1130 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representatives Tinderholt and J. Jones who introduced representatives of the XFL football league.

HR 1131 - ADOPTED
(by Tinderholt)

Representative Tinderholt moved to suspend all necessary rules to take up and consider at this time **HR 1131**.

The motion prevailed.

The following resolution was laid before the house:

HR 1131, Congratulating the Arlington Renegades XFL football team on its inaugural season.

HR 1131 was adopted.

(Moody in the chair)

HR 1109 - ADOPTED
(by C.J. Harris)

Representative C.J. Harris moved to suspend all necessary rules to take up and consider at this time **HR 1109**.

The motion prevailed.

The following resolution was laid before the house:

HR 1109, Recognizing Navarro County for its contributions to the State of Texas.

HR 1109 was adopted.

HR 1110 - ADOPTED
(by Bonnen)

Representative Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 1110**.

The motion prevailed.

The following resolution was laid before the house:

HR 1110, Congratulating the Hitchcock High School boys' basketball team on winning the 2023 UIL 3A state championship.

HR 1110 was adopted.

HR 1111 - ADOPTED
(by Leach)

Representative Leach moved to suspend all necessary rules to take up and consider at this time **HR 1111**.

The motion prevailed.

The following resolution was laid before the house:

HR 1111, Recognizing the 2023 Bob Bullock Scholars of Baylor University.

HR 1111 was adopted.

HR 1158 - ADOPTED
(by Anderson)

Representative Anderson moved to suspend all necessary rules to take up and consider at this time **HR 1158**.

The motion prevailed.

The following resolution was laid before the house:

HR 1158, Recognizing April 18, 2023, as Baylor Day at the State Capitol.

HR 1158 was adopted.

HB 2873 - RECOMMITTED

Representative Harless moved to recommit **HB 2873** to the Committee on Health Care Reform, Select.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Hunter moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **HB 4006** at 10:30 a.m. or upon final adjournment or recess or during bill referral, if permission is granted, tomorrow in JHR 140.

The motion prevailed.

Representative Wilson moved to suspend the five-day posting rule to allow the Committee on Defense and Veterans' Affairs to consider **HB 4923** at 8 a.m. Thursday, April 20 in E2.026.

The motion prevailed.

(Speaker in the chair)

Representative Buckley moved to suspend the five-day posting rule to allow the Committee on Public Education to consider **HB 3141** at 8 a.m. Thursday, April 20 in E2.036.

The motion prevailed.

Representative Leach moved to suspend the five-day posting rule to allow the Committee on Judiciary and Civil Jurisprudence to consider **HB 5175** and **HB 5371** at 8 a.m. tomorrow in E2.016.

The motion prevailed.

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 540 ON THIRD READING
(by Longoria and E. Morales)**

HB 540, A bill to be entitled An Act relating to the award of library construction grants by the Texas State Library and Archives Commission.

HB 540 was passed by (Record 229): 106 Yeas, 41 Nays, 1 Present, not voting.

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

Nays — Bailes; Bell, C.; Bumgarner; Cain; DeAyala; Dorazio; Gates; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Kitman; Klick; Landgraf; Leach; Leo-Wilson; Metcalf; Morrison; Murr; Noble; Oliverson; Schaefer; Schatzline; Slaton; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Slawson.

STATEMENTS OF VOTE

When Record No. 229 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 229 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 229 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 229 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

HB 1595 ON THIRD READING (by Bonnen)

HB 1595, A bill to be entitled An Act relating to the administration and investment of, and distribution and use of money from, certain constitutional and statutory funds to support general academic teaching institutions in achieving national prominence as major research universities and driving the state economy; redesignating the national research university fund as the Texas University Fund.

HB 1595 was passed by (Record 230): 136 Yeas, 11 Nays, 1 Present, not voting.

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

Sherman; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Gates; Harrison; Hayes; Schaefer; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Bell, C.

STATEMENTS OF VOTE

When Record No. 230 was taken, my vote failed to register. I would have voted yes.

C. Bell

When Record No. 230 was taken, I was shown voting yes. I intended to vote no.

Isaac

HB 54 ON THIRD READING

(by S. Thompson, Lalani, Davis, Rose, C. Morales, et al.)

HB 54, A bill to be entitled An Act relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities.

HB 54 was passed by (Record 231): 117 Yeas, 29 Nays, 1 Present, not voting.

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

Nays — Ashby; Buckley; Bumgarner; Cain; DeAyala; Gates; Goldman; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Leo-Wilson; Metcalf; Patterson; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Tepper; Tinderholt; Toth; Troxclair; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Talarico; Thompson, E.

STATEMENTS OF VOTE

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 231 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Swanson

HB 3805 ON THIRD READING

(by Canales, Burrows, Moody, Geren, T. King, et al.)

HB 3805, A bill to be entitled An Act relating to the program categories in the unified transportation program.

HB 3805 was passed by (Record 232): 148 Yeas, 0 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

STATEMENT OF VOTE

When Record No. 232 was taken, I was shown voting yes. I intended to vote no.

K. Bell

HB 1912 ON THIRD READING

(by Button, Neave Criado, Plesa, and Bhojani)

HB 1912, A bill to be entitled An Act relating to student buildings fees at The University of Texas at Dallas.

HB 1912 was passed by (Record 233): 97 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Cortez; Darby; Davis; Dorazio; Dutton; Flores; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bonnen; Buckley; Bumgarner; Cain; Collier; Cook; Craddick; Cunningham; DeAyala; Frank; Gates; Gerdes; Goldman; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Hunter; Isaac; Kacal; Kitzman; Leach; Leo-Wilson; Metcalf; Oliverson; Patterson; Price; Ramos; Rogers; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Frazier; Johnson, J.D.; Klick; Lujan; Thierry.

STATEMENTS OF VOTE

When Record No. 233 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 233 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 233 was taken, I was in the house but away from my desk. I would have voted yes.

Thierry

HB 3059 ON THIRD READING

(by T. King)

HB 3059, A bill to be entitled An Act relating to the export fee charged for the transfer of groundwater from a groundwater conservation district.

HB 3059 was passed by (Record 234): 117 Yeas, 27 Nays, 1 Present, not voting.

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

Nays — Cain; Cook; DeAyala; Dorazio; Gates; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Leach; Leo-Wilson; Noble; Patterson; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Spiller; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Johnson, J.D.; Morales Shaw; Rose; Vo.

STATEMENTS OF VOTE

When Record No. 234 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 234 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

**HB 1415 ON THIRD READING
(by Raymond)**

HB 1415, A bill to be entitled An Act relating to lighting equipment requirements for motor vehicles.

HB 1415 was passed by (Record 235): 139 Yeas, 6 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Thierry; Thompson, E.; Vo.

STATEMENTS OF VOTE

When Record No. 235 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 235 was taken, I was shown voting yes. I intended to vote no.

Slaton

HB 899 ON THIRD READING
(by Walle, Harless, Oliverson, and Schofield)

HB 899, A bill to be entitled An Act relating to the authority of certain counties to regulate noise levels in residential areas; creating a criminal offense.

HB 899 - REMARKS

REPRESENTATIVE CAIN: Representative, yesterday we put an amendment on that prohibits the county from regulating the use of fireworks. The purpose of that amendment—correct me if I'm wrong—is so that they're not regulating the sound coming from fireworks. Is that correct?

REPRESENTATIVE WALLE: That's correct. As I understand it, not regulating, actually, fireworks themselves.

REMARKS ORDERED PRINTED

Representative Cain moved to print remarks between Representative Walle and Representative Cain on **HB 899**.

The motion prevailed.

HB 899 was passed by (Record 236): 101 Yeas, 46 Nays, 1 Present, not voting.

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

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Bonnen; Bumgarner; Capriglione; Cook; Dorazio; Gates; Gerdes; Goldman; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; King, K.; Klick; Kuempel; Landgraf; Leach; Leo-Wilson; Metcalf; Murr; Noble; Orr; Paul; Rogers; Schaefer; Schatzline; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Bhojani.

STATEMENTS OF VOTE

When Record No. 236 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 236 was taken, I was shown voting yes. I intended to vote no.

Burns

HB 4065 ON THIRD READING

(by Rose)

HB 4065, A bill to be entitled An Act relating to required reporting by the Department of Family and Protective Services regarding youth in the managing conservatorship of the department who attempt suicide.

HB 4065 was passed by (Record 237): 145 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Orr; Vo; Walle.

STATEMENT OF VOTE

When Record No. 237 was taken, my vote failed to register. I would have voted yes.

Orr

HB 4422 ON THIRD READING

(by Canales, Burrows, Moody, Geren, T. King, et al.)

HB 4422, A bill to be entitled An Act relating to a study on enhancing border security outcomes through public safety, technological, and transportation infrastructure improvements near Texas-Mexico border crossings.

HB 4422 was passed by (Record 238): 147 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 238 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

HB 1846 ON THIRD READING

(by Ashby, J. Lopez, et al.)

HB 1846, A bill to be entitled An Act relating to the skills test required for a commercial driver's license for certain commercial learner's permit holders.

HB 1846 was passed by (Record 239): 145 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Johnson, A.; Morales Shaw; Vo.

STATEMENTS OF VOTE

When Record No. 239 was taken, I was in the house but away from my desk. I would have voted yes.

A. Johnson

When Record No. 239 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

HB 2384 ON THIRD READING

(by Leach, Murr, J.E. Johnson, and Moody)

HB 2384, A bill to be entitled An Act relating to court administration, including the knowledge, efficiency, training, and transparency requirements for candidates for or holders of judicial offices.

HB 2384 was passed by (Record 240): 146 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins;

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

Nays — Hefner; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

HB 2416 ON THIRD READING **(by Paul and E. Thompson)**

HB 2416, A bill to be entitled An Act relating to creation of the gulf coast protection trust fund to be administered by the General Land Office.

HB 2416 was passed by (Record 241): 140 Yeas, 6 Nays, 1 Present, not voting.

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

Nays — Cain; Harrison; Noble; Schaefer; Slawson; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Johnson, J.D.; Wilson.

STATEMENTS OF VOTE

When Record No. 241 was taken, my machine malfunctioned and I was shown voting no. I intended to vote yes.

Cain

When Record No. 241 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 241 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 241 was taken, my vote failed to register. I would have voted no.

Wilson

HB 1760 ON THIRD READING (by Hefner)

HB 1760, A bill to be entitled An Act relating to the prosecution of the offense of possessing a weapon in certain prohibited places associated with schools or postsecondary educational institutions.

HB 1760 - REMARKS

REPRESENTATIVE MORALES SHAW: I just wanted to make sure that I read the bill and understood it. These are easy, they're not trick questions or anything. Last session, we passed a bill that did not permit, it was actually an exception to another bill, firearms on school property or where there were interscholastic events taking place where the students were. Is that correct?

REPRESENTATIVE HEFNER: We passed this same bill out of the house last session. Is that what you're talking about?

MORALES SHAW: We passed a bill and we had an amendment, it was the Thierry Amendment, that limited constitutional carry on school property or where there were interscholastic activities where there were students attending. That's my understanding that we passed that last session.

HEFNER: I'm not familiar with the exact bill you're talking about, if you had the bill number—but we have not addressed gun-free zones regarding schools at all, nor in this bill do we either.

MORALES SHAW: Okay. It's my understanding that what this bill does, and I just want to make sure I understood it correctly, is it makes an exception to that exception which means that you still can't carry firearms on school campuses, but

if there's an interscholastic activity—like a sporting event or any kind of school event—and it's not on school-owned property, it's on private property, then we still have constitutional carry.

HEFNER: No. We had some clarifying questions yesterday, this does not prohibit private property owners from prohibiting firearms on their property. This is just to clarify what a school-sponsored event is and what the premises is, and so no it does not mess with the private property owner's rights whatsoever.

MORALES SHAW: I think I understood yesterday's back mic questions which means if I'm a private property owner, I have one of those statutory signs that says "You can't carry a gun here," I can still do that?

HEFNER: Correct.

MORALES SHAW: Okay, I understood yesterday's questions. My clarification today is that if there's an interscholastic or other student activity, as long as it's not on a school-owned property or on school campus for that matter, then there's not a restriction to carry a firearm?

HEFNER: No, if it is a school-sponsored event, then they are still prohibited. So if the school can have a school-sponsored event at property that's not school property, then guns are still prohibited there because it's school-sponsored activity.

MORALES SHAW: Okay. So where does this exception allow firearms to be carried when it has to do with students?

HEFNER: So it would be like if you're in the Texas Capitol, for instance, and you're carrying your firearm in the Capitol and a local school comes down for a field trip. It's just to clarify that that doesn't become a school-sponsored event and make all those people carrying in the Capitol felons. It's just a clarification.

MORALES SHAW: Okay, I appreciate that, Representative Hefner.

REMARKS ORDERED PRINTED

Representative Morales Shaw moved to print remarks between Representative Hefner and Representative Morales Shaw on **HB 1760**.

The motion prevailed.

HB 1760 was passed by (Record 242): 100 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Darby; DeAyala; Dorazio; Dutton; Frank; Frazier; Garcia; Gates; Gerdes; Geren; Goldman; González, M.; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Herrero; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Manuel; Metcalf; Meyer; Moody; Morales, E.; Morrison; Noble; Oliverson; Orr; Patterson; Paul; Perez; Price; Raney; Raymond;

Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Vo; Zwiener.

Nays — Anchía; Bernal; Bhojani; Bowers; Bucy; Campos; Cole; Collier; Davis; Flores; Gámez; Gervin-Hawkins; González, J.; Goodwin; Harrison; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Landgraf; Lopez, R.; Martinez; Martinez Fischer; Meza; Morales, C.; Muñoz; Murr; Neave Criado; Ordaz; Ortega; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner; Walle; Wilson; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 242 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 242 was taken, I was shown voting yes. I intended to vote no.

Garcia

When Record No. 242 was taken, I was shown voting no. I intended to vote yes.

Harrison

When Record No. 242 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 242 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 242 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 242 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 73 ON THIRD READING**(by Murr, T. King, Price, Bailes, Darby, et al.)**

HB 73, A bill to be entitled An Act relating to limitation of certain liability of owners, lessees, and occupants of land in connection with livestock and agricultural land.

HB 73 was passed by (Record 243): 148 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

HB 1287 ON THIRD READING**(by Guillen, Ortega, Flores, Hernandez, Plesa, et al.)**

HB 1287, A bill to be entitled An Act relating to adjusting for inflation the maximum amount of a motor vehicle excluded in determining eligibility for the supplemental nutrition assistance program.

HB 1287 was passed by (Record 244): 108 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Ordaz; Orr;

Ortega; Patterson; Paul; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Smith; Spiller; Talarico; Thierry; Thimesch; Thompson, S.; Tinderholt; Toth; Turner; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bumgarner; Burns; Cain; Capriglione; Craddick; DeAyala; Dorazio; Gates; Harris, C.J.; Harrison; Hayes; Holland; Isaac; Kitzman; Klick; Kuempel; Landgraf; Leach; Leo-Wilson; Metcalf; Murr; Oliverson; Price; Schaefer; Schatzline; Schofield; Slaton; Slawson; Smithee; Stucky; Swanson; Tepper; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Frazier; Thompson, E.

STATEMENTS OF VOTE

When Record No. 244 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 244 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 244 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 244 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 244 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 244 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1662 ON THIRD READING (by Burns)

HB 1662, A bill to be entitled An Act relating to certain requirements and procedures regarding the posting of a school district's employment policy on the district's Internet website.

Amendment No. 1

Representative Burns offered the following amendment to **HB 1662**:

Amend **HB 1662** on third reading as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 7), strike "Subsection (k)" and substitute "Subsections (d), (e), and (k)".

(2) In SECTION 1 of the bill, immediately after the recital (page 1, between lines 8 and 9), insert the following:

(d) The employment policy must provide that not later than the fifth ~~[10th]~~ school day before the date on which a district fills a vacant position for which a certificate or license is required as provided by Section 21.003, other than a position that affects the safety and security of students as determined by the board of trustees, the district must provide to each current district employee:

(1) notice of the position by posting the position on:

(A) a bulletin board at:

(i) a place convenient to the public in the district's central administrative office; and

(ii) the central administrative office of each campus in the district during any time the office is open; or

(B) the district's Internet website, if the district has a website; and

(2) a reasonable opportunity to apply for the position.

(e) If, during the school year, the district must fill a vacant position held by a teacher, as defined by Section 21.201, in less than five ~~[10]~~ school days, the district:

(1) must provide notice of the position in the manner described by Subsection (d)(1) as soon as possible after the vacancy occurs;

(2) is not required to provide the notice for five ~~[10]~~ school days before filling the position; and

(3) is not required to comply with Subsection (d)(2).

Amendment No. 1 was adopted.

HB 1662, as amended, was passed by (Record 245): 146 Yeas, 0 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 245 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 245 was taken, I was shown voting present, not voting. I intended to vote yes.

Morrison

HB 587 ON THIRD READING (by Patterson)

HB 587, A bill to be entitled An Act relating to the cremation of deceased veterans with a United States flag or Texas state flag and the incineration of those flags through the cremation process.

HB 587 was passed by (Record 246): 148 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

HB 1038 ON THIRD READING
(by Cain, Frazier, Troxclair, Canales, et al.)

HB 1038, A bill to be entitled An Act relating to a biennial report on state lending and credit support programs.

HB 1038 was passed by (Record 247): 147 Yeas, 1 Nays, 1 Present, not voting.

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

Nays — Leach.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

HB 92 ON THIRD READING
(by Landgraf, Cain, C.J. Harris, Kitzman, Cortez, et al.)

HB 92, A bill to be entitled An Act relating to the authority of a municipality, county, or property owners' association to prohibit or regulate certain activities on residence homestead property.

HB 92 was passed by (Record 248): 137 Yeas, 11 Nays, 1 Present, not voting.

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

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

Nays — Anchía; Bowers; Collier; González, J.; Jones, J.; Morales, C.; Plesa; Ramos; Reynolds; Rose; Sherman.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

STATEMENTS OF VOTE

When Record No. 248 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 248 was taken, I was shown voting no. I intended to vote yes.

Rose

HB 916 ON THIRD READING

(by Ordaz, Slawson, Frank, Rose, Howard, et al.)

HB 916, A bill to be entitled An Act relating to health benefit plan coverage of prescription contraceptive drugs.

HB 916 was passed by (Record 249): 136 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez;

Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Capriglione; Harrison; Hayes; Klick; Noble; Schaefer; Slaton; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Garcia; Hull; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 249 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 249 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 249 was taken, I was shown voting no. I intended to vote yes.

Swanson

HB 473 ON THIRD READING

(by Hull)

HB 473, A bill to be entitled An Act relating to parental rights regarding a threat assessment of a student conducted by a public school's threat assessment and safe and supportive school team.

HB 473 was passed by (Record 250): 145 Yeas, 0 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Campos; Frazier; Slawson.

STATEMENTS OF VOTE

When Record No. 250 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 250 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

HB 465 ON THIRD READING

(by Thierry, Rose, Swanson, Frank, Hull, et al.)

HB 465, A bill to be entitled An Act relating to a pilot program to provide Medicaid coverage of doula services.

HB 465 was passed by (Record 251): 121 Yeas, 25 Nays, 1 Present, not voting.

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

Romero; Rose; Rosenthal; Schatzline; Sherman; Shine; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, K.; Bumgarner; Cain; Clardy; Dorazio; Gates; Harris, C.J.; Harrison; Hayes; Isaac; Klick; Leo-Wilson; Metcalf; Murr; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Campos; DeAyala.

STATEMENTS OF VOTE

When Record No. 251 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 251 was taken, I was in the house but away from my desk. I would have voted yes.

DeAyala

When Record No. 251 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 251 was taken, I was shown voting yes. I intended to vote no.

Oliverson

HB 1323 ON THIRD READING

(by Talarico, Lujan, Raney, Cook, et al.)

HB 1323, A bill to be entitled An Act relating to the measures to encourage eligible students to claim certain tuition and fee exemptions at public institutions of higher education for students who are or have been in foster or other residential care.

HB 1323 was passed by (Record 252): 144 Yeas, 1 Nays, 1 Present, not voting.

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

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

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Cain; Gates; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 252 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

When Record No. 252 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

HB 1898 ON THIRD READING

(by Jetton, Rose, Price, Allison, S. Thompson, et al.)

HB 1898, A bill to be entitled An Act relating to a grant program to fund the provision by children's hospitals of mental and behavioral health services to children in this state.

Amendment No. 1

Representative Tinderholt offered the following amendment to **HB 1898**:

Amend **HB 1898** (on third reading) on page 2, between lines 2 and 3, by inserting the following:

(b-1) No funds awarded to a children's hospital under the grant program may be used to provide mental health services affirming the child's perception of the child's sex if that perception is inconsistent with the child's biological sex.

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE JETTON: I've spent the last two sessions on Public Health, listening to hours and hours of testimony when it comes to gender modification of children. And there's no doubt in my mind that there is a need for a bill to fully address gender modification, gender-affirming care here in Texas. I believe there's a bill that is going to pass this house that addresses that issue. The bill that I am bringing here today is strictly for children's hospitals to be able to get the funding, so that when a child goes to an emergency room—either attempting to

commit suicide, having suicidal ideation, or having some sort of extreme situation—that there are beds and services available for that child. That is what this bill does, it does not pertain to gender modification of any type. And so in my attempts to keep this bill that has been worked on by many stakeholders to preserve the hard work that was put into this bill, I am asking you to vote no on this amendment.

A record vote was requested by Representative C.J. Harris.

Amendment No. 1 failed of adoption by (Record 253): 52 Yeas, 90 Nays, 1 Present, not voting.

Yeas — Ashby; Bell, C.; Bonnen; Bumgarner; Burns; Burrows; Cain; Clardy; Cook; Cunningham; Dorazio; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Landgraf; Leach; Leo-Wilson; Metcalf; Meyer; Murr; Patterson; Paul; Price; Raney; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Darby; Davis; DeAyala; Flores; Frank; Frazier; Gámez; García; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harris, C.J.; Hernandez; Herrero; Hinojosa; Howard; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Neave Criado; Noble; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Tepper; Thierry; Thimesch; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Dutton; Hunter; Lozano; Morales Shaw; Oliverson; Rogers.

STATEMENTS OF VOTE

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Allison

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Buckley

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

DeAyala

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Frank

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Frazier

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

C.J. Harris

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

K. King

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

J. Lopez

When Record No. 253 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Noble

When Record No. 253 was taken, my vote failed to register. I would have voted yes.

Oliverson

When Record No. 253 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Thimesch

REMARKS ORDERED PRINTED

Representative C.J. Harris moved to print remarks by Representative Jetton on Amendment No. 1 on **HB 1898**.

The motion prevailed.

HB 1898 was passed by (Record 254): 128 Yeas, 16 Nays, 1 Present, not voting.

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

Nays — Cain; Dorazio; Gates; Harrison; Hull; Isaac; Leo-Wilson; Oliverson; Patterson; Schaefer; Schofield; Slaton; Slawson; Tepper; Toth; Troxclair.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Hayes; Morales Shaw; Smith; Swanson.

STATEMENTS OF VOTE

When Record No. 254 was taken, my vote failed to register. I would have voted no.

Hayes

When Record No. 254 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 254 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 254 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 254 was taken, I was in the house but away from my desk. I would have voted yes.

Smith

When Record No. 254 was taken, my vote failed to register. I would have voted no.

Swanson

When Record No. 254 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2243 ON THIRD READING
(by Campos)

HB 2243, A bill to be entitled An Act relating to the provision of assistance to elderly persons in obtaining certain protective orders.

HB 2243 was passed by (Record 255): 111 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Darby; Davis; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hayes; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Noble; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers;

Romero; Rose; Rosenthal; Schatzline; Shaheen; Sherman; Shine; Slaton; Smithee; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Turner; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Cain; Clardy; Cunningham; DeAyala; Dorazio; Gerdes; Goldman; Harris, C.J.; Harrison; Hefner; Holland; Isaac; Lambert; Landgraf; Leo-Wilson; Metcalf; Murr; Oliverson; Patterson; Paul; Price; Schaefer; Schofield; Slawson; Smith; Spiller; Stucky; Tepper; Tinderholt; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Kitzman; Morrison.

STATEMENTS OF VOTE

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 255 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Schatzline

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Thimesch

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Toth

GENERAL STATE CALENDAR SENATE BILLS THIRD READING

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

SB 240 ON THIRD READING**(Howard, Oliverson, Rogers, Klick, Bonnen, et al. - House Sponsors)**

SB 240, A bill to be entitled An Act relating to workplace violence prevention in certain health facilities.

SB 240 was passed by (Record 256): 122 Yeas, 26 Nays, 1 Present, not voting.

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

Nays — Bumgarner; Cain; Cunningham; Dorazio; Gates; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Leach; Leo-Wilson; Murr; Schaefer; Schofield; Slaton; Slawson; Smith; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

POSTPONED BUSINESS

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

CSHB 797 ON SECOND READING**(by Button, Cook, K. Bell, et al.)**

CSHB 797, A bill to be entitled An Act relating to eligibility requirements for a certified public accountant certificate and to take the uniform CPA examination.

CSHB 797 was read second time on April 11 and was postponed until 10 a.m. today.

Representative Button moved to postpone consideration of **CSHB 797** until 9 a.m. Thursday, April 20.

The motion prevailed.

HB 1955 ON SECOND READING
(by Buckley, et al.)

HB 1955, A bill to be entitled An Act relating to establishing residency for purposes of admission into public schools.

HB 1955 was read second time on April 12 and was postponed until 10 a.m. today.

Representative Buckley moved to postpone consideration of **HB 1955** until 10 a.m. Monday, April 24.

The motion prevailed.

MOTION IN WRITING
RULES SUSPENDED
AUTHORIZING FLOOR PRIVILEGES

Representative Holland offered the following motion in writing:

Mr. Speaker:

I move to suspend House Rule 5, Section 11, of the House Rules to entitle necessary staff from the Sunset Advisory Commission and office of the vice-chair of the Sunset Advisory Commission to privileges of the floor of the house today during the consideration of **HB 1500** and **HB 1565**.

Holland

The motion in writing was read and prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 1500 ON SECOND READING
(by Holland, K. Bell, Canales, Goldman, and Clardy)

CSHB 1500, A bill to be entitled An Act relating to the continuation and functions of the Public Utility Commission of Texas and the Office of Public Utility Counsel, and the functions of the independent organization certified for the ERCOT power region.

Amendment No. 1

Representative Holland offered the following amendment to **CSHB 1500**:

Amend **CSHB 1500** (house committee report) by striking SECTION 8 of the bill (page 9, lines 3-24) and substituting the following appropriately numbered SECTION:

SECTION _____. Section 39.1511, Utilities Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) Meetings of the governing body of an independent organization certified under Section 39.151 and meetings of a subcommittee that includes a member of the governing body must be open to the public. The bylaws of the independent organization and the rules of the commission may provide for the governing body or subcommittee to enter into executive session closed to the public only to address a matter that the independent organization would be authorized to consider in a closed meeting if the independent organization were governed under Chapter 551, Government Code ~~[sensitive matters such as confidential personnel information, contracts, lawsuits, competitively sensitive information, or other information related to the security of the regional electrical network]~~.

(a-1) An independent organization's governing body or a subcommittee may adopt a policy allowing the governing body or subcommittee to enter into an executive session closed to the public and commissioners, including the commissioners serving as ex officio nonvoting members, only to address a contested case, as defined by Section 2001.003, Government Code, or a personnel matter that is unrelated to members of the governing body.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Bryant offered the following amendment to **CSHB 1500**:

Amend **CSHB 1500** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.1515, Utilities Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) In this section, "market monitor" means the entity selected under Subsection (a).

SECTION _____. Subchapter D, Chapter 39, Utilities Code, is amended by adding Section 39.1517 to read as follows:

Sec. 39.1517. NATURAL GAS MARKET MONITOR. (a) An independent organization certified under Section 39.151 shall contract with an entity selected by the commission to act as an independent market monitor for the natural gas market to:

(1) detect and prevent market manipulation strategies in the natural gas market to prevent the unreasonable restriction, impairment, or reduction in the level of competition; and

(2) recommend measures to enhance the efficiency of the natural gas market.

(b) In this section:

(1) "Market monitor" means the entity selected under Subsection (a).

(2) "Natural gas market" means transactions made by a gas supply chain facility described by Section 86.044(b), Natural Resources Code, or a gas pipeline facility described by Section 121.2015(a)(3) to supply natural gas for the electricity supply chain, as mapped under Section 38.203.

(c) The independent organization shall provide to the personnel of the market monitor:

(1) support and cooperation the commission determines is necessary for the market monitor to perform the market monitor's functions; and

(2) full access to the parts of the independent organization's main operations center and records that concern operations, settlements, and reliability.

(d) The independent organization shall use money from the fee authorized by Section 39.151(e) to pay for the market monitor's activities.

(e) The commission is responsible for ensuring that the market monitor has the resources, expertise, and authority necessary to monitor the natural gas market in this state effectively and shall adopt rules and perform oversight of the market monitor as necessary. The market monitor shall operate under the supervision and oversight of the commission.

(f) This section may not be construed to confer enforcement authority on the market monitor or to authorize the commission to delegate enforcement authority to the market monitor. The commission by rule shall define:

(1) the market monitor's monitoring responsibilities, including reporting obligations and limitations;

(2) the standards for funding the market monitor, including staffing requirements;

(3) qualifications for personnel of the market monitor; and

(4) ethical standards for the market monitor and the personnel of the market monitor.

(g) In adopting rules governing the standards for funding the market monitor, the commission shall consult with a subcommittee of the independent organization's governing body to receive information on how money is or should be spent for monitoring functions. Rules governing ethical standards must include provisions designed to ensure that the personnel of the market monitor are professionally and financially independent from participants in the natural gas market. The commission shall develop and implement policies that clearly separate the policy-making responsibilities of the commission and the monitoring, analysis, and reporting responsibilities of the market monitor.

(h) The market monitor immediately shall report directly to the commission any potential market manipulations and any discovered or potential violations of commission rules, protocols of the independent organization, or rules of the Railroad Commission of Texas.

(i) The market monitor shall consult with the Railroad Commission of Texas to obtain necessary information for the market monitor to perform the market monitor's functions. The commission may enter into a memorandum of understanding with the Railroad Commission of Texas to:

(1) ensure the market monitor has access to the information needed for the market monitor to perform the market monitor's functions; and

(2) provide oversight over the sharing of information between the Railroad Commission of Texas and the market monitor.

(j) The personnel of the market monitor may communicate with commission staff on any matter without restriction.

(k) The market monitor annually shall submit to the independent organization, the commission, and the Railroad Commission of Texas a report that identifies market flaws and recommends methods to correct the flaws. The independent organization and the commission shall review the report and evaluate whether changes to commission rules or protocols of the independent organization should be made.

Amendment No. 2 - Point of Order

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

(C.J. Harris in the chair)

The point of order was withdrawn.

Representative Holland moved to table Amendment No. 2.

A record vote was requested by Representative Bryant.

The motion to table prevailed by (Record 257): 88 Yeas, 59 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

STATEMENT OF VOTE

When Record No. 257 was taken, I was shown voting no. I intended to vote yes.

Canales

Amendment No. 3

Representative Bryant offered the following amendment to **CSHB 1500**:

Amend **CSHB 1500** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 38.074, Utilities Code, is amended by adding Subsection (c) to read as follows:

(c) The rules must authorize the independent organization certified under Section 39.151 for the ERCOT power region to require that a gas utility, as defined by Section 121.001, that owns or controls a facility that is designated as critical under Section 81.073, Natural Resources Code, or that provides physical gas delivery to an electric cooperative, municipally owned utility, or power generation company provide to the independent organization information in real time about the utility's gas supply, including through telemetry or the use of a hotline.

Representative Holland moved to table Amendment No. 3.

The motion to table prevailed.

CSHB 1500, as amended, was passed to engrossment.

CSHB 1565 ON SECOND READING
(by Canales)

CSHB 1565, A bill to be entitled An Act relating to the functions of the Texas Water Development Board and continuation and functions of the State Water Implementation Fund for Texas Advisory Committee.

Amendment No. 1

Representative VanDeaver offered the following amendment to **CSHB 1565**:

Amend **CSHB 1565** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 16, Water Code, is amended by adding Section 16.0511 to read as follows:

Sec. 16.0511. FEASIBILITY REVIEW OF MARVIN NICHOLS RESERVOIR PROJECT. (a) Not later than January 5, 2025, the executive administrator shall evaluate the feasibility of the proposed Marvin Nichols Reservoir, to be located on the Sulphur River upstream from its confluence with White Oak Creek in Franklin, Titus, and Red River Counties.

(b) In conducting the feasibility review, the executive administrator shall analyze:

- (1) the implementation timeline;
- (2) associated costs;
- (3) land acquisition considerations; and
- (4) the economic impact.

(c) This section expires December 31, 2025.

Representative Canales moved to table Amendment No. 1.

The motion to table prevailed.

CSHB 1565 was passed to engrossment.

(Speaker in the chair)

CSHB 2127 ON SECOND READING

(by Burrows, Meyer, Goldman, K. King, Raymond, et al.)

CSHB 2127, A bill to be entitled An Act relating to state preemption of and the effect of certain state or federal law on certain municipal and county regulation.

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **CSHB 2127**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSHB 2127**.]

Amendment No. 1

Representative Turner offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) by striking the enacting clause (page 1, line 4).

A record vote was requested by Representative Goldman.

Amendment No. 1 failed of adoption by (Record 258): 56 Yeas, 90 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Orr; Thierry.

CSHB 2127 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **CSHB 2127** under Rule 8, Section 3, of the House Rules and under Article III, Section 30, of the Texas Constitution.

(C.J. Harris in the chair)

The speaker overruled the point of order, announcing his decision to the house as follows:

Mr. Bryant raises a point of order against further consideration of **CSHB 2127** under Rule 8, Section 3, of the House Rules of Procedure and Article III, Section 30, Texas Constitution, on the grounds that the bill contains more than one subject.

Mr. Bryant argues that field preemption is a judicial doctrine and not a substantive matter that can serve as a subject of legislation. The standard for finding a violation of the one-subject rule is a heightened one. 78 H. Jour. 5586 (2003). Here, the standard was not met.

Accordingly, the point of order is respectfully overruled.

Amendment No. 2

Representative Burrows offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

(1) On page 2, line 6, between the semicolon and "and", insert the following appropriately numbered subdivisions and renumber subsequent subdivisions accordingly:

() does not affect the authority of a municipality or county to conduct a public awareness campaign;

() does not affect the authority of a municipality or county to:

(A) enter into or negotiate terms of a collective bargaining agreement with its employees; or

(B) adopt a policy related to its employees;

(2) Strike "FIELD" each time it appears (page 2, lines 14 and 22; page 5, lines 6 and 26; page 6, line 7; and page 7, lines 11, 19, and 27).

(3) On page 4, line 22, immediately after the underlined semicolon, insert "or".

(4) On page 4, line 24, strike "or a county" and substitute an underlined period.

(5) On page 4, strike lines 25-27.

(6) On page 7, line 1, strike "LICENSED".

(7) On page 7, line 2, between the underlined period and "A", insert "(a)".

(8) On page 7, between lines 8 and 9, insert the following:

(b) Except as provided by this subsection, a municipality may not adopt, enforce, or maintain an ordinance or rule that restricts, regulates, limits, or otherwise impedes the retail sale of dogs or cats. A municipality may enforce or maintain an ordinance or rule adopted before April 1, 2023, that restricts, regulates, limits, or otherwise impedes the retail sale of dogs or cats until the state adopts statewide regulation for the retail sale of dogs or cats, as applicable.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Martinez Fischer offered the following amendment to CSHB 2127:

Amend **CSHB 2127** (house committee printing) as follows:

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

SECTION _____. Chapter 1, Local Government Code, is amended by adding Section 1.006 to read as follows:

Sec. 1.006. FIELD PREEMPTION. (a) This section applies to:

- (1) Section 229.901;
- (2) Section 1.004, Agriculture Code;
- (3) Section 1.109, Business and Commerce Code;
- (4) Chapter 102A, Civil Practice and Remedies Code;
- (5) Section 1.004, Finance Code;
- (6) Section 30.005, Insurance Code;
- (7) Section 1.005, Labor Code;
- (8) Section 1.003, Natural Resources Code;
- (9) Section 1.004, Occupations Code; or
- (10) Section 1.004, Property Code.

(b) A provision to which this section applies:

(1) may not be construed to prohibit a municipality or county from building or maintaining a road, imposing a tax, or carrying out any authority expressly authorized by statute;

(2) may not be construed to prohibit a home-rule municipality from providing the same services and imposing the same regulations that a general-law municipality is authorized to provide or impose;

(3) does not, except as expressly provided by the laws of this state, affect the authority of a municipality to adopt, enforce, or maintain an ordinance or rule that relates to the control, care, management, welfare, or health and safety of animals; and

(4) does not affect the authority of a municipality or county to repeal or amend an existing ordinance, order, or rule that violates a provision of the laws of this state for the limited purpose of bringing that ordinance, order, or rule in compliance with that provision.

(2) Strike page 1, line 19, though page 2, line 11, and renumber subsequent SECTIONS of the bill accordingly.

(3) Add any subdivision added as non-amendatory language to SECTION 4 of the bill by amendment on second reading of the house as amendatory language to Section 1.006(b), Local Government Code, as added by this amendment, and renumber the subdivisions of that section accordingly.

A record vote was requested by Representative Martinez Fischer.

Amendment No. 3 failed of adoption by (Record 259): 59 Yeas, 82 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; DeAyala; Frazier; King, K.; Kuempel; Oliverson.

STATEMENTS OF VOTE

When Record No. 259 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 259 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 259 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 259 was taken, I was in the house but away from my desk. I would have voted no.

Oliverson

Amendment No. 4

Representative Ramos offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2, line 6, between the semicolon and "and", by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

() does not affect the authority of a municipality or county to adopt, enforce, or maintain an ordinance, order, or rule regulating a residential property, including a single-family dwelling unit or condominium, cooperative, or time-share, that is rented wholly or partly for a fee for a period not longer than 30 consecutive days;

A record vote was requested by Representative Bryant.

Amendment No. 4 failed of adoption by (Record 260): 55 Yeas, 85 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; DeAyala; Herrero; Johnson, J.D.; Muñoz; Oliverson; Thierry.

STATEMENTS OF VOTE

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 260 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

Amendment No. 5

Representative Ramos offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2, line 6, between the semicolon and "and", by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

(____) does not affect the authority of a municipality or county to adopt, enforce, or maintain an ordinance, order, or rule that regulates a game room, as defined by Section 234.131, Local Government Code;

A record vote was requested by Representative Ramos.

Amendment No. 5 failed of adoption by (Record 261): 56 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; Shine; Thimesch.

STATEMENTS OF VOTE

When Record No. 261 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 261 was taken, I was shown voting no. I intended to vote yes.

T. King

When Record No. 261 was taken, I was in the house but away from my desk. I would have voted no.

Thimesch

Amendment No. 6

Representative Reynolds offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

(1) On page 2, line 6, strike "; and" and substitute a semicolon.

(2) On page 2, line 11, between "Act" and the period, insert the following:

(5) may not be construed to prohibit a municipality from taking any action, adopting any policy, or passing any ordinance or rule pertaining to the performance of the municipality's proprietary functions;

(6) may not be construed to prohibit a municipality or county from enacting health and safety requirements;

(7) may not be construed to prohibit a municipality or county from enacting measures to provide relief from natural disasters; and

(8) may not be construed to prohibit a municipality or county from enacting prohibitions on employment discrimination

A record vote was requested by Representative Wu.

Amendment No. 6 failed of adoption by (Record 262): 54 Yeas, 89 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; Dutton; Jones, J.; Plesa.

STATEMENTS OF VOTE

When Record No. 262 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 262 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 262 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

Amendment No. 7

Representative Goodwin offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2 as follows:

(1) On line 14, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 19 and 20, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that:

(1) protects, encourages, or promotes the production of honey, including an ordinance, order, or rule providing for rebates for the production of honey; or

(2) protects bees, butterflies, and birds.

A record vote was requested by Representative Wu.

Amendment No. 7 failed of adoption by (Record 263): 56 Yeas, 89 Nays, 2 Present, not voting.

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

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria;

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

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

Absent, Excused — Dean.

Absent — Dutton; Meza.

Amendment No. 8

Representative Reynolds offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2 as follows:

(1) On line 14, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 19 and 20, insert the following appropriately lettered subsection:

() Subject to other state or federal law, this section does not apply to an ordinance, order, or rule that encourages, promotes, or provides rebates for the safe application of pesticides or alternatives to pesticides that are designed to lower the potential for pollution in local waters, streams, or aquifers.

A record vote was requested by Representative Wu.

Amendment No. 8 failed of adoption by (Record 264): 55 Yeas, 87 Nays, 3 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; Frazier; Johnson, J.D.; Thompson, S.

STATEMENTS OF VOTE

When Record No. 264 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 264 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

Amendment No. 9

Representative Lalani offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2 as follows:

(1) On line 14, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 19 and 20, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that encourages, promotes, or provides rebates to promote soil and water conservation best practices provided that the ordinance, order, or rule does not conflict with state or federal law.

A record vote was requested by Representative Wu.

Amendment No. 9 failed of adoption by (Record 265): 57 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani; Orr.

STATEMENT OF VOTE

When Record No. 265 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

Amendment No. 10

Representative Cole offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2 as follows:

(1) On line 14, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 19 and 20, insert the following appropriately lettered subsection:

() This section does not limit the authority of a municipality or county to adopt, enforce, or maintain an ordinance, order, or rule that encourages, promotes, or provides rebates for water conservation or the restriction of water use to manage drought conditions, including through a drought contingency plan.

A record vote was requested by Representative Wu.

Amendment No. 10 failed of adoption by (Record 266): 59 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bhojani.

STATEMENT OF VOTE

When Record No. 266 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

Amendment No. 11

Representative Bhojani offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) by striking "enforce, or maintain" each place it appears (page 2, lines 15-16 and 23-24; page 5, line 8; page 5, line 27 through page 6, line 1; page 6, lines 9 and 22; page 7, lines 2, 12-13, and 20-21; and page 8, lines 1-2).

A record vote was requested by Representative Wu.

Amendment No. 11 failed of adoption by (Record 267): 60 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Amendment No. 12

Representative Martinez Fischer offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

- (1) On page 3, line 11, between "REGULATION." and "Any", insert "(a)".
- (2) On page 3, line 13, between "from" and "a", insert "or who is able to demonstrate a realistic danger of sustaining a direct injury as a result of".
- (3) On page 3, line 16, strike "or a trade association representing the person".
- (4) Between page 3, line 27, and page 4, line 1, insert the following:
- (b) A trade association representing a person described by Subsection (a) has standing to bring and may bring an action against the municipality, county, or municipal or county official for the violation with respect to the person if:
- (1) the association's members otherwise have standing to bring the action in their own right;
- (2) the interests the association seeks to protect in the action are germane to the association's purpose; and
- (3) the claim asserted and the relief requested in the action do not require the participation of individual members of the association in the action.

A record vote was requested by Representative Martinez Fischer.

Amendment No. 12 failed of adoption by (Record 268): 61 Yeas, 83 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Allen; King, K.; Schofield.

STATEMENT OF VOTE

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

K. King

Amendment No. 13

Representative Morales Shaw offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 2, line 6, between the semicolon and "and", by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

(____) does not affect the authority of a municipality or county to adopt, enforce, or maintain an ordinance, order, or rule that does not conflict with state or federal law and protects existing wetlands by:

(A) restricting certain types of development; or

(B) providing rebates;

A record vote was requested by Representative Wu.

Amendment No. 13 failed of adoption by (Record 269): 60 Yeas, 86 Nays, 3 Present, not voting.

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

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

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

Absent, Excused — Dean.

STATEMENT OF VOTE

When Record No. 269 was taken, I was shown voting no. I intended to vote present, not voting.

J. Lopez

Amendment No. 14

Representative Zwiener offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 4 as follows:

(1) On line 1, strike "A" and substitute "(a) Except as provided by this section, a".

(2) Between lines 4 and 5, insert the following:

(b) A municipal or county official is not liable for costs and attorney's fees in an action brought under this chapter.

A record vote was requested by Representative Wu.

Amendment No. 14 failed of adoption by (Record 270): 59 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Spiller.

Amendment No. 15

Representative Zwiener offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 4, between lines 4 and 5, by inserting the following:

Sec. 102A.004. REMEDIES FOR GOVERNMENT EMPLOYEES. (a) Any municipality or county official who is a defendant in a lawsuit arising from an action under Sec. 102A.002. and is found not liable or is dismissed from the lawsuit shall be entitled to recover costs and reasonable attorney fees incurred in their defense.

A record vote was requested by Representative Wu.

Amendment No. 15 failed of adoption by (Record 271): 59 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Schofield.

Amendment No. 16

Representative Rosenthal offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 5 as follows:

- (1) On line 13, strike "enforce" and substitute "adopt, amend, enforce,".
- (2) On line 18, strike ", if:" and substitute an underlined period.
- (3) Strike lines 19-23.

A record vote was requested by Representative Wu.

Amendment No. 16 failed of adoption by (Record 272): 58 Yeas, 86 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Guerra; Morales Shaw; Schofield.

STATEMENTS OF VOTE

When Record No. 272 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 272 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

Amendment No. 17

Representative Rosenthal offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 5, line 13, by striking "enforce" and substituting "amend, enforce."

A record vote was requested by Representative Wu.

Amendment No. 17 failed of adoption by (Record 273): 59 Yeas, 87 Nays, 2 Present, not voting.

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

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson;

Longoria; Lopez, J.; Lozano; Metcalf; Meyer; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Dean.

Absent — Schofield.

STATEMENT OF VOTE

When Record No. 273 was taken, I was shown voting yes. I intended to vote no.

Lujan

CSHB 2127 - POINT OF ORDER

Representative Turner raised a point of order against further consideration of **CSHB 2127** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is substantially or materially misleading. The point of order was withdrawn.

Amendment No. 18

Representative V. Jones offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

(1) On page 6, line 7, strike "Unless" and substitute "Except as provided by Subsection (c), unless".

(2) On page 6, between lines 17 and 18, insert the following:

(c) A municipality or county may adopt, enforce, or maintain an ordinance, order, or rule related to this code, regardless of whether the ordinance, order, or rule is adopted before, on, or after September 1, 2023, if the ordinance, order, or rule:

(1) regulates a contract or agreement entered into between a private entity and a governmental entity;

(2) relates to terms of employment in a contract or agreement entered into between a private employer or entity, including an entity representing municipal or county employees, and a governmental entity;

(3) is consistent with the standards and recommendations relating to heat and workforce safety contained in the version as of April 18, 2023, of the Criteria for a Recommended Standard: Occupational Exposure to Heat and Hot Environments published by the National Institute for Occupational Safety and Health;

(4) seeks to educate workers, employers, or the public about wage theft, as defined by this code, the Penal Code, or the Fair Labor Standards Act of 1938 (29 U.S.C. Section 201 et seq.); or

(5) prohibits any adverse treatment, harassment, or limitation on the basis of an individual's actual or perceived membership in a class protected by the ordinance, order, or rule.

A record vote was requested by Representative Wu.

Amendment No. 18 failed of adoption by (Record 274): 57 Yeas, 83 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Bryant; DeAyala; Dutton; King, K.; Kitzman; Kuempel; Leach.

STATEMENTS OF VOTE

When Record No. 274 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 274 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 274 was taken, I was temporarily out of the house chamber. I would have voted no.

Kuempel

COMMITTEE MEETING ANNOUNCEMENT

At 3:19 p.m., the following committee meeting was announced:

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

CSHB 2127 - (consideration continued)

Amendment No. 19

Representative Vo offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination on the basis of an individual's language fluency, literacy, or accent.

A record vote was requested by Representative Wu.

Amendment No. 19 failed of adoption by (Record 275): 55 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Gámez; Johnson, A.; Jones, J.; Rosenthal.

STATEMENT OF VOTE

When Record No. 275 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

Amendment No. 20

Representative Walle offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule adopted to protect the health or safety of individuals in the municipality or county that adopts the ordinance, order, or rule during a disaster declared by the president of the United States or the governor.

A record vote was requested by Representative Wu.

Amendment No. 20 failed of adoption by (Record 276): 57 Yeas, 84 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Dutton; King, K.; Morrison; Rosenthal; Schofield; Thompson, S.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

CSHB 2127 - (consideration continued)**Amendment No. 21**

Representative Ortega offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule relating to the protection of worker health or safety.

A record vote was requested by Representative Wu.

Amendment No. 21 failed of adoption by (Record 277): 58 Yeas, 86 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Davis; Jones, V.; Thompson, S.

STATEMENTS OF VOTE

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 277 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

Amendment No. 22

Representative Lalani offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination on the basis of political affiliation, opinion, or viewpoint.

A record vote was requested by Representative Wu.

Amendment No. 22 failed of adoption by (Record 278): 58 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Thierry; Thompson, S.

Amendment No. 23

Representative Garcia offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination on the basis of military service history or veteran status.

A record vote was requested by Representative Wu.

Amendment No. 23 failed of adoption by (Record 279): 60 Yeas, 84 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Button; Morales Shaw; Thompson, S.

STATEMENTS OF VOTE

When Record No. 279 was taken, I was in the house but away from my desk. I would have voted no.

Button

When Record No. 279 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

Amendment No. 24

Representative M. González offered the following amendment to CSHB 2127:

Amend CSHB 2127 (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that seeks to educate workers, employers, or the public about wage theft, as defined by this code, the Penal Code, or the Fair Labor Standards Act of 1938 (29 U.S.C. Section 201 et seq.).

A record vote was requested by Representative Wu.

Amendment No. 24 failed of adoption by (Record 280): 59 Yeas, 85 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Gates; Klick; Thompson, S.

Amendment No. 25

Representative Moody offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that regulates a migrant labor housing facility, as defined by Section 2306.921, Government Code.

A record vote was requested by Representative Wu.

Amendment No. 25 failed of adoption by (Record 281): 57 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Morales Shaw; Thompson, S.

STATEMENT OF VOTE

When Record No. 281 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

Amendment No. 26

Representative J. González offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination by an employer with 15 or fewer employees on the basis of an individual's sexual orientation or gender identity.

A record vote was requested by Representative Wu.

Amendment No. 26 failed of adoption by (Record 282): 57 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Herrero; Thompson, S.

Amendment No. 27

Representative Bucy offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination on the basis of an individual's history of arrest or criminal conviction.

A record vote was requested by Representative Wu.

Amendment No. 27 failed of adoption by (Record 283): 60 Yeas, 86 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Thompson, S.

Amendment No. 28

Representative Neave Criado offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits sexual harassment, including an unwelcome sexual advance, request for sexual favor, or any other verbal or physical contact of a sexual nature, if:

(1) submission to the advance, request, or contact is made a term of an individual's employment;

(2) submission to or rejection of the advance, request, or contact is used as the basis for a decision affecting an individual's employment; or

(3) the advance, request, or contact:

(A) has the purpose of interfering with an individual's employment; or

(B) has the purpose or effect of creating an intimidating, hostile, or offensive working environment.

Amendment No. 29

Representative Neave Criado offered the following amendment to Amendment No. 28:

Amend Amendment No. 28 by Neave Criado to **CSHB 2127** in Item (2) of the amendment as follows:

(1) In the recital, strike "subsection" and substitute "subsections".

(2) Immediately after the added subdivision, insert the following:

() This section does not apply to an ordinance, order, or rule related to the prohibition of sexual assault in violation of Section 22.011, Penal Code, or aggravated sexual assault in violation of Section 22.021, Penal Code.

Amendment No. 29 was adopted.

Amendment No. 30

Representative Ramos offered the following amendment to Amendment No. 28:

Amend Amendment No. 28 by Neave Criado to **CSHB 2127** by adding the following appropriately numbered item to the amendment and renumbering subsequent items of the amendment accordingly:

() On page 2, line 6, between the semicolon and "and", insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

() does not affect the authority of the legislature to adopt rules to prevent and punish sexual harassment by members, officers, and employees of the legislature;

Amendment No. 30 - Point of Order

Representative Geren raised a point of order against further consideration of Amendment No. 30 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 30 was withdrawn.

A record vote was requested by Representative Wu.

Amendment No. 28, as amended, failed of adoption by (Record 284): 63 Yeas, 78 Nays, 2 Present, not voting.

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

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

Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Dean.

Absent — Hunter; Longoria; Lozano; Orr; Rose; Thompson, S.

STATEMENT OF VOTE

When Record No. 284 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

Amendment No. 31

Representative Morales Shaw offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 as follows:

(1) On line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(2) Between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that requires meal breaks of not more than 30 minutes.

A record vote was requested by Representative Wu.

Amendment No. 31 failed of adoption by (Record 285): 56 Yeas, 83 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Canales; Cole; Guerra; Hernandez; Longoria; Rose; Thompson, S.; Toth.

STATEMENTS OF VOTE

When Record No. 285 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 285 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 285 was taken, I was in the house but away from my desk. I would have voted no.

Toth

Amendment No. 32

Representative Flores offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

(1) On page 6 of the bill, strike lines 5 through 17.

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

SECTION _____. Subtitle B, Title 2, Labor Code, is amended by adding Chapter 53 to read as follows:

CHAPTER 53. HEAT SAFETY

Sec. 53.001. DEFINITIONS. In this section:

(1) "Advisory board" means the heat illness prevention advisory board established under Section 53.003.

(2) "Commission" means the Texas Workforce Commission.

(3) "Employer" means a person who employs one or more employees.

(4) "Heat illness" means a serious medical condition resulting from the body's inability to cope with a particular heat load and includes heat cramps, heat exhaustion, heat syncope, and heat stroke.

(5) "Heat safety expert" means a person that:

(A) possesses a certification or educational degree in public health, medicine, occupational safety, environmental science, human physiology, or a related field; and

(B) performs work focused on heat safety in the workplace.

Sec. 53.002. APPLICABILITY. This chapter applies to all employers in this state, regardless of the location of employment, type of employment, or size or type of employer.

Sec. 53.003. HEAT ILLNESS PREVENTION ADVISORY BOARD. (a) A heat illness prevention advisory board is established to assist the commission in adopting employer heat illness prevention standards under this chapter.

(b) The advisory board consists of the following members appointed by the commission:

- (1) two members who are heat safety experts;
- (2) two members who are employed as construction workers;
- (3) one member who is an employer;
- (4) one member who is a representative of a non-profit organization engaged in worker safety issues; and
- (5) one member who is a representative of a construction worker labor union.

(c) The advisory board shall develop and recommend to the commission heat illness prevention standards that are consistent with this chapter and designed to protect employees from heat illness in indoor and outdoor work.

Sec. 53.004. HEAT ILLNESS PREVENTION STANDARDS. (a) The commission shall adopt rules establishing heat illness prevention standards. In adopting the rules, the commission shall give full consideration to the recommendations made by the advisory board under Section 53.003(c).

(b) The heat illness prevention standards must:

(1) be consistent with the standards and recommendations relating to heat and workforce safety contained in the Criteria for a Recommended Standard: Occupational Exposure to Heat and Hot Environments published by the National Institute for Occupational Safety and Health; and

(2) include:

(A) requirements for providing drinking water, access to nearby shade or climate-controlled environments, access to nearby restrooms and handwashing stations, and rest periods;

(B) effective emergency response procedures;

(C) acclimatization to working in heat;

(D) required training for employees and supervisors; and

(E) other related standards for protection against heat illness.

Sec. 53.005. REQUIRED NOTICE. (a) The commission shall prescribe and make available on the commission's Internet website an employer notice in English, Spanish, Vietnamese, and any other language the commission determines to be appropriate that outlines:

(1) the heat illness prevention standards adopted by the commission under this chapter; and

(2) employees' rights under this chapter.

(b) An employer shall post in a conspicuous place, accessible to employees, at the employer's place of business the notice prescribed by the commission under Subsection (b).

Sec. 53.006. EMPLOYEE TRAINING REQUIRED. An employer shall provide training to each of the employer's employees about the commission's heat illness prevention standards as they relate to employees, supervisors, and employers. The training, including any related written materials, must be provided to each employee in a language that the employee understands.

Sec. 53.007. UNLAWFUL EMPLOYMENT PRACTICE. An employer commits an unlawful employment practice under this chapter if the employer retaliates or discriminates against an employee who:

- (1) experiences heat illness in the workplace;
- (2) reports to the employer an instance of heat illness or a violation of this chapter or other applicable standards;
- (3) files a complaint or with the Texas Workforce Commission related to a violation of this chapter or rules adopted under this chapter;
- (4) files suit related to a violation of this chapter or rules adopted under this chapter; or
- (5) testifies, assists, or participates in any manner in an investigation, proceeding, or hearing under this chapter.

Sec. 53.008. ADMINISTRATIVE PENALTY. The commission shall assess an administrative penalty in an amount that is at least \$1,000 against an employer for each violation of this chapter or a rule adopted under this chapter. For purposes of this section, each day a violation continues is considered a separate violation.

Sec. 53.009. CIVIL LIABILITY. (a) In addition to any administrative penalties assessed under this chapter, an employer is liable in a civil action for personal injury, death, or any other damages caused by the employer's failure to comply with the heat illness prevention standards adopted under this chapter. An employee is not required to exhaust any applicable administrative remedies before filing an action under this section.

(b) An employee that prevails in an action against an employer under this section is entitled to recover from the employer all court costs and reasonable attorney fees related to the action.

(c) If the court presiding over an action filed by an employee under this section finds that an employer knowingly violated the heat illness prevention standards adopted under this chapter, the court shall award exemplary damages in an amount equal to triple the amount of compensatory damages otherwise due to the employee.

SECTION _____. (a) As soon as practicable after the effective date of this Act, but not later than October 1, 2023, the Texas Workforce Commission shall appoint the advisory board members to the heat illness advisory board established under Section 53.003, Labor Code, as added by this Act.

(b) Not later than January 1, 2024, the heat illness advisory board shall submit to the Texas Workforce Commission the recommended heat illness prevention standards the board develops under Section 53.003(c), Labor Code, as added by this Act.

(c) Not later than March 1, 2024, the Texas Workforce Commission shall adopt rules to implement this Chapter 53, Labor Code, as added by this Act, including rules prescribing heat illness prevention standards as required by Section 53.004, Labor Code, as added by this Act.

Amendment No. 32 - Point of Order

Representative Vasut raised a point of order against further consideration of Amendment No. 32 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 32 was withdrawn.

Amendment No. 33

Representative Flores offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 6 by striking lines 5-17 and renumbering subsequent SECTIONS of the bill accordingly.

A record vote was requested by Representative Wu.

Amendment No. 33 failed of adoption by (Record 286): 57 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Neave Criado; Romero; Thompson, S.

STATEMENTS OF VOTE

When Record No. 286 was taken, I was in the house but away from my desk. I would have voted yes.

Neave Criado

When Record No. 286 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

Amendment No. 34

Representative Flores offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 7 as follows:

(1) On line 11, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 16 and 17, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that regulates a gas well, as defined by Section 86.002.

CSHB 2127 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **CSHB 2127** under Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane. The point of order was withdrawn.

A record vote was requested by Representative Wu.

Amendment No. 34 failed of adoption by (Record 287): 57 Yeas, 87 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Gervin-Hawkins; Morales Shaw; Thompson, S.

STATEMENTS OF VOTE

When Record No. 287 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 287 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

Amendment No. 35

Representative Goodwin offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 7 as follows:

(1) On line 11, strike "Unless", and substitute "(a) Except as provided by this section, unless".

(2) Between lines 16 and 17, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule relating to the protection of caves, caverns, or recharge features of aquifers, including assessments, environmental studies, and certifications to assure that underground features and endangered species are protected.

A record vote was requested by Representative Wu.

Amendment No. 35 failed of adoption by (Record 288): 58 Yeas, 88 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Thompson, S.

CSHB 2127 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **CSHB 2127** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane.

(Speaker in the chair)

The point of order was withdrawn.

Amendment No. 36

Representative Zwiener offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 7 as follows:

(1) On line 11, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) Between lines 16 and 17, insert the following appropriately lettered subsection:

() This section does not affect the authority of a municipality or county to regulate utilities within the municipality's or county's right-of-way.

A record vote was requested by Representative Wu.

Amendment No. 36 failed of adoption by (Record 289): 57 Yeas, 89 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

Absent — Thompson, S.

Amendment No. 37

Representative Thimesch offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) on page 7 as follows:

(1) On line 19, between "PREEMPTION." and "Unless", insert "(a)".

(2) Between lines 24 and 25, insert the following:

(b) Subsection (a) may not be construed to affect municipal or county authority to regulate a massage establishment in accordance with Section 455.005.

A record vote was requested by Representative Wu.

Amendment No. 37 was adopted by (Record 290): 123 Yeas, 17 Nays, 1 Present, not voting.

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

Nays — Anchía; Bhojani; Bryant; Cole; Collier; Flores; González, J.; Lalani; Meza; Moody; Morales, C.; Neave Criado; Perez; Romero; Rose; Thierry; Turner.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — González, M.; Hernandez; Johnson, J.D.; Plesa; Ramos; Thompson, S.; Wu; Zwiener.

STATEMENTS OF VOTE

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Cole

When Record No. 290 was taken, I was in the house but away from my desk. I would have voted yes.

Hernandez

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

C. Morales

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Neave Criado

When Record No. 290 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Rose

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Turner

Amendment No. 38

Representative Anchía offered the following amendment to **CSHB 2127**:

Amend **CSHB 2127** (house committee printing) as follows:

(1) On page 2, line 22, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(2) On page 2, immediately after line 27, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination.

(3) On page 6, line 7, strike "Unless" and substitute "Except as provided by this section, unless".

(4) On page 6, between lines 17 and 18, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination.

(5) On page 7, line 27, strike "Unless" and substitute "(a) Except as provided by this section, unless".

(6) On page 8, between lines 5 and 6, insert the following appropriately lettered subsection:

() This section does not apply to an ordinance, order, or rule that prohibits discrimination.

A record vote was requested by Representative Wu.

Amendment No. 38 failed of adoption by (Record 291): 61 Yeas, 86 Nays, 2 Present, not voting.

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

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

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

Absent, Excused — Dean.

A record vote was requested by Representative Turner.

CSHB 2127, as amended, was passed to engrossment by (Record 292): 92 Yeas, 55 Nays, 1 Present, not voting.

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

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Cole; Collier; Cortez; Davis; Flores; Gámez; García; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Lopez, R.; Manuel;

Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Thierry.

STATEMENT OF VOTE

When Record No. 292 was taken, my vote failed to register. I would have voted no.

Thierry

CONSTITUTIONAL AMENDMENTS CALENDAR HOUSE JOINT RESOLUTIONS SECOND READING

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

HJR 45 ON SECOND READING

(by Shaheen, Frank, Oliverson, Thierry, and Gervin-Hawkins)

HJR 45, A joint resolution proposing a constitutional amendment authorizing a local option exemption from ad valorem taxation by a county of a portion of the value of the residence homestead of a physician who provides health care services for which the physician agrees not to seek payment from any source, including the Medicaid program or otherwise from this state or the federal government, to county residents who are indigent or who are Medicaid recipients.

HJR 45 was adopted by (Record 293): 115 Yeas, 30 Nays, 2 Present, not voting. (The vote was reconsidered on April 19, and **HJR 45** failed of adoption by Record No. 302.)

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

Nays — Anchía; Bryant; Cain; Collier; Davis; Gates; González, J.; González, M.; Harrison; Hayes; Isaac; Jones, V.; Leo-Wilson; Meza; Ramos; Reynolds; Rose; Schaefer; Sherman; Slaton; Slawson; Spiller; Swanson; Tinderholt; Toth; Vasut; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Dean.

Absent — Morales Shaw; Thierry.

STATEMENTS OF VOTE

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 293 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 293 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Neave Criado

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

Tepper

When Record No. 293 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

When Record No. 293 was taken, I was shown voting no. I intended to vote yes.

Toth

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 3).

GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

CSHB 3050 ON SECOND READING (by Bonnen)

CSHB 3050, A bill to be entitled An Act relating to the creation of the Texas state buildings preservation endowment fund, including the transfer to the fund of the unencumbered balances of certain other funds.

Representative Bonnen moved to postpone consideration of **CSHB 3050** until 9 a.m. Wednesday, April 26.

The motion prevailed.

CSHB 1646 ON SECOND READING (by T. King)

CSHB 1646, A bill to be entitled An Act relating to the use of water withdrawn from the Edwards Aquifer.

CSHB 1646 was passed to engrossment.

HB 1255 ON SECOND READING
(by Smithee and Jetton)

HB 1255, A bill to be entitled An Act relating to limitations periods in arbitration proceedings.

HB 1255 was passed to engrossment.

CSHB 1704 ON SECOND READING
(by Walle, Garcia, Rose, Raney, et al.)

CSHB 1704, A bill to be entitled An Act relating to the establishment of the workforce housing capital investment fund program to fund the development of workforce housing in this state; authorizing a fee.

A record vote was requested by Representative Schatzline.

CSHB 1704 was passed to engrossment by (Record 294): 92 Yeas, 53 Nays, 1 Present, not voting.

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

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Buckley; Bumgarner; Burns; Button; Cain; Capriglione; Cook; Craddick; Cunningham; DeAyala; Dorazio; Gates; Gerdes; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Klick; Landgraf; Leo-Wilson; Murr; Noble; Orr; Patterson; Paul; Price; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smithee; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Frazier; Hunter; Lozano.

STATEMENTS OF VOTE

When Record No. 294 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 294 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 294 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 294 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 294 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 294 was taken, I was shown voting no. I intended to vote yes.

Murr

HB 1159 ON SECOND READING
(by Anderson, Plesa, Flores, and Hull)

HB 1159, A bill to be entitled An Act relating to county and municipal housing authority pet policies.

Representative Anderson moved to postpone consideration of **HB 1159** until 10 a.m. Monday, April 24.

The motion prevailed.

HB 821 ON SECOND READING
(by K. King, et al.)

HB 821, A bill to be entitled An Act relating to the placement of electric vehicle charging equipment on state property.

A record vote was requested by Representative Isaac.

HB 821 was passed to engrossment by (Record 295): 112 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dorazio; Dutton; Flores; Frazier; Gámez; García; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Price;

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

Nays — Anderson; Buckley; Cain; Cook; DeAyala; Frank; Gates; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Kitman; Klick; Leach; Leo-Wilson; Metcalf; Murr; Noble; Orr; Patterson; Paul; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Smithee; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

CSHB 3478 ON SECOND READING
(by T. King)

CSHB 3478, A bill to be entitled An Act relating to mediation of certain fee disputes between towing companies and motor carriers.

CSHB 3478 was passed to engrossment. (Kuempel recorded voting no.)

HB 1922 ON SECOND READING
(by Dutton)

HB 1922, A bill to be entitled An Act relating to periodic reauthorization of municipal building permit fees.

A record vote was requested by Representative Cain.

HB 1922 was passed to engrossment by (Record 296): 145 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Bernal; Hayes; Vo.

STATEMENT OF VOTE

When Record No. 296 was taken, my vote failed to register. I would have voted yes.

Hayes

CSHB 1925 ON SECOND READING

(by Harless)

CSHB 1925, A bill to be entitled An Act relating to the continuation of a health care provider participation program by the Harris County Hospital District.

CSHB 1925 was passed to engrossment.

CSHB 2556 ON SECOND READING

(by Oliverson, E. Morales, Harless, et al.)

CSHB 2556, A bill to be entitled An Act relating to the licensing and regulation of physician graduates and the authority of an insured to select a physician graduate under the insured's health insurance policy; requiring an occupational license; authorizing fees.

CSHB 2556 was passed to engrossment.

HB 2802 ON SECOND READING

(by Rose)

HB 2802, A bill to be entitled An Act relating to the Medicaid application form and communication with Medicaid recipients.

HB 2802 was passed to engrossment.

HB 2016 ON SECOND READING

(by Hernandez)

HB 2016, A bill to be entitled An Act relating to the eligibility requirements for a license as a massage establishment, massage school, massage therapist, or massage therapy instructor.

HB 2016 was passed to engrossment.

HB 1114 ON SECOND READING

(by Kacal and Kitzman)

HB 1114, A bill to be entitled An Act relating to the service area of the Blinn Junior College District.

Representative Kacal moved to postpone consideration of **HB 1114** until 10 a.m. tomorrow.

The motion prevailed.

HB 1589 ON SECOND READING
(by Cook and Murr)

HB 1589, A bill to be entitled An Act relating to increasing the criminal penalty for certain family violence assaults.

HB 1589 was passed to engrossment.

HB 1737 ON SECOND READING
(by Leach, et al.)

HB 1737, A bill to be entitled An Act relating to automatic orders of nondisclosure of criminal history record information for certain misdemeanor defendants following successful completion of a period of deferred adjudication community supervision.

Amendment No. 1

Representative Leach offered the following amendment to **HB 1737**:

Amend **HB 1737** (house committee printing) as follows:

(1) On page 1, strike lines 7 through 17 and substitute the following:

SECTION 1. Section 411.0716(b), Government Code, is amended to read as follows:

(b) Section 411.072 applies only to a person described by Subsection (a) of that section who receives a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, on or after January [September] 1, 1993 [2017].

(2) On page 3, line 3, between "(1)" and "review", insert "electronically".

(3) On page 3, line 13, between "of" and "identifying", insert "electronically".

(4) On page 3, lines 14 and 15, strike "or applicable court".

(5) On page 3, line 18, strike "court".

(6) On page 4, line 3, between "person," and "the court", insert "or if a court receives a proposed order under Article 42A.106(c), Code of Criminal Procedure, applicable to the person,".

(7) On page 4, line 4, between "notice" and the underlined comma, insert "or proposed order".

(8) On page 4, between lines 21 and 22, insert the following:

(d-1) This subsection applies only to the issuance of an order of nondisclosure of criminal history record information under this section pursuant to notice received by the court under Subsection (b) for an offense for which the person received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, before July 1, 2024. Notwithstanding Subsection (d), a court shall issue an order of nondisclosure of criminal history record information under that subsection not later than the later of the 180th day after the date on which the court first received the notice under Subsection (b) or:

(1) July 1, 2025, if the person received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, for the offense on or after September 1, 2017;

(2) December 31, 2025, if the person received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, for the offense on or after January 1, 2010, but before September 1, 2017;

(3) December 31, 2026, if the person received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, for the offense on or after January 1, 2000, but before January 1, 2010; or

(4) December 31, 2027, if the person received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, for the offense before January 1, 2000.

(d-2) For purposes of Subsection (d-1) and Section 411.0716(b), a person to whose records Subsection (c) applies is considered to have received a discharge and dismissal under Article 42A.111, Code of Criminal Procedure, on the date described by Subsection (c)(2).

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

SECTION _____. The heading to Article 42A.106, Code of Criminal Procedure, is amended to read as follows:

Art. 42A.106. RECORD NOT CONFIDENTIAL; RIGHT TO PETITION FOR ORDER OF NONDISCLOSURE; PROPOSED ORDER OF NONDISCLOSURE IN CERTAIN CASES.

SECTION _____. Article 42A.106, Code of Criminal Procedure, is amended by adding Subsection (c) to read as follows:

(c) On completion of the period of deferred adjudication community supervision, if the defendant is entitled to receive an order of nondisclosure of criminal history record information under Section 411.072, Government Code, the defendant's supervision officer shall prepare and present to the court that placed the defendant on deferred adjudication community supervision, or, if jurisdiction was transferred under Article 42A.151, the court that accepted jurisdiction of the case, a proposed order of nondisclosure related to the offense giving rise to the deferred adjudication community supervision.

SECTION _____. (a) Article 42A.106(c), Code of Criminal Procedure, as added by this Act, applies to a person who completes the period of deferred adjudication community supervision on or after the effective date of this Act, regardless of whether the person was placed on deferred adjudication community supervision before, on, or after the effective date of this Act.

(b) Notwithstanding Section 411.072(b), Government Code, as amended by this Act, the Department of Public Safety is not required to comply with the requirements of that subsection until July 1, 2024.

Amendment No. 1 was adopted.

HB 1737, as amended, was passed to engrossment.

CSHB 598 ON SECOND READING **(by Shaheen and Bhojani)**

CSHB 598, A bill to be entitled An Act relating to creating the criminal offense of possession of an animal by a person who has been previously convicted of an offense involving animal cruelty.

CSHB 598 was passed to engrossment.

HB 596 ON SECOND READING**(by Shaheen)**

HB 596, A bill to be entitled An Act relating to a local option exemption from ad valorem taxation by a county of a portion of the value of the residence homestead of a physician who provides health care services for which the physician agrees not to seek payment from any source, including the Medicaid program or otherwise from this state or the federal government, to county residents who are indigent or who are Medicaid recipients.

A record vote was requested by Representative Tinderholt.

HB 596 failed to pass to engrossment by (Record 297): 61 Yeas, 84 Nays, 1 Present, not voting.

Yeas — Allison; Ashby; Bell, C.; Bonnen; Bumgarner; Burns; Burrows; Button; Campos; Clardy; Cortez; Craddick; Cunningham; DeAyala; Dorazio; Frank; Gámez; Garcia; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Howard; Hunter; Kacal; Kitzman; Lambert; Landgraf; Leach; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Plesa; Price; Raney; Raymond; Schatzline; Schofield; Shaheen; Shine; Smith; Smithee; Stucky; Thierry; Troxclair; VanDeaver.

Nays — Allen; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bucy; Cain; Canales; Capriglione; Cole; Collier; Cook; Darby; Davis; Dutton; Flores; Gates; Gerdes; González, J.; González, M.; Goodwin; Guerra; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Holland; Hull; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; Klick; Kuempel; Lalani; Leo-Wilson; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Murr; Neave Criado; Ortega; Perez; Ramos; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Sherman; Slaton; Slawson; Spiller; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Bowers; Frazier; King, T.

STATEMENTS OF VOTE

When Record No. 297 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 297 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 297 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 297 was taken, I was shown voting yes. I intended to vote no.

Stucky

CSHB 579 ON SECOND READING **(by Burns and E. Thompson)**

CSHB 579, A bill to be entitled An Act relating to procedures for the alternative assessment or exemption from assessment of certain public school students that receive special education services and alternative accountability plans for certain campuses serving students that receive special education services.

Amendment No. 1

Representative M. González offered the following amendment to **CSHB 579**:

Amend **CSHB 579** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.023, Education Code, is amended by adding Subsection (b-2) to read as follows:

(b-2) The agency shall ensure that a student receives an accommodation applicable to assessment instruments during the administration of an assessment instrument under this section if that accommodation is specified in the student's:

(1) individualized education program created under the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.); or

(2) plan created under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794).

Amendment No. 1 was adopted.

CSHB 579, as amended, was passed to engrossment.

HB 219 ON SECOND READING **(by Noble, Cook, Capriglione, Leo-Wilson, Frazier, et al.)**

HB 219, A bill to be entitled An Act relating to the release of a deed of trust or other contract lien securing a home loan after payoff by mortgagor.

Amendment No. 1

Representative Lambert offered the following amendment to **HB 219**:

Amend **HB 219** (house committee printing) on page 2, between lines 5 and 6, by inserting the following:

(e) A mortgage servicer is required to comply with this section only if the mortgage servicer has the authority to deliver or file a release of lien for the home loan.

Amendment No. 1 was adopted.

HB 219, as amended, was passed to engrossment.

HB 252 ON SECOND READING

(by A. Johnson, S. Thompson, J. Jones, Guillen, and Allen)

HB 252, A bill to be entitled An Act relating to the eligibility for an order of nondisclosure of criminal history record information of a criminal defendant who has successfully completed a specialty court program.

HB 252 was passed to engrossment.

HB 105 ON SECOND READING

(by Noble, Meyer, Lambert, and Cook)

HB 105, A bill to be entitled An Act relating to excluding the furnishing of an academic transcript from the definition of "information service" for purposes of sales and use taxes.

A record vote was requested by Representative Cain.

HB 105 was passed to engrossment by (Record 298): 147 Yeas, 0 Nays, 1 Present, not voting.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Bowers.

HB 1381 ON SECOND READING

(by Hernandez)

HB 1381, A bill to be entitled An Act relating to the public hearing requirement for a preliminary zoning report made by a zoning commission.

HB 1381 - REMARKS

REPRESENTATIVE PATTERSON: I'm sorry, it was kind of loud in here. Can you just repeat what this bill does?

REPRESENTATIVE HERNANDEZ: It's just saying that the zoning commission is only required to have one hearing, currently the code says "must conduct hearings," multiple hearings and for instance, in smaller cities when things are uncontested we want things to move to relieve the backlog.

PATTERSON: So you're talking about a planning and zoning commission at the city level?

HERNANDEZ: In their preliminary report, yes.

PATTERSON: Okay and these planning and zoning commissioners, these are appointed by the city councils in most cases, is that correct?

HERNANDEZ: Yes.

PATTERSON: Okay, and then you're just trying to streamline things to have one hearing instead of multiple hearings, is that what the bill does?

HERNANDEZ: That is correct.

HB 1381 was passed to engrossment.

**HB 1433 ON SECOND READING
(by A. Johnson and S. Thompson)**

HB 1433, A bill to be entitled An Act relating to the regulation of massage therapy.

Representative A. Johnson moved to postpone consideration of **HB 1433** until 10 a.m. Tuesday, April 25.

The motion prevailed.

**HB 1429 ON SECOND READING
(by Campos and Garcia)**

HB 1429, A bill to be entitled An Act relating to the definitions of family violence and household member for purposes of crime victims' compensation.

REMARKS ORDERED PRINTED

Representative Patterson moved to print remarks between Representative Hernandez and Representative Patterson on **HB 1381**.

The motion prevailed.

HB 1429 - (consideration continued)**Amendment No. 1**

Representative Tinderholt offered the following amendment to **HB 1429**:

Amend **HB 1429** (house committee report) by striking page 1, lines 7-8, and substituting the following:

(6) "Family violence" means:

(A) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself;

(B) abuse, as that term is defined by Sections 261.001(1)(A), (B), (C), (D), (E), (G), (H), (I), (J), (K), and (M), Family Code, by a member of a family or household toward a child of the family or household; or

(C) dating violence, as that term is defined by Section 71.0021 [has the meaning assigned by Section 71.004(1)], Family Code.

Amendment No. 1 was adopted.

HB 1429, as amended, was passed to engrossment.

CSHB 1106 ON SECOND READING
(by Goodwin, et al.)

CSHB 1106, A bill to be entitled An Act relating to the training of and the provision of acupuncture services by an acudetox specialist.

CSHB 1106 was passed to engrossment.

HB 3211 ON SECOND READING
(by Stucky, Thimesch, Anderson, et al.)

HB 3211, A bill to be entitled An Act relating to a campus of the Texas State Technical College System located in Denton County.

HB 3211 was passed to engrossment.

HB 3115 ON SECOND READING
(by E. Morales)

HB 3115, A bill to be entitled An Act relating to the eligibility of certain retired or former district court judges for assignment as a visiting judge.

A record vote was requested by Representative E. Morales.

HB 3115 was passed to engrossment by (Record 299): 101 Yeas, 43 Nays, 2 Present, not voting.

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

Nays — Bell, C.; Bell, K.; Bumgarner; Button; Cain; DeAyala; Gates; Gerdes; Geren; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Klick; Landgraf; Leo-Wilson; Lujan; Metcalf; Morrison; Oliverson; Patterson; Paul; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Dean.

Absent — Bhojani; Bucy; Hinojosa.

STATEMENTS OF VOTE

When Record No. 299 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 299 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 299 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 4015 ON SECOND READING (by E. Thompson)

HB 4015, A bill to be entitled An Act relating to the disposition of certain fees collected for the rail safety program.

HB 4015 was passed to engrossment.

HB 2183 ON SECOND READING (by Stucky)

HB 2183, A bill to be entitled An Act relating to the temporary appointment of county jailers.

Amendment No. 1

Representative Stucky offered the following amendment to **HB 2183**:

Amend **HB 2183** (house committee printing) as follows:

(1) On page 1, line 5, strike "Subsection (b-1)" and substitute "Subsections (b-1), (b-2), and (b-3)".

(2) On page 1, line 18, strike "not".

(3) On page 1, line 19, between "jailer" and "at the", insert "under Subsection (b)".

(4) On page 1, line 19, strike "unless" and substitute "only if".

(5) On page 1, strike lines 21 and 22.

(6) On page 1, between lines 22 and 23, insert the following:

(b-2) A person who has cumulatively served as a county jailer on a temporary basis under Subsection (b) for two years may continue to serve for the remainder of that temporary appointment, not to exceed the first anniversary of the date of the most recent appointment. The person is not eligible for an extension of that appointment or for a subsequent appointment on a temporary basis as a county jailer under that subsection at the same or a different county jail until the first anniversary of the date the person separates from the temporary appointment during which the person reached two years of cumulative service.

(b-3) A person whose county jailer license has ~~expired~~ become inactive may be appointed as a county jailer on a temporary basis under Subsection (b).

Amendment No. 1 was adopted.

HB 2183, as amended, was passed to engrossment.

CSHB 1142 ON SECOND READING
(by Thierry, et al.)

CSHB 1142, A bill to be entitled An Act relating to measures to assist students enrolled at public institutions of higher education who are homeless or who are or were in foster care.

Amendment No. 1

Representatives Harrison, Toth, Swanson, Troxclair, Orr, Vasut, Isaac, Leo-Wilson, Schaefer, Hayes, Schatzline, Dorazio, and Tinderholt offered the following amendment to **CSHB 1142**:

Amend **CSHB 1142** (house committee report) to read as follows:

- (1) On page 2, line 10, strike "population".
- (2) On page 2, line 12, strike "student populations" and substitute "students".
- (3) On page 5, line 8, strike "shall" and substitute "may".
- (4) On page 6, line 3, strike "population".
- (5) On page 6, lines 4 and 5, strike "student populations" and substitute "students".

Amendment No. 1 was adopted.

A record vote was requested by Representative Isaac.

CSHB 1142, as amended, was passed to engrossment by (Record 300): 142 Yeas, 1 Nays, 1 Present, not voting.

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

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

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dean.

Absent — Hayes; Hinojosa; Martinez; Shine; Thompson, S.

STATEMENTS OF VOTE

When Record No. 300 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 300 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

HB 596 - NOTICE GIVEN

At 6:53 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Holland gave notice that he would, in one hour, move to reconsider the vote by which **HB 596** failed to pass to engrossment by Record No. 297.

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 1 and 2.)

ADJOURNMENT

Representative Goldman moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 7 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

HB 5379 (By Wilson), Relating to the creation of the Williamson and Bell Counties Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 5380 (By Wilson), Relating to the creation of the Theon Ranches Municipal Utility District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 5381 (By Wilson), Relating to the creation of the Theon Ranches Municipal Utility District No. 4; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 5382 (By Wilson), Relating to the creation of the Jarrell Estates Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 5383 (By Wilson), Relating to the creation of the River Ranch Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 5384 (By Oliverson), Relating to the creation of the Harris-Waller Counties Municipal Utility District No. 9; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HCR 107 (By Hunter), Granting Aransas County permission to sue Regional Pool Alliance and waiving Regional Pool Alliance's governmental immunity with respect to claims by Aransas County for and in connection with covered losses sustained from Hurricane Harvey.

To Judiciary and Civil Jurisprudence.

SB 158 to County Affairs.

SB 261 to Transportation.

SB 280 to Defense and Veterans' Affairs.

SB 322 to County Affairs.

SB 341 to Ways and Means.

SB 348 to Ways and Means.

SB 533 to Homeland Security and Public Safety.

SB 829 to Public Health.

SB 950 to State Affairs.

SB 1120 to Licensing and Administrative Procedures.

SB 1289 to Environmental Regulation.

SB 1427 to State Affairs.

SB 1439 to Ways and Means.

SB 1663 to Transportation.

SB 1741 to Transportation.

SB 1746 to Natural Resources.

SB 1820 to Licensing and Administrative Procedures.

SB 1835 to Business and Industry.

SB 1854 to Pensions, Investments, and Financial Services.

SB 1907 to Elections.

SB 1950 to Elections.

SB 2150 to Defense and Veterans' Affairs.

SCR 13 to Culture, Recreation, and Tourism.

List No. 2

HR 1124 (By Guerra), Congratulating Manuel M. Vela on being named vice president and chief operating officer of the Texas A&M University Higher Education Center at McAllen.

To Resolutions Calendars.

HR 1125 (By Anchía), Congratulating Cece Cox and Shelly Skeen of Dallas on their marriage.

To Resolutions Calendars.

HR 1126 (By Hinojosa), Congratulating The University of Texas at Austin speech team on winning the team sweepstakes championship at the 2023 American Forensic Association National Speech Tournament.

To Resolutions Calendars.

HR 1127 (By Schofield), Congratulating No Label Brewing Co. in Katy on its success at the New York International Beer Competition.

To Resolutions Calendars.

HR 1128 (By Leo-Wilson), Congratulating Sable Clift of Galveston ISD on winning first place in the Texas Science and Engineering Fair Junior Division.

To Resolutions Calendars.

HR 1129 (By Craddick), In memory of Betty Lou "Penny" Pendergraft Angelo.

To Resolutions Calendars.

HR 1132 (By Kacal), Congratulating Huntsville Municipal Airport on receiving the 2023 TxDOT Aviation Award for the Local/Basic Project of the Year.

To Resolutions Calendars.

HR 1134 (By Button), Commemorating the 100th anniversary of Garland Power & Light.

To Resolutions Calendars.

HR 1135 (By Hernandez), Congratulating the West Baytown Civic Association on its 35th anniversary.

To Resolutions Calendars.

HR 1136 (By Buckley), In memory of Paul Williams of Little River-Academy.

To Resolutions Calendars.

HR 1137 (By Buckley), Congratulating Don Sutton on his receipt of the 2023 Golden Deeds Award from the Exchange Club of Killeen.

To Resolutions Calendars.

HR 1138 (By Buckley), Congratulating the boys' basketball team from Ellison High School in Killeen on advancing to the 2023 UIL 5A state championship game.

To Resolutions Calendars.

HR 1139 (By Buckley), Congratulating U.S. Army Chief Warrant Officer 5 Carlo Davis on his retirement from the Fort Hood 1st Cavalry Division.

To Resolutions Calendars.

HR 1140 (By Buckley), Commemorating the seventh anniversary of Barrow Brewing Company in Salado.

To Resolutions Calendars.

HR 1141 (By Buckley), In memory of Lou Ellen Truesdale of Killeen.

To Resolutions Calendars.

HR 1144 (By M. González), Congratulating Michael Evanko Douglas of El Dorado High School in Socorro ISD on receiving the Lavis Mentor Teacher Award from the UTEP College of Education.

To Resolutions Calendars.

HR 1145 (By M. González), Congratulating Stephanie Herrera of Horizon Heights Elementary School in Socorro ISD on receiving the Lavis Mentor Teacher Award from the UTEP College of Education.

To Resolutions Calendars.

HR 1146 (By Walle), Commending Lady Linda Smith for 31 years of service as first lady of New Bethlehem Missionary Baptist Church.

To Resolutions Calendars.

HR 1147 (By Walle), Commending Pastor David L. Smith on his 31 years of service to New Bethlehem Missionary Baptist Church in Houston.

To Resolutions Calendars.

HR 1148 (By Kacal), Congratulating Michael and Haley Rothrock of Conroe on the birth of their son, Michael Mason Rothrock.

To Resolutions Calendars.

HR 1149 (By Kacal), Congratulating Michael and Haley Rothrock of Conroe on the birth of their son, Riley Patrick Rothrock.

To Resolutions Calendars.

SIGNED BY THE SPEAKER

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

Senate List No. 9

SCR 32, SCR 37

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, April 18, 2023

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 1 Bonnen SPONSOR: Huffman
General Appropriations Bill.
(Committee Substitute)

HCR 96 Hefner SPONSOR: Hughes
Congratulating the Cavender family on its receipt of the 2023 Star of Texas Award from the Texas Historical Foundation.

HCR 98 Murr SPONSOR: Flores
Recognizing the 2023 Texas A&M University System policy interns.

SB 49 Zaffirini
Relating to crime victims' compensation.

SB 200 Eckhardt
Relating to the period for which an applicant for admission as an undergraduate student to a public institution of higher education is entitled to an academic fresh start.

SB 260 Kolkhorst
Relating to confirmation of a voter's residence by a voter registrar.

SB 357 Hall
Relating to the employment of honorably retired peace officers as school district security personnel and the applicability to those officers of certain law governing private security.

SB 506 Perry
Relating to information required to be reported biennially to the legislature by state agencies that administer state taxes or fees.

SB 510 Perry
Relating to the confidentiality of certain information maintained by state licensing agencies.

SB 1055 Nichols
Relating to the creation of a new university in Nacogdoches, Texas, within The University of Texas System and the allocation of the annual constitutional appropriation to certain agencies and institutions of higher education; abolishing Stephen F. Austin State University.

SB 1057 Whitmire
Relating to the authority of certain municipalities and local government corporations to use certain tax revenue for certain qualified projects.

SB 1083 King
Relating to insurer restrictions and duties regarding repair of a motor vehicle covered under an insurance policy.

SB 1140 Schwertner
Relating to the adequacy and effectiveness of managed care plan networks.

SB 1158 Whitmire

Relating to single event classification for eligibility under the major events reimbursement program.

SB 1188 Hinojosa

Relating to receivership of the Agua Special Utility District and requirements for the board of directors of the Agua Special Utility District.

SB 1204 Paxton

Relating to state and local government information technology and information security.

SB 1403 Parker

Relating to an interstate compact for border security, including building a border wall and sharing state intelligence and resources.

SB 1484 Creighton

Relating to a border operations training program for peace officers employed by local law enforcement agencies.

SB 1495 Johnson

Relating to the confidentiality of certain information collected by certain local governments and airport governing boards at a parking facility.

SB 1518 King

Relating to the establishment of a terrorist offender registry and to the supervision of those terrorist offenders; creating criminal offenses related to terrorism.

SB 1575 Middleton

Relating to the authority of the chair of the State Board of Education to request an attorney general opinion.

SB 1599 Hughes

Relating to ballots voted by mail.

SB 1663 Alvarado

Relating to the authority of a municipality to alter speed limits.

SB 1709 King

Relating to the prosecution of the offenses of sedition and engaging in organized criminal activity; increasing criminal penalties.

SB 1852 Flores

Relating to active shooter training for peace officers.

SB 2144 Parker

Relating to advanced air mobility technology.

SB 2429 Hancock

Relating to reporting procedures and training programs for law enforcement agencies regarding missing children and missing persons.

SB 2482 Menéndez

Relating to a survey of public schools regarding Holocaust Remembrance Week instruction.

SCR 2

Nichols

Extending the duty of the comptroller of public accounts under Section 7-c, Article VIII, Texas Constitution, to deposit certain tax revenue to the state highway fund.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, April 18, 2023 - 2

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 526

West

Relating to requiring prior approval by the Texas Higher Education Coordinating Board to offer a degree or certificate program to certain persons who are incarcerated or subject to involuntary civil commitment.

SB 553

West

Relating to dedication ceremonies for new state buildings.

SB 926

Parker

Relating to certain temporary sales by a mixed beverage permit holder.

SB 1232

Nichols

Relating to the determination of the sufficient balance of the economic stabilization fund for the purpose of allocating general revenue to that fund and the state highway fund.

SB 1243

Huffman

Relating to the franchise tax treatment of certain broadband grants made for the purposes of broadband deployment in this state.

SB 1269

Hughes

Relating to admissibility and disclosure of certain evidence in a suit affecting the parent-child relationship filed by the Department of Family and Protective Services.

SB 1600

Hughes

Relating to a person submitting proof of citizenship to verify eligibility to vote in Texas.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas
Tuesday, April 18, 2023 - 3

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 177 Middleton

Relating to informed consent before provision of certain medical treatments and exemptions from COVID-19 vaccination requirements.

SB 593 Sparks

Relating to an independent assessment of the Health and Human Services Commission's and the Department of Family and Protective Services' rules, minimum standards, and contract requirements that apply to certain residential child-care providers.

SB 1060 Hughes

Relating to the adoption of political shareholder proposals by insurers and insurer holding companies.

SB 1445 Paxton

Relating to the continuation and functions of the Texas Commission on Law Enforcement.

SB 1659 Schwertner

Relating to the sunset review process and certain governmental entities subject to that process.

SB 1730 Zaffirini

Relating to the processing of United States passport applications by a district court clerk; authorizing fees.

SB 1750 Bettencourt

Relating to abolishing the county elections administrator position in certain counties.

SB 1893 Birdwell

Relating to prohibiting the use of certain social media applications and services on devices owned or leased by governmental entities.

SB 2018

Flores

Relating to prohibitions on camping in a public place.

SB 2284

Middleton

Relating to the sale of distilled spirits to ultimate consumers by the holder of a distiller's and rectifier's permit.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 17Agriculture and Livestock - **HB 1772, HB 4918**County Affairs - **HB 1435, HB 2146, HB 2584, HB 4844**Criminal Jurisprudence - **HB 399, HB 1769**Culture, Recreation, and Tourism - **HB 1740, HB 1950, HB 2231, HB 3065, HB 3600, HB 4018, HCR 4, HCR 27, HCR 61, HCR 82**Defense and Veterans' Affairs - **HB 562, HB 671, HB 3220**Higher Education - **HB 1474, HB 2026, HB 2504, HB 2672, HB 2871, HB 3993, HB 4363**Homeland Security and Public Safety - **HB 71, HB 4528**Human Services - **HB 1673, HB 2337, HB 2473, HB 3462**Insurance - **HB 194, HB 687, HB 1236, HB 1239, HB 1587, HB 3196**International Relations and Economic Development - **HB 4390**Land and Resource Management - **HB 1707, HB 3053, HB 3526**Licensing and Administrative Procedures - **HB 3878**Natural Resources - **HB 1555, HB 2460, HB 2819, HB 3232, HB 3417, HB 3437, HB 3507, HB 3522, HB 3523, HB 3811, HB 3893, HB 4385, HB 4532, HB 4704, HB 4763, HB 4943, HB 5016, HB 5302**Pensions, Investments, and Financial Services - **HB 2464, HB 2649**Public Education - **HB 11**State Affairs - **HB 9, HB 2518, HB 2662, HB 3447, HJR 125, SB 1016**Transportation - **HB 1460, HB 1888, HB 2199, HB 2681, HB 3288, HB 3418, HB 3741, HB 3887, HB 3889, HB 4797, HB 5120**

Urban Affairs - **HB 834, HB 1677, HB 2822, HB 4443, HB 5311**

ENGROSSED

April 17 - HJR 3

SENT TO THE GOVERNOR

April 17 - HCR 94, HCR 100

