

# HOUSE JOURNAL

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EIGHTY-SIXTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

SIXTY-FIRST DAY — WEDNESDAY, MAY 8, 2019

The house met at 10:08 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1095).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Absent, Excused — Johnson, E.

The invocation was offered by James Parker, senior pastor, True Purpose Church, Dallas, as follows:

Father, with your love, you saved us; with your power, you raised us; with your blood, you bathed us; with your mercy, you forgave us; and with your grace, you gave us new life more abundantly. Guide this house of representatives to see you more clearly, love you more dearly, follow you more nearly, trust you more surely, and worship you more purely. Guide this house to give to you more cheerfully, obey you more willfully, serve you more skillfully, pray to you more tearfully, and respect you more fearfully.

Psalms 23 says, "the Lord is my shepherd, I shall not want." I shall not want rest, for "he makes me lie down in green pastures." I shall not want drink, for "he leads me beside the still waters." I shall not want forgiveness, for "he restores my soul." I shall not want guidance, for "he leads me in the path of righteousness for his name's sake." I shall not want protection, for "even though I walk through the

valley of the shadow of death, I will fear no evil, for thou art with me." I shall not want provision, for "he prepares a table before me even in the presence of my enemies." I shall not want joy, for "he has anointed my head with oil." I shall not want blessings, for "my cup runs overflowing." I shall not want favor, for "surely goodness and mercy will follow me all the days of my life." I shall not want anything in this world or in the world to come, for "I will dwell in the house of the Lord forever." Amen.

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

### **LEAVE OF ABSENCE GRANTED**

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

E. Johnson on motion of Muñoz.

### **CAPITOL PHYSICIAN**

The chair recognized Representative Israel who presented Dr. Erica Swegler of Austin as the "Doctor for the Day."

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

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

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

### **HR 1288 - INTRODUCTION OF GUESTS**

The chair recognized Representative Toth who introduced Samuel Askins and Wendy Alexander.

### **HR 1514 - ADOPTED (by Sanford)**

Representative Sanford moved to suspend all necessary rules to take up and consider at this time **HR 1514**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1514**, Recognizing May 2019 as International Internal Audit Awareness Month.

**HR 1514** was adopted.

### **HR 1300 - ADOPTED (by Minjarez)**

Representative Minjarez moved to suspend all necessary rules to take up and consider at this time **HR 1300**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1300**, Congratulating the San Antonio Vascular and Endovascular Clinic on its first anniversary.

(Goldman in the chair)

**HR 1300** was adopted.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Minjarez who introduced representatives of the San Antonio Vascular and Endovascular Clinic.

### **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. 17).

### **HR 165 - INTRODUCTION OF GUESTS**

The chair recognized Representative Shaheen who introduced John Payton and members of his family and friends.

### **HR 1531 - ADOPTED**

(by Dutton)

Representative Bowers moved to suspend all necessary rules to take up and consider at this time **HR 1531**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1531**, Commemorating the grand opening of the Barbara Jordan Career Center on May 15, 2019.

**HR 1531** was adopted.

### **HR 1433 - ADOPTED**

(by Longoria)

Representative Longoria moved to suspend all necessary rules to take up and consider at this time **HR 1433**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1433**, Congratulating the Edcouch-Elsa High School boys' powerlifting team on winning the 2019 THSPA Division 1 state championship.

**HR 1433** was adopted.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Longoria who introduced coaches and members of the Edcouch-Elsa High School boys' powerlifting team.

**GENERAL STATE CALENDAR  
HOUSE BILLS  
THIRD READING**

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

**HB 3345 ON THIRD READING  
(by Price, Lucio, Paul, Guillen, Lambert, et al.)**

**HB 3345**, A bill to be entitled An Act relating to health benefit coverage provided by certain health benefit plans for telemedicine medical services and telehealth services.

**HB 3345** was passed by (Record 1096): 135 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morrison; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Stickland.

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

Absent, Excused — Johnson, E.

Absent — Anchia; Anderson; Deshotel; Farrar; Guillen; Morales; Muñoz; Ortega; Ramos; Raymond; Thompson, S.

**STATEMENTS OF VOTE**

When Record No. 1096 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 1096 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

When Record No. 1096 was taken, I was in the house but away from my desk. I would have voted yes.

Morales

When Record No. 1096 was taken, my vote failed to register. I would have voted yes.

Muñoz

When Record No. 1096 was taken, my vote failed to register. I would have voted yes.

Ramos

### **HB 1839 ON THIRD READING**

**(by S. Thompson, Rodriguez, Allen, Morales, Farrar, et al.)**

**HB 1839**, A bill to be entitled An Act relating to the allocation of housing tax credits to developments within proximate geographical areas.

Representative Shaheen moved to postpone consideration of **HB 1839** until 11 a.m. today.

The motion prevailed.

### **HB 3703 ON THIRD READING**

**(by Klick, Zerwas, Oliverson, Sheffield, Coleman, et al.)**

**HB 3703**, A bill to be entitled An Act relating to the dispensing, administration, and use of low-THC cannabis; authorizing low-THC cannabis research; authorizing a fee.

**HB 3703** was passed by (Record 1097): 133 Yeas, 10 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Murphy; Neave; Nevárez; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Smith; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Bell, C.; Burrows; Craddick; Flynn; Metcalf; Murr; Noble; Shine; Smithee; Toth.

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

Absent, Excused — Johnson, E.

Absent — Farrar; Muñoz; Ramos; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1097 was taken, my vote failed to register. I would have voted yes.

Muñoz

When Record No. 1097 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 1097 was taken, I was shown voting no. I intended to vote yes.

Toth

### HB 2362 ON THIRD READING (by Moody, Price, and Canales)

**HB 2362**, A bill to be entitled An Act relating to the standard of proof in health care liability claims involving emergency medical care.

Representative Paddie moved to postpone consideration of **HB 2362** until 11:15 a.m. today.

The motion prevailed.

### HB 4345 ON THIRD READING (by Sanford, Krause, Flynn, Gervin-Hawkins, Rodriguez, et al.)

**HB 4345**, A bill to be entitled An Act relating to liability for disclosing certain information regarding sexual misconduct by an employee or volunteer of a charitable organization.

**HB 4345** was passed by (Record 1098): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose;

Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

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

Absent, Excused — Johnson, E.

Absent — Biedermann; Craddick; Farrar; Howard; Price; Thompson, S.

### STATEMENT OF VOTE

When Record No. 1098 was taken, I was in the house but away from my desk. I would have voted yes.

Price

### HB 292 ON THIRD READING

(by S. Thompson, Landgraf, Calanni, J.E. Johnson, et al.)

**HB 292**, A bill to be entitled An Act relating to inclusion of instruction on the trafficking of persons in the basic training curriculum for peace officers.

Representative Paddie moved to postpone consideration of **HB 292** until 11 a.m. today.

The motion prevailed.

### HB 1495 ON THIRD READING

(by Toth, et al.)

**HB 1495**, A bill to be entitled An Act relating to authorization for the creation of a county ethics commission in certain counties.

**HB 1495** was passed by (Record 1099): 109 Yeas, 28 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bell, C.; Bernal; Blanco; Bohac; Bowers; Buckley; Bucy; Burrows; Button; Calanni; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Noble; Oliverson; Ortega; Paddie; Parker; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Smith; Springer; Stephenson; Stucky; Talarico; Thierry; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas.

Nays — Bell, K.; Biedermann; Burns; Cain; Dean; Harris; Hefner; Holland; King, P.; Krause; Landgraf; Lang; Leach; Leman; Murr; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Smithee; Stickland; Swanson; Thompson, E.; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Johnson, E.

Absent — Bailes; Beckley; Bonnen; Canales; Farrar; Hunter; Moody; Pacheco; Thompson, S.; Zwiener.

### STATEMENTS OF VOTE

When Record No. 1099 was taken, I was in the house but away from my desk. I would have voted no.

G. Bonnen

When Record No. 1099 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 1099 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1099 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

(Speaker in the chair)

### **HB 3614 ON THIRD READING** **(by Rose, Raymond, and Muñoz)**

**HB 3614**, A bill to be entitled An Act relating to caseworker visitation standards for certain child protective services caseworkers.

**HB 3614** was passed by (Record 1100): 115 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Ortega; Pacheco; Paddie; Parker; Perez; Ramos;



Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Thierry; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Nays — Bell, C.; Cyrier; Goldman; Harless; Harris; Holland; King, P.; Krause; Lang; Metcalf; Middleton; Oliverson; Patterson; Paul; Phelan; Price; Sanford; Schaefer; Shaheen; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Cain; Farrar; Hunter; Talarico.

### STATEMENTS OF VOTE

When Record No. 1100 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 1100 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1100 was taken, I was shown voting yes. I intended to vote no.

Leman

### HB 2497 ON THIRD READING

(by Cyrier, Israel, Cole, Rodriguez, and Krause)

**HB 2497**, A bill to be entitled An Act relating to rules of and appeals to a municipal board of adjustment.

**HB 2497** was passed by (Record 1101): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland;

Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Meza; Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar.

### **HB 37 ON THIRD READING**

**(by Minjarez, Larson, Zedler, Pacheco, Kuempel, et al.)**

**HB 37**, A bill to be entitled An Act relating to the creation of the criminal offense of mail theft.

**HB 37** was passed by (Record 1102): 135 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Morales; Muñoz; Murphy; Murr; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Cain; Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Fierro; Klick; Middleton; Moody; Morrison; Neave; Paul; Romero; Swanson; Thompson, S.

### **STATEMENTS OF VOTE**

When Record No. 1102 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 1102 was taken, I was in the house but away from my desk. I would have voted yes.

Neave

When Record No. 1102 was taken, my vote failed to register. I would have voted yes.

Paul

When Record No. 1102 was taken, I was in the house but away from my desk. I would have voted yes.

Swanson

### **POSTPONED BUSINESS**

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

#### **HB 1839 ON THIRD READING**

**(by S. Thompson, Rodriguez, Allen, Morales, Farrar, et al.)**

**HB 1839**, A bill to be entitled An Act relating to the allocation of housing tax credits to developments within proximate geographical areas.

**HB 1839** was read third time earlier today and was postponed until this time.

Representative Paddie moved to postpone consideration of **HB 1839** until the end of the third reading calendar.

The motion prevailed.

#### **HB 292 ON THIRD READING**

**(by S. Thompson, Landgraf, Calanni, J.E. Johnson, et al.)**

**HB 292**, A bill to be entitled An Act relating to inclusion of instruction on the trafficking of persons in the basic training curriculum for peace officers.

**HB 292** was read third time earlier today and was postponed until this time.

Representative Paddie moved to postpone consideration of **HB 292** until the end of the third reading calendar.

The motion prevailed.

### **GENERAL STATE CALENDAR**

**(consideration continued)**

#### **HB 1116 ON THIRD READING**

**(by Wray)**

**HB 1116**, A bill to be entitled An Act relating to the limitations periods for certain suits against real estate appraisers and appraisal firms.

**HB 1116** was passed by (Record 1103): 139 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Ramos; Rosenthal; Thierry.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Geren; Gervin-Hawkins; Martinez; Moody; Thompson, S.

### STATEMENT OF VOTE

When Record No. 1103 was taken, I was shown voting no. I intended to vote yes.

Thierry

### HB 1215 ON THIRD READING

(by Collier, Swanson, Oliverson, and Guillen)

**HB 1215**, A bill to be entitled An Act relating to the allocation of low income housing tax credits.

**HB 1215** was passed by (Record 1104): 132 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson;

Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Bonnen; Harless; Harris; King, P.; Krause; Price; Ramos; Rosenthal; Springer; Stickland; Swanson; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Martinez; Moody; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1104 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 1104 was taken, I was shown voting no. I intended to vote yes.

Swanson

### HB 1387 ON THIRD READING

(by Hefner, Swanson, G. Bonnen, Pacheco, Dutton, et al.)

**HB 1387**, A bill to be entitled An Act relating to the number of school marshals that may be appointed to serve on a public school campus or at a private school.

#### Amendment No. 1

Representative Goodwin offered the following amendment to **HB 1387**:

Amend **HB 1387** on third reading, in amended Section 37.0811(a)(1), Education Code, between "campus" and "~~not~~" by inserting "in a county with a population of 50,000 or less".

Amendment No. 1 failed of adoption.

#### Amendment No. 2

Representative Hinojosa offered the following amendment to **HB 1387**:

Amend **HB 1387** on third reading as follows:

(1) In the recital to SECTION 1 of the bill, strike "37.0811(a), Education Code, is amended" and substitute "Section 37.0811, Education Code, is amended by amending Subsection (a) and adding Subsection (b-1)".

(2) In SECTION 1 of the bill, amending Section 37.0811, Education Code, following Subsection (a), insert the following:

(b-1) A school marshal appointed under this section is eligible to serve as a school marshal on a school campus only after completing an active shooter response training provided by the Advanced Law Enforcement Rapid Response Training Center at Texas State University–San Marcos.

(3) In the recital to SECTION 2 of the bill, strike "37.0813(a), Education Code, is amended" and substitute "Section 37.0813, Education Code, is amended by amending Subsection (a) and adding Subsection (b-1)".

(4) In SECTION 2 of the bill, amending Section 37.0813, Education Code, following Subsection (a), insert the following:

(b-1) A school marshal appointed under this section is eligible to serve as a school marshal on a school campus only after completing an active shooter response training provided by the Advanced Law Enforcement Rapid Response Training Center at Texas State University—San Marcos.

A record vote was requested by Representative Wu.

Amendment No. 2 failed of adoption by (Record 1105): 63 Yeas, 83 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Muñoz; Neave; Nevárez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Craddick; Cyrier; Darby; Davis, S.; Dean; Flynn; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hunter; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wilson; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Thompson, S.

### STATEMENT OF VOTE

When Record No. 1105 was taken, I was shown voting no. I intended to vote yes.

Pacheco

**HB 1387** was passed by (Record 1106): 97 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Craddick; Cyrier; Darby; Davis, Y.; Dean;

Dutton; Flynn; Frank; Frullo; Geren; Goldman; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hunter; Israel; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Raymond; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vo; Walle; White; Wilson; Wray; Zedler; Zerwas.

Nays — Allen; Beckley; Blanco; Bowers; Bucy; Calanni; Canales; Cole; Collier; Cortez; Davis, S.; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Morales; Muñoz; Neave; Nevárez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, J.; Wu; Zwiener.

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

Absent, Excused — Johnson, E.

Absent — Farrar; Moody; Thompson, S.; Turner, C.

#### STATEMENTS OF VOTE

When Record No. 1106 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 1106 was taken, I was shown voting yes. I intended to vote no.

Gutierrez

When Record No. 1106 was taken, I was shown voting yes. I intended to vote no.

Israel

When Record No. 1106 was taken, I was shown voting yes. I intended to vote no.

Ortega

#### POSTPONED BUSINESS

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

#### **HB 2362 ON THIRD READING** **(by Moody, Price, and Canales)**

**HB 2362**, A bill to be entitled An Act relating to the standard of proof in health care liability claims involving emergency medical care.

**HB 2362** was read third time earlier today and was postponed until this time.

**HB 2362** was passed by (Record 1107): 107 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bowers; Bucy; Burns; Burrows; Cain; Calanni; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Craddick; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Ortega; Paddie; Parker; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Zerwas; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Buckley; Button; Cyrier; Darby; Frank; Goldman; Harless; Harris; Hefner; Holland; King, P.; Krause; Lang; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Smith; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; White; Zedler.

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

Absent, Excused — Johnson, E.

Absent — Cole; Farrar; Pacheco; Wilson.

#### STATEMENTS OF VOTE

When Record No. 1107 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 1107 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 1107 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1107 was taken, I was in the house but away from my desk. I would have voted no.

Wilson



**GENERAL STATE CALENDAR**  
**(consideration continued)**

**HB 1914 ON THIRD READING**  
**(by Moody, Raymond, and Guillen)**

**HB 1914**, A bill to be entitled An Act relating to prompt payment of claims to certain physicians and health care providers.

**Amendment No. 1**

Representative Klick offered the following amendment to **HB 1914**:

Amend **HB 1914** (house committee report) as follows:

(1) Strike SECTION 3 of the bill (page 2, line 27, through page 3, line 2) and substitute the following appropriately numbered SECTION:

SECTION \_\_\_\_\_. (a) Except as provided by Subsection (b), the changes in law made by this Act apply only to a contract entered into, amended, or renewed on or after the effective date of this Act. A contract entered into, amended, or renewed before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

(b) Sections 843.351 and 1301.069, Insurance Code, as amended by this Act, apply only to a claim filed on or after the effective date of this Act.

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

SECTION \_\_\_\_\_. Section 843.306, Insurance Code, is amended by amending Subsections (a), (b), and (e) and adding Subsections (a-1), (a-2), (b-1), (b-2), (b-3), and (g) to read as follows:

(a) Before terminating a contract with a physician or provider, a health maintenance organization shall provide to the physician or provider:

(1) written notice of:

(A) the health maintenance organization's intent to terminate the physician's or provider's contract;

(B) the physician's or provider's right to request a review under Subsection (b); and

(C) the physician's or provider's right to request the review be expedited under Section 843.307; and

(2) a written explanation of the reasons for termination.

(a-1) In a case involving fraud or malfeasance by a provider, the written notice required by Subsection (a) must include notice of the health maintenance organization's right to suspend the provider's participation in the health maintenance organization network during the review process as provided by Subsection (b-1).

(a-2) If a health maintenance organization terminates a contract with a physician or provider, the health maintenance organization shall, on request of the physician or provider, provide to the physician or provider a written copy of all information on which the health maintenance organization wholly or partly based

the termination, including the economic profile of the physician or provider, the standards by which the physician or provider is measured, and the statistics underlying the profile and standards.

(b) On request, before the effective date of the termination and within a period not to exceed 60 days, a physician or provider is entitled to a review by an advisory review panel of the health maintenance organization's proposed termination, except in a case involving:

- (1) imminent harm to patient health;
- (2) an action by a state medical or dental board, another medical or dental licensing board, or another licensing board or government agency that effectively impairs the physician's or provider's ability to practice medicine, dentistry, or another profession; or
- (3) fraud or malfeasance by a physician.

(b-1) If a provider requests a review under Subsection (b) in a case involving fraud or malfeasance by the provider, the health maintenance organization may suspend the provider's participation in the health maintenance organization network:

(1) beginning not earlier than the date notice is provided under Subsection (a); and

(2) ending on the earlier of:

(A) the 60th day after the date the provider requests the review;

(B) the 30th day after the date the provider requests the review be expedited under Section 843.307, if applicable; or

(C) the date the health maintenance organization makes a final determination under Subsection (b-2).

(b-2) If a health maintenance organization suspends a provider's participation in the health maintenance organization network under Subsection (b-1), the health maintenance organization shall make a final determination to terminate or resume the provider's participation not later than three business days after the date the health maintenance organization receives the recommendation of the advisory review panel. The health maintenance organization shall immediately notify the provider of the determination.

(b-3) Review under Subsection (b) must provide an opportunity for the physician or provider to present evidence to the advisory review panel before the panel makes a recommendation.

(e) The health maintenance organization ~~[on request]~~ shall provide to the affected physician or provider a copy of the recommendation of the advisory review panel and the health maintenance organization's determination.

(g) A health maintenance organization may not terminate a provider's contract unless the provider fails to comply with a material term of the contract.

SECTION \_\_\_\_\_. Section 843.308, Insurance Code, is amended to read as follows:

Sec. 843.308. NOTIFICATION OF PATIENTS OF DESELECTED OR TERMINATED PHYSICIAN OR PROVIDER. (a) Except as provided by Subsection (b), if a physician or provider is deselected or terminated for a reason other than the request of the physician or provider, a health maintenance

organization may not notify patients of the deselection or termination until the later of the effective date of the deselection or termination, or, if a review is requested, the date the advisory review panel makes a formal recommendation.

(b) If the contract of a physician or provider is deselected or terminated for a reason related to imminent harm, a health maintenance organization may notify patients immediately.

SECTION \_\_\_\_\_. Section 843.309, Insurance Code, is amended to read as follows:

Sec. 843.309. CONTRACTS WITH PHYSICIANS OR PROVIDERS: NOTICE TO CERTAIN ENROLLEES OF TERMINATION OF PHYSICIAN OR PROVIDER PARTICIPATION IN PLAN. Subject to Section 843.308, a [A] contract between a health maintenance organization and a physician or provider must provide that reasonable advance notice shall be given to an enrollee of the impending termination from the plan of a physician or provider who is currently treating the enrollee.

SECTION \_\_\_\_\_. Subchapter I, Chapter 843, Insurance Code, is amended by adding Section 843.3095 to read as follows:

Sec. 843.3095. WAIVER OF CERTAIN PROVISIONS PROHIBITED. The provisions of this subchapter related to deselection or termination of a contract with a physician or provider may not be waived, voided, or nullified by contract.

SECTION \_\_\_\_\_. Section 1301.053, Insurance Code, is amended to read as follows:

Sec. 1301.053. APPEAL RELATING TO DESIGNATION AS PREFERRED PROVIDER. (a) An insurer that does not designate a physician or health care provider [~~practitioner~~] as a preferred provider shall provide a reasonable mechanism for reviewing that action. The review mechanism must incorporate, in an advisory role only, a review panel.

(b) A review panel must be composed of at least three individuals selected by the insurer from a list of participating physicians or health care providers [~~practitioners~~] and must include one member who is a physician or health care provider [~~practitioner~~] in the same or similar specialty as the affected physician or health care provider [~~practitioner~~], if available. The physicians or health care providers [~~practitioners~~] contracting with the insurer in the applicable service area shall provide the list of physicians or health care providers [~~practitioners~~] to the insurer.

(c) On request, the insurer shall provide to the affected physician or health care provider [~~practitioner~~]:

- (1) the panel's recommendation, if any; and
- (2) a written explanation of the insurer's determination, if that determination is contrary to the panel's recommendation.

SECTION \_\_\_\_\_. Section 1301.057, Insurance Code, is amended to read as follows:

Sec. 1301.057. TERMINATION OF PARTICIPATION; EXPEDITED REVIEW PROCESS. (a) Before terminating a contract with a preferred provider, an insurer shall:

(1) provide written notice of:  
(A) the insurer's intent to terminate the preferred provider's  
contract;  
(B) the preferred provider's right to request a review under this  
section; and  
(C) the preferred provider's right to request the review be expedited  
under Subsection (d);

(2) provide written reasons for the termination; and  
(3) [(2) if the affected provider is a practitioner,] provide, on request, a  
reasonable review mechanism, except in a case involving:

(A) imminent harm to a patient's health;  
(B) an action by a state medical or other physician licensing board  
or other government agency that effectively impairs the physician's or health care  
provider's [practitioner's] ability to practice medicine, dentistry, or another  
profession; or

(C) fraud or malfeasance by a physician.

(a-1) In a case involving fraud or malfeasance by a health care provider, the  
written notice required by Subsection (a) must include notice of the insurer's right  
to suspend the health care provider's participation in the preferred provider  
benefit plan during the review process as provided by Subsection (a-3).

(a-2) An insurer may not terminate a health care provider's contract unless  
the provider fails to comply with a material term of the contract.

(a-3) If a health care provider requests a review under Subsection (a) in a  
case involving fraud or malfeasance by the health care provider, the insurer may  
suspend the health care provider's participation in the preferred provider benefit  
plan:

(1) beginning not earlier than the date notice is provided under  
Subsection (a); and

(2) ending on the earlier of:  
(A) the 60th day after the date the health care provider requests the  
review;

(B) the 30th day after the date the health care provider requests the  
review be expedited, if applicable; or

(C) the date the insurer makes a final determination under  
Subsection (a-4).

(a-4) If an insurer suspends a health care provider's participation in the  
preferred provider benefit plan under Subsection (a-3), the insurer shall make a  
final determination to terminate or resume the health care provider's participation  
not later than three business days after the date the insurer receives the  
recommendation of the review panel described by Subsection (b). The insurer  
shall immediately notify the health care provider of the insurer's determination.

(b) The review mechanism described by Subsection (a)(3) [(a)(2)] must  
incorporate, in an advisory role only, a review panel selected in the manner  
described by Section 1301.053(b) and must be completed within a period not to  
exceed 60 days.

(b-1) Review under Subsection (a)(3) must provide an opportunity for the affected physician or health care provider to present evidence to the review panel before the panel makes a recommendation.

(c) The insurer shall provide to the affected physician or health care provider [practitioner]:

(1) the review panel's recommendation, if any; and

(2) ~~[on request,]~~ a written explanation of the insurer's determination, if that determination is contrary to the panel's recommendation.

(d) On request, an insurer shall provide to a physician or health care provider [practitioner] whose participation in a preferred provider benefit plan is being terminated:

(1) an expedited review conducted in accordance with a process that complies with rules established by the commissioner; and

(2) all information on which the insurer wholly or partly based the termination, including the economic profile of the preferred provider, the standards by which the physician or health care provider is measured, and the statistics underlying the profile and standards.

(e) The provisions of this section may not be waived, voided, or nullified by contract.

SECTION \_\_\_\_\_. Section 1301.160, Insurance Code, is amended by amending Subsections (a) and (c) and adding Subsection (d) to read as follows:

(a) If a physician's or health care provider's [practitioner's] participation in a preferred provider benefit plan is terminated for a reason other than at the physician's or health care provider's [practitioner's] request, an insurer may not notify insureds of the termination until the later of:

(1) the effective date of the termination; or

(2) if a review is requested, the time at which a review panel makes a formal recommendation regarding the termination.

(c) If a physician's or health care provider's [practitioner's] participation in a preferred provider benefit plan is terminated for reasons related to imminent harm, an insurer may notify insureds immediately.

(d) The provisions of this section may not be waived, voided, or nullified by contract.

Amendment No. 1 was adopted.

**HB 1914**, as amended, was passed by (Record 1108): 129 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Bucy; Burns; Burrows; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer;

Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Button; Cain; Flynn; Frank; Harless; Harris; Hefner; King, P.; Krause; Lang; Leman; Middleton; Noble; Paul; Stickland; Wilson.

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

Absent, Excused — Johnson, E.

Absent — Farrar; Martinez.

### STATEMENT OF VOTE

When Record No. 1108 was taken, I was shown voting no. I intended to vote yes.

Harless

### HB 1469 ON THIRD READING

(by Thierry, Raymond, Blanco, and Cain)

**HB 1469**, A bill to be entitled An Act relating to certain public school workforce training programs funded by the skills development fund.

#### Amendment No. 1

Representative Thierry offered the following amendment to **HB 1469**:

Amend **HB 1469** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter F, Chapter 29, Education Code, is amended by adding Section 29.1871 to read as follows:

Sec. 29.1871. CONTRACT TO REIMBURSE FOR PAID INTERNSHIP.

(a) To encourage private employers to participate with school districts in providing career and technology education to assist students in developing the knowledge, skills, and competencies necessary for a broad range of career opportunities, a school district may contract with a private employer to reimburse the employer for all or part of the cost of providing a paid internship or similar program to a student participating in a career and technology education program in the district.

(b) A contract described by Subsection (a) must:

(1) require the private employer to provide to the school district's student a paid internship or similar program that primarily promotes a public purpose of the district relating to career and technology education; and

(2) include provisions under which the school district is granted sufficient control to ensure that the public purpose under Subdivision (1) is accomplished and the district receives the return benefit.

(c) In reimbursing a private employer under a contract under Subsection (a), the school district may use funds allocated to the district for career and technology education under Section 42.154.

SECTION \_\_\_\_\_. Section 42.154(c), Education Code, is amended to read as follows:

(c) Funds allocated under this section, other than an indirect cost allotment established under State Board of Education rule, must be used:

(1) in providing career and technology education programs in grades nine through 12 or career and technology education programs for students with disabilities in grades seven through 12 under Sections 29.182, 29.183, and 29.184; or

(2) to reimburse private employers for providing paid internships or similar programs to students in career and technology education programs as provided by Section 29.1871.

Amendment No. 1 was adopted.

**HB 1469**, as amended, was passed by (Record 1109): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Larson.

### **HB 4183 ON THIRD READING**

**(by Parker, Zerwas, Miller, S. Thompson, Sanford, et al.)**

**HB 4183**, A bill to be entitled An Act relating to addressing adverse childhood experiences and developing a strategic plan to address those experiences.

**Amendment No. 1**

Representative Parker offered the following amendment to **HB 4183**:

Amend **HB 4183** (house committee report) as follows:

- (1) On page 3, between lines 6 and 7, insert the following:  
(9) the intellectual or developmental disability community;
- (2) On page 4, line 7, strike "intimate partner and".
- (3) Renumber the subdivisions of added Section 531.0222(d), Government Code, as appropriate.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Rosenthal offered the following amendment to **HB 4183**:

Amend **HB 4183** on third reading as follows:

- (1) In SECTION 1 of the bill, in added Section 531.0222(a), Government Code, insert the following appropriately numbered subdivision:  
( ) exposure to bullying;
- (2) Renumber the subdivisions of added Section 531.0222(a), Government Code, accordingly.

Amendment No. 2 failed of adoption.

**Amendment No. 3**

Representative Ramos offered the following amendment to **HB 4183**:

Amend **HB 4183** on third reading as follows:

- (1) In SECTION 1 of the bill, in added Section 531.0222(a), Government Code, insert the following appropriately numbered subdivision:  
( ) abrupt separation of a child from the child's parent, guardian, or conservator because of the immigration status of the parent, guardian, or conservator;
- (2) Renumber the subdivisions of added Section 531.0222(a), Government Code, accordingly.

**Amendment No. 3 - Point of Order**

Representative Cain raised a point of order against further consideration of Amendment No. 3 under Rule 11, Section 2, and Rule 11, Section 3, of the House Rules on the grounds that the amendment is not germane to the bill and the amendment changes the original purpose of the bill.

The point of order was withdrawn.

Amendment No. 3 was withdrawn.

**Amendment No. 4**

Representative Ramos offered the following amendment to **HB 4183**:

Amend **HB 4183** on third reading as follows:

- (1) In SECTION 1 of the bill, in added Section 531.0222(a), Government Code, insert the following appropriately numbered subdivision:



( ) gun violence;

(2) Renumber the subdivisions of added Section 531.0222(a), Government Code, accordingly.

Amendment No. 4 was withdrawn.

**HB 4183**, as amended, was passed by (Record 1110): 131 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zwiener.

Nays — Biedermann; Cain; Dean; Frank; Hefner; King, P.; Krause; Lang; Middleton; Murr; Noble; Schaefer; Stickland; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Capriglione; Turner, J.; Zerwas.

### STATEMENTS OF VOTE

When Record No. 1110 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1110 was taken, I was in the house but away from my desk. I would have voted yes.

J. Turner

### HB 3091 ON THIRD READING

(by Deshotel, Noble, Beckley, Raymond, and Shaheen)

**HB 3091**, A bill to be entitled An Act relating to the confidentiality of and prohibiting disclosure of the location or physical layout of a family violence shelter center or victims of trafficking shelter center; creating a criminal offense.

**HB 3091** was passed by (Record 1111): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Huberty; Murphy.

### **HB 1342 ON THIRD READING**

**(by Leach, Allen, Toth, J.D. Johnson, Rose, et al.)**

**HB 1342**, A bill to be entitled An Act relating to a person's eligibility for an occupational license; providing an administrative penalty.

**HB 1342** was passed by (Record 1112): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland;

Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Morales.

### STATEMENT OF VOTE

When Record No. 1112 was taken, I was in the house but away from my desk. I would have voted yes.

Morales

### HB 3069 ON THIRD READING

(by M. González, Allison, Capriglione, Longoria, Rose, et al.)

**HB 3069**, A bill to be entitled An Act relating to the establishment of a grant program for promoting computer science certification and professional development in coding, technology applications, and computer science for public school teachers.

**HB 3069** was passed by (Record 1113): 109 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bowers; Buckley; Bucy; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wray; Wu; Zerwas; Zwiener.

Nays — Biedermann; Bonnen; Burns; Cain; Craddick; Cyrier; Dean; Frank; Goldman; Harless; Harris; Hefner; Holland; Krause; Landgraf; Lang; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raney; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Toth; White; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Frullo; Klick; Stucky; Vo.

### STATEMENTS OF VOTE

When Record No. 1113 was taken, my vote failed to register. I would have voted yes.

Frullo

When Record No. 1113 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1113 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 1113 was taken, I was in the house but away from my desk. I would have voted yes.

Stucky

### HB 2813 ON THIRD READING (by Price and Raymond)

**HB 2813**, A bill to be entitled An Act relating to the statewide behavioral health coordinating council.

**HB 2813** was passed by (Record 1114): 132 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Biedermann; Cain; Hefner; King, P.; Krause; Lang; Middleton; Noble; Schaefer; Stickland; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bucy; Klick; Toth; White.

**STATEMENTS OF VOTE**

When Record No. 1114 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 1114 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 1114 was taken, I was in the house but away from my desk. I would have voted no.

Toth

**HB 739 ON THIRD READING**

**(by Harless, Guillen, Raymond, Canales, and Lozano)**

**HB 739**, A bill to be entitled An Act relating to tuition and fees for certain military spouses and dependents.

**HB 739** was passed by (Record 1115): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Klick.

**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. 18).

**GENERAL STATE CALENDAR**  
**(consideration continued)**  
**HB 2165 ON THIRD READING**  
**(by Hernandez)**

**HB 2165**, A bill to be entitled An Act relating to the sale by certain alcoholic beverage permit or license holders of alcoholic beverages at a cost below the cost to the seller.

**HB 2165** was passed by (Record 1116): 87 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bowers; Button; Calanni; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Darby; Davis, S.; Dean; Dominguez; Dutton; Farrar; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Huberty; Hunter; Israel; Johnson, J.D.; Kacal; King, K.; King, T.; Kuempel; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morrison; Muñoz; Murphy; Nevárez; Ortega; Pacheco; Paddie; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Sheffield; Sherman; Smith; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zerwas; Zwiener.

Nays — Biedermann; Bohac; Bonnen; Buckley; Bucy; Burns; Burrows; Cain; Canales; Cyrier; Deshotel; Flynn; Frank; Hefner; Holland; King, P.; Klick; Krause; Lambert; Landgraf; Lang; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Morales; Murr; Noble; Oliverson; Parker; Patterson; Paul; Phelan; Ramos; Sanford; Schaefer; Shaheen; Shine; Smithee; Springer; Stephenson; Stickland; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson; Wray; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Anderson; Davis, Y.; Hinojosa; Howard; Johnson, J.E.; Longoria; Neave; Romero.

**STATEMENTS OF VOTE**

When Record No. 1116 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 1116 was taken, I was in the house but away from my desk. I would have voted yes.

Neave

When Record No. 1116 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

**HB 1850 ON THIRD READING**  
**(by Klick and Raymond)**

**HB 1850**, A bill to be entitled An Act relating to requiring counties to publish voter information during the early voting period.

**HB 1850** was passed by (Record 1117): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Guerra; Raney; Zedler.

**HB 2184 ON THIRD READING**  
**(by Allen, White, Wu, Phelan, and Morales)**

**HB 2184**, A bill to be entitled An Act relating to a public school student's transition from an alternative education program to a regular classroom.

**HB 2184** was passed by (Record 1118): 123 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Ortega;

Pacheco; Paddie; Parker; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smith; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas; Zwiener.

Nays — Bonnen; Cain; Frank; Goldman; Hefner; Holland; Krause; Lang; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Schaefer; Smithee; Stickland; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Canales; Hunter; Nevárez; Zedler.

### STATEMENTS OF VOTE

When Record No. 1118 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1118 was taken, I was shown voting yes. I intended to vote no.

Shaheen

### HB 2177 ON THIRD READING

(by Miller)

**HB 2177**, A bill to be entitled An Act relating to license terms and fees and registration and listing fees for certain child-care facilities.

**HB 2177** was passed by (Record 1119): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.



Nays — Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Zedler.

### **HB 1941 ON THIRD READING**

**(by Phelan, Raymond, Canales, Metcalf, and Martinez Fischer)**

**HB 1941**, A bill to be entitled An Act relating to unconscionable prices charged by certain health care facilities for medical care.

**HB 1941** was passed by (Record 1120): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Zedler.

### **HB 897 ON THIRD READING**

**(by Ortega, Lucio, Vo, Oliverson, and Lambert)**

**HB 897**, A bill to be entitled An Act relating to safety requirements for a person directly operating an amusement ride.

**HB 897** was passed by (Record 1121): 86 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Fierro; Flynn; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen;

Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliverson; Ortega; Pacheco; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zerwas; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Craddick; Cyrier; Dean; Frank; Frullo; Goldman; Harless; Harris; Hefner; Holland; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Lang; Larson; Leach; Lemar; Metcalf; Middleton; Miller; Murr; Noble; Paddie; Parker; Paul; Phelan; Price; Sanford; Schaefer; Shaheen; Smith; Smithee; Springer; Stephenson; Stickland; Swanson; Tinderholt; Toth; VanDeaver; White; Wilson; Wray; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Farrar; Hunter; Raney.

### STATEMENTS OF VOTE

When Record No. 1121 was taken, I was shown voting no. I intended to vote yes.

Bohac

When Record No. 1121 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1121 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1121 was taken, I was shown voting no. I intended to vote yes.

Paul

### HB 1930 ON THIRD READING (by White)

**HB 1930**, A bill to be entitled An Act relating to the establishment of a charter school by the Texas Juvenile Justice Department.

**HB 1930** was passed by (Record 1122): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Davis, S.; Davis, Y.; Dean; Deshotel;

Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Wiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bonnen; Darby; Raney.

#### STATEMENT OF VOTE

When Record No. 1122 was taken, I was in the house but away from my desk. I would have voted yes.

G. Bonnen

#### HB 2715 ON THIRD READING (by Rodriguez)

**HB 2715**, A bill to be entitled An Act relating to a study by the Texas Department of Transportation on shared motor-assisted scooters.

**HB 2715** was passed by (Record 1123): 127 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Ortega; Pacheco; Parker; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Wiener.

Nays — Bonnen; Cain; Dean; Hefner; King, P.; Krause; Lang; Leman; Middleton; Oliverson; Patterson; Schaefer; Smith; Springer; Stickland; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Deshotel; Klick; Paddie.

### STATEMENTS OF VOTE

When Record No. 1123 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1123 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1123 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1123 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1123 was taken, I was shown voting yes. I intended to vote no.

Shaheen

### HB 2248 ON THIRD READING (by Wray)

**HB 2248**, A bill to be entitled An Act relating to the disposition and removal of a decedent's remains.

**HB 2248** was passed by (Record 1124): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega;

Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

### **HB 2478 ON THIRD READING**

**(by Deshotel, Beckley, Raymond, Parker, and Sanford)**

**HB 2478**, A bill to be entitled An Act relating to driver's licenses, commercial driver's licenses, and other identification certificates; authorizing and increasing fees.

**HB 2478** was passed by (Record 1125): 113 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Sherman; Shine; Smith; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Biedermann; Burns; Cain; Capriglione; Cyrier; González, J.; González, M.; Harless; Harris; Holland; King, P.; Krause; Lang; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Phelan; Raney; Schaefer; Shaheen; Smithee; Springer; Stickland; Stucky; Wilson; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Geren.

### **STATEMENTS OF VOTE**

When Record No. 1125 was taken, I was shown voting no. I intended to vote yes.

Stucky

When Record No. 1125 was taken, I was shown voting yes. I intended to vote no.

Swanson

### **HB 2210 ON THIRD READING**

**(by K. Bell, Hinojosa, Darby, Clardy, Springer, et al.)**

**HB 2210**, A bill to be entitled An Act relating to the consideration for public school accountability purposes of certain students receiving residential services in state hospitals.

**HB 2210** was passed by (Record 1126): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Darby.

### **HB 4448 ON THIRD READING**

**(by Springer, Miller, Zerwas, Clardy, and Cole)**

**HB 4448**, A bill to be entitled An Act relating to the use of unmanned aircraft.

Representative Springer moved to postpone consideration of **HB 4448** until 12:05 p.m. today.

The motion prevailed.

**HB 1888 ON THIRD READING**  
**(by G. Bonnen, Noble, Springer, et al.)**

**HB 1888**, A bill to be entitled An Act relating to temporary branch polling place hours of operation.

**HB 1888** was passed by (Record 1127): 91 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Craddick; Cyrier; Darby; Davis, S.; Dean; Dominguez; Flynn; Frank; Frullo; Geren; Goldman; Guillen; Gutierrez; Harless; Harris; Hefner; Holland; Huberty; Kacal; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lopez; Lozano; Martinez; Metcalf; Meyer; Middleton; Moody; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Raymond; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, C.; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas.

Nays — Anchia; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dutton; Farrar; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; Johnson, J.E.; King, T.; Lucio; Martinez Fischer; Meza; Miller; Minjarez; Morales; Muñoz; Neave; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, J.; VanDeaver; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Hunter; King, K.; Longoria; Nevárez.

**STATEMENTS OF VOTE**

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Dominguez

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 1127 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 1127 was taken, I was in the house but away from my desk. I would have voted no.

Longoria

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Martinez

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Moody

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Raymond

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

C. Turner

When Record No. 1127 was taken, I was shown voting no. I intended to vote yes.

VanDeaver

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Walle

When Record No. 1127 was taken, I was shown voting yes. I intended to vote no.

Wu

### **HB 3759 ON THIRD READING** **(by Nevárez)**

**HB 3759**, A bill to be entitled An Act relating to the type of newspaper required for publication of notice.

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

Representative Nevárez offered the following amendment to **HB 3759**:

Amend **HB 3759** by striking SECTION 1 of the bill (page 1, lines 5 through 16) and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

#### **Amendment No. 2**

Representative Coleman offered the following amendment to **HB 3759**:

Amend **HB 3759** on third reading by striking SECTION 1 of the bill, amending Section 2051.044(a), Government Code, and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 2 was adopted.



**HB 3759**, as amended, was passed by (Record 1128): 141 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Calanni; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Burrows; Goodwin; Hunter; Perez; Tinderholt; Toth.

### STATEMENTS OF VOTE

When Record No. 1128 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

When Record No. 1128 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1128 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

### HB 3855 ON THIRD READING (by Longoria and Murphy)

**HB 3855**, A bill to be entitled An Act relating to methods of computing interest charges on certain consumer loans.

**HB 3855** was passed by (Record 1129): 136 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Blanco; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Muñoz; Murphy; Murr; Neave; Noble; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Oliverson; Smithee; Stickland.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bernal; Bohac; Cortez; Gutierrez; Holland; Morrison; Nevárez; Zwiener.

### STATEMENTS OF VOTE

When Record No. 1129 was taken, my vote failed to register. I would have voted yes.

Bohac

When Record No. 1129 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

When Record No. 1129 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1129 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

### HB 4242 ON THIRD READING

(by Bernal, Talarico, Lopez, Ramos, Raymond, et al.)

**HB 4242**, A bill to be entitled An Act relating to the consideration of reading level in the adoption of certain assessment instruments and associated student performance levels and to the temporary suspension of accountability sanctions for public schools.

**HB 4242** was passed by (Record 1130): 116 Yeas, 25 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Blanco; Bowers; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Kacal; King, K.; King, T.; Lambert; Landgraf; Lang; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Patterson; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Zerwas; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Buckley; Cain; Craddick; Goldman; Harless; Harris; King, P.; Krause; Kuempel; Leach; Leman; Middleton; Murr; Parker; Paul; Sanford; Schaefer; Stickland; Swanson; Tinderholt; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Beckley; Bohac; Johnson, J.E.; Klick; Longoria; Rose; White.

### STATEMENTS OF VOTE

When Record No. 1130 was taken, my vote failed to register. I would have voted yes.

Bohac

When Record No. 1130 was taken, I was shown voting no. I intended to vote yes.

Buckley

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Flynn

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1130 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 1130 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 1130 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 1130 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Smithee

When Record No. 1130 was taken, I was shown voting yes. I intended to vote no.

Springer

**HB 1631 ON THIRD READING**  
**(by Stickland, Collier, Burrows, S. Thompson, et al.)**

**HB 1631**, A bill to be entitled An Act relating to prohibiting the use of photographic traffic signal enforcement systems.

**Amendment No. 1**

Representative Hefner offered the following amendment to **HB 1631**:

Amend **HB 1631** on third reading by adding the following appropriately lettered subsection to the end of the transition language of the bill:

( ) Neither the Texas Department of Motor Vehicles nor a county assessor-collector may refuse to register a motor vehicle alleged to have been involved in a violation of former Chapter 707, Transportation Code, solely because the owner of the motor vehicle is delinquent in the payment of a civil penalty imposed under that chapter as permitted under Subsection (a) of this section.

Amendment No. 1 was adopted.

**HB 1631**, as amended, was passed by (Record 1131): 109 Yeas, 34 Nays, 3 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Guillen; Gutierrez; Harless; Harris; Hefner; Holland; Huberty; Hunter; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Ramos; Raney; Reynolds; Rodriguez; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vo; White; Wilson; Wray; Zedler; Zerwas.

Nays — Allen; Anchia; Bernal; Blanco; Bowers; Bucy; Davis, S.; Farrar; Fierro; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; King, K.; Lopez; Martinez; Moody; Morales; Neave; Ortega; Perez; Raymond; Romero; Rose; Rosenthal; Sherman; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

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

Absent, Excused — Johnson, E.

Absent — Canales; Lucio; Nevárez.

### STATEMENT OF VOTE

When Record No. 1131 was taken, I was shown voting no. I intended to vote yes.

Bucy

### HB 4289 ON THIRD READING

(by Coleman, Raymond, Muñoz, Walle, and Zerwas)

**HB 4289**, A bill to be entitled An Act relating to the authority of certain local governments to create and operate health care provider participation programs.

**HB 4289** was passed by (Record 1132): 101 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody;

Morales; Muñoz; Murphy; Neave; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Shine; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Bell, C.; Bonnen; Cain; Clardy; Craddick; Cyrier; Flynn; Frullo; Goldman; Harless; Harris; Hefner; Holland; King, P.; Krause; Kuempel; Landgraf; Lang; Leach; Leman; Metcalf; Meyer; Middleton; Miller; Murr; Noble; Oliverson; Parker; Patterson; Paul; Phelan; Schaefer; Shaheen; Smith; Smithee; Stickland; Swanson; Thompson, E.; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Darby; Hunter; Morrison; Nevárez; Raney; Sherman; Toth.

### **STATEMENTS OF VOTE**

When Record No. 1132 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1132 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1132 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1132 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1132 was taken, I was in the house but away from my desk. I would have voted no.

Toth

### **POSTPONED BUSINESS**

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

#### **HB 4448 ON THIRD READING**

**(by Springer, Miller, Zerwas, Clardy, and Cole)**

**HB 4448**, A bill to be entitled An Act relating to the use of unmanned aircraft.

**HB 4448** was read third time earlier today and was postponed until this time.

**Amendment No. 1**

Representative Springer offered the following amendment to **HB 4448**:

Amend **HB 4448** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 28.03, Penal Code, is amended by adding Subsection (l) to read as follows:

(l) It is a defense to prosecution under this section that the actor used a shotgun to damage or destroy an unmanned aircraft that was being operated:

(1) in violation of Section 423.0045, Government Code; and

(2) over the actor's property.

SECTION \_\_\_\_\_. Section 28.03, Penal Code, as amended by this Act, applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

Amendment No. 1 was adopted.

**HB 4448**, as amended, failed to pass by (Record 1133): 50 Yeas, 95 Nays, 1 Present, not voting.

Yeas — Ashby; Bernal; Bohac; Bonnen; Bucy; Burrows; Capriglione; Clardy; Coleman; Darby; Dean; Deshotel; Fierro; Frank; Goldman; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hefner; Herrero; Howard; Huberty; Israel; King, T.; Lambert; Leach; Longoria; Martinez Fischer; Meza; Miller; Minjarez; Morales; Murphy; Paul; Phelan; Reynolds; Rodriguez; Rosenthal; Sheffield; Sherman; Smith; Springer; Talarico; Thompson, E.; Turner, J.; VanDeaver; Zerwas; Zwiener.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Blanco; Bowers; Buckley; Burns; Button; Cain; Calanni; Canales; Cole; Collier; Cortez; Craddick; Cyrier; Davis, S.; Davis, Y.; Dominguez; Dutton; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; González, J.; Harless; Harris; Hernandez; Hinojosa; Holland; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Lang; Larson; Leman; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Moody; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Romero; Rose; Sanford; Schaefer; Shaheen; Shine; Smithee; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, S.; Tinderholt; Toth; Turner, C.; Vo; White; Wilson; Wray; Wu; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Hunter; Nevárez; Walle.

**STATEMENTS OF VOTE**

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1133 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1133 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Smith

**GENERAL STATE CALENDAR  
(consideration continued)****HB 634 ON THIRD READING  
(by Buckley, Shine, Raymond, Lambert, and Cortez)**

**HB 634**, A bill to be entitled An Act relating to the applicability of the law governing the provision of state aid to certain local governments disproportionately affected by the granting of ad valorem tax relief to disabled veterans.

**HB 634** was passed by (Record 1134): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa;



Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Anderson; Stickland.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Walle.

### STATEMENT OF VOTE

When Record No. 1134 was taken, I was shown voting no. I intended to vote yes.

Anderson

### HB 4280 ON THIRD READING

(by Morrison, Landgraf, Nevárez, Craddick, T. King, et al.)

**HB 4280**, A bill to be entitled An Act relating to the grant program distributing money from the transportation infrastructure fund.

**HB 4280** was passed by (Record 1135): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland;

Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Cain; Leman.

### STATEMENT OF VOTE

When Record No. 1135 was taken, my vote failed to register. I would have voted yes.

Leman

### HB 2802 ON THIRD READING

(by Darby, Zerwas, Howard, Ashby, and Raymond)

**HB 2802**, A bill to be entitled An Act relating to the amounts, availability, and use of certain statutorily dedicated revenue and accounts; reducing or affecting the amounts of certain statutorily dedicated fees.

**HB 2802** was passed by (Record 1136): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Nays — Bowers.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bohac; Stickland; Zedler.

**STATEMENT OF VOTE**

When Record No. 1136 was taken, I was in the house but away from my desk. I would have voted yes.

Zedler

**HB 4531 ON THIRD READING**  
**(by Neave, Raymond, and Muñoz)**

**HB 4531**, A bill to be entitled An Act relating to the rights and treatment of and services provided to certain adult sexual assault survivors.

**HB 4531** was passed by (Record 1137): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

**HB 2754 ON THIRD READING**  
**(by White, S. Thompson, Toth, Krause, Coleman, et al.)**

**HB 2754**, A bill to be entitled An Act relating to a limitation on the authority to arrest a person for certain misdemeanors punishable by fine only.

**Amendment No. 1**

Representative White offered the following amendment to **HB 2754**:

Amend **HB 2754** on third reading as follows:

(1) In added Article 14.01(c), Code of Criminal Procedure, between "unless" and "the officer", insert "the offender fails to present appropriate identification or".

(2) In added Article 14.03(h), Code of Criminal Procedure, between "unless" and "the officer", insert "the person fails to present appropriate identification or".

(3) In amended Article 14.06(b), Code of Criminal Procedure, between "Beverage Code," and "shall", insert "and other than circumstances under which the person fails to present appropriate identification or the peace officer has probable cause as described by Article 14.01(c),".

(4) In amended Section 543.001, Transportation Code, between "unless" and "the officer", insert "the person fails to present appropriate identification or".

Amendment No. 1 was adopted. (The vote was reconsidered later today, and Amendment No. 1 was withdrawn.)

**HB 2754**, as amended, was passed by (Record 1138): 126 Yeas, 20 Nays, 1 Present, not voting. (The vote was reconsidered later today, and **HB 2754** failed to pass by Record No. 1165.)

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Murphy; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Ashby; Bell, C.; Clardy; Dominguez; Goldman; González, J.; Gutierrez; Harless; Harris; Hefner; Holland; King, P.; Lang; Leman; Muñoz; Murr; Patterson; Raney; Thierry; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Martinez; Nevárez.

### STATEMENTS OF VOTE

When Record No. 1138 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 1138 was taken, I was shown voting no. I intended to vote yes.

Gutierrez

When Record No. 1138 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1138 was taken, I was shown voting no. I intended to vote yes.

Wilson

### **HB 3672 ON THIRD READING** **(by Murr)**

**HB 3672**, A bill to be entitled An Act relating to the collection and reporting of data on services provided by chemical dependency treatment facilities.

**HB 3672** was passed by (Record 1139): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Leach; Nevárez; Zedler.

### **STATEMENT OF VOTE**

When Record No. 1139 was taken, I was in the house but away from my desk. I would have voted yes.

Zedler

### **HB 831 ON THIRD READING** **(by Huberty)**

**HB 831**, A bill to be entitled An Act relating to the residency requirement to be eligible for public office.

Representative Huberty moved to postpone consideration of **HB 831** until 1:30 p.m. today.

The motion prevailed.

### **HB 3683 ON THIRD READING**

**(by Dutton)**

**HB 3683**, A bill to be entitled An Act relating to authorizing a dropout recovery competency-based educational pilot program provided through a campus or campus program charter or open-enrollment charter school.

**HB 3683** was passed by (Record 1140): 131 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smithe; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Collier; González, J.; González, M.; Gutierrez; Lopez; Metcalf; Meza; Murr; Perez; Phelan; Ramos; Schaefer; Smith; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Flynn; Leach; Rose.

### **STATEMENTS OF VOTE**

When Record No. 1140 was taken, I was shown voting yes. I intended to vote no.

Blanco

When Record No. 1140 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 1140 was taken, I was shown voting no. I intended to vote yes.

Phelan

When Record No. 1140 was taken, I was shown voting no. I intended to vote yes.

Schaefer

**HB 2872 ON THIRD READING**  
**(by Burrows, Murphy, and Springer)**

**HB 2872.** A bill to be entitled An Act relating to the collection, remittance, and administration of certain taxes on motor vehicles rented through a marketplace rental provider.

**HB 2872** was passed by (Record 1141): 127 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Darby; Davis, S.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Phelan; Price; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Anderson; Cain; Cyrier; Holland; Johnson, J.D.; King, P.; Krause; Lang; Middleton; Patterson; Ramos; Raney; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Davis, Y.; Hunter.

**STATEMENT OF VOTE**

When Record No. 1141 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

**HB 3496 ON THIRD READING**  
**(by Sheffield)**

**HB 3496**, A bill to be entitled An Act relating to the licensing and regulation of certain pharmacies; providing an administrative penalty.

**HB 3496** was passed by (Record 1142): 140 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Cain; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Dean.

**STATEMENTS OF VOTE**

When Record No. 1142 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1142 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

**HB 1401 ON THIRD READING**  
**(by Howard, Zerwas, and Raymond)**

**HB 1401**, A bill to be entitled An Act relating to the use of money from the permanent fund for health-related programs to provide grants to nursing education programs.

**HB 1401** was passed by (Record 1143): 137 Yeas, 3 Nays, 2 Present, not voting.



Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Nays — Cain; Stickland; Swanson.

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

Absent, Excused — Johnson, E.

Absent — Dean; King, P.; Kuempel; Nevárez; Raney; Tinderholt; Zedler.

### STATEMENTS OF VOTE

When Record No. 1143 was taken, my machine malfunctioned and I was shown voting no. I intended to vote yes.

Cain

When Record No. 1143 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 1143 was taken, I was in the house but away from my desk. I would have voted yes.

Kuempel

When Record No. 1143 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

When Record No. 1143 was taken, I was in the house but away from my desk. I would have voted yes.

Zedler

**HB 2503 ON THIRD READING**  
**(by Kacal, K. King, Guillen, and Raymond)**

**HB 2503**, A bill to be entitled An Act relating to workers' compensation death benefit eligibility for certain spouses of first responders killed in the line of duty.

**HB 2503** was passed by (Record 1144): 143 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Stickland.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Beckley; Bowers; Howard; Thierry.

**STATEMENTS OF VOTE**

When Record No. 1144 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 1144 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

**HB 2898 ON THIRD READING**  
**(by Fierro)**

**HB 2898**, A bill to be entitled An Act relating to voting outside of the polling place.

**HB 2898** was passed by (Record 1145): 90 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, K.; Bernal; Blanco; Bonnen; Bucy; Burns; Burrows; Button; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Gervin-Hawkins; Goldman; González, J.; González, M.; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Springer; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wray; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bohac; Buckley; Cain; Capriglione; Clardy; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Geren; Harless; Harris; Hefner; Holland; King, P.; Krause; Lambert; Lang; Leman; Metcalf; Middleton; Miller; Murr; Noble; Oliverson; Parker; Patterson; Paul; Phelan; Raney; Sanford; Schaefer; Shaheen; Smith; Smithee; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wilson; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Anderson; Bailes; Bowers; Goodwin; Morrison; Shine.

### STATEMENTS OF VOTE

When Record No. 1145 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 1145 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Springer

When Record No. 1145 was taken, I was shown voting yes. I intended to vote no.

Wray

**HB 3991 ON THIRD READING**  
**(by Bohac, M. González, and Miller)**

**HB 3991**, A bill to be entitled An Act relating to the deaf-blind with multiple disabilities waiver program.

**HB 3991** was passed by (Record 1146): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Stickland.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bowers; Johnson, J.D.

**STATEMENT OF VOTE**

When Record No. 1146 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

**HB 4132 ON THIRD READING**

(by Rodriguez)

**HB 4132**, A bill to be entitled An Act relating to maintenance and production of electronic public information under the public information law.

**HB 4132** was passed by (Record 1147): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Dutton.

**HB 993 ON THIRD READING**

(by Coleman)

**HB 993**, A bill to be entitled An Act relating to notice to a prospective residential tenant regarding flooding and flood insurance.

**Amendment No. 1**

Representative Coleman offered the following amendment to **HB 993**:

Amend **HB 993**, on third reading, by striking the text added by second reading Amendment No. 1 by Farrar and restoring the text of added Section 92.0132(c), Property Code, as contained in the house committee report printing.

Amendment No. 1 was adopted.

**HB 993**, as amended, was passed by (Record 1148): 88 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, C.; Biedermann; Blanco; Bohac; Bowers; Bucy; Burrows; Button; Calanni; Canales; Cole; Coleman; Collier; Cortez; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; King, T.; Landgraf; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Pacheco; Perez; Phelan; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Stephenson; Talarico; Thierry; Thompson, S.; Toth; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, K.; Bonnen; Buckley; Burns; Cain; Capriglione; Clardy; Craddick; Cyrier; Dean; Frullo; Goldman; Harless; Harris; Hefner; Holland; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Lang; Larson; Leach; Leman; Metcalf; Middleton; Miller; Morrison; Noble; Paddie; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Shine; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Wray; Zerwas.

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

Absent, Excused — Johnson, E.

Absent — Bernal; Raney; Zedler.

### STATEMENTS OF VOTE

When Record No. 1148 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 1148 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 1148 was taken, I was in the house but away from my desk. I would have voted no.

Zedler

### HB 4298 ON THIRD READING (by Murr)

**HB 4298**, A bill to be entitled An Act relating to the licensing of satellite offices of outpatient chemical dependency care facilities.

**HB 4298** was passed by (Record 1149): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

### **POSTPONED BUSINESS**

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

#### **HB 1839 ON THIRD READING**

**(by S. Thompson, Rodriguez, Allen, Morales, Farrar, et al.)**

**HB 1839**, A bill to be entitled An Act relating to the allocation of housing tax credits to developments within proximate geographical areas.

**HB 1839** was read third time earlier today, postponed until 11 a.m. today, and was again postponed until this time.

#### **HB 1839 - VOTE RECONSIDERED**

Representative S. Thompson moved to reconsider the vote by which **HB 1839**, as amended, was passed to engrossment on May 7.

The motion to reconsider prevailed.

#### **HB 1839 ON SECOND READING**

**(by S. Thompson)**

The chair laid before the house, on its second reading and passage to engrossment,

**HB 1839**, A bill to be entitled An Act relating to the allocation of housing tax credits to developments within proximate geographical areas.

**HB 1839** was read second time on May 7 and was passed to engrossment, as amended.

**Amendment No. 1 - Vote Reconsidered**

Representative S. Thompson moved to reconsider the vote by which Amendment No. 1 was adopted on May 7.

The motion to reconsider prevailed.

Amendment No. 1 was withdrawn.

**SB 493 ON SECOND READING**

**(S. Thompson, Allen, Farrar, Morales, Rodriguez, et al. - House Sponsors)**

**SB 493**, A bill to be entitled An Act relating to the allocation of housing tax credits to developments within proximate geographical areas.

**SB 493** was considered in lieu of **HB 1839**.

**SB 493** was read second time and was passed to third reading.

**HB 1839 - LAID ON THE TABLE SUBJECT TO CALL**

Representative S. Thompson moved to lay **HB 1839** on the table subject to call.

The motion prevailed.

**HB 292 ON THIRD READING**

**(by S. Thompson, Landgraf, Calanni, J.E. Johnson, et al.)**

**HB 292**, A bill to be entitled An Act relating to inclusion of instruction on the trafficking of persons in the basic training curriculum for peace officers.

**HB 292** was read third time earlier today, postponed until 11 a.m. today, and was again postponed until this time.

**HB 292** was passed by (Record 1150): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.



Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Bonnen.

### **STATEMENT OF VOTE**

When Record No. 1150 was taken, I was in the house but away from my desk. I would have voted yes.

G. Bonnen

### **RECESS**

Representative Burrows moved that the house recess until 1:30 p.m. today.

The motion prevailed.

The house accordingly, at 12:53 p.m., recessed until 1:30 p.m. today.

### **AFTERNOON SESSION**

The house met at 1:49 p.m. and was called to order by the speaker.

### **LEAVE OF ABSENCE GRANTED**

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **HB 1**:

G. Bonnen on motion of Wu.

### **CSHB 2613 - VOTE RECONSIDERED**

Representative Moody moved to reconsider the vote by which **CSHB 2613** was postponed until 12 p.m. Tuesday, January 12, 2021, on May 7.

The motion to reconsider prevailed.

### **CSHB 2613 ON SECOND READING (by Frullo)**

The chair laid before the house, on its second reading and passage to third reading,

**CSHB 2613**, A bill to be entitled An Act relating to the offense of operation of a stash house and to funding certain crime victim services through the use of money derived from a civil asset forfeiture of contraband related to that offense, human smuggling and trafficking offenses, and certain prostitution offenses; creating a criminal offense.

**CSHB 2613** was read second time on May 7, amendments were offered and disposed of, and **CSHB 2613** was postponed until 12 p.m. Tuesday, January 12, 2021.

### **Amendment No. 2 - Vote Reconsidered**

Representative Moody moved to reconsider the vote by which Amendment No. 2 was adopted on May 7.

The motion to reconsider prevailed.

Amendment No. 2 was withdrawn.

**Amendment No. 1 - Vote Reconsidered**

Representative Moody moved to reconsider the vote by which Amendment No. 1 was adopted on May 7.

The motion to reconsider prevailed.

Amendment No. 1 was withdrawn.

**CSHB 2613** was passed to engrossment.

**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).

**POSTPONED BUSINESS**

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

**HB 831 ON THIRD READING**

**(by Huberty)**

**HB 831**, A bill to be entitled An Act relating to the residency requirement to be eligible for public office.

**HB 831** was read third time earlier today and was postponed until this time.

Representative Huberty moved to postpone consideration of **HB 831** until 3 p.m. today.

The motion prevailed.

**HB 802 ON SECOND READING**

**(by Huberty)**

**HB 802**, A bill to be entitled An Act relating to voting rights and eligibility for office of residents of certain districts subject to a strategic partnership agreement.

**HB 802** was read second time on May 7 and was postponed until 7 a.m. today.

Representative Huberty moved to postpone consideration of **HB 802** until 6 p.m. today.

The motion prevailed.

**HB 2748 ON SECOND READING**

**(by Perez and Shaheen)**

**HB 2748**, A bill to be entitled An Act relating to regulation of the retail sale of fireworks.

**HB 2748** was read second time on April 23, postponed until April 25, postponed until 10 a.m. April 30, postponed until 8 p.m. April 30, postponed until 8:45 p.m. April 30, postponed until May 1, and was again postponed until 10 a.m. today.

Representative Perez moved to postpone consideration of **HB 2748** until 5 p.m. today.

The motion prevailed.

**SB 1959 ON SECOND READING**  
**(Deshotel - House Sponsor)**

**SB 1959**, A bill to be entitled An Act relating to the maritime port plans, reports, and programs prepared by the Port Authority Advisory Committee.

**SB 1959** was considered in lieu of **HB 3207**.

**SB 1959** was read second time and was passed to third reading.

**HB 3207 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Deshotel moved to lay **HB 3207** on the table subject to call.

The motion prevailed.

**HB 3258 ON SECOND READING**  
**(by Minjarez, Bernal, Pacheco, Allison, Gervin-Hawkins, et al.)**

**HB 3258**, A bill to be entitled An Act relating to an authorization to increase the sales and use tax collected in an advanced transportation district of a metropolitan rapid transit authority.

**HB 3258** was read second time on May 2, postponed until 4 p.m. May 2, postponed until May 6, and was again postponed until 10 a.m. today.

Representative Minjarez moved to postpone consideration of **HB 3258** until 10 a.m. Thursday, July 4.

The motion prevailed.

**CSHB 1936 ON SECOND READING**  
**(by Rose, Zerwas, S. Thompson, Coleman, Longoria, et al.)**

**CSHB 1936**, A bill to be entitled An Act relating to the applicability of the death penalty to a capital offense committed by a person with severe mental illness.

**CSHB 1936** was read second time on May 2, postponed until May 6, and was again postponed until 10 a.m. today.

**CSHB 1936** was passed to engrossment. (Darby, Frullo, Hunter, Kacal, K. King, Kuempel, Price, and Shine recorded voting no.)

**LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence temporarily for today to attend a committee meeting:

Thierry on motion of Patterson.

**COMMITTEE GRANTED PERMISSION TO MEET**

Representative Springer requested permission for the Committee on Agriculture and Livestock to meet while the house is in session, at 2:15 p.m. today, in 3W.15, to consider pending business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Agriculture and Livestock, 2:15 p.m. today, 3W.15, for a formal meeting, to consider pending business.

**POSTPONED BUSINESS  
(consideration continued)****HB 3824 ON SECOND READING  
(by Sherman, et al.)**

**HB 3824**, A bill to be entitled An Act relating to an affirmative finding of family violence entered in the trial of certain offenses.

**HB 3824** was read second time on May 7 and was postponed until 3 p.m. today.

**Amendment No. 1**

Representative Bowers offered the following amendment to **HB 3824**:

Amend **HB 3824** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Chapter 83, Family Code, is amended by adding Section 83.0015 to read as follows:

Sec. 83.0015. SERVICE OF NOTICE OF TEMPORARY EX PARTE ORDER. Notice of a temporary ex parte order issued under this chapter must be served personally on the respondent.

SECTION \_\_\_\_\_. Section 83.0015, Family Code, as added by this Act, applies only to a temporary ex parte protective order issued under Chapter 83, Family Code, on or after the effective date of this Act. A temporary ex parte protective order issued under Chapter 83, Family Code, before the effective date of this Act is governed by the law in effect immediately before that date, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

**HB 3824**, as amended, was passed to engrossment.

**GENERAL STATE CALENDAR  
HOUSE BILLS  
SECOND READING**

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

**SB 636 ON SECOND READING**  
**(Calanni, Zerwas, and Longoria - House Sponsors)**

**SB 636**, A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

**SB 636** was considered in lieu of **HB 1308**.

Representative Calanni moved to postpone consideration of **SB 636** until 4 p.m. today.

The motion prevailed.

**HB 201 ON SECOND READING**  
**(by Stephenson)**

**HB 201**, A bill to be entitled An Act relating to the composition of the combative sports advisory board.

**HB 201** was passed to engrossment.

**CSHB 3040 ON SECOND READING**  
**(by Hunter)**

**CSHB 3040**, A bill to be entitled An Act relating to an interim study by the Texas Commission on Judicial Selection regarding the method by which certain trial and appellate judges are selected.

**CSHB 3040** was passed to engrossment.

**CSHB 2797 ON SECOND READING**  
**(by Hinojosa, Gutierrez, Moody, Rose, and Wray)**

**CSHB 2797**, A bill to be entitled An Act relating to evaluation under the state accountability system of school district campuses that enroll certain students who receive special education services.

**CSHB 2797** was passed to engrossment.

(Thierry now present)

**HB 3301 ON SECOND READING**  
**(by Darby, Lambert, and Clardy)**

**HB 3301**, A bill to be entitled An Act relating to merger agreements among certain hospitals; imposing fees.

**HB 3301** was passed to engrossment.

**HB 2155 ON SECOND READING**  
**(by Guerra)**

**HB 2155**, A bill to be entitled An Act relating to a grant program to reduce wait times for agricultural inspections of vehicles at ports of entry along the Texas-Mexico border.

**HB 2155** was passed to engrossment. (Flynn recorded voting no.)

**HB 1992 ON SECOND READING****(by Leman, Hefner, et al.)**

**HB 1992**, A bill to be entitled An Act relating to prohibiting telemarketers from transmitting misleading caller identification information or otherwise misrepresenting the origin of a telemarketing call.

**HB 1992** was passed to engrossment.

**HB 1635 ON SECOND READING****(by Miller and S. Davis)**

**HB 1635**, A bill to be entitled An Act relating to health benefit plan coverage for early childhood intervention services.

**Amendment No. 1**

Representative Miller offered the following amendment to **HB 1635**:

Amend **HB 1635** (house committee report) as follows:

(1) On page 3, strike lines 3-6.

(2) On page 5, line 23, strike "another requirement that a service be authorized" and substitute "any other utilization management requirement".

(3) On page 6, line 16, between the semicolon and "or", insert the following:

(2) apply visits to a physician or health care provider, as applicable, to receive the rehabilitative and habilitative therapies described by Section 1367.205(a) to an annual limit on an insured's or enrollee's number of visits to a physician or provider;

(4) On page 6, line 17, strike "(2)" and substitute "(3) [~~(2)~~]".

Amendment No. 1 was adopted.

**HB 1635**, as amended, was passed to engrossment. (Flynn recorded voting no.)

**COMMITTEE GRANTED PERMISSION TO MEET**

Representative Flynn requested permission for the Committee on Defense and Veterans' Affairs to meet while the house is in session, at 2:30 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Defense and Veterans' Affairs, 2:30 p.m. today, 1W.14, for a formal meeting, to consider pending business.

**GENERAL STATE CALENDAR**  
**(consideration continued)**

**CSHB 362 ON SECOND READING**  
**(by Israel, Capriglione, Longoria, Klick, Anchia, et al.)**

**CSHB 362**, A bill to be entitled An Act relating to the creation of a fund to assist local governments with the acquisition of voting system equipment.

**Amendment No. 1**

Representative Klick offered the following amendment to **CSHB 362**:

Amend **CSHB 362** (house committee printing) as follows:

(1) Strike "or city" in each of the following places it appears:

- (A) page 1, line 23;
- (B) page 2, line 3;
- (C) page 2, line 14; and
- (D) page 2, line 25.

(2) On page 2, line 13, strike "and cities".

(3) On page 3, line 8, strike "or city's".

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

SECTION \_\_\_\_\_. The secretary of state is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the secretary of state may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

Amendment No. 1 was adopted.

**CSHB 362**, as amended, was passed to engrossment.

**CSHB 2929 ON SECOND READING**  
**(by Leach)**

**CSHB 2929**, A bill to be entitled An Act relating to hospital liens.

**CSHB 2929** was passed to engrossment.

**CSHB 3906 ON SECOND READING**  
**(by Huberty)**

**CSHB 3906**, A bill to be entitled An Act relating to the administration of assessment instruments used to assess the performance of public school students.

**CSHB 3906** was passed to engrossment.

**HB 4152 ON SECOND READING**  
**(by Nevárez)**

**HB 4152**, A bill to be entitled An Act relating to use of hotel occupancy tax by certain counties.

**Amendment No. 1**

Representative Zwiener offered the following amendment to **HB 4152**:

Amend **HB 4152** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill appropriately:

SECTION \_\_\_\_\_. Section 352.002, Tax Code, is amended by adding Subsection (v) to read as follows:

(v) The commissioners court of a county with a population of not more than 25,000 that borders a county in which the State Capitol is located may impose a tax as provided by Subsection (a).

(Goldman in the chair)

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Clardy offered the following amendment to **HB 4152**:

Amend **HB 4152** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 352.002, Tax Code, is amended by adding Subsection (w) to read as follows:

(w) The commissioners court of a county that has a population of more than 53,000 and less than 78,000 that is adjacent to a county with a population of more than 200,000 and less than 230,000 may impose a tax as provided by Subsection (a).

SECTION \_\_\_\_\_. Section 352.003(n), Tax Code, is amended to read as follows:

(n) The tax rate in a county authorized to impose the tax under Section 352.002(o) or (w) may not exceed two percent of the price paid for a room in a hotel.

SECTION \_\_\_\_\_. Subchapter B, Chapter 352, Tax Code, is amended by adding Section 352.112 to read as follows:

Sec. 352.112. USE OF REVENUE: CERTAIN COUNTIES BORDERING CERTAIN POPULOUS COUNTIES. The revenue from a tax imposed under this chapter by a county authorized to impose the tax under Section 352.002(w) may be used only to operate and maintain an exposition center in the county that has a substantial impact on tourism and hotel activity.

Amendment No. 2 was adopted.

A record vote was requested by Representative Stickland.

**HB 4152**, as amended, was passed to engrossment by (Record 1151): 80 Yeas, 52 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bowers; Bucy; Burrows; Button; Calanni; Canales; Clardy; Cole; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dominguez; Farrar; Fierro; Geren;



Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Herrero; Hinojosa; Holland; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Krause; Lambert; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales; Neave; Nevárez; Ortega; Pacheco; Paddie; Perez; Phelan; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zerwas; Zwiener.

Nays — Anderson; Bohac; Buckley; Burns; Cain; Capriglione; Craddick; Cyrier; Darby; Dean; Dutton; Frank; Frullo; Harless; Harris; Hefner; Hunter; King, K.; King, P.; Kuempel; Landgraf; Lang; Leach; Leman; Metcalf; Middleton; Miller; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Raymond; Sanford; Schaefer; Shaheen; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White; Wray; Zedler.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Biedermann; Coleman; Flynn; Hernandez; Howard; Huberty; Klick; Larson; Lopez; Meyer; Morrison; Muñoz; Ramos; Wilson.

#### STATEMENTS OF VOTE

When Record No. 1151 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 1151 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 1151 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 1151 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1151 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 1151 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 1151 was taken, I was shown voting no. I intended to vote yes.

Raymond

When Record No. 1151 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 1151 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

### **HB 4228 ON SECOND READING** **(by Nevárez)**

**HB 4228**, A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue in certain municipalities.

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

Representative Wilson offered the following amendment to **HB 4228**:

Amend **HB 4228** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Subchapter B, Chapter 351, Tax Code, is amended by adding Section 351.10692 to read as follows:

Sec. 351.10692. ALLOCATION OF REVENUE: CERTAIN MUNICIPALITIES. (a) This section applies only to a municipality with a population of less than 2,000 located in a county that:

(1) is adjacent to the county in which the State Capitol is located; and

(2) has a population of:

(A) not more than 45,000; or

(B) at least 100,000 but not more than 200,000.

(b) Notwithstanding any other provision of this chapter, a municipality to which this section applies may use revenue from the municipal hotel occupancy tax for the promotion and preservation of dark skies through construction and maintenance of infrastructure and the purchase and installation of hardware that reduces light pollution and sky glow.

(c) A municipality that uses revenue from the municipal hotel occupancy tax for a purpose described by Subsection (b):

(1) shall determine the amount of area hotel revenue attributable to dark skies related events and activities for five years after the date the municipality first uses hotel occupancy tax revenue for a purpose described by Subsection (b); and

(2) may not spend municipal hotel occupancy tax revenue for the purposes described by Subsection (b) in a total amount that exceeds the amount determined under Subdivision (1).

(d) A municipality may not spend more than 25 percent of the municipality's annual hotel occupancy tax revenue for a purpose described by Subsection (b).

Amendment No. 1 was adopted.

A record vote was requested by Representative Stickland.

**HB 4228**, as amended, was passed to engrossment by (Record 1152): 93 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bowers; Bucy; Burrows; Button; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frullo; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Perez; Phelan; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zerwas; Zwiener.

Nays — Biedermann; Bohac; Buckley; Burns; Cain; Capriglione; Craddick; Cyrier; Dean; Frank; Harris; Hefner; Holland; Hunter; King, P.; Klick; Krause; Landgraf; Lang; Leach; Leman; Metcalf; Miller; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson; Wray; Zedler.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Flynn; González, J.; González, M.; Harless; Lopez; Middleton; Raney.

### STATEMENTS OF VOTE

When Record No. 1152 was taken, I was in the house but away from my desk. I would have voted no.

Harless

When Record No. 1152 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 1152 was taken, I was shown voting yes. I intended to vote no.

Shine

**HB 1739 ON SECOND READING**  
**(by Geren, Y. Davis, Shine, Leach, Kuempel, et al.)**

**HB 1739**, A bill to be entitled An Act relating to recovery under uninsured and underinsured motorist insurance coverage.

**Amendment No. 1**

Representative Geren offered the following amendment to **HB 1739**:

Amend **HB 1739** (house committee printing) by striking page 1, line 8, through page 2, line 17, and substituting the following:

Sec. 1952.1061. NOTICE OF CLAIM FOR UNFAIR SETTLEMENT PRACTICE. For the purpose of Section 541.060, an insured may provide notice of a claim for uninsured or underinsured motorist coverage by providing a written notification to the insurer that reasonably informs the insurer of the facts of the claim.

Sec. 1952.1062. LEGAL DETERMINATION NOT PREREQUISITE TO RECOVERY FOR UNFAIR SETTLEMENT PRACTICE. A judgment or other legal determination establishing the other motorist's liability or the extent of the insured's damages is not a prerequisite to recovery in an action under Section 541.151 for a violation of Section 541.060.

Sec. 1952.1063. LIMITATION ON EXTRA-CONTRACTUAL CAUSES OF ACTION. In regard to a claim for uninsured or underinsured motorist coverage, the only extra-contractual cause of action available to an insured is provided by Section 541.151 to recover damages under Section 541.152 for a violation of Section 541.060.

Amendment No. 1 was adopted.

**HB 1739**, as amended, was passed to engrossment.

**CSHB 4726 ON SECOND READING**  
**(by Dominguez)**

**CSHB 4726**, A bill to be entitled An Act relating to the creation of the Cameron County Flood Control District; granting a limited power of eminent domain; providing authority to impose assessments, fees, and taxes and to issue bonds.

**Amendment No. 1**

Representative Dominguez offered the following amendment to **CSHB 4726**:

Amend **CSHB 4726** (house committee report) on page 2, line 7, by striking "another" and substituting "a".

Amendment No. 1 was adopted.

**CSHB 4726**, as amended, was passed to engrossment.

**HB 1916 ON SECOND READING**  
**(by Miller, Zerwas, Howard, Meyer, Wu, et al.)**

**HB 1916**, A bill to be entitled An Act relating to requiring evidence-based trauma training for certain attorneys.

**Amendment No. 1**

Representative Miller offered the following amendment to **HB 1916**:

Amend **HB 1916** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 107.004, Family Code, is amended by amending Subsection (b-1) and adding Subsections (b-2), (b-3), and (b-4) to read as follows:

(b-1) An attorney who is on the list maintained by the court as being qualified for appointment as an attorney ad litem for a child in a child protection case must:

(1) complete at least three hours of continuing legal education relating to the representation of a child in a proceeding under Subtitle E each year before the anniversary date of the attorney's listing; and

(2) provide proof that the attorney has completed a training program regarding trauma-informed care and the effect of trauma on children in the conservatorship of the Department of Family and Protective Services.

(b-2) The training described by Subsection (b-1)(2) may satisfy the training requirement under Subsection (b-1)(1) in a year in which an attorney completes the training.

(b-3) An attorney described by Subsection (b-1) shall complete the training required by Subsection (b-1)(2) as soon as practicable after the attorney is placed on the list described by Subsection (b-1).

(b-4) The training required by Subsection (b-1)(2) must be designed to educate an attorney regarding the attorney's duty under Subsection (d-3) and include information regarding:

(1) the symptoms of trauma and the impact that trauma has on a child, including how trauma may affect a child's development, emotions, memories, behavior, and decision-making;

(2) attachment and how a lack of attachment may affect a child;

(3) the role that trauma-informed care and services can have in a child's ability to build connections, feel safe, and regulate the child's emotions to help the child build resiliency and overcome the effects of trauma and adverse childhood experiences;

(4) the importance of screening children for trauma and the risk of mislabeling and inappropriate treatment of children without proper screening, including the risk associated with increasing the use of psychotropic medication;

(5) the potential for re-traumatization of children in the conservatorship of the Department of Family and Protective Services; and

(6) the availability of:

(A) research-supported, trauma-informed, non-pharmacological interventions; and

(B) trauma-informed advocacy to increase a child's access, while the child is in the conservatorship of the Department of Family and Protective Services, to:

(i) trauma-informed care; and

(ii) trauma-informed mental and behavioral health services.

SECTION 2. An attorney who is on the list maintained by a court as being qualified for appointment as an attorney ad litem for a child in a child protection case on the effective date of this Act shall complete the training required by Section 107.004(b-1)(2), Family Code, as added by this Act, not later than September 1, 2020.

SECTION 3. This Act takes effect September 1, 2019.

Amendment No. 1 was adopted.

**HB 1916**, as amended, was passed to engrossment.

### **CSHB 3439 ON SECOND READING**

**(by Patterson, Parker, Shaheen, Geren, Phelan, et al.)**

**CSHB 3439**, A bill to be entitled An Act relating to the authority of a municipality or county to require a labor peace agreement as a condition of engaging in a commercial transaction with the municipality or county.

Representative Patterson moved to postpone consideration of **CSHB 3439** until 3:30 p.m. today.

The motion prevailed.

### **CSHB 29 ON SECOND READING**

**(by Minjarez, Klick, Moody, Coleman, Parker, et al.)**

**CSHB 29**, A bill to be entitled An Act relating to the regulation of the practice of physical therapy.

A record vote was requested by Representative Stickland.

**CSHB 29** was passed to engrossment by (Record 1153): 141 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith;

Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Cole.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Flynn; King, K.; Oliverson; White.

### STATEMENTS OF VOTE

When Record No. 1153 was taken, I was shown voting no. I intended to vote yes.

Cole

When Record No. 1153 was taken, I was in the house but away from my desk. I would have voted yes.

White

### CSHB 3148 ON SECOND READING (by Parker, Springer, Zerwas, and Lucio)

**CSHB 3148**, A bill to be entitled An Act relating to the administration and oversight of investigational adult stem cell treatments administered to certain patients.

### CSHB 3148 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **CSHB 3148** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is inaccurate.

The point of order was withdrawn.

### COMMITTEE GRANTED PERMISSION TO MEET

Representative Geren requested permission for the Committee on House Administration to meet while the house is in session, at 3 p.m. today, in 3W.9, to consider pending business.

Permission to meet was granted.

### COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

House Administration, 3 p.m. today, 3W.9, for a formal meeting, to consider pending business.

### CSHB 3148 - (consideration continued)

**CSHB 3148** was passed to engrossment.

**COMMITTEE MEETING ANNOUNCEMENTS**

The following committee meetings were announced:

Appropriations, 3 p.m. today, 3W.15, for a formal meeting, to consider pending business.

Resolutions Calendars, 3 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

**RECESS**

Representative Burrows moved that the house recess until 3:15 p.m. today.

The motion prevailed.

The house accordingly, at 2:56 p.m., recessed until 3:15 p.m. today.

**NIGHT SESSION**

The house met at 3:27 p.m. and was called to order by the speaker.

**POSTPONED BUSINESS**

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

**HB 831 ON THIRD READING**

(by Huberty)

**HB 831**, A bill to be entitled An Act relating to the residency requirement to be eligible for public office.

**HB 831** was read third time earlier today, postponed until 1:30 p.m. today, and was again postponed until this time.

**Amendment No. 1**

Representative Huberty offered the following amendment to **HB 831**:

Amend **HB 831** on third reading as follows:

(1) On line 6, strike "and (a-2)" and substitute ", (a-2), and (a-3)".

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

(a-3) The authority with whom an application for a place on a general primary election ballot is filed under Section 172.022 shall, to the extent permitted by law, use Subsections (a) and (a-1) in determining whether a candidate meets the residency requirements for a public elective office.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Zwiener offered the following amendment to **HB 831**:

Amend **HB 831** on third reading on page 1 of the bill as follows:

(1) On line 6, strike "and (a-2)" and substitute ", (a-2), and (a-3)".

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

(a-3) Subsection (a-1)(2) does not apply to a person who has left the person's residence because the person is:

(1) attending an institution of higher education;

(2) engaged in military service; or



(3) engaged in governmental service out of this state.

Amendment No. 2 failed of adoption.

**HB 831**, as amended, was passed by (Record 1154): 135 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bowers; Buckley; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rosenthal; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas.

Nays — Beckley; Meza; Middleton; Romero; Vo; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Ashby; Bucy; Clardy; Pacheco; Rose; Sanford.

**STATEMENTS OF VOTE**

When Record No. 1154 was taken, I was in the house but away from my desk. I would have voted yes.

Ashby

When Record No. 1154 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 1154 was taken, my vote failed to register. I would have voted yes.

Sanford

**CSHB 3439 ON SECOND READING****(by Patterson, Parker, Shaheen, Geren, Phelan, et al.)**

**CSHB 3439**, A bill to be entitled An Act relating to the authority of a municipality or county to require a labor peace agreement as a condition of engaging in a commercial transaction with the municipality or county.

**CSHB 3439** was read second time earlier today and was postponed until this time.

Representative Patterson moved to postpone consideration of **CSHB 3439** until 4 p.m. today.

The motion prevailed.

**GENERAL STATE CALENDAR****(consideration continued)****HB 1113 ON SECOND READING****(by S. Davis, Price, S. Thompson, Leach, Coleman, et al.)**

**HB 1113**, A bill to be entitled An Act relating to state contract limitations and programs for sex trafficking prevention and victim treatment.

**Amendment No. 1**

On behalf of Representative S. Davis, Representative S. Thompson offered the following amendment to **HB 1113**:

Amend **HB 1113** (house committee report) as follows:

(1) On page 1, strike lines 5-11.

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

SECTION \_\_\_\_\_. Subchapter A, Chapter 2155, Government Code, is amended by adding Section 2155.0061 to read as follows:

Sec. 2155.0061. PROHIBITION ON CERTAIN BIDS AND CONTRACTS RELATED TO PERSONS INVOLVED IN HUMAN TRAFFICKING. (a) A state agency may not accept a bid or award a contract, including a contract for which purchasing authority is delegated to a state agency, that includes proposed financial participation by a person who, during the five-year period preceding the date of the bid or award, has been convicted of any offense related to the direct support or promotion of human trafficking.

(b) A bid or award subject to the requirements of this section must include the following statement:

"Under Section 2155.0061, Government Code, the vendor certifies that the individual or business entity named in this bid or contract is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate."

(c) If a state agency determines that an individual or business entity holding a state contract was ineligible to have the bid accepted or contract awarded under this section, the state agency may immediately terminate the contract without further obligation to the vendor.

(d) This section does not create a cause of action to contest a bid or award of a state contract.

SECTION \_\_\_\_\_. Section 2155.077(a-1), Government Code, is amended to read as follows:

(a-1) The commission shall bar a vendor from participating in state contracts that are subject to this subtitle, including contracts for which purchasing authority is delegated to a state agency, if the vendor has been:

(1) convicted of violating a federal law in connection with a contract awarded by the federal government for relief, recovery, or reconstruction efforts as a result of Hurricane Rita, as defined by Section 39.459, Utilities Code, Hurricane Katrina, or any other disaster occurring after September 24, 2005; ~~[or]~~

(2) assessed a penalty in a federal civil or administrative enforcement action in connection with a contract awarded by the federal government for relief, recovery, or reconstruction efforts as a result of Hurricane Rita, as defined by Section 39.459, Utilities Code, Hurricane Katrina, or any other disaster occurring after September 24, 2005; or

(3) convicted of any offense related to the direct support or promotion of human trafficking.

SECTION \_\_\_\_\_. Section 2155.0061, Government Code, as added by this Act, applies only in relation to a state contract for which the request for bids or proposals or other applicable expressions of interest are made public on or after the effective date of this Act.

(3) On page 2, lines 1-2, strike "and the Child Sex Trafficking Prevention Unit established under Section 772.0062, Government Code".

(4) On page 2, between lines 18 and 19, insert the following appropriately lettered subsection:

(\_\_\_\_\_) The commission shall solicit and review applications from health-related institutions of higher education before designating an institution under this section.

(5) Strike page 2, line 27, through page 3, line 3 and substitute the following:

Sec. 50.0051. ESTABLISHMENT OF MATCHING GRANT PROGRAM.

(a) The commission shall establish a matching grant program to award to a municipality a grant in an amount equal to the amount committed by the municipality for the development of a sex trafficking prevention needs assessment. A municipality that is awarded a grant must develop the needs assessment in collaboration with a local institution of higher education and on completion submit a copy of the needs assessment to the commission.

(b) A sex trafficking prevention needs assessment developed under Subsection (a) must outline:

(1) the prevalence of sex trafficking crimes in the municipality;

(2) strategies for reducing the number of sex trafficking crimes in the municipality; and

(3) the municipality's need for additional funding for sex trafficking prevention programs and initiatives.

(6) On page 3, lines 6-7, strike "for the municipality's sex trafficking prevention program".

(7) On page 3, line 10, immediately following the underlined semicolon, insert "and".

(8) Strike page 3, lines 13-22, and substitute "of the awarded grant".

(9) On page 4, line 17, strike "that awards grants to local law enforcement agencies".

(10) On page 4, strike lines 19-27 and substitute the following:

(b) The office of the governor may establish eligibility criteria for a grant applicant.

(c) A grant awarded under this section must include provisions under which the office of the governor is provided sufficient control to ensure the public purpose of sex trafficking prevention is accomplished and the state receives the return benefit.

Amendment No. 1 was adopted.

**HB 1113**, as amended, was passed to engrossment.

### **HB 1770 ON SECOND READING (by Martinez and Sheffield)**

**HB 1770**, A bill to be entitled An Act relating to the offense of passing certain vehicles on a highway.

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

Representative Guillen offered the following amendment to **HB 1770**:

Amend **HB 1770** (house committee printing) as follows:

(1) On page 1, lines 4-5, strike "545.157(a), Transportation Code, is amended" and substitute "545.157, Transportation Code, is amended by amending Subsections (a) and (c) and adding Subsection (c-1)".

(2) On page 1, strike lines 10-11 and substitute the following:

(2) a ~~[stationary]~~ tow truck performing towing duties under Chapter 2308, Occupations Code, and using equipment authorized by Section 547.305(d);  
~~[and]~~

(3) On page 1, between lines 18 and 19, insert the following:

(c) A person who violates Subsection (b) commits an offense. An offense under [violation of] this subsection [section] is[-

[~~(1)~~] a misdemeanor punishable by a fine of not less than \$250 or more than \$500, except that the offense is:

(1) ~~[under Section 542.401;~~

[~~(2)~~] a misdemeanor punishable by a fine of not less than \$500 or more than \$1,000 if the violation results in property damage; or

(2) [~~(3)~~] a Class B misdemeanor if the violation results in bodily injury.

(c-1) On conviction of an offense under this section, the court shall require the person to complete a driving safety course approved under Chapter 1001, Education Code.

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

SECTION \_\_\_\_\_. Section 545.3051(e), Transportation Code, is amended to read as follows:

(e) Notwithstanding any other provision of law, an authority, ~~or~~ a law enforcement agency, or a towing company performing towing duties under Chapter 2308, Occupations Code, authorized by an authority or law enforcement agency is not liable for:

(1) any damage to personal property removed from a roadway or right-of-way under this section, unless the removal is carried out recklessly or in a grossly negligent manner; or

(2) any damage resulting from the failure to exercise the authority granted by this section.

SECTION \_\_\_\_\_. The changes in law made by this Act apply only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

A record vote was requested by Representative Sanford.

Amendment No. 1 was adopted by (Record 1155): 70 Yeas, 68 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Blanco; Bowers; Buckley; Bucy; Burns; Button; Canales; Clardy; Coleman; Collier; Cortez; Darby; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales; Muñoz; Neave; Nevárez; Ortega; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bohac; Burrows; Cain; Capriglione; Cole; Craddick; Cyrier; Dean; Frank; Frullo; Gervin-Hawkins; Harless; Harris; Hefner; Hunter; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Minjarez; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Schaefer; Shaheen; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Bailes; Beckley; Calanni; Davis, S.; Goldman; Huberty; Johnson, J.D.; Perez; Sanford.

**STATEMENTS OF VOTE**

When Record No. 1155 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 1155 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1155 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 1155 was taken, my vote failed to register. I would have voted no.

Sanford

When Record No. 1155 was taken, I was shown voting no. I intended to vote yes.

Zedler

**Amendment No. 2**

Representative Goodwin offered the following amendment to **HB 1770**:

Amend **HB 1770** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 201.905(b), Transportation Code, is amended to read as follows:

(b) A program under this section may also include literature distributed to the public by the department concerning:

(1) the program established under this section; and

(2) highway safety corridors designated under Section 201.9051.

SECTION \_\_\_\_\_. Subchapter K, Chapter 201, Transportation Code, is amended by adding Section 201.9051 to read as follows:

Sec. 201.9051. HIGHWAY SAFETY CORRIDOR. (a) The department may designate as a highway safety corridor a portion of a roadway containing:

(1) a site described by Section 201.905; or

(2) any other site with a high number of traffic fatalities, as identified by the department.

(b) The department shall erect a sign at each end of the highway safety corridor and at appropriate intermediate sites along the corridor:

(1) indicating that it is a highway safety corridor; and

(2) stating "Fines double: highway safety corridor."

(c) The department may include on the same sign the information required for:

(1) a highway safety corridor under this section; and

(2) a traffic safety sign under Section 201.905(a).

(d) The commission by rule shall establish a process to identify sites with high numbers of traffic fatalities.

SECTION \_\_\_\_\_. Subchapter D, Chapter 542, Transportation Code, is amended by adding Section 542.4046 to read as follows:

Sec. 542.4046. FINE FOR OFFENSE IN HIGHWAY SAFETY CORRIDOR. (a) In this section, "highway safety corridor" means a portion of a roadway designated by the department in accordance with Section 201.9051.

(b) If an offense under this subtitle, other than an offense under Chapter 548 or 552 or Section 545.412 or 545.413, is committed in a highway safety corridor:

(1) the minimum fine applicable to the offense is twice the minimum fine that would be applicable to the offense if it were committed outside a highway safety corridor; and

(2) the maximum fine applicable to the offense is twice the maximum fine that would be applicable to the offense if it were committed outside a highway safety corridor.

SECTION \_\_\_\_\_. Section 542.4046, Transportation Code, as added by this Act, applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is covered by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense was committed before that date.

Amendment No. 2 failed of adoption.

**HB 1770**, as amended, was passed to engrossment.

### **CSHB 3631 ON SECOND READING**

**(by Bailes)**

**CSHB 3631**, A bill to be entitled An Act relating to the confidentiality of the e-mail address of an applicant for or holder of a license issued by certain state agencies.

**CSHB 3631** was passed to engrossment. (Flynn recorded voting no.)

### **CSHB 2894 ON SECOND READING**

**(by Collier)**

**CSHB 2894**, A bill to be entitled An Act relating to the prosecution of health care fraud; creating a criminal offense.

**CSHB 2894** was passed to engrossment.

**HB 1380 ON SECOND READING****(by Murr)**

**HB 1380**, A bill to be entitled An Act relating to the jurisdiction of certain courts and fees collected by a justice court; increasing a fee.

**Amendment No. 1**

Representative Geren offered the following amendment to **HB 1380**:

Amend **HB 1380** (house committee printing) as follows:

(1) On page 1, strike line 5 and substitute the following:

SECTION 1. Section 26.042, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1)

(2) On page 1, line 7, between "court" and "has", insert "in a county with a population of less than 500,000".

(3) On page 1, insert the following between lines 10 and 11:

(a-1) A county court in a county with a population of 500,000 or more has concurrent jurisdiction with the justice courts in civil cases in which the matter in controversy exceeds \$200 in value but does not exceed \$10,000, exclusive of interest.

(4) On page 1, strike line 11, and substitute the following:

SECTION 2. Section 27.031, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1)

(5) On page 1, line 14, between "court" and "has", insert "in a county with a population of less than 500,000".

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

(a-1) In addition to the jurisdiction and powers provided by the constitution and other law, the justice court in a county with a population of 500,000 or more has original jurisdiction of:

(1) civil matters in which exclusive jurisdiction is not in the district or county court and in which the amount in controversy is not more than \$10,000, exclusive of interest;

(2) cases of forcible entry and detainer;

(3) foreclosure of mortgages and enforcement of liens on personal property in cases in which the amount in controversy is otherwise within the justice court's jurisdiction; and

(4) cases arising under Chapter 707, Transportation Code, outside a municipality's territorial limits.

Amendment No. 1 was adopted.

**Amendment No. 1 - Vote Reconsidered**

Representative Geren moved to reconsider the vote by which Amendment No. 1 was adopted.

The motion to reconsider prevailed.



**Amendment No. 2**

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

Amend Amendment No. 1 by Geren to **HB 1380** by striking "500,000" and substituting "250,000" in each of the following places on page 1 of the amendment:

- (1) line 6;
- (2) line 8;
- (3) line 16; and
- (4) line 20.

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

(Speaker pro tempore in the chair)

A record vote was requested by Representative Hefner.

**HB 1380**, as amended, was passed to engrossment by (Record 1156): 133 Yeas, 11 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Farrar; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Murr; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Biedermann; Cain; Dean; Dominguez; Flynn; Hefner; Johnson, J.E.; Middleton; Neave; Stickland; Wilson.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Lozano; Perez.

**STATEMENTS OF VOTE**

When Record No. 1156 was taken, I was shown voting no. I intended to vote yes.

J.E. Johnson

When Record No. 1156 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 1156 was taken, I was shown voting no. I intended to vote yes.

Middleton

**HB 2013 ON SECOND READING  
(by Gervin-Hawkins)**

**HB 2013**, A bill to be entitled An Act relating to the implementation of certain rules regarding public school accountability adopted by the commissioner of education or the Texas Education Agency.

**HB 2013** was passed to engrossment. (Flynn recorded voting no.)

**POSTPONED BUSINESS**

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

**CSHB 3439 ON SECOND READING  
(by Patterson, Parker, Shaheen, Geren, Phelan, et al.)**

**CSHB 3439**, A bill to be entitled An Act relating to the authority of a municipality or county to require a labor peace agreement as a condition of engaging in a commercial transaction with the municipality or county.

**CSHB 3439** was read second time earlier today, postponed until 3:30 p.m. today, and was again postponed until this time.

Representative Patterson moved to postpone consideration of **CSHB 3439** until 3 a.m. Monday, November 4.

The motion prevailed.

**SB 636 ON SECOND READING  
(Calanni, Zerwas, and Longoria - House Sponsors)**

**SB 636**, A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

**SB 636** was read second time earlier today and was postponed until this time.

**SB 636** was passed to third reading.

**HB 1308 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Calanni moved to lay **HB 1308** on the table subject to call.

The motion prevailed.

**FIVE-DAY POSTING RULE SUSPENDED**

Representative Murphy moved to suspend the five-day posting rule to allow the Committee on Pensions, Investments, and Financial Services to consider **SB 1138** at 8 a.m. tomorrow in E2.026.

The motion prevailed.

**GENERAL STATE CALENDAR  
(consideration continued)****CSHB 388 ON SECOND READING  
(by Murphy and Middleton)**

**CSHB 388**, A bill to be entitled An Act relating to the exemption from ad valorem taxation of real property leased to and used by certain schools.

**Amendment No. 1**

Representative J. González offered the following amendment to **CSHB 388**:

Amend **CSHB 388** as follows:

(1) On page 1, line 19, strike "and".

(2) On page 2, line 14, between "rent" and ":", insert "; and

(3) the school and charter holder are operated in a way that does not result in accrual of distributable profits, realization of private gain resulting from payment of compensation in excess of a reasonable allowance for salary or other compensation for services rendered, or realization of any other form of private gain and, if the charter holder is a corporation, be organized as a nonprofit corporation as defined by the Texas Non-Profit Corporation Act".

A record vote was requested by Representative Hinojosa.

Amendment No. 1 failed of adoption by (Record 1157): 43 Yeas, 97 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Blanco; Bowers; Calanni; Canales; Coleman; Collier; Cortez; Farrar; Fierro; González, J.; González, M.; Goodwin; Guerra; Gutierrez; Herrero; Hinojosa; Howard; Israel; King, T.; Lopez; Martinez; Martinez Fischer; Meza; Morales; Muñoz; Neave; Nevárez; Ortega; Pacheco; Perez; Ramos; Raymond; Rodriguez; Romero; Rosenthal; Sheffield; Talarico; Thierry; Walle; Zwiener.

Nays — Allison; Anchia; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cole; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Harless; Harris; Hefner; Hernandez; Holland; Huberty; Hunter; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Middleton; Miller; Minjarez; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Reynolds; Rose; Sanford; Schaefer; Shaheen;

Sherman; Shine; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; White; Wilson; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Anderson; Bucy; Guillen; Longoria; Stephenson; Vo.

## **Amendment No. 2**

Representative Hinojosa offered the following amendment to **CSHB 388**:

Amend **CSHB 388** as follows:

(1) On page 1, line 19, strike "and".

(2) On page 2, line 14, between "rent" and "." insert "; and

(3) the open-enrollment charter school has for the past three years posted its financial statements on its website and has submitted the lease to the Texas Facilities Commission for review"

A record vote was requested by Representative Hinojosa.

Amendment No. 2 failed of adoption by (Record 1158): 63 Yeas, 77 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Blanco; Bowers; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Davis, Y.; Dominguez; Dutton; Farrar; Fierro; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.E.; King, K.; King, T.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Morales; Muñoz; Neave; Nevárez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Bell, K.; Biedermann; Bohac; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Craddick; Cyrier; Darby; Davis, S.; Dean; Deshotel; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hunter; Johnson, J.D.; Kacal; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Sanford; Schaefer; Shaheen; Shine; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wilson; Wray; Zedler; Zerwas.

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

Absent, Excused — Johnson, E.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Anderson; Bell, C.; Longoria; Minjarez; Stephenson; Thompson, S.

(G. Bonnen now present)

### **Amendment No. 3**

Representative Hinojosa offered the following amendment to **CSHB 388**:

Amend **CSHB 388** (house committee report) as follows:

(1) On page 1, line 19, strike "and".

(2) On page 2, line 14, between "rent" and the underlined period, insert the following:  
; and

(3) the charter holder, as that term is defined by Section 12.1012, Education Code, is an entity organized under the laws of this state

Amendment No. 3 failed of adoption.

### **Amendment No. 4**

Representative Bailes offered the following amendment to **CSHB 388**:

Amend **CSHB 388** as follows:

(1) On page 1, line 21, between "school" and "certifies" insert "is not a related party as defined by this section".

(2) On page 2, between lines 7 and 8, insert new Subsections (e), (f), and (g) to read as follows:

(e) A "related party" means:

(1) a party with a current or former board member, administrator, or officer who is:

(A) a board member, administrator, or officer of an open-enrollment charter school; or

(B) related within the third degree of consanguinity or affinity, as determined under Chapter 573, Government Code, to a board member, administrator, or officer of an open-enrollment charter school;

(2) a charter holder's related organizations, joint ventures, and jointly governed organizations;

(3) an open-enrollment charter school's board members, administrators, or officers or a person related to a board member, administrator, or officer within the third degree of consanguinity or affinity, as determined under Chapter 573, Government Code; and

(4) any other disqualified person, as that term is defined by 26 U.S.C. Section 4958(f).

(f) For purposes of Subsection (e), a person is a former board member, administrator, or officer if the person served in that capacity within one year of the date on which a financial transaction between the charter holder and a related party occurred.

(g) In a charter holder's annual audit filed under Section 44.008, the charter holder must include a list of all transactions with a related party and all lease transactions under this section.

Amendment No. 4 was withdrawn.

**Amendment No. 5**

Representative Goodwin offered the following amendment to **CSHB 388**:

Amend **CSHB 388** (house committee report) as follows:

- (1) On page 1, line 19, strike "and".
- (2) On page 2, line 14, strike the underlined period and substitute "; and".
- (3) On page 2, between lines 14 and 15, insert the following:

(3) the total consideration required to be paid by the school under the lease agreement does not increase in any year for which the lease is in effect by more than 2.5 percent.

(Paddie in the chair)

Amendment No. 5 failed of adoption.

**Amendment No. 6**

Representative Capriglione offered the following amendment to **CSHB 388**:

Amend **CSHB 388** on page 2, between lines 7 and 8, by inserting Subsection (e):

(e) A lease agreement under this section shall be posted on the Internet website of the open-enrollment charter school and included in the school's annual financial statement.

Amendment No. 6 was withdrawn.

**CSHB 388 - POINT OF ORDER**

Representative Hinojosa raised a point of order against further consideration of **CSHB 388** under Rule 4, Section 32(b)(10), of the House Rules on the grounds that the witness list is not correct.

The point of order was withdrawn.

(Speaker pro tempore in the chair)

**CSHB 388 - POINT OF ORDER**

Representative Hinojosa raised a point of order against further consideration of **CSHB 388** under Rule 4, Section 32(c)(1), of the House Rules on the grounds that the Background and Purpose portion of the bill analysis is incorrect.

The point of order was withdrawn.

A record vote was requested by Representative Martinez Fischer.

**CSHB 388** was passed to engrossment by (Record 1159): 95 Yeas, 44 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bell, C.; Biedermann; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Craddick; Cyrier; Darby; Davis, S.; Dean; Deshotel; Dominguez; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Hernandez; Holland; Huberty; Hunter; Johnson, J.D.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Miller; Morales; Morrison; Murphy;

Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Romero; Rose; Sanford; Schaefer; Shaheen; Shine; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; White; Wilson; Wray; Wu; Zedler; Zerwas.

Nays — Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Calanni; Canales; Clardy; Coleman; Collier; Cortez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Gutierrez; Herrero; Hinojosa; Howard; Israel; Johnson, J.E.; King, T.; Lopez; Martinez; Martinez Fischer; Meza; Muñoz; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rosenthal; Sheffield; Sherman; Thierry; Turner, J.; Vo; Walle; Zwiener.

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

Absent, Excused — Johnson, E.

Absent — Cole; Davis, Y.; Farrar; Leach; Minjarez; Nevárez; Pacheco; Stephenson.

### STATEMENTS OF VOTE

When Record No. 1159 was taken, I was shown voting no. I intended to vote yes.

Blanco

When Record No. 1159 was taken, I was shown voting no. I intended to vote yes.

Dutton

### 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).

### POSTPONED BUSINESS

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

#### HB 2748 ON SECOND READING

(by Perez and Shaheen)

**HB 2748**, A bill to be entitled An Act relating to regulation of the retail sale of fireworks.

**HB 2748** was read second time on April 23, postponed until April 25, postponed until 10 a.m. April 30, postponed until 8 p.m. April 30, postponed until 8:45 p.m. April 30, postponed until May 1, postponed until 10 a.m. today, and was again postponed until this time.

**HB 2748 - POINT OF ORDER**

Representative Harless raised a point of order against further consideration of **HB 2748** under Rule 8, Section 1(d), of the House Rules on the grounds that the caption fails to include the required statement indicating the general effect of the bill on an occupation or profession with regard to a permit required by the bill.

The point of order was withdrawn.

Representative Perez moved to postpone consideration of **HB 2748** until 10 a.m. Thursday, July 4.

The motion prevailed.

**GENERAL STATE CALENDAR  
(consideration continued)****HB 1873 ON SECOND READING  
(by Dominguez)**

**HB 1873**, A bill to be entitled An Act relating to a report by the Texas Division of Emergency Management regarding building trade services following disasters.

**Amendment No. 1**

Representative Dominguez offered the following amendment to **HB 1873**:

Amend **HB 1873** (house committee printing) as follows:

(1) Strike page 1, lines 12-20, and substitute the following:

(1) the number and economic impact of tradespeople in communities affected by a disaster;

(2) strategies for using a workforce that has been trained in a United States Department of Labor Industry-Recognized Apprenticeship Program or Registered Apprenticeship Program to increase the availability of tradespeople, including plumbers and electricians, following a disaster;

(3) approaches to increase prosecutions of alleged fraud relating to building trade services offered following a disaster, including wage theft and worker misclassification; and

(4) methods to encourage performance bond requirements in contracts for building trade services to be performed following a disaster.

(2) On page 1, line 24, between "associations," and "and", insert "United States Department of Labor Registered Apprenticeship Programs,".

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

(c) The report described by Subsection (a) must include the methodology of the contents of the report, including the type and nature of information provided by the entities described by Subsection (b).

(4) On page 2, line 2, strike "(c)" and substitute "(d)".

Amendment No. 1 was adopted.

**HB 1873**, as amended, was passed to engrossment. (Flynn recorded voting no.)



**CSHB 2366 ON SECOND READING****(by Darby)**

**CSHB 2366**, A bill to be entitled An Act relating to the regulation of motor fuel quality and motor fuel metering devices.

**CSHB 2366** was passed to engrossment.

**HB 2131 ON SECOND READING****(by Walle)**

**HB 2131**, A bill to be entitled An Act relating to a public defender's investigation into a defendant's finances.

A record vote was requested by Representative Hefner.

**HB 2131** was passed to engrossment by (Record 1160): 70 Yeas, 56 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, K.; Blanco; Bowers; Bucy; Calanni; Canales; Clardy; Coleman; Collier; Cortez; Dominguez; Farrar; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, J.E.; Kacal; King, K.; King, T.; Landgraf; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Morales; Muñoz; Murphy; Neave; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Smith; Thierry; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Wiener.

Nays — Anderson; Ashby; Bell, C.; Biedermann; Bohac; Buckley; Burrows; Button; Cain; Capriglione; Craddick; Cyrier; Darby; Davis, S.; Dean; Dutton; Flynn; Frank; Goldman; Harris; Hefner; Hunter; Klick; Lambert; Lang; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Miller; Murr; Noble; Oliverson; Parker; Patterson; Paul; Phelan; Price; Raney; Shaheen; Shine; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson; Wray; Zedler; Zerwas.

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

Absent, Excused — Johnson, E.

Absent — Bailes; Bernal; Bonnen; Burns; Cole; Davis, Y.; Deshotel; Frullo; Gervin-Hawkins; Johnson, J.D.; King, P.; Krause; Kuempel; Minjarez; Morrison; Nevárez; Sanford; Schaefer; Stephenson; Thompson, S.

**STATEMENTS OF VOTE**

When Record No. 1160 was taken, I was in the house but away from my desk. I would have voted no.

G. Bonnen

When Record No. 1160 was taken, I was in the house but away from my desk. I would have voted no.

Burns

When Record No. 1160 was taken, I was in the house but away from my desk. I would have voted no.

Frullo

When Record No. 1160 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 1160 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1160 was taken, I was temporarily out of the house chamber. I would have voted no.

Schaefer

When Record No. 1160 was taken, I was shown voting present, not voting. I intended to vote yes.

Talarico

**CSHB 2858 ON SECOND READING**  
**(by Toth and Romero)**

**CSHB 2858**, A bill to be entitled An Act relating to adoption of a uniform swimming pool and spa code for use in municipalities in this state.

A record vote was requested by Representative Stickland.

**CSHB 2858** was passed to engrossment by (Record 1161): 130 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Cain; Calanni; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Dominguez; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Sheffield; Sherman; Shine; Smith; Springer; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Harris; Hefner; Krause; Lang; Lozano; Raney; Sanford; Shaheen; Smithee.

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

Absent, Excused — Johnson, E.

Absent — Button; Canales; Deshotel; Farrar; Johnson, J.D.; Nevárez; Stephenson; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1161 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1161 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1161 was taken, I was shown voting yes. I intended to vote no.

Wilson

### CSHB 2620 ON SECOND READING (by Martinez)

**CSHB 2620**, A bill to be entitled An Act relating to the movement of oversize or overweight vehicles, including the enforcement of motor vehicle size and weight limitations; creating a criminal offense.

(Speaker in the chair)

#### Amendment No. 1

Representative Krause offered the following amendment to **CSHB 2620**:

Amend **CSHB 2620** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter Z, Chapter 622, Transportation Code, is amended by adding Section 622.956 to read as follows:

Sec. 622.956. OVER-THE-ROAD BUS. (a) In this section, "over-the-road bus" has the meaning assigned by 42 U.S.C. Section 12181.

(b) An over-the-road bus may be operated on a public highway of this state only if the gross weight and tires of the bus conform to Section 621.101 and:

(1) the single axle weight is not heavier than 24,000 pounds; or

(2) the tandem axle weight does not exceed the maximum tandem axle weight under Section 621.101 by more than 20 percent.

(c) An over-the-road bus may only operate under this subchapter on a highway or road approved by the department.

Amendment No. 1 was adopted.

**CSHB 2620**, as amended, was passed to engrossment. (Flynn recorded voting no.)

**HB 2159 ON SECOND READING****(by Meyer)**

**HB 2159**, A bill to be entitled An Act relating to the correction of an ad valorem tax appraisal roll.

**HB 2159** was passed to engrossment.

**HB 2151 ON SECOND READING****(by Muñoz)**

**HB 2151**, A bill to be entitled An Act relating to the use of extrapolation by a health maintenance organization or an insurer to audit claims.

**Amendment No. 1**

Representative Stucky offered the following amendment to **HB 2151**:

Amend **HB 2151** (house committee report) as follows:

(1) On page 2, line 9, between "preferred" and "provider", insert "or nonpreferred".

(2) On page 2, line 13, between "preferred" and "provider", insert "or nonpreferred".

(3) On page 2, line 14, between "preferred" and "provider", insert "or nonpreferred".

(4) On page 2, between lines 16 and 17, insert the following:

(c) If a payment for which a patient has signed an agreement to pay is due a preferred or nonpreferred provider, the patient is considered to have assumed full financial responsibility for the payment, and the payment may not be used as a basis for a claim of nonpayment against the insurer.

Amendment No. 1 was adopted.

**HB 2151**, as amended, was passed to engrossment. (Flynn recorded voting no.)

**CSHB 2020 ON SECOND READING****(by Kacal and Harris)**

**CSHB 2020**, A bill to be entitled An Act relating to the release of defendants on bail.

**Amendment No. 1**

Representative Kacal offered the following amendment to **CSHB 2020**:

Amend **CSHB 2020** (house committee printing) as follows:

(1) Strike "Article 17.15(a)(6)" and substitute "Article 17.1501" in each of the following places it appears:

- (A) page 3, line 13;
- (B) page 6, line 23; and
- (C) page 7, line 5.

(2) Strike page 8, lines 1 through 3.

(3) On page 8, line 4, strike "(7)" and substitute "(6)".

(4) On page 8, line 21, strike "applies" and substitute "and Article 17.15, Code of Criminal Procedure, as amended by this Act, apply".

(5) Strike page 8, lines 23 through 26.

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

SECTION \_\_\_\_\_. Chapter 17, Code of Criminal Procedure, is amended by adding Article 17.1501 to read as follows:

Art. 17.1501. RULES FOR SETTING AMOUNT OF BAIL: PRETRIAL RISK ASSESSMENT. In addition to the requirements of Article 17.15, in setting the amount of bail to be required in any case, the court, judge, magistrate, or officer taking the bail shall consider the results of a pretrial risk assessment conducted using the validated pretrial risk assessment tool adopted for statewide use under Article 17.021(k).

SECTION \_\_\_\_\_. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2019.

(b) Articles 17.028 and 17.1501, Code of Criminal Procedure, as added by this Act, take effect September 1, 2020.

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Moody offered the following amendment to **CSHB 2020**:

Amend **CSHB 2020** (house committee report) as follows:

(1) On page 1, line 16, strike "three" and substitute "four"

(2) On page 1, between lines 17 and 18, insert the following appropriately numbered subsection and renumber subsequent subsections accordingly:

( ) one person with at least 10 years of experience acting, either as principal or on behalf of a corporation, as a surety for compensation;

Amendment No. 2 was adopted.

## **Amendment No. 3**

Representative Moody offered the following amendment to **CSHB 2020**:

Amend **CSHB 2020** (house committee printing) as follows:

(1) On page 3, line 18, between "defendant" and "failing", insert "intentionally".

(2) On page 3, line 21, strike "and".

(3) On page 3, line 24, between "disadvantaged" and the underlined semicolon, insert the following:  
and has been demonstrated to produce results that are unbiased with respect to the race or ethnicity of defendants; and

(D) is designed to function in a transparent manner with respect to the public and each defendant to whom the tool is applied

(4) On page 5, between lines 5 and 6, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

( ) A county may, as necessary, modify the validated pretrial risk assessment tool adopted under this article as necessary to ensure that the requirements of Subsection (h)(1) are being met and, as soon as practicable, shall provide notice of that modification to the Office of Court Administration.

(5) On page 5, line 14, following the underlined period, insert "The report must include a description of any modifications to the tool made by counties under this article and known to the commission at the time of the report.".

(6) On page 8, line 3, strike "for statewide use under Article 17.021(k)" and substitute "and, as applicable, modified under Article 17.021".

Amendment No. 3 was withdrawn.

#### **Amendment No. 4**

Representative Moody offered the following amendment to **CSHB 2020**:

Amend **CSHB 2020** (house committee printing) as follows:

(1) On page 3, line 18, between "defendant" and "failing", insert "intentionally".

(2) On page 3, line 21, strike "and".

(3) On page 3, line 24, between "disadvantaged" and the underlined semicolon, insert the following:  
and has been demonstrated to produce results that are unbiased with respect to the race or ethnicity of defendants; and

(D) is designed to function in a transparent manner with respect to the public and each defendant to whom the tool is applied

(4) On page 5, between lines 5 and 6, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

( ) A county may, as necessary, modify the validated pretrial risk assessment tool adopted under this article as necessary to ensure that the requirements of Subsection (h)(1) are being met and, as soon as practicable, shall provide notice of that modification to the Office of Court Administration.

(5) On page 5, line 14, following the underlined period, insert "The report must include a description of any modifications to the tool made by counties under this article and known to the commission at the time of the report.".

Amendment No. 4 was adopted. (The vote was reconsidered on May 9, and Amendment No. 4 was amended and was adopted.)

#### **Amendment No. 5**

Representative Murr offered the following amendment to **CSHB 2020**:

Amend **CSHB 2020** (house committee printing) as follows:

(1) On page 6, strike lines 3 and 4 and renumber subsequent subdivisions of added Article 17.027(b), Code of Criminal Procedure, accordingly.

(2) On page 6, between lines 13 and 14, insert the following:

(c) In addition to the requirements of Subsection (b), to qualify to release on bail a defendant described by Subsection (a), a magistrate must have completed not less than four hours of instruction regarding the magistrate's duties under Article 17.028 and duties with respect to setting bail in criminal cases.

(3) On page 8, lines 17 and 18, strike "provided by Subsection (b) of this section" and substitute "otherwise provided by this Act".

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

SECTION \_\_\_\_\_. Article 17.027(c), Code of Criminal Procedure, as added by this Act, applies only with respect to a release of a defendant on bail that occurs on or after September 1, 2020.

Amendment No. 5 was adopted.

### **CSHB 2020 - POINT OF ORDER**

Representative Canales raised a point of order against further consideration of **CSHB 2020** under Rule 4, Section 32, Rule 4, Section 33(d), Rule 8, Section 1(a), Rule 4, Section 41, Rule 11, Section 2, and Rule 11, Section 3, of the House Rules and Article III, Section 30, of the Texas Constitution on the grounds that: (1) the bill analysis is substantially and materially misleading and fails to identify substantial differences between the substitute and the original bill; (2) the committee did not obtain a fiscal note on the committee substitute before the bill was reported, as substituted, from committee; (3) the caption does not give reasonable notice of the subject of the bill; and (4) the committee substitute is not germane to and changes the original purpose of the bill.

The point of order was withdrawn.

Representative Kacal moved to postpone consideration of **CSHB 2020** until 6:45 p.m. today.

The motion prevailed.

### **CSHB 3469 ON SECOND READING**

**(by Wilson)**

**CSHB 3469**, A bill to be entitled An Act relating to a study by the Texas Department of Transportation on the feasibility of charging a pavement consumption fee for the operation of certain motor vehicles on public highways.

**CSHB 3469** was passed to engrossment. (Kuempel recorded voting no.)

### **HB 2163 ON SECOND READING**

**(by Bernal)**

**HB 2163**, A bill to be entitled An Act relating to the types of vehicles regulated as neighborhood electric vehicles.

**HB 2163** was passed to engrossment. (Flynn recorded voting no.)

### **HB 2367 ON SECOND READING**

**(by G. Bonnen)**

**HB 2367**, A bill to be entitled An Act relating to a prohibition on bids by certain insurance and health benefit providers to administer or provide coverage under certain group benefit plans for governmental employees.

**Amendment No. 1**

Representative G. Bonnen offered the following amendment to **HB 2367**:

Amend **HB 2367** (house committee printing) as follows:

(1) On page 1, strike lines 9-11 and substitute the following:

(a) The commissioner shall provide notice to the board of trustees if the commissioner finds that a carrier has terminated a contract

(2) On page 1, line 16, between "enrollee" and the underlined period, insert "after previously being sanctioned or penalized by the department for engaging in the conduct described by this subsection".

(3) On page 1, between lines 16 and 17, insert the following:

(b) If the board of trustees receives notice under Subsection (a) regarding a carrier, the carrier is prohibited from submitting a bid under Section 1551.212 or 1551.213 for two competitive bidding cycles.

(4) On page 1, strike lines 20-22 and substitute the following:

FROM BIDDING. (a) The commissioner shall provide notice to the trustee if the commissioner finds that a health

(5) On page 2, line 4, between "enrollee" and the underlined period, insert "after previously being sanctioned or penalized by the department for engaging in the conduct described by this subsection".

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

(b) If the trustee receives notice under Subsection (a) regarding a health care provider described by Section 1575.109, the health care provider is prohibited from submitting a bid under Section 1575.106 for two competitive bidding cycles.

(7) On page 2, strike lines 8-10 and substitute the following:

PROHIBITED FROM BIDDING. (a) The commissioner shall provide notice to the trustee if the commissioner finds that a health

(8) On page 2, line 16, between "enrollee" and the underlined period, insert "after previously being sanctioned or penalized by the department for engaging in the conduct described by this subsection".

(9) On page 2, between lines 16 and 17, insert the following:

(b) If the trustee receives notice under Subsection (a) regarding a health care or benefit provider, the health care or benefit provider is prohibited from submitting a bid under Section 1579.054 for two competitive bidding cycles.

Amendment No. 1 was adopted.

**HB 2367**, as amended, was passed to engrossment.

**CSHB 2401 ON SECOND READING**  
**(by Deshotel)**

**CSHB 2401**, A bill to be entitled An Act relating to the requirement that state agency employees complete cybersecurity awareness training.



**Amendment No. 1**

Representative Capriglione offered the following amendment to **CSHB 2401**:

Amend **CSHB 2401** (house committee report) as follows:

(1) Strike page 1, lines 16-24, and substitute the following:

(1) be designed, administered, and maintained by a third-party vendor;

(2) include industry standards of content for cybersecurity training;

(2) Renumber the subdivisions of added Section 2054.5175(b), Government Code, and renumber any cross-references to those subdivisions as appropriate.

Amendment No. 1 was adopted.

**CSHB 2401**, as amended, was passed to engrossment. (Flynn recorded voting no.)

**HB 3579 ON SECOND READING**

(by Burrows)

**HB 3579**, A bill to be entitled An Act relating to the calculation, collection, and remittance of state hotel occupancy taxes.

**HB 3579** was passed to engrossment. (Collier, Flynn, and Hunter recorded voting no.)

**CSHB 2168 ON SECOND READING**

(by Allen)

**CSHB 2168**, A bill to be entitled An Act relating to a trauma history screening for certain defendants and inmates.

**CSHB 2168** was passed to engrossment. (Flynn and Hunter recorded voting no.)

**CSHB 2062 ON SECOND READING**

(by Guerra)

**CSHB 2062**, A bill to be entitled An Act relating to reimbursement for home telemonitoring services under Medicaid.

**CSHB 2062** was passed to engrossment. (Flynn recorded voting no.)

**HB 2689 ON SECOND READING**

(by Dean, Capriglione, Bernal, Blanco, and Wray)

**HB 2689**, A bill to be entitled An Act relating to the designation of a cybersecurity coordinator by each school district.

**Amendment No. 1**

Representative Dean offered the following amendment to **HB 2689**:

Amend **HB 2689** (house committee printing) as follows:

(1) Strike page 1, lines 7 through 13, and substitute the following:

Sec. 37.116. DISTRICT CYBERSECURITY. (a) In this section, "cybersecurity" means the measures taken to protect a computer, computer network, computer system, or other technology infrastructure against unauthorized use or access.

(2) Strike page 1, lines 18 through 20, and substitute the following:  
to the agency as soon as practicable after the discovery of:

(1) any breach of system security, as defined by Section 521.053, Business & Commerce Code, that occurs in the district; or

(2) any unauthorized attempt to acquire computerized data from a district's computer, computer network, computer system, or other technology infrastructure that disrupts the normal operations of the district.

Amendment No. 1 was adopted.

**HB 2689**, as amended, was passed to engrossment.

**CSHB 2667 ON SECOND READING**  
**(by Guillen)**

**CSHB 2667**, A bill to be entitled An Act relating to the licensing and regulation of certain occupations and activities; providing administrative penalties; requiring occupational licenses; authorizing fees; creating criminal offenses.

**Amendment No. 1**

Representative Guillen offered the following amendment to **CSHB 2667**:

Amend **CSHB 2667** (house committee report) as follows:

(1) Strike "502" and substitute "503" each time it appears:

(A) On page 7, line 21; and

(B) On page 8, line 10.

(2) On page 9, strike lines 17 and 18, and substitute "continuing education requirements to renew an instructor license issued under".

(3) On page 14, between lines 6 and 7, insert the following:

(b-1) The commission by rule may establish requirements regarding the qualifications and responsibilities of an administrator.

(4) On page 17, strike lines 3 and 4, and substitute the following:

(1) violates this chapter, a rule adopted under this chapter, or an order of the commission or executive director;

(5) Strike "521.374" and substitute "521.374(a)(1) [~~521.374~~]" each time it appears:

(A) On page 20, line 17;

(B) On page 24, line 26;

(C) On page 25, line 19;

(D) On page 26, line 19; and

(E) On page 27, line 13.

(6) Strike page 23, line 27, through page 24, line 7, and substitute the following:  
Government Code; or

(2) attend a responsible pet owner course sponsored by a municipal animal shelter, as defined by Section 823.001, Health and Safety Code, that:

(A) receives federal, state, county, or municipal funds; and

(B) serves the county in which the court is located.

(7) Add the following appropriately numbered SECTION to ARTICLE 1 of the bill and renumber the SECTIONS of that article accordingly:

SECTION \_\_\_\_\_. The enactment by this Act of Sections 171.0151 and 171.0202, Government Code, and Subchapters I, J, and K, Chapter 171, Government Code, does not affect the validity of a court program or instructor license in effect on the effective date of this Act or the right of the license holder to continue to practice under that license until September 1, 2020.

Amendment No. 1 was adopted.

### **Amendment No. 2**

Representative Hernandez offered the following amendment to **CSHB 2667**:

Amend **CSHB 2667** (house committee report) by adding the following appropriately numbered SECTION to ARTICLE 4 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 4. \_\_\_\_\_. Section 1603.102, Occupations Code, is amended to read as follows:

Sec. 1603.102. SANITATION RULES. (a) The commission shall establish sanitation rules to prevent the spread of an infectious or contagious disease.

(b) Rules adopted under this section applicable to an individual or facility regulated under Chapter 1602 must be consistent with the standards and terminology related to safety and sanitation that are commonly used in the cosmetology industry.

Amendment No. 2 was adopted.

### **Amendment No. 3**

Representative Howard offered the following amendment to **CSHB 2667**:

Amend **CSHB 2667** (house committee report) by adding the following appropriately numbered ARTICLE to the bill and renumbering the ARTICLES of the bill accordingly:

ARTICLE \_\_\_\_\_. NURSES

SECTION \_\_\_\_\_.001. Subchapter F, Chapter 301, Occupations Code, is amended by adding Section 301.262 to read as follows:

Sec. 301.262. EXPEDITED LICENSING PROCESS FOR OUT-OF-STATE ADVANCED PRACTICE REGISTERED NURSES. (a) The board by rule shall create an expedited licensing process for an applicant who holds a license or other authorization in good standing to practice nursing as an advanced practice registered nurse issued by another state.

(b) The board may establish a fee in an amount sufficient to cover the cost of the expedited licensing process.

(c) The 180-day deadline and extension provisions under Section 301.260(c) do not apply to the expedited licensing process required under this section.

SECTION \_\_\_\_\_.002. The Texas Board of Nursing shall create and implement the expedited licensing process under Section 301.262, Occupations Code, as added by this article, not later than January 1, 2020.

Amendment No. 3 was adopted.

**CSHB 2667**, as amended, was passed to engrossment.

**CSHB 2879 ON SECOND READING**  
**(by Raney)**

**CSHB 2879**, A bill to be entitled An Act relating to a competitive grant program to fund promotion of early literacy programs in certain communities in this state.

**CSHB 2879** was passed to engrossment. (Flynn recorded voting no.)

**POSTPONED BUSINESS**

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

**HB 4165 ON SECOND READING**  
**(by Pacheco, Cortez, Allison, Gervin-Hawkins, Minjarez, et al.)**

**HB 4165**, A bill to be entitled An Act relating to authorization by the Texas Higher Education Coordinating Board for certain public junior colleges to offer baccalaureate degree programs.

**HB 4165** was read second time on May 7 and was postponed until this time.

**Amendment No. 1**

Representative Muñoz offered the following amendment to **HB 4165**:

Amend **HB 4165** (house committee printing) as follows:

(1) On page 1 strike lines 6 through 12 and substitute the following:

SECTION 1. Section 130.306, Education Code, is amended by amending Subsection (b) and adding Subsections (d) and (e) to read as follows:

(b) Except as otherwise provided by this section [~~Subsection (a)~~], a public junior college offering a baccalaureate degree program under this subchapter may not offer more than three baccalaureate degree programs at any time.

(2) On page 1, between lines 18 and 19, insert the following:

(e) At any time, South Texas College may not offer more than six baccalaureate degree programs under this subchapter.

Amendment No. 1 was withdrawn.

**Amendment No. 2**

Representative Pacheco offered the following amendment to **HB 4165**:

Amend **HB 4165** (house committee printing) on page 1 by striking lines 9 through 18 and substituting the following:

(b) Except as otherwise provided by this section [~~Subsection (a)~~], a public junior college offering a baccalaureate degree program under this subchapter may not offer more than three baccalaureate degree programs at any time.

(d) A public junior college offering a baccalaureate degree program under this subchapter that is located in a county with a population of more than 1,700,000 based on United States Census 2010 data and that is located within 180 miles of the Texas-Mexico border may not offer more than five baccalaureate degree programs at any time.

Amendment No. 2 was adopted.

### **Amendment No. 3**

Representative Muñoz offered the following amendment to **HB 4165**:

Amend **HB 4165** (house committee printing) as follows:

(1) On page 1 strike lines 6 through 12 and substitute the following:

SECTION 1. Section 130.306, Education Code, is amended by amending Subsection (b) and adding Subsections (d) and (e) to read as follows:

(b) Except as otherwise provided by this section [~~Subsection (a)~~], a public junior college offering a baccalaureate degree program under this subchapter may not offer more than three baccalaureate degree programs at any time.

(2) On page 1, between lines 18 and 19, insert the following:

(e) At any time, South Texas College may not offer more than six baccalaureate degree programs under this subchapter.

Amendment No. 3 was adopted.

**HB 4165**, as amended, was passed to engrossment. (Hunter recorded voting no.)

### **HB 802 ON SECOND READING (by Huberty)**

**HB 802**, A bill to be entitled An Act relating to voting rights and eligibility for office of residents of certain districts subject to a strategic partnership agreement.

**HB 802** was read second time on May 7, postponed until 7 a.m. today, and was again postponed until this time.

Representative Huberty moved to postpone consideration of **HB 802** until 10 a.m. tomorrow.

The motion prevailed.

### **GENERAL STATE CALENDAR (consideration continued)**

### **CSHB 2655 ON SECOND READING (by Rosenthal, Allen, Talarico, Toth, Lopez, et al.)**

**CSHB 2655**, A bill to be entitled An Act relating to an active shooter emergency protocol for public school districts and required active shooter training for school district peace officers and school resource officers.

**Amendment No. 1**

Representative Rosenthal offered the following amendment to **CSHB 2655**:

Amend **CSHB 2655** (house committee printing) as follows:

(1) On page 1, line 7, strike "Subsections (f) and (g)" and substitute "Subsection (f)".

(2) On page 1, strike lines 14 through 18.

(3) Strike SECTION 3 of the bill (page 2, lines 7-10) and renumber subsequent SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative J.D. Johnson offered the following amendment to **CSHB 2655**:

Amend **CSHB 2655** (house committee printing) as follows:

(1) On page 1, lines 21 and 22, strike "SCHOOL DISTRICT PEACE OFFICERS" and substitute "SCHOOL MARSHALS, SCHOOL DISTRICT PEACE OFFICERS,".

(2) On page 1, lines 22 and 23, strike "school district peace officer or" and substitute "school marshal, school district peace officer, and".

(3) On page 2, lines 15 and 16, strike "school district peace officer or" and substitute "school marshal, school district peace officer, and".

Amendment No. 2 was adopted.

**Amendment No. 3**

Representative Anchia offered the following amendment to **CSHB 2655**:

Amend **CSHB 2655** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter A, Chapter 11, Education Code, is amended by adding Section 11.007 to read as follows:

Sec. 11.007. BUILDING STANDARDS FOR INSTRUCTIONAL FACILITIES. (a) In this section, "instructional facility" has the meaning assigned by Section 46.001.

(b) A school district that constructs a new instructional facility must comply with the following building and design standards:

(1) a lock on each entrance door to the building and classroom door that enables the door to be locked and opened without a key from inside the building or classroom;

(2) windows on classroom doors that are narrow and placed on the side of the door away from the door handle;

(3) for a classroom or administrative office wall, the use of material that is not glass or transparent;

(4) for each window in a classroom or administrative office, a window covering that may be used to block the view;

(5) a fully functional public address system that can be clearly heard from each classroom and hallway; and

(6) an adequate number of security cameras to provide video coverage of each building entrance and hallway.

SECTION \_\_\_\_\_. Subchapter D, Chapter 12, Education Code, is amended by adding Section 12.138 to read as follows:

Sec. 12.138. BUILDING STANDARDS FOR INSTRUCTIONAL FACILITIES. (a) In this section, "instructional facility" has the meaning assigned by Section 46.001.

(b) An open-enrollment charter school that constructs a new instructional facility must comply with the following building and design standards:

(1) a lock on each entrance door to the building and classroom door that enables the door to be locked and opened without a key from inside the building or classroom;

(2) windows on classroom doors that are narrow and placed on the side of the door away from the door handle;

(3) for a classroom or administrative office wall, the use of material that is not glass or transparent;

(4) for each window in a classroom or administrative office, a window covering that may be used to block the view;

(5) a fully functional public address system that can be clearly heard from each classroom and hallway; and

(6) an adequate number of security cameras to provide video coverage of each building entrance and hallway.

SECTION \_\_\_\_\_. Subchapter D, Chapter 37, Education Code, is amended by adding Section 37.116 to read as follows:

Sec. 37.116. CAMPUS SAFETY PROCEDURES. Each school district and open-enrollment charter school shall adopt and implement campus safety procedures that provide for the safety of students and employees, including:

(1) ensuring the live video feed from each security camera on a district or school campus is readily available to:

(A) the school district police department, if applicable; or

(B) the dispatch center of a local law enforcement agency responsible for responding to an emergency at a campus of the district or school;

(2) requiring school activities to be conducted in a classroom or in an area with direct access to a secure room, except for athletic activities that may be held outdoors;

(3) testing the public address system regularly; and

(4) storing and maintaining in the main office of each district or school campus an active shooter medical kit that includes tourniquets, bandages, and other supplies that are typically used to treat an injury involving traumatic blood loss.

SECTION \_\_\_\_\_. Subchapter C, Chapter 45, Education Code, is amended by adding Section 45.0572 to read as follows:

Sec. 45.0572. REQUIRED BUILDING STANDARDS. A school district seeking the guarantee of eligible bonds to be used to fund construction of a new instructional facility, as defined by Section 46.001, must comply with Section 11.007 in order to be eligible for the guarantee.

SECTION \_\_\_\_\_. Section 46.0081, Education Code, is amended to read as follows:

Sec. 46.0081. SECURITY CRITERIA IN DESIGN OF INSTRUCTIONAL FACILITIES. (a) A school district that constructs a new instructional facility or conducts a major renovation of an existing instructional facility using funds allotted to the district under this subchapter shall consider, in the design of the instructional facility, appropriate security criteria.

(b) A school district that constructs a new instructional facility using funds allotted to the district under this subchapter must comply with Section 11.007.

SECTION \_\_\_\_\_. Subchapter B, Chapter 46, Education Code, is amended by adding Section 46.0341 to read as follows:

Sec. 46.0341. REQUIRED BUILDING STANDARDS. Section 46.0081(b) applies to the payment of and application for assistance under this subchapter.

SECTION \_\_\_\_\_. As soon as practicable after September 1, 2019, each school district and open-enrollment charter school shall adopt and implement campus safety procedures as required by Section 37.116, Education Code, as added by this Act.

SECTION \_\_\_\_\_. Sections 11.007 and 12.138, Education Code, as added by this Act, apply only to the construction of a new instructional facility that begins on or after September 1, 2019.

SECTION \_\_\_\_\_. Subchapter C, Chapter 45, Education Code, as amended by this Act, and Chapter 46, Education Code, as amended by this Act, apply only to a school district's application for guarantee of bonds by the permanent school fund under Subchapter C, Chapter 45, Education Code, or a school district's application for state assistance under Chapter 46, Education Code, that is made on or after September 1, 2019. A school district's application for guarantee of bonds by the permanent school fund or for state assistance under Chapter 46, Education Code, that is made before September 1, 2019, is governed by the law in effect on the date the application is made, and the former law is continued in effect for that purpose.

Amendment No. 3 was adopted.

#### **Amendment No. 4**

Representative Anchia offered the following amendment to **CSHB 2655**:

Amend **CSHB 2655** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter D, Chapter 37, Education Code, is amended by adding Section 37.1091 to read as follows:

Sec. 37.1091. THREAT ASSESSMENT TEAM. (a) Each school district and open-enrollment charter school shall adopt policies and procedures in accordance with the guidelines developed by the Texas School Safety Center, and



in coordination with the agency, for the establishment of threat assessment teams. The policies and procedures must establish at least one threat assessment team and:

(1) the membership and composition of each threat assessment team;  
(2) the training requirements for a member of a threat assessment team, including training provided by the Texas School Safety Center in threat assessment protocols;

(3) guidance for students, faculty, and staff in identifying and reporting any threatening or aberrant behavior that may pose a threat to the community, school, or individual; and

(4) the process for threat assessment, management, investigation, and response.

(b) A threat assessment team identifying a student at risk of suicide shall act in accordance with the district's or school's suicide prevention program.

(c) Each threat assessment team established under Subsection (a) shall annually report to the Texas School Safety Center the policies and procedures adopted by the team.

Amendment No. 4 was adopted.

A record vote was requested by Representative Middleton.

**CSHB 2655**, as amended, was passed to engrossment by (Record 1162): 73 Yeas, 71 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Kuempel; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales; Muñoz; Neave; Nevárez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Clardy; Craddick; Cyrier; Darby; Flynn; Frank; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hunter; Kacal; King, P.; Klick; Krause; Lambert; Landgraf; Lang; Larson; Leman; Lozano; Metcalf; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Sanford; Schaefer; Shaheen; Sheffield; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Capriglione; Dean; Leach; Wilson.

**STATEMENTS OF VOTE**

When Record No. 1162 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 1162 was taken, I was shown voting no. I intended to vote yes.

Bohac

When Record No. 1162 was taken, I was in the house but away from my desk. I would have voted no.

Capriglione

When Record No. 1162 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 1162 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 1162 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

**CSHB 1686 ON SECOND READING  
(by Smith)**

**CSHB 1686**, A bill to be entitled An Act relating to the application for and duration of a protective order for victims of certain offenses; enhancing a criminal penalty.

**CSHB 1686** was passed to engrossment.

**HB 4413 ON SECOND READING  
(by Buckley)**

**HB 4413**, A bill to be entitled An Act relating to state occupational licensing of certain military service members, military veterans, and military spouses.

**Amendment No. 1**

Representative Buckley offered the following amendment to **HB 4413**:

Amend **HB 4413** (house committee report) as follows:

(1) Strike "military service member, military veteran," and substitute "military veteran" in each of the following places it appears in the bill:

- (A) page 1, lines 10 and 11;
- (B) page 1, line 17;
- (C) page 4, lines 22 and 23; and
- (D) page 5, line 21.

(2) Strike page 2, line 19, through page 4, line 18, and renumber subsequent SECTIONS of the bill accordingly.

(3) On page 5, strike lines 1 through 4 and substitute the following:  
allow a military spouse applicant to establish residency for purposes of this subsection by providing to the agency a copy of the permanent change of station order for the military service member to whom the spouse is married or the spouse's military identification card.

(4) On page 5, line 7, between "(a)" and "A", insert the following and reletter subsequent subsections accordingly:

In this section, "commission" means the Texas Workforce Commission.

(b)

(5) On page 5, strike "Texas Veterans Commission" and substitute "commission" in each of the following places it appears in the bill:

(A) line 13; and

(B) line 17.

(6) On page 5, line 19, strike "military service members, military veterans," and substitute "military veterans".

(7) On page 6, strike lines 1 and 2 and substitute the following:  
Workforce Commission shall establish the Internet website required by Section 55.010, Occupations Code, as amended by this Act.

Amendment No. 1 was adopted.

**HB 4413**, as amended, was passed to engrossment.

**CSHB 3000 ON SECOND READING**  
**(by Talarico, Capriglione, and Dean)**

**CSHB 3000**, A bill to be entitled An Act relating to student data security in public schools.

**CSHB 3000** was passed to engrossment.

**HB 3460 ON SECOND READING**  
**(by E. Thompson)**

**HB 3460**, A bill to be entitled An Act relating to the route designation for the issuance of a permit for the movement of oversize and overweight vehicles in certain counties.

**HB 3460** was passed to engrossment.

**HB 1782 ON SECOND READING**  
**(by Cortez and Guillen)**

**HB 1782**, A bill to be entitled An Act relating to a plan to increase the use of telemedicine medical services and telehealth services in this state.

**Amendment No. 1**

Representative Cortez offered the following amendment to **HB 1782**:

Amend **HB 1782** (house committee report) as follows:

(1) On page 1, lines 16 and 17, strike ", including the border region and rural areas".

(2) On page 1, line 21, between "Medical Association," and "teaching", insert "the Texas Nurses Association, The University of Texas System Virtual Health Network,".

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Clardy offered the following amendment to **HB 1782**:

Amend **HB 1782** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter B, Chapter 531, Government Code, is amended by adding Section 531.02166 to read as follows:

Sec. 531.02166. INTERPROFESSIONAL INTERNET CONSULTATIONS PILOT PROGRAM. (a) Not later than September 1, 2021, and subject to Subsection (e), the commission shall develop and implement a pilot program through which the commission provides or contracts with a third party to provide technical assistance to train Medicaid providers regarding the use of interprofessional Internet consultations for Medicaid recipients in rural and medically underserved areas. The program must be designed to determine whether the use of technology improves access to specialty care, including pediatric, prenatal, postnatal, and behavioral health services, for Medicaid recipients.

(b) The commission shall:

(1) implement the pilot program in:

(A) at least one:

(i) federally qualified health center;

(ii) municipal public health system;

(iii) clinic that is a member of a nonprofit membership association that supports charitable clinics in this state; and

(iv) rural community center; and

(B) a maximum of 20 health clinics; and

(2) ensure that a third party contracted to provide technical assistance described under Subsection (a):

(A) has significant experience integrating telehealth services, telemedicine medical services, and online consultations with electronic health records; and

(B) has a current contract with the United States Department of Health and Human Services Health Resources and Services Administration as a regional telehealth resource center.

(c) The commission shall examine cost avoidance that results from providing telemedicine medical services to Medicaid recipients in rural and medically underserved communities through the pilot program, including cost avoidance that results from:

(1) reducing recipient wait times for specialty care providers;

(2) improving access to specialty care;

(3) reducing the number of recipient referrals; and

(4) reducing the number of miles traveled by recipients for specialty care consultations.

(d) Not later than December 31, 2022, the commission shall report to the legislature regarding the status and results of the pilot program and make recommendations regarding whether to continue, expand, or terminate the program.

(e) The commission is required to implement this section only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the commission may, but is not required to, implement this section using other appropriations available for that purpose.

(f) This section expires September 1, 2023.

Amendment No. 2 was adopted.

### **Amendment No. 3**

On behalf of Representative S. Davis, Representative Perez offered the following amendment to **HB 1782**:

Amend **HB 1782** (house committee printing) on page 1, between lines 19 and 20, by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions of the subsection accordingly:

( ) conduct a study on the benefits and costs of permitting reimbursement under Medicaid for prenatal and postpartum care delivered through telemedicine medical services and telehealth services;

Amendment No. 3 was adopted.

### **Amendment No. 4**

On behalf of Representative S. Davis, Representative Perez offered the following amendment to **HB 1782**:

Amend **HB 1782** (house committee printing) on page 1, between lines 19 and 20, by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions of the subsection accordingly:

( ) evaluate, in collaboration with the Maternal Mortality and Morbidity Task Force established under Chapter 34, Health and Safety Code, and other interested persons, the use of telemedicine medical services for women during pregnancy and the postpartum period;

Amendment No. 4 was adopted.

**HB 1782**, as amended, was passed to engrossment. (Hunter recorded voting no.)

### **CSHB 3204 ON SECOND READING (by Sanford and Swanson)**

**CSHB 3204**, A bill to be entitled An Act relating to the form of ballot propositions and certain voter information document requirements for an election seeking authorization for the issuance of school district bonds supported by property taxes.

Representative Sanford moved to postpone consideration of **CSHB 3204** until 10 a.m. tomorrow.

The motion prevailed.

**HB 4416 ON SECOND READING**  
**(by Middleton)**

**HB 4416**, A bill to be entitled An Act relating to the qualifications necessary for a political party to have the names of its nominees placed on the ballot.

**HB 4416 - POINT OF ORDER**

Representative Martinez Fischer raised a point of order against further consideration of **HB 4416** under Rule 4, Section 18(a)(3), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:

**RULING BY THE SPEAKER**  
on House Bill 4416

Announced in the House on May 8, 2019

Representative Martinez Fischer raises a point of order against further consideration of **HB 4416** under Rule 4, Section 18(a)(3), on the grounds that the minutes are incomplete.

Mr. Martinez Fischer argues that the minutes for the April 25, 2019, formal meeting of the Committee on Elections are not complete because they do not indicate that "(t)he chair laid out **HB 3965** as *pending business*." Mr. Martinez Fischer does not dispute that the vote for **HB 4416**, the bill that is the subject of this point of order, is recorded accurately. He also does not dispute that the vote recorded on **HB 3965** is accurate.

Furthermore, the error alleged by Mr. Martinez Fischer does not relate to the bill under consideration. Unlike other subdivisions of the cited section, any error in a recorded vote in the committee's minutes relates only to that bill. Thus, a point of order does not lie against a bill under consideration by the House because of any alleged error on a record vote on another bill that is not under consideration.

Accordingly, the point of order is respectfully overruled.

Representative Middleton moved to postpone consideration of **HB 4416** until 9:30 p.m. today.

A record vote was requested by Representative Martinez Fischer.

The motion to postpone prevailed by (Record 1163): 78 Yeas, 69 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Craddick; Cyrier; Darby; Dean; Flynn; Frank; Frullo; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hunter; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker;

Patterson; Paul; Phelan; Price; Raney; Sanford; Schaefer; Shaheen; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wilson; Wray; Zedler; Zerwas.

Nays — Allen; Allison; Anchia; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales; Muñoz; Neave; Nevárez; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Johnson, E.

Absent — Ortega.

### **BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

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

### **POSTPONED BUSINESS**

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

#### **CSHB 2020 ON SECOND READING (by Kacal and Harris)**

**CSHB 2020**, A bill to be entitled An Act relating to the release of defendants on bail.

**CSHB 2020** was read second time earlier today and was postponed until this time.

Representative Kacal moved to postpone consideration of **CSHB 2020** until 8:45 p.m. today.

The motion prevailed.

(Speaker pro tempore in the chair)

#### **HB 4163 ON SECOND READING (by S. Thompson)**

**HB 4163**, A bill to be entitled An Act relating to the authority of a court to grant a commutation of punishment for certain persons released on parole.

Representative S. Thompson moved to postpone consideration of **HB 4163** until 9 a.m. tomorrow.

The motion prevailed.

**HB 3384 ON SECOND READING**  
**(by Shine)**

**HB 3384**, A bill to be entitled An Act relating to the authority of the comptroller to conduct a limited-scope review of an appraisal district located in an area declared by the governor to be a disaster area.

**HB 3384** was passed to engrossment.

**CSHB 838 ON SECOND READING**  
**(by Deshotel and E. Thompson)**

**CSHB 838**, A bill to be entitled An Act relating to an agreement between the Department of Public Safety and a county, municipality, or private vendor for the issuance of renewal and duplicate driver's licenses and other identification certificate services; increasing a fee.

**CSHB 838** was passed to engrossment. (Flynn recorded voting no.)

**CSHB 4202 ON SECOND READING**  
**(by Smithee)**

**CSHB 4202**, A bill to be entitled An Act relating to the authority of a court to grant a motion for a new trial in certain criminal cases.

**CSHB 4202** was passed to engrossment.

**CSHB 760 ON SECOND READING**  
**(by Wu)**

**CSHB 760**, A bill to be entitled An Act relating to the punishment for the criminal offense of theft involving a package delivered to or collected from a residential or commercial property; increasing a criminal penalty.

**CSHB 760 - POINT OF ORDER**

Representative Stickland raised a point of order against further consideration of **CSHB 760** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is incorrect.

The point of order was withdrawn.

**CSHB 760** was passed to engrossment.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Health, scheduled to meet at 10:30 a.m. or upon adjournment today, was canceled.

**CSHB 2786 ON SECOND READING**  
**(by Button, Perez, Burrows, Hinojosa, Leach, et al.)**

**CSHB 2786**, A bill to be entitled An Act relating to employee turnover reporting during a day-care center's, group day-care home's, or registered family home's license or registration renewal.

**CSHB 2786** was passed to engrossment.



**CSHB 3850 ON SECOND READING**  
**(by Deshotel)**

**CSHB 3850**, A bill to be entitled An Act relating to the funding of certain ship channel improvements; authorizing the Texas Transportation Commission to issue revenue bonds.

**CSHB 3850** was passed to engrossment.

**CSHB 3511 ON SECOND READING**  
**(by VanDeaver, Anchia, S. Thompson, Murphy, and Lozano)**

**CSHB 3511**, A bill to be entitled An Act relating to the creation of the Commission on Texas Workforce of the Future.

**CSHB 3511 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE LEACH: Representative, I'd like to just ask a few questions for legislative intent if I can on this bill. Representative, it's my understanding that **CSHB 3511** would at its core create a new commission to help Texas come up with new solutions to address a workforce shortage that our state is facing. Is that correct?

REPRESENTATIVE VANDEAVER: Absolutely, that is correct.

LEACH: And along those lines, are you aware that it's become a commonplace practice for staffing firms in the oil and gas industry to use non-competes in their contracts with independent contractors and that these non-competes are preventing oil and gas workers from taking jobs in various areas of high demand?

VANDEAVER: I have heard that.

LEACH: And then are you aware that Texas is facing a dire workforce shortage in the oil patch, mostly of independent contractors who make up the vast majority of the oil and gas workforce, and if this isn't addressed soon, Representative, it could lead to conditions harmful to our state economy and to national security? I assume you're aware of that as well.

VANDEAVER: Absolutely. And actually, that workforce shortage in the oil and gas industry is one of the issues that led us to create this commission.

LEACH: Well, in your bill under Section 29.956, which deals with recommendations from the commission to the legislature, is it your intent, Representative, that under Subsection (8)—which deals with "recommending statutory changes to the laws governing the public workforce system"—is it your intent under this subsection the commission could be reviewing and making recommendations to the legislature, changes related to the workforce in Texas, and how those mechanisms such as non-competes could be hurting the workforce and the economic engine of the state?

VANDEAVER: Yes, it would be my intent that these are the types of issues that could be studied and addressed by this commission.

**REMARKS ORDERED PRINTED**

Representative Leach moved to print remarks between Representative VanDeaver and Representative Leach on **CSHB 3511**.

The motion prevailed.

A record vote was requested by Representative Stickland.

**CSHB 3511** was passed to engrossment by (Record 1164): 118 Yeas, 23 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sheffield; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Zerwas; Zwiener.

Nays — Biedermann; Burns; Cain; Hunter; King, P.; Klick; Krause; Landgraf; Lang; Leman; Murr; Noble; Oliverson; Patterson; Schaefer; Shaheen; Springer; Stickland; Swanson; Tinderholt; White; Wilson; Zedler.

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

Absent, Excused — Johnson, E.

Absent — Bell, C.; Dean; Gervin-Hawkins; Harris; Johnson, J.D.; Middleton.

**STATEMENTS OF VOTE**

When Record No. 1164 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 1164 was taken, I was in the house but away from my desk. I would have voted no.

Harris

When Record No. 1164 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 1164 was taken, I was shown voting yes. I intended to vote no.

Toth

### **CSHB 3635 ON SECOND READING**

**(by J. Turner, Longoria, G. Bonnen, Collier, and Hefner)**

**CSHB 3635**, A bill to be entitled An Act relating to financial assistance paid to the survivors of certain law enforcement officers, firefighters, and other public employees killed in the line of duty.

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

Representative J. Turner offered the following amendment to **CSHB 3635**:

Amend **CSHB 3635** (house committee report) on page 2, line 4, immediately following the underlined period, by inserting the following:

The amount paid to an eligible survivor or survivors as adjusted under this subsection is calculated based on the date of the decedent's death and not on the date the eligible survivor or survivors file a claim under this chapter.

Amendment No. 1 was adopted.

**CSHB 3635**, as amended, was passed to engrossment.

### **LEAVES OF ABSENCE GRANTED**

The following members were granted leaves of absence for the remainder of today because of important business:

Gervin-Hawkins on motion of Kacal.

Minjarez on motion of Kacal.

### **GENERAL STATE CALENDAR**

**(consideration continued)**

### **HB 4186 ON SECOND READING**

**(by Sanford and Talarico)**

**HB 4186**, A bill to be entitled An Act relating to the creation of a committee to recommend a framework to incorporate digital teaching and learning in public schools.

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

Representative Sanford offered the following amendment to **HB 4186**:

Amend **HB 4186** (house committee report) by striking page 1, line 22, through page 2, line 6, and substituting the following:

(4) a representative designated by the chair of the senate committee on education;

(5) a representative designated by the chair of the senate committee on higher education;

(6) a representative designated by the chair of the house of representatives public education committee;

(7) a representative designated by the chair of the house of representatives committee on higher education; and

Amendment No. 1 was adopted.

**HB 4186**, as amended, was passed to engrossment.

### **HB 2754 - VOTE RECONSIDERED**

Representative White moved to reconsider the vote by which **HB 2754**, as amended, was passed by Record No. 1138.

The motion to reconsider prevailed.

### **HB 2754 ON THIRD READING**

**(by White, S. Thompson, Toth, Krause, Coleman, et al.)**

The chair laid before the house, on its third reading and final passage,

**HB 2754**, A bill to be entitled An Act relating to a limitation on the authority to arrest a person for certain misdemeanors punishable by fine only.

**HB 2754** was read third time earlier today and was passed, as amended, by Record No. 1138.

### **Amendment No. 1 - Vote Reconsidered**

Representative White moved to reconsider the vote by which Amendment No. 1 was adopted.

The motion to reconsider prevailed.

Amendment No. 1 was withdrawn.

### **HB 2754 - REMARKS**

REPRESENTATIVE NEVÁREZ: I know there's been a lot of excitement tonight because we're doing x, y, and z. But I want to focus your attention on what we're doing right now, and I'll be really brief. Ms. Thierry came to me with some concerns about an amendment in the bill. I read it, and I wasn't really paying attention, and I don't think any of us were really paying attention. But if you look at this bill and if you will—I think Representative Canales also had some issues with this, and I'm willing to yield for some questions regarding that.

REPRESENTATIVE CANALES: Representative, is the issue that you have with this bill that the arresting officer, if by his determination he thinks that you're not going to show up, that's now the reason to be arrested?

NEVÁREZ: Imagine that. Yes, because what will happen is you get pulled over, and you're issued a citation, and if for some reason that police officer doesn't like the cut of your jib, he can now gin up the idea that you won't show up. And for that you get thrown in the pokey.

CANALES: Members, if you would please listen to this. The conversation that you just told me is that for a fine-only—it's a fine-only offense, Representative—if the officer thinks you won't show up, he can take you in?

NEVÁREZ: That's exactly right. Imagine that. The arbiter of whether you're going to show up or not when you're issued a citation, is the officer at that very moment. That means that each and every one of us as we're driving home to our districts, if we were to get pulled over—

CANALES: For a traffic ticket?

NEVÁREZ: For a traffic ticket.

CANALES: If he thinks you're not going to show up for that traffic ticket?

NEVÁREZ: You're going to the county jail that night, Mr. Canales. That's where you're going. If that doesn't scare each of you—and I applaud you, Mr. Canales, because you've been a real voice for reason in terms of our freedom and our liberties. I apologize that I haven't been behind you every step of the way, but I'm here right now and the rest of these members should be as well.

CANALES: So just one last time, if I'm driving home and I'm speeding, and the officer believes in his mind that I'm not going to show up, he can take me to jail?

NEVÁREZ: That's right. I don't believe Representative White intended this, but that's exactly what it reads, and it's irrespective of what his intent is now. That's what the language is there, and each and every one of us should be voting no as soon as I get off this mic.

REPRESENTATIVE ZWIENER: Representative Nevárez, I suspect I am not alone right now in being a little bit out of sequence with what's going on right now. So can you clarify? Right now, you are speaking against the bill?

NEVÁREZ: I'm speaking against the bill.

ZWIENER: Okay, so an amendment was just removed from the bill. Does the amendment being removed from the bill—is that the source of your concerns?

NEVÁREZ: Look, the amendment needs to be removed, the amendment has been removed, and the bill needs to be removed. We need to vote it down right now. It shouldn't go to the next chamber. It needs to die right here. And it's no offense to Representative White. I think it's well-intentioned, but the intent with respect to the execution here fails, and we need to be conscious of that. And I apologize because I did not listen to Representative Thierry, and I wasn't paying attention. I was lost in every little foible that I'm involved in on this floor. But each and every one of us bears responsibility if a bill like this leaves the chamber.

ZWIENER: So your concerns are not related to the amendment that was removed?

NEVÁREZ: The amendment's gone. Let's not worry about that. We're on the bill now, and I'm concerned about the bill.

ZWIENER: So your concerns are related to the current text.

NEVÁREZ: Yes, ma'am.

REPRESENTATIVE THIERRY: Members, I really would request your attention. I don't get on the back mic often, as most of you know. I do not jump up to speak against people's bills. The reason I'm here today, members, is I caught something

in this bill that I thought went against the spirit of what probably most all of us here are fighting for, which is to protect the Constitution and to give people due process. Earlier today, when I looked in this bill, I noticed two things that stood out, and Representative Nevárez just talked about a couple of them. What this bill does, members, is something that has never happened. It is the antithesis of what we voted for. The intent of the bill, members, was to make sure that people didn't have to go to jail for a fine misdemeanor—a misdemeanor that was punishable by a fine. But then it turned right back around and undid it and made it worse by adding something that says, unless the person presents appropriate identification.

The fact pattern that concerned me, members, was—and I'll give you this, if you'll just indulge me. I have an 18-year-old nephew who lives in a very nice neighborhood, and he goes swimming a lot in his gated community. If my nephew were coming back from the swimming pool and didn't have his ID on him and was jaywalking and an officer pulled him over and asked for his ID, he could go to jail if he gave him his Episcopal High School ID because it's not appropriate. He could go to jail if he said, "Well, I have a library card, officers." It's not appropriate. He could go to jail if he said, "I don't have anything because I have on my swimming trunks and my flip flops and I only live over there." So members, I don't think that that was the spirit and the intent of what we were trying to do. Also, in the underlying bill it talks about getting arrested if someone believes that you won't show up.

REPRESENTATIVE DUTTON: Now, the bill says you have to have what's called an appropriate ID. Is that right?

THIERRY: The amendment said that, and there's a part in the initial page 1 of the bill that they're going to study for an appropriate ID. Yes, sir.

DUTTON: And does the bill describe what an appropriate ID is?

THIERRY: No, Mr. Chairman, there's no definition. There's no definition in the bill or legal definition for "appropriate."

DUTTON: So it's going to be subjective on the part of person making the stop?

THIERRY: Yes, absolutely.

DUTTON: Well, now, that's not how it works currently, is it?

THIERRY: No, it's not.

DUTTON: No, and so this represents a complete departure from where the law is today.

THIERRY: Yes, I actually mentioned that, Mr. Chairman, when I had my conversations. And members, just so you know, out of respect, this isn't a blind side. I've been having this conversation for about three hours today. I went to Representative White and talked to him about it, and I had a lot of conversation with him. I told him that in my estimation this was turning our Constitution on its head, and I asked him well, what was the intent of the bill? And he may come and speak on it, but he did say it was to lower probable cause.

DUTTON: Well, let me ask you about the other part of the bill which really creates a problem for me. It makes it subjective on the part of the officer as to whether or not he or she believes you might show up for a court date. Is that still in the bill?

THIERRY: That is still in the bill, Mr. Chairman. That is one of the grounds to be able to arrest the person for a misdemeanor that's punishable.

DUTTON: So that's going to put a lot of police officers in jeopardy because they're going to have to make a decision as to whether or not they believe you will show up in court. And let me ask this, what will they use as the basis for making that determination?

THIERRY: That's why this is so important, Mr. Chairman. There is no way. There's nothing in the bill. There's no parameters or metrics to know whether someone is going to show up, and there's no way in life to determine that. I don't know if I could look at any representative in here and know if he or she is coming to court.

DUTTON: If I have a coat and tie on, I guess they will presume that I will show up in court, right?

THIERRY: I wouldn't even go that far. Who knows? Depending on who you are wearing that coat and tie.

DUTTON: So let's say I'm, like I usually do on Saturdays, cutting my yard. I dress appropriately for cutting my yard, but sometimes I go to the service station to get gasoline. I may be on the way back, and I may not have ID either, but I'm dressed not like you've seen me before. So is it likely that I'm going to show up in court based on how I'm dressed?

THIERRY: Well, that's the problem, Chairman Dutton. There's no definition. And I will say this, members, I haven't gotten involved in any criminal justice issues. This concerned me. I walk my dog at night, and I just take my cell phone. I certainly wouldn't want to be blessing a bill and voting for a bill that would allow me to be arrested because I didn't have the appropriate ID.

DUTTON: Whatever that means.

THIERRY: Whatever that would mean, and if I did something such as just walk across the street and jaywalk. I don't think that any member here would support that. This isn't a black, white, democrat, or republican issue. This is a constitutional issue and something that's fair and reasonable.

DUTTON: Well, it certainly infringes on that because it presumes that the law officer can make a better decision about whether you'll show up in court or not, rather than relying on you to make that determination for yourself.

THIERRY: Absolutely, and that's new. That's new in the bill, members. That's something that we didn't have before. The officer will make that unilateral decision if you look like you're going to show up. If not, you'll be arrested.

DUTTON: Do we allow that determination to be made in any other part of the Penal Code or statutes or anything anywhere?

THIERRY: It's my understanding, Mr. Chairman, that if you sign the citation when we get a traffic ticket, the presumption is that by signing that we're promising to appear, and that in and of itself is enough. Members, with that I urge you—we're going to reconsider this bill—and I urge you all to vote two, to vote no, for reasonableness. This goes beyond the scope of anything, I will tell you, that any of us could have fathomed constitutionally.

CANALES: There's been a lot of talk, so I'm just going to illustrate it for you. You're driving home and you're speeding. And instead of signing the promise to appear, the officer says you look like you're not going to appear. You're going to jail—that's your little girl, your son, your niece, your nephew, your aunt, your uncle—just on the officer. Just on something where you normally say, "I'll appear in court," if he thinks you're not going, you're going to jail. If that's the kind of Texas you want to live in, vote for this bill. I urge you to vote against it.

REPRESENTATIVE WHITE: Thank you so much, members, for staying with me on this bill throughout this entire session to include this morning. Now, let me just tell you how we got here. It's just really as simple as this. I understand all the drama about the amendment. I withdrew the amendment, took the amendment off. It doesn't—well, this is what it does without the amendment. If you look on page 2, my friends, it says: "Notwithstanding Subsection (a) or (b), a peace officer or any other person may not, without a warrant, arrest an offender who commits only one or more offences punishable by fine only, other than an offense under Section 22.01(a)(2)"—I believe that deals with family violence—"or (3) or 49.02, Penal Code"—which deals with assault—"or Chapter 106, Alcoholic Beverage Code." And yesterday I added Class C voyeurism. And then it goes on to read, "unless the officer or person has probable cause to believe." The person that is stopped in this scenario—the situation is already a Class C misdemeanor. What this bill is trying to accomplish is to limit arrest and detention on fine-only Class C misdemeanors. Now, it goes on to read on page 2, "failure to arrest the offender creates a clear and immediate danger to the offender or the public; the failure to arrest the offender will allow a continued breach of the public peace; or"—and I think this has become the next flashing point—"the offender will not appear in court in accordance with the citation." That is what we passed yesterday, and it was in some of the same language I had this morning.

Now, how do you get into that situation? Real quick. So if someone is pulled aside by law enforcement for failure to signal changing lanes and the officer asks for their identification and maybe they left their identification at home. And then let's say the officer says, "Well, what is your name?" And the involved person says, "My name is James White." Then the officer returns to his vehicle to authenticate that I am James White, maybe with my address and date of birth, and that doesn't come up in the officer's computer in his vehicle. Along with some other situations, if you cannot be identified appropriately, with probable cause—evidentiary standard—the officer has the discretion to say "the offender will not appear in court in accordance with the citation."

Now, before I take questions from the nice lady at the back mic, I will say this here—how did we get here? And it's important to understand this. This is how we get here. Here we are at 8:51 p.m. My wife is back home. She's a school



teacher. She probably had to take some kids home after the theater practice and maybe she makes a mistake and she changes lanes. Going back home, she changes lanes without signaling. I don't want to be on the house floor and get a call that my wife is in the Tyler County jail, and you shouldn't want your wives in that position either, because the officer took the discretion to carry her down to the jailhouse. That's what this bill is about. So I'll tell my friends that had their concerns, I have stripped the amendment. The amendment is stripped. That's what this bill is about.

REPRESENTATIVE COLLIER: Chairman White, I just want to get some clarification because this is a bill that we heard in the Criminal Jurisprudence Committee, and I wanted to make sure that we understand the intent behind this bill. So on page 2, which you went over, Section (c), you're talking about whether or not an officer can arrest somebody for a fine-only offense. And one of the sections was Section (3). My question is, in order to do that, what is the standard for an officer that they have to reach? What's the threshold that they have to reach in order to exercise that option?

WHITE: Probable cause.

COLLIER: Probable cause. So it's not like a hunch?

WHITE: Absolutely.

COLLIER: They have to have probable cause in order to arrest somebody. So is it probable cause to believe or is it actual probable cause?

WHITE: Articulable facts.

COLLIER: Okay, so it's not to believe. The "believe," is that in there for grammatical purposes? It's not to emphasize the intent because what you expect out of this bill is actual probable cause.

WHITE: Yes.

COLLIER: Okay, so even though the reading says "probable cause to believe" that the person may not appear, the intent behind that is that you have to prove this with probable cause. The threshold is having probable cause.

WHITE: Yes.

COLLIER: All right. And so that is what differentiates the amendment in this actual section of the bill, because this is a higher standard.

WHITE: Absolutely.

COLLIER: This is a higher standard. So let me ask you some questions because there have been concerns about what does it mean that the officer—what is the officer looking for when they're thinking about may "not appear in court in accordance with the citation"? I think this has something to do with their ID, which you were just trying to explain.

WHITE: Or just simply being able to simply identify. Simply that they can be sure that the person that they're talking to is actually the person that's standing in front of them. Yes, that they're engaged with.

COLLIER: So the concern is how is that—because that seems subjective to other people—so is there some objective factors that would be considered by law enforcement?

WHITE: And Chairwoman, I would say they can already do this now. So again, let's say it's 11 p.m. at night, and I need to run out to go get a jug of milk. I'm in a rush. I may grab my billfold with the money in it, but mistakenly, I didn't take my ID. I'm pulled over on a fine-only misdemeanor. Evidently it becomes a fact that I don't have my identification with me. The officer says, "Well, who are you?" I say, "My name is James White. I live here. My date of birth is 7-16-64." They go back to their vehicle. They run it through their computer, and they find out that I am actually James White, 7-16-1964, and they can definitely identify me. If the officer still wants to ticket me, he can ticket me. But as far as the level of probable cause, that I will not appear in court in accordance with the citation, is not there. Because he can identify that I'm the person and that I will appear in court with that citation.

COLLIER: Okay, so I think what people have been articulating is that they're concerned that an officer can just make this determination that you will not appear in court. But again, you said you have to have probable cause in order to believe that offender will not appear in court.

WHITE: Yes, it can't just be a feel, like "I feel like it." Absolutely.

COLLIER: And does it apply to all fine-only offenses or just these offenses under 21.17, 22.01, or 49.02?

WHITE: It would be just in that engagement with the officer.

COLLIER: Okay, so it doesn't matter if it's not a 21.17 offense?

WHITE: Absolutely.

COLLIER: It could be any offense?

WHITE: Right. Because the point is here, if you read how the sentence is constructed, they can do the offense under Section 22.01(a)(2) or (3). They can do the offense under 49.02, Penal Code. And they can do the offense under Chapter 106 of the Alcoholic Beverage Code.

COLLIER: Okay. I think that what the concern is, again, that "the offender will not appear" is subjective, and there's a lack in trust in law enforcement's decisions on how that would look.

WHITE: Madam Chair, I'm telling you right now, and of course, you know this. What the purpose of this bill is is to stop that subjectiveness. And the point is right now we have 50,000 warrantless, fine-only misdemeanor arrests now and detentions now. Okay?

COLLIER: And your purpose is to eliminate that.

WHITE: Or at least to limit it. Yes.

**REMARKS ORDERED PRINTED**

Representative Collier moved to print all remarks on **HB 2754** after the vote was reconsidered.

The motion prevailed.

REPRESENTATIVE GUTIERREZ: Here's our problem, Chairman. The situation is this, and I'm going to couch this in the terms of what happens during the course of a criminal proceeding. Let's take a DWI. You have a reasonable suspicion to make a stop. Someone was maybe weaving, so the officer forms a reasonable suspicion to make the stop. You understand that, right?

WHITE: I'm listening.

GUTIERREZ: And I know that you're the chair of this committee.

WHITE: I'm listening.

GUTIERREZ: Okay, you're listening. Now then, what arises out of that reasonable suspicion is sometimes if they do a field sobriety test, there's bloodshot eyes, there's watery eyes, there's people that cannot do the walk and turn, and so on. And those are elements of what makes up probable cause of a crime that has happened right then and there, not about a crime that may or may not happen in the future. Probable cause is exactly that. It's not about stopping some potentiality of a crime into the future, and that's where the subjectivity comes in. Do you understand what we're trying to say and what the concern is? I mean, can you address that?

WHITE: I'm listening. I'm listening.

GUTIERREZ: Well, maybe you could address that. Because potentiality of a crime—well, that just not fair.

WHITE: No, I'm not talking about the potentiality of a crime. Could I just share something with you, Representative Gutierrez?

GUTIERREZ: Yes, sir.

WHITE: When I think about this bill in the very simplest standpoint, I think about the encounter Ms. Sandra Bland had in Waller County, and I think about it in the context of this bill. And in the context of this bill, if the procedures were followed that afternoon in Prairie View, Sandra Bland would not have been in the Waller County jail, and she would not have passed away in the Waller County jail. That's the standard that I'm looking at in this instance, and that's the standard that I'm taking in the scenario. Thank you.

GUTIERREZ: And Representative, I'll tell you this. I'll submit this to you. You and I are both people of color.

WHITE: Yes.

GUTIERREZ: And there has existed in this State of Texas "driving while black." There has existed in this State of Texas the ramifications of **SB 4**. All of those things are what concern us, and we feel that what's going to happen in this legislation is exactly the opposite of what you're trying to achieve.

WHITE: And you have the opportunity to vote for or against it. Move passage.

(Speaker in the chair)

**HB 2754** failed to pass by (Record 1165): 55 Yeas, 88 Nays, 1 Present, not voting. (A motion to suspend rules and to reconsider the vote was lost on May 10 by Record No. 1341.)

Yeas — Allen; Allison; Ashby; Bell, C.; Biedermann; Bohac; Bonnen; Bowers; Burrows; Button; Cain; Clardy; Collier; Darby; Davis, S.; Davis, Y.; Dean; Frank; Geren; Goldman; Huberty; Hunter; Johnson, J.E.; Krause; Lambert; Leach; Longoria; Middleton; Miller; Morales; Murphy; Noble; Oliverson; Pacheco; Parker; Paul; Phelan; Price; Reynolds; Rose; Sanford; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Thompson, E.; Thompson, S.; Toth; White; Wilson; Zerwas.

Nays — Anchia; Anderson; Beckley; Bell, K.; Bernal; Blanco; Buckley; Bucy; Burns; Calanni; Canales; Capriglione; Cole; Coleman; Cortez; Craddick; Cyrier; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frullo; González, J.; González, M.; Goodwin; Guerra; Gutierrez; Harless; Harris; Hefner; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Lang; Larson; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morrison; Muñoz; Murr; Neave; Nevárez; Ortega; Paddie; Patterson; Perez; Ramos; Raney; Raymond; Rodriguez; Romero; Rosenthal; Schaefer; Shaheen; Stickland; Swanson; Talarico; Thierry; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Zedler; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Johnson, E.; Minjarez.

Absent — Bailes; Guillen; Hernandez.

### STATEMENTS OF VOTE

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Anchia

When Record No. 1165 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Blanco

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Bucy

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

J.D. Johnson

When Record No. 1165 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 1165 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Lucio

When Record No. 1165 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Moody

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Talarico

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Wu

When Record No. 1165 was taken, I was shown voting no. I intended to vote yes.

Zwiener

### **POSTPONED BUSINESS**

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

#### **CSHB 2020 ON SECOND READING (by Kacal and Harris)**

**CSHB 2020**, A bill to be entitled An Act relating to the release of defendants on bail.

**CSHB 2020** was read second time earlier today, postponed until 6:45 p.m. today, and was again postponed until this time.

Representative Kacal moved to postpone consideration of **CSHB 2020** until 9:30 a.m. tomorrow.

The motion prevailed.

**GENERAL STATE CALENDAR**  
**(consideration continued)**

**CSHB 2490 ON SECOND READING**  
**(by Wu, Frank, Hinojosa, Goodwin, and Bucy)**

**CSHB 2490**, A bill to be entitled An Act relating to the system for maintaining records relating to children in the conservatorship of the Department of Family and Protective Services.

**CSHB 2490** was passed to engrossment.

**CSHB 1748 ON SECOND READING**  
**(by Oliverson)**

**CSHB 1748**, A bill to be entitled An Act relating to continuing education requirements for surgical technologists.

**CSHB 1748** was passed to engrossment.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Transportation, scheduled to meet at 2 p.m. or upon adjournment/recess or during bill referral, if permission granted, today, was canceled.

**GENERAL STATE CALENDAR**  
**(consideration continued)**

**HB 1457 ON SECOND READING**  
**(by Dominguez)**

**HB 1457**, A bill to be entitled An Act relating to the eligibility of certain attorneys to be employed by a public defender's office.

**Amendment No. 1**

Representative Dominguez offered the following amendment to **HB 1457**:

Amend **HB 1457** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Article 26.04, Code of Criminal Procedure, is amended by adding Subsection (i-1) to read as follows:

(i-1) Notwithstanding Subsection (j)(2) or any other law, an attorney may be appointed under this article to represent an indigent person for the sole purpose of providing counsel in relation to that person's appearance before a magistrate as required by Article 14.06(a), 15.17(a), or 15.18(a). The attorney may continue to represent the person following the proceeding if appointed for that purpose under the other provisions of this article.

SECTION \_\_\_\_\_. The change in law made by this Act to Article 26.04, Code of Criminal Procedure, applies only to a person who is arrested on or after the effective date of this Act. A person arrested before the effective date of this Act is governed by the law in effect on the date the person was arrested, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

**HB 1457**, as amended, was passed to engrossment. (Flynn recorded voting no.)

**CSSB 1152 ON SECOND READING**  
**(Phelan - House Sponsor)**

**CSSB 1152**, A bill to be entitled An Act relating to the payment of certain fees to municipalities by entities that provide telecommunications and cable or video services.

**CSSB 1152** was considered in lieu of **HB 3535**.

**Amendment No. 1**

Representatives Stucky and Rodriguez offered the following amendment to **CSSB 1152**:

Amend **CSSB 1152** (house committee report) as follows:

(1) On page 1, line 7, strike "and (f)" and substitute "(f) and (g)".

(2) On page 2, between lines 16 and 17, insert the following:

(g) A certificated telecommunications provider shall file with the commission, not later than January 1, 2023, a report that describes the provider's savings gained from the compensation exemption and how those savings have affected average rates for the provider's customers. This subsection expires September 1, 2023.

(3) On page 2, line 18, strike "and (f)" and substitute "(f) and (g)".

(4) On page 3, between lines 26 and 27, insert the following:

(g) A holder of a state-issued certificate of franchise authority shall file with the commission, not later than January 1, 2023, a report that describes the holder's savings gained from the compensation exemption and how those savings have affected average rates for the holder's customers. This subsection expires September 1, 2023.

Amendment No. 1 failed of adoption.

**Amendment No. 2**

Representative Dutton offered the following amendment to **CSSB 1152**:

Amend **CSSB 1152** (house committee report) as follows:

(1) On page 4, line 1, strike "2020" and substitute "2022".

(2) On page 4, line 2, strike "2020" and substitute "2022".

(3) On page 4, line 8, strike "2020" and substitute "2022".

(4) On page 4, line 9, strike "2018" and substitute "2020".

(5) On page 4, line 9, strike "2019" and substitute "2021".

(6) On page 4, line 10, strike "2019" and substitute "2021".

Amendment No. 2 failed of adoption.

**Amendment No. 3**

Representative Rodriguez offered the following amendment to **CSSB 1152**:

Amend **CSSB 1152** (house committee report) as follows:

On page 4, add Subsection (c) to SECTION 3 of the bill

(c) The changes in law made by this Act do not apply to a telecommunications provider if the provider transfers or relocates the duties of at least 50 in-state customer service employee positions to one or more call centers located outside of the United States in the preceding 12 months.

A record vote was requested by Representative Rodriguez.

Amendment No. 3 failed of adoption by (Record 1166): 56 Yeas, 88 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dominguez; Dutton; Farrar; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales; Muñoz; Neave; Nevárez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Craddick; Cyrier; Darby; Davis, S.; Dean; Fierro; Flynn; Frank; Frullo; Geren; Goldman; Guerra; Gutierrez; Harless; Harris; Hefner; Holland; Huberty; Hunter; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Miller; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Romero; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; White; Wilson; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Johnson, E.; Minjarez.

Absent — Guillen; Stephenson.

### STATEMENTS OF VOTE

When Record No. 1166 was taken, I was shown voting no. I intended to vote yes.

Fierro

When Record No. 1166 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

### CSSB 1152 - POINT OF ORDER

Representative Dutton raised a point of order against further consideration of **CSSB 1152** under Rule 4, Section 32(c)(2), and Rule 4, Section 32(c)(5), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:



**RULING BY THE SPEAKER**

on Senate Bill 1152

Announced in the House on May 8, 2019

Representative Dutton raises a point of order against further consideration of **CSSB 1152** under Rule 4, Sections 32(c)(2) and (c)(5) on the grounds that the bill analysis is inaccurate.

Mr. Dutton argues that the analysis section of the bill analysis does not contain a summary of the fee calculation that is set forth in the bill and mischaracterizes the municipalities to which certain provisions of the bill apply. Mr. Dutton further argues that the portion of the bill analysis that compares the substantial differences between the committee substitute and the original bill does not describe certain language contained in the committee substitute that was not in the Senate engrossment.

The bill analysis is a summary analysis and accurately and consistently describes both the sections that Mr. Dutton complains of and the substantial differences between the substitute and the Senate engrossment in a manner that gives the reader reasonable notice of the bill's provisions. Thus, the bill analysis is neither substantially nor materially misleading.

Accordingly, the point of order is respectfully overruled.

A record vote was requested by Representative Stickland.

**CSSB 1152** was passed to third reading by (Record 1167): 88 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Craddick; Cyrier; Darby; Davis, S.; Dean; Flynn; Frank; Frullo; Goldman; Guillen; Gutierrez; Harless; Harris; Hefner; Holland; Huberty; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Raymond; Romero; Sanford; Schaefer; Shaheen; Sheffield; Smith; Springer; Stickland; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Wilson; Wray; Zedler; Zerwas.

Nays — Allen; Beckley; Bernal; Blanco; Bucy; Calanni; Canales; Cole; Coleman; Collier; Cortez; Davis, Y.; Dominguez; Dutton; Farrar; Fierro; Geren; González, J.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Miller; Moody; Morales; Muñoz; Neave; Nevárez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Shine; Smithee; Talarico; Thierry; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Johnson, E.; Minjarez.

Absent — Bowers; Deshotel; González, M.; Stephenson; White.

**STATEMENTS OF VOTE**

When Record No. 1167 was taken, I was in the house but away from my desk. I would have voted no.

Bowers

When Record No. 1167 was taken, I was shown voting no. I intended to vote yes.

Cortez

When Record No. 1167 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 1167 was taken, I was shown voting no. I intended to vote yes.

Dominguez

When Record No. 1167 was taken, I was shown voting no. I intended to vote yes.

Farrar

When Record No. 1167 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 1167 was taken, I was shown voting no. I intended to vote yes.

Nevárez

When Record No. 1167 was taken, I was temporarily out of the house chamber. I would have voted no.

Stephenson

When Record No. 1167 was taken, I was in the house but away from my desk. I would have voted yes.

White

**HB 3535 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Phelan moved to lay **HB 3535** on the table subject to call.

The motion prevailed.

**POSTPONED BUSINESS**

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

**HB 4416 ON SECOND READING**

(by Middleton)

**HB 4416**, A bill to be entitled An Act relating to the qualifications necessary for a political party to have the names of its nominees placed on the ballot.

**HB 4416** was read second time earlier today and was postponed until this time.

Representative Middleton moved to postpone consideration of **HB 4416** until 10 a.m. Monday, March 2, 2020.

The motion prevailed.

**GENERAL STATE CALENDAR**  
**(consideration continued)**

**HB 1133 ON SECOND READING**  
**(by Stickland)**

**HB 1133**, A bill to be entitled An Act relating to public school class size limits.

Representative Stickland moved to postpone consideration of **HB 1133** until 11:30 p.m. today.

The motion prevailed.

**HB 3622 ON SECOND READING**  
**(by Paddie and Geren)**

**HB 3622**, A bill to be entitled An Act relating to the adoption of certain plumbing codes by the Texas State Board of Plumbing Examiners.

Representative Paddie moved to postpone consideration of **HB 3622** until 8:30 a.m. tomorrow.

The motion prevailed.

**CSHB 1951 ON SECOND READING**  
**(by Krause, Metcalf, Leman, et al.)**

**CSHB 1951**, A bill to be entitled An Act relating to the development, construction, and operation of toll projects; authorizing an administrative fee; imposing a civil penalty.

Representative Krause moved to postpone consideration of **CSHB 1951** until 10 a.m. Friday, March 6, 2020.

The motion prevailed.

**CSHB 297 ON SECOND READING**  
**(by Murr, Burrows, Burns, Darby, et al.)**

**CSHB 297**, A bill to be entitled An Act relating to the elimination of school district maintenance and operations ad valorem taxes and the creation of a joint interim committee on the elimination of those taxes.

**Amendment No. 1**

Representative Goodwin offered the following amendment to **CSHB 297**:

Amend **CSHB 297** (house committee report) as follows:

(1) On page 1, line 25, strike "rate" and substitute "rates".

(2) Strike "consumption taxes" and substitute "taxes on business activities" in each of the following places it appears:

- (A) page 2, line 26;
- (B) page 3, line 4;
- (C) page 3, line 10;
- (D) page 3, line 13;
- (E) page 3, lines 17-18; and
- (F) page 3, line 21.

Amendment No. 1 failed of adoption.

#### **Amendment No. 2**

Representative Rodriguez offered the following amendment to **CSHB 297**:

Amend **CSHB 297** (house committee report) on page 2 as follows:

- (1) On line 7, strike "and".
- (2) On line 9, between "governor" and the period, insert the following:

;

(3) one advisory member of an organization interested in the effect of consumption taxes on low-income and moderate-income households and the effect of consumption taxes on consumer spending in this state appointed by the speaker of the house of representatives; and

(4) one advisory member of an organization interested in the effect of consumption taxes on low-income and moderate-income households and the effect of consumption taxes on consumer spending in this state appointed by the lieutenant governor

Amendment No. 2 was adopted.

#### **Amendment No. 3**

Representative Rodriguez offered the following amendment to **CSHB 297**:

Amend **CSHB 297** (house committee report) on page 2 as follows:

- (1) On line 7, strike "and".
- (2) On line 9, between "governor" and the period, insert the following:

;

(3) one advisory member of an organization representing retailers and other businesses in competition with businesses in neighboring states that would be affected by higher consumption taxes appointed by the speaker of the house of representatives; and

(4) one advisory member of an organization representing retailers and other businesses in competition with businesses in neighboring states that would be affected by higher consumption taxes appointed by the lieutenant governor

Amendment No. 3 was adopted.

**CSHB 297**, as amended, was passed to engrossment.

#### **HB 1662 ON SECOND READING (by Herrero)**

**HB 1662**, A bill to be entitled An Act relating to grants awarded to reimburse counties for the cost of monitoring defendants and victims in criminal cases involving family violence.

**HB 1662** was passed to engrossment.

**HB 3266 ON SECOND READING**  
**(by Raney, Leman, Sheffield, Flynn, C. Bell, et al.)**

**HB 3266**, A bill to be entitled An Act relating to fees charged to students enrolled at component institutions of The Texas A&M University System.

A record vote was requested by Representative Stickland.

**HB 3266** was passed to engrossment by (Record 1168): 95 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Bowers; Bucy; Calanni; Canales; Clardy; Cole; Coleman; Collier; Cortez; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Geren; González, J.; González, M.; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sheffield; Sherman; Shine; Stephenson; Stucky; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Wiener.

Nays — Anderson; Bell, C.; Biedermann; Bohac; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Craddick; Frank; Frullo; Goldman; Goodwin; Harris; Hefner; Holland; King, P.; Klick; Krause; Landgraf; Lang; Leach; Metcalf; Meza; Middleton; Miller; Murr; Noble; Oliverson; Patterson; Paul; Phelan; Sanford; Shaheen; Smith; Smithee; Springer; Stickland; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; White; Wilson; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Johnson, E.; Minjarez.

Absent — Schaefer.

**STATEMENTS OF VOTE**

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 1168 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Goodwin

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 1168 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 1168 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 1168 was taken, I was shown voting yes. I intended to vote no.

Price

When Record No. 1168 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Talarico

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Zerwas

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

Representative S. Thompson requested permission for the Committee on Public Health to meet while the house is in session, at 10:30 a.m. tomorrow, in 3W.15, to consider referred business.

Permission to meet was granted.

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Health, 10:30 a.m. tomorrow, 3W.15, for a formal meeting, to consider referred business.

### **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).

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

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

### **ADJOURNMENT**

Representative Harless moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 11:04 p.m., adjourned until 10 a.m. tomorrow.

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### **ADDENDUM**

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#### **REFERRED TO COMMITTEES**

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

##### **List No. 1**

**HB 4765** (By Huberty), Relating to the creation of the Harris County Improvement District No. 27; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To County Affairs.

#### **SIGNED BY THE SPEAKER**

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

##### **Senate List No. 17**

**SB 72, SB 225, SB 240, SB 254, SB 320, SB 385, SB 416, SB 497, SB 590, SB 642, SB 669, SB 925, SB 971, SB 1012, SB 1066, SB 1134, SB 1213, SB 1358, SB 1378, SB 1443, SB 1574, SB 1597, SB 1598, SB 1764, SB 2024, SB 2132, SB 2390**

##### **Senate List No. 18**

**SB 649, SB 752, SB 1938**

##### **Senate List No. 19**

**SB 2521, SB 2524, SB 2525, SB 2526**

The following messages from the senate were today received by the house:

## Message No. 1

## MESSAGE FROM THE SENATE

# SENATE CHAMBER

Austin, Texas

Wednesday, May 8, 2019

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 125**

Martinez

SPONSOR: Menéndez

Relating to the online publication of home addresses of certain occupational license holders.

HB 145

González, Mary

SPONSOR: Rodríguez

Relating to fees for services by the offices of the sheriff and constables.

HB 852

Holland

SPONSOR: Fallon

Relating to information a municipality may consider in determining the amount of certain building permit and inspection fees.

HB 1067

Ashby

SPONSOR: Schwertner

Relating to the omission of a deceased candidate from the ballot in certain elections.

(Committee Substitute)

**HB 1397**

Phelan

SPONSOR: Nichols

Relating to the establishment of rates for certain non-ERCOT utilities.

(Committee Substitute)

**HB 3348**

Guillen

SPONSOR: Hinojosa

Relating to the eligibility of land on which the Texas Animal Health Commission has established a temporary quarantine for ticks for appraisal for ad valorem tax purposes as agricultural or open-space land.

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

# HB 3

Senate Conferees: Taylor - Chair/Campbell/Nelson/Watson/West

Respectfully,

Patsy Spaw

Secretary of the Senate



**Message No. 2****MESSAGE FROM THE SENATE  
SENATE CHAMBER**

Austin, Texas

Wednesday, May 8, 2019 - 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 550** West

Relating to the eligibility of certain criminal defendants for an order of nondisclosure of criminal history record information.

**SB 1217** Alvarado

Relating to the consideration of certain arrests in determining an applicant's eligibility for an occupational license.

**SB 2093** Hughes

Relating to subpoenas, orders, and warrants for the disclosure of location information, electronic customer communications records, and electronic customer data and for the use of pen registers, ESN readers, cell site simulators, and mobile tracking devices; creating a criminal offense.

**SB 2101** Birdwell

Relating to the eligibility of the surviving spouse of an individual who is disabled to receive a limitation on the school district ad valorem taxes on the spouse's residence homestead.

**SB 2343** Creighton

Relating to courses offered jointly by certain public junior colleges and independent school districts.

**SB 2552** Hinojosa

Relating to the administration of the Agua Special Utility District; creating a criminal offense.

**SB 2553** Watson

Relating to the creation of the Save Historic Mundy District; providing authority to issue bonds; providing authority to impose fees.

**SJR 67** Birdwell

Proposing a constitutional amendment to allow the surviving spouse of a person who is disabled to receive a limitation on the school district ad valorem taxes on the spouse's residence homestead if the spouse is 55 years of age or older at the time of the person's death.

Respectfully,

Patsy Spaw  
Secretary of the Senate

**Message No. 3**

MESSAGE FROM THE SENATE  
SENATE CHAMBER

Austin, Texas  
Wednesday, May 8, 2019 - 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:

**HB 347** King, Phil SPONSOR: Birdwell  
Relating to consent annexation requirements.  
(Amended)

**HB 982** Parker SPONSOR: West  
Relating to the administration of "pay for success" contracts for state agencies.

**HB 1066** Ashby SPONSOR: Perry  
Relating to extensions of an expired permit for the transfer of groundwater from a groundwater conservation district.

**HB 2004** Leach SPONSOR: Fallon  
Relating to the dismissal of certain actions relating to Medicaid fraud.

**HB 2137** Burns SPONSOR: Flores  
Relating to an application made by certain retired state and federal officers to obtain a license to carry a handgun; waiving a fee.  
(Committee Substitute)

**HB 2255** Darby SPONSOR: Johnson  
Relating to newborn and infant hearing screening results and the provision of information following a screening.

**HB 2310** Vo SPONSOR: Alvarado  
Relating to the information necessary to appropriately title certain flood damaged vehicles that have been repaired with federal financial assistance.

**HB 2324** Geren SPONSOR: Hancock  
Relating to the continuation of a health care provider participation program by the Tarrant County Hospital District.

**SB 1719** Lucio  
Relating to the allocation of certain state hotel occupancy tax revenue.

**SB 1758** Creighton  
Relating to the application of certain occupation-related postsecondary educational financial aid and student loan repayment programs.

**SB 2445**

West

Relating to the creation of the New Park Municipal Management District; providing authority to issue bonds; providing authority to impose assessments and fees.

**SB 2452**

Lucio

Relating to the provision by the Texas Water Development Board of financial assistance for the development of certain projects in economically distressed areas.

**SCR 62**

Hughes

In memory of Martha Leah Williams Morriss.

**SJR 79**

Lucio

Proposing a constitutional amendment providing for the issuance of additional general obligation bonds by the Texas Water Development Board to provide financial assistance for the development of certain projects in economically distressed areas.

Respectfully,

Patsy Spaw

Secretary of the Senate

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

**May 7**

Criminal Jurisprudence - **SB 1258, SB 1820**

Defense and Veterans' Affairs - **SB 2047**

Insurance - **HB 2378**

Judiciary and Civil Jurisprudence - **SB 536, SB 1420, SB 1426, SB 1575, SB 1774, SB 1784, SB 1840**

Juvenile Justice and Family Issues - **HB 2157, HB 3414, HB 3761**

Licensing and Administrative Procedures - **SB 1210**

Public Education - **HB 2964**

State Affairs - **SB 29, SB 1793**

Transportation - **HB 1986, SB 198, SB 228, SB 604, SB 1271, SB 1363, SB 1512, SB 1915, SB 2223**

Ways and Means - **SB 443, SB 955, SB 1006**

**ENGROSSED**

**May 7 - HB 12, HB 24, HB 142, HB 442, HB 475, HB 803, HB 827, HB 974, HB 1365, HB 1563, HB 1584, HB 1590, HB 1674, HB 1676, HB 1678, HB 1832, HB 1917, HB 1927, HB 1968, HB 2068, HB 2077, HB 2099, HB 2176, HB 2178, HB 2360, HB 2410, HB 2524, HB 2526, HB 2576, HB 2578, HB 2584, HB 2586, HB 2646, HB 2671, HB 2726, HB 2783, HB 2816, HB 2993, HB 3019, HB 3081, HB 3304, HB 3307, HB 3343, HB 3356, HB 3557, HB 3563, HB 3575, HB 3603, HB 3609, HB 3652, HB 3760, HB 3771, HB 3782, HB 3791, HB 3803, HB 3815, HB 3910, HB 3950, HB 4070, HB 4075, HB 4157, HB 4179, HB 4246, HB 4347, HB 4388, HB 4390, HB 4447, HB 4455, HB 4542, HB 4543, HB 4548, HB 4633, HB 4662, HB 4683, HB 4695, HB 4706, HB 4716, HB 4733, HB 4742, HB 4744, HB 4752, HCR 131**

**SIGNED BY THE GOVERNOR**

**May 7 - HB 41, HB 61, HB 793, HB 1254, HB 1264, HCR 155**