

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SIXTY-SEVENTH DAY — TUESDAY, MAY 9, 2017

The house met at 4:07 p.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 1048).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.(C); Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Ashby; Gonzales.

The chair recognized Representative Krause who offered the invocation.

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

LEAVES OF ABSENCE GRANTED

On motion of Representative S. Thompson and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

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

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

REGULAR ORDER OF BUSINESS SUSPENDED

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

PARLIAMENTARY INQUIRY

REPRESENTATIVE WALLE: Before we move forward, I've been sitting at the back at my desk listening to the debate all day. I just want to get an understanding of what's happened and what's going to happen since we've adjourned. And in reference to the motion that Chairwoman S. Thompson made, are we going to go to—I know she actually withdrew her motion. Where do we stand as of now moving forward with the rest of the calendar?

CHAIR (Speaker pro tempore in the chair): Representative S. Thompson has withdrawn her motion, so we are moving forward as if the motion did not occur.

WALLE: And so those 20 bills or those members that had those bills knocked off the local, those are not coming back, for all intents and purposes?

CHAIR: No, not today, they're not.

WALLE: Not today—you're correct about that.

CHAIR: Correct, not today.

WALLE: So we're going to move on to the normal scheduled calendar, is that fair?

CHAIR: Yes. I think your question is, will we proceed as we normally would from here? The answer is yes.

WALLE: There's no intent to bring those 20 bills back up then? Today?

CHAIR: Today there is not, because, as you know, those bills would go to the next local calendar. Most of them would go to the next local calendar. Some could go into the general Calendars Committee.

WALLE: Right, because they have been knocked off twice, I think.

CHAIR: Well, I'm not—maybe some. The chair is not advised specifically on those 20.

WALLE: It would have been unprecedented to do something like that, the motion that Ms. Thompson did, is that a fair statement?

CHAIR: No, actually, we do those type of motions somewhat regularly.

WALLE: Somewhat regularly, okay. I just want to understand—let the body understand that those local bills and what happens on those local bills, that's how we hold each other accountable. Is that a fair statement? The rules that apply to

those local bills as it relates to members—I'll just say that's how we hold each other accountable. In reference to when somebody is actually trying to mess with one of your bills, if you will, you have an opportunity as a member to either negotiate with that other member or at least have a talk about that other member's bill, as it may or may not be on the local calendar.

CHAIR: That's outside of the parliamentary process.

WALLE: Okay, right. Just like in baseball, you have unwritten rules? We have unwritten rules here.

CHAIR: I know even less about the baseball rules.

WALLE: Are you aware that when one of your team members is in the batter's box and gets hit intentionally that somebody—your pitcher on your team would probably go after that other team member in the next inning?

CHAIR: I don't believe that's a proper parliamentary inquiry.

WALLE: It's an unwritten rule, right? There are unwritten rules not in our House Rules that allow us to hold each other accountable.

CHAIR: The parliamentarian and the chair are completely unaware of any such rules.

WALLE: Thank you, I appreciate your time.

REMARKS ORDERED PRINTED

Representative Blanco moved to print remarks between Representative Walle and the chair.

The motion prevailed.

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).

RULES SUSPENDED

Representative S. Thompson moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

MOTION FOR ONE RECORD VOTE

On motion of Representative Kacal and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
THIRD READING**

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 1049): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Ashby; Gonzales.

HB 349

HB 493

SB 417 (Biedermann and Tinderholt - no) (143 - 2 - 2)

HB 654 (Biedermann and Tinderholt - no) (143 - 2 - 2)

HB 658

HB 674 (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Rinaldi, Simmons, Springer, Tinderholt, and Zedler - no) (135 - 10 - 2) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 160

HB 804

HB 867 (Biedermann, Cain, Lang, Leach, Schaefer, and Tinderholt - no) (139 - 6 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 902 (Biedermann, Shaheen, Stickland, and Tinderholt - no) (141 - 4 - 2)

HB 917

HB 918

HB 995

SB 495

HB 1111 (Phillips - no) (144 - 1 - 2)

HB 1207 (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland - no) (138 - 7 - 2)

HB 1208 (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland - no) (138 - 7 - 2)

HB 1256

HB 1278 (Phillips - no) (144 - 1 - 2)

SB 617

SB 671 (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1553 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 1595

SB 622

HB 1640 (C. Anderson, Biedermann, Cain, Flynn, Murphy, and Tinderholt - no) (139 - 6 - 2) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1656 (Rinaldi and Zedler - no) (143 - 2 - 2)

HB 1764 (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1365 (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland - no) (138 - 7 - 2)

HB 2010 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 2015

HB 2025 (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Tinderholt, and Zedler - no) (132 - 13 - 2) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1494

HB 2115

HB 2157 (Biedermann, Cain, Lang, Leach, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler - no) (136 - 9 - 2)

HB 2214**SB 945**

HB 2248 (Biedermann and Tinderholt - no) (143 - 2 - 2)

SB 559 (Biedermann, Cain, Leach, Schaefer, and Tinderholt - no) (140 - 5 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2304 (Biedermann and Tinderholt - no) (143 - 2 - 2)

HB 2323**HB 2324**

HB 2358 (Rinaldi and Zedler - no) (143 - 2 - 2)

HB 2388

HB 2410 (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Tinderholt, and Zedler - no) (133 - 12 - 2) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2432**HB 2443**

HB 2458 (Cain, Rinaldi, and Zedler - no) (142 - 3 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1541**HB 2537**

HB 2559 (Simmons and Springer - no) (143 - 2 - 2)

HB 2586

HB 2614 (Cain - no) (144 - 1 - 2)

SB 1203

HB 2623 (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Simmons, Springer, and Tinderholt - no) (137 - 8 - 2) (Parker and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1422 (Leach, Rinaldi, Schaefer, and Zedler - no) (144 - 1 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2700**HB 2725**

HB 2738 (Cain - no) (144 - 1 - 2)

SB 1229 (Leach, Rinaldi, Schaefer, Stickland, and Zedler - no) (140 - 5 - 2)
(Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2812 (Cain - no) (144 - 1 - 2)

SB 1402

SB 1517

SB 1518 (G. Bonnen, Burrows, Fallon, Goldman, and Simmons - no)
(140 - 5 - 2)

HB 2837

HB 2856

SB 1246

HB 2875 (Biedermann and Tinderholt - no) (143 - 2 - 2)

HB 2911 (Biedermann, Leach, Murphy, Schaefer, and Tinderholt - no)
(140 - 5 - 2) (Krause and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2925 (Biedermann, Cain, Lang, Leach, Schaefer, and Stickland - no)
(139 - 6 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2937 (Flynn, Leach, Murphy, Schaefer, and Tinderholt - no)
(139 - 6 - 2) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2960

HB 3008 (Biedermann and Tinderholt - no) (143 - 2 - 2)

HB 3045

HB 3046 (Biedermann, Lang, and Tinderholt - no) (142 - 3 - 2)

HB 3047

HB 3052

HB 3066

HB 3085 (Biedermann, Cain, Stickland, and Tinderholt - no) (141 - 4 - 2)

HB 3087 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 3147

HB 3173 (Stickland - no) (144 - 1 - 2)

HB 3185 (G. Bonnen, Burrows, Fallon, Goldman, Simmons, and Stickland - no) (139 - 6 - 2)

HB 3198

SB 1073 (Leach and Schaefer - no) (143 - 2 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3209

HB 3243

HB 3252 (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3254 (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3270

HB 3272

HB 3281 (Biedermann, Cain, Leach, Murphy, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (137 - 8 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3321

HB 3359 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 3389

HB 3433 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 3446

HB 3470 (Biedermann, Cain, and Tinderholt - no) (142 - 3 - 2)

HB 3526

HB 3535

HB 3560 (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3564

HB 3574 (G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Murphy, Schaefer, Simmons, Springer, Stickland, and Tinderholt - no) (133 - 12 - 2) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3632 (Leach and Schaefer - no) (143 - 2 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3651

HB 3654

HB 3669 (Stickland - no) (144 - 1 - 2)

HB 3679 (Biedermann, Leach, Schaefer, and Tinderholt - no) (141 - 4 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3705

HB 3706

SB 345 (Biedermann, Cain, Lang, Leach, Schaefer, Shaheen, Stickland, and Tinderholt - no) (137 - 8 - 2) (Krause and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3767 (Leach and Schaefer - no) (143 - 2 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3845

HB 3887 (Biedermann, Leach, Phillips, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (138 - 7 - 2)

HB 3907 (Biedermann, Cain, Lang, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler - no) (137 - 8 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4034

HB 4064 (Biedermann, Cain, Leach, Phillips, Schaefer, and Tinderholt - no) (139 - 6 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4094

HB 4104

HB 4114 (Leach and Schaefer - no) (143 - 2 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4126 (Leach and Schaefer - no) (143 - 2 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4127

HB 4187 (Biedermann, Leach, Schaefer, Shaheen, and Tinderholt - no) (140 - 5 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4272 (Leach, Rinaldi, Schaefer, Shaheen, Stickland, and Zedler - no) (139 - 6 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4276

HB 4277 (Schaefer, Shaheen, Stickland, and Tinderholt - no) (141 - 4 - 2)

HB 4283 (Biedermann, Leach, Rinaldi, Schaefer, Shaheen, Stickland, Tinderholt, and Zedler - no) (137 - 8 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4285 (Biedermann, Leach, Rinaldi, Schaefer, Shaheen, Stickland, Tinderholt, and Zedler - no) (137 - 8 - 2)

HB 4289 (Stickland - no) (144 - 1 - 2)

HB 4290 (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Stickland, Tinderholt, and Zedler - no) (132 - 13 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4292 (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler - no) (132 - 13 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4315 (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler - no) (132 - 13 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4320 (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler - no) (132 - 13 - 2) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1794

HB 1959 (Cain and Tinderholt - no) (143 - 2 - 2)

HB 2252 (Rinaldi and Zedler - no) (143 - 2 - 2)

HB 2886

HB 3917

(Ashby and Gonzales now present)

(Speaker in the chair)

**ADDRESS BY REPRESENTATIVE GIDDINGS
ON A MATTER OF PERSONAL PRIVILEGE**

The chair recognized Representative Giddings who addressed the house on a matter of personal privilege, speaking as follows:

I'm not sure what we did on local and consent this morning, and I sure don't know why we did what we did. And let me say, before I begin, that I have a very soft spot in my heart for children. It's my highest priority in this legislature. So if I shed a tear, it'll be okay, because I'm soft enough to cry when I think a child is hurting, but I'm tough enough to fight for them until hell freezes over.

This morning, Mr. Cain, Mr. Rinaldi, Mr. Tinderholt, Mr. Stickland, and Mr. Biedermann knocked off **HB 2159**, which was intended to give some students relief from going hungry at lunch—to keep them from being embarrassed and to keep them from being labeled. That bill for those food-insecure children deserved a debate on this house floor. And while I personally have never knocked a bill off local and consent in all of my years here, I know it is within our rules to collect five signatures or talk for 10 minutes, and I respect a member's right to do that. However, to take the action that was taken on this floor today on this bill for hungry children was unconscionable. Some of the children this bill intended to help are from families just above the poverty line. Some are from families where a wage earner has perhaps lost a job or had some other family emergency. Some are from a family where someone, for whatever reason, forgot to pay. Whatever the circumstance, we should not want these children to go without lunch.

The bill simply asks school boards to set up a grace period of whatever time frame they deem appropriate. It could be one day. It could be two days. It could be two weeks. But within that time frame, the bill asks that the child's parents be contacted and to try and determine whether or not that child might be eligible for a free or reduced lunch. It allowed them to set up a methodology to receive donations for kids in these circumstances. And I ask, what is so terrible about that? I have, since this bill became a news story, a letter from a principal. A Dr. Alston in Dallas went to several schools when he heard this story and paid the lunch accounts for kids. One of the schools that he went to was Audelia Creek Elementary on Audelia Road in Dallas. I won't read you the whole letter that the principal wrote to Dr. Alston, but he did say, "On behalf of Audelia Creek Elementary, we sincerely thank you for your generosity in helping to provide lunch for children who had no funds in their cafeteria account. With your donation, we were able to supplement the account of 36 children who are in arrears and put enough money in their accounts to feed them for at least a week." And this is signed by that principal, Michael Savage, and it's dated April 26.

Let me tell you what happens now without this bill. A child goes through the cafeteria line, chooses a lunch, goes to the cashier, gives the cashier their PIN, and in many school districts if that account has no money, that lunch is taken. It is thrown in the trash. That lunch is taken, and it's thrown in the trash, often in the face of that child. Some of these children are as young as four. Let me tell you, to those of you who believe that this isn't true, I have the statement from a very brave teacher here, Kelvin Holt, a teacher in the Copperas Cove School District, who said this, "One of my four-year-olds slid her meal tray down to the cashier in order to pay for her meal, but instead what she heard was an emphatic 'you have no money,' followed by the removal of her meal tray. The student then sat at the table assigned to her class and was inconsolable for the next 20 minutes while her classmates enjoyed their meal." That's from teacher Kelvin Holt.

Another teacher said, and this teacher is Christopher Robinson in the Houston area, "When I saw that, it just shook me. You get bullied for stuff like that." Not to mention what one of the students said. Dakota Gibson, who is a student in Spring Branch said, "When it happened to me, I just wanted to go into

a corner and hide." Now, the hot meal is thrown into the trash, and the student is given the equivalent of this milk, these crackers, and this cheese. And I ask you, how humane is that? And would you want that to happen to your child? What message are we sending that child? A message that you don't matter, that you have no value, that you have no worth. We have embarrassed that child, and we may be affecting how that child sees their value and their worth for the rest of their lives.

I've talked to some members on this floor, and we are all privileged in here now. But some of us were not always privileged. Some of us have been food-insecure. For some legislators, what we do here on this floor, for me, seems to be an in-outside-out game, a power play. There are a few people in this chamber who believe that they alone can transform Texas, and that's a political illusion. We need to take a reality check. These legislators, in my opinion, are not about searching for the truth and giving kids an equal chance. They're about winning at any cost, even when the cost results in a child going hungry.

I don't know why you came to this Texas Legislature, but my highest priority, as I said before, is to help our children reach their full potential. And while we may not all agree on this, I firmly believe that they are all our children. But for some folks here, it's about a primary, it's about a scorecard. It's about the spin. It's about the power. And let me just say that I am not confused. Everyone here is both powerful and privileged. How could you not be? Out of 26 million people in this state, 150 of us have been chosen to lead in this Texas House. So what are we going to do with that power and that privilege? What are we going to do about our children? We say many times in this house that we are servant-leaders. Well, one of the questions that servant-leaders always ask themselves is, "Because of this action I am taking, will those I serve be happier? Will they be healthier? Will they be more autonomous?" And perhaps most importantly, servant-leaders ask themselves this question, "Will the least of those be no worse off because of this action I am taking?" And I will tell you, because of the action that we took, children in Texas are going to be worse off.

You and I and our families don't face hunger because we're privileged. But remember, there but for the grace of God go I. In the end, it ain't power, it ain't privilege that really defines us. It's character. It's kindness. It's love. Members, we can do better for our children. They deserve better, and I personally believe that the hottest places in hell are reserved for those who harm our children. Again, I think we've harmed our children today. I close by saying, God bless all of the children of Texas today. And we especially ask that he bless those children who are hungry. Thank you, members.

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. 14).

REMARKS ORDERED PRINTED

Representative Walle moved to print remarks by Representative Giddings.

The motion prevailed.

**EMERGENCY CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 7 ON THIRD READING
(by Wu, Raymond, S. Davis, Rose, Zerwas, et al.)**

HB 7, A bill to be entitled An Act relating to child protective services suits, motions, and services by the Department of Family and Protective Services.

Amendment No. 1

Representative Wu offered the following amendment to **HB 7**:

Amend **HB 7** on third reading by striking the SECTION of the bill added by Amendment No. 31 by Price, amending Section 572.001(c), Health and Safety Code, and substituting the following appropriately numbered SECTION:

SECTION _____. Section 572.001, Health and Safety Code, is amended by amending Subsection (c) and adding Subsections (c-2), (c-3), (c-4), and (c-5) to read as follows:

(c) A person or agency appointed as the guardian or a managing conservator of a person younger than 18 years of age and acting as an employee or agent of the state or a political subdivision of the state may request admission of the person younger than 18 years of age to an inpatient mental health facility ~~[only with the person's consent. If the person does not consent, the person may be admitted for inpatient services]~~ only as provided by Subsection (c-2) or pursuant to an application for court-ordered mental health services or emergency detention or an order for protective custody.

(c-2) The Department of Family and Protective Services may request the admission to an inpatient mental health facility of a minor in the managing conservatorship of that department only if a physician states the physician's opinion, and the detailed reasons for that opinion, that the minor is a person:

(1) with mental illness or who demonstrates symptoms of a serious emotional disorder; and

(2) who presents a risk of serious harm to self if not immediately restrained or hospitalized.

(c-3) The admission to an inpatient mental health facility under Subsection (c-2) of a minor in the managing conservatorship of the Department of Family and Protective Services is a significant event for purposes of Section 264.018, Family Code, and the Department of Family and Protective Services shall provide notice of the significant event:

(1) in accordance with that section to all parties entitled to notice under that section; and

(2) to the court with continuing jurisdiction before the expiration of three business days after the minor's admission.

(c-4) The Department of Family and Protective Services periodically shall review the need for continued inpatient treatment of a minor admitted to an inpatient mental health facility under Subsection (c-2). If following the review that department determines there is no longer a need for continued inpatient treatment, that department shall notify the facility administrator designated to detain the minor that the minor may no longer be detained unless an application for court-ordered mental health services is filed.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Wu offered the following amendment to **HB 7**:

Amend **HB 7** (second reading engrossment) on third reading on page 3, line 1, between "educators," and "welfare" by inserting "child".

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Klick and Wu offered the following amendment to **HB 7**:

Amend **HB 7** on third reading as follows:

(1) Strike the SECTION of the bill adding Section 161.001(c), (d), and (e), Family Code, and substitute the following:

SECTION _____. (a) Section 161.001, Family Code, is amended by adding Subsections (c), (d), and (e) to read as follows:

(c) A court may not make a finding under Subsection (b) and order termination of the parent-child relationship based on evidence that the parent:

(1) homeschooled the child;

(2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child; or

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code; or

(5) provided or administered:

(A) medical cannabis to a child for whom the medical cannabis was recommended under Chapter 169, Occupations Code; or

(B) a product that contains THC to a child, if the parent believes that the provision or administration of the product is in the best interest of the child, and the child meets the requirements of Section 169.003(1) and (2), Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(d) A court may not court may not order termination under Subsection (b)(1)(O) based on the failure by the parent to comply with a specific provision of a court order if a parent proves by a preponderance of evidence that:

(1) the parent was unable to comply with specific provisions of the court order; and

(2) the parent made a good faith effort to comply with the order and the failure to comply with the order is not attributable to any fault of the parent.

(e) This section does not prohibit the Department of Family and Protective Services from offering evidence described by Subsection (c) as part of an action to terminate the parent-child relationship under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law, this section has no effect.

SECTION _____. (a) Section 161.001, Family Code, is amended by adding Subsections (c), (d), and (e) to read as follows:

(c) A court may not make a finding under Subsection (b) and order termination of the parent-child relationship based on evidence that the parent:

(1) homeschooled the child;

(2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child;

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered low-THC cannabis to a child for whom the low-THC cannabis was prescribed under Chapter 169, Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(d) A court may not court may not order termination under Subsection (b)(1)(O) based on the failure by the parent to comply with a specific provision of a court order if a parent proves by a preponderance of evidence that:

(1) the parent was unable to comply with specific provisions of the court order; and

(2) the parent made a good faith effort to comply with the order and the failure to comply with the order is not attributable to any fault of the parent.

(e) This section does not prohibit the Department of Family and Protective Services from offering evidence described by Subsection (c) as part of an action to terminate the parent-child relationship under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law, this section has no effect.

(2) Strike the SECTION of the bill adding Section 262.116, Family Code, and substitute the following:

SECTION _____. (a) Subchapter B, Chapter 262, Family Code, is amended by adding Section 262.116 to read as follows:

Sec. 262.116. LIMITS ON REMOVAL. (a) The Department of Family and Protective Services may not take possession of a child under this subchapter based on evidence that the parent:

(1) homeschooled the child;

(2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child;

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered:

(A) medical cannabis to a child for whom the medical cannabis was recommended under Chapter 169, Occupations Code; or

(B) a product that contains THC to a child, if the parent believes that the provision or administration of the product is in the best interest of the child, and the child meets the requirements of Section 169.003(1) and (2), Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(b) The department shall train child protective services caseworkers regarding the prohibitions on removal provided under Subsection (a).

(c) The executive commissioner of the Health and Human Services Commission may adopt rules to implement this section.

(d) This section does not prohibit the department from offering evidence described by Subsection (a) as part of an action to take possession of a child under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law, this section has no effect.

SECTION _____. (a) Subchapter B, Chapter 262, Family Code, is amended by adding Section 262.116 to read as follows:

Sec. 262.116. LIMITS ON REMOVAL. (a) The Department of Family and Protective Services may not take possession of a child under this subchapter based on evidence that the parent:

- (1) homeschooled the child;
- (2) is economically disadvantaged;
- (3) engaged in reasonable discipline of the child;
- (4) has been charged with a nonviolent misdemeanor offense other

than:

- (A) an offense under Title 5, Penal Code;
- (B) an offense under Title 6, Penal Code; or
- (C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered low-THC cannabis to a child for whom the low-THC cannabis was prescribed under Chapter 169, Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(b) The department shall train child protective services caseworkers regarding the prohibitions on removal provided under Subsection (a).

(c) The executive commissioner of the Health and Human Services Commission may adopt rules to implement this section.

(d) This section does not prohibit the department from offering evidence described by Subsection (a) as part of an action to take possession of a child under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law, this section has no effect.

(3) Renumber SECTIONS of the bill as appropriate.

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 **SB 1**:

S. Davis on motion of Geren.

HB 7 - (consideration continued)

Amendment No. 3 was withdrawn.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 5:30 p.m. today, in 3W.15, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 5:30 p.m. today, 3W.15, for a formal meeting, to set a calendar.

HB 7 - (consideration continued)

Amendment No. 4

Representatives Klick and Wu offered the following amendment to **HB 7**:

Amend **HB 7** on third reading as follows:

(1) Strike the SECTION of the bill adding Section 161.001(c), (d), and (e), Family Code, and substitute the following:

SECTION _____. (a) Section 161.001, Family Code, is amended by adding Subsections (c), (d), and (e) to read as follows:

(c) A court may not make a finding under Subsection (b) and order termination of the parent-child relationship based on evidence that the parent:

(1) homeschooled the child;

(2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child; or

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code; or

(5) provided or administered:

(A) medical cannabis to a child for whom the medical cannabis was recommended under Chapter 169, Occupations Code; or

(B) a product that contains THC to a child, if the parent believes that the provision or administration of the product is in the best interest of the child, and the child meets the requirements of Section 169.003(1) and (2), Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(d) A court may not order termination under Subsection (b)(1)(O) based on the failure by the parent to comply with a specific provision of a court order if a parent proves by a preponderance of evidence that:

(1) the parent was unable to comply with specific provisions of the court order; and

(2) the parent made a good faith effort to comply with the order and the failure to comply with the order is not attributable to any fault of the parent.

(e) This section does not prohibit the Department of Family and Protective Services from offering evidence described by Subsection (c) as part of an action to terminate the parent-child relationship under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law, this section has no effect.

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(c) A court may not make a finding under Subsection (b) and order termination of the parent-child relationship based on evidence that the parent:

- (1) homeschooled the child;
- (2) is economically disadvantaged;
- (3) engaged in reasonable discipline of the child;
- (4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered low-THC cannabis to a child for whom the low-THC cannabis was prescribed under Chapter 169, Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(d) A court may not order termination under Subsection (b)(1)(O) based on the failure by the parent to comply with a specific provision of a court order if a parent proves by a preponderance of evidence that:

(1) the parent was unable to comply with specific provisions of the court order; and

(2) the parent made a good faith effort to comply with the order and the failure to comply with the order is not attributable to any fault of the parent.

(e) This section does not prohibit the Department of Family and Protective Services from offering evidence described by Subsection (c) as part of an action to terminate the parent-child relationship under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law, this section has no effect.

(2) Strike the SECTION of the bill adding Section 262.116, Family Code, and substitute the following:

SECTION _____. (a) Subchapter B, Chapter 262, Family Code, is amended by adding Section 262.116 to read as follows:

Sec. 262.116. LIMITS ON REMOVAL. (a) The Department of Family and Protective Services may not take possession of a child under this subchapter based on evidence that the parent:

- (1) homeschooled the child;
- (2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child;

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered:

(A) medical cannabis to a child for whom the medical cannabis was recommended under Chapter 169, Occupations Code; or

(B) a product that contains THC to a child, if the parent believes that the provision or administration of the product is in the best interest of the child, and the child meets the requirements of Section 169.003(1) and (2), Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(b) The department shall train child protective services caseworkers regarding the prohibitions on removal provided under Subsection (a).

(c) The executive commissioner of the Health and Human Services Commission may adopt rules to implement this section.

(d) This section does not prohibit the department from offering evidence described by Subsection (a) as part of an action to take possession of a child under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law, this section has no effect.

SECTION _____. (a) Subchapter B, Chapter 262, Family Code, is amended by adding Section 262.116 to read as follows:

Sec. 262.116. LIMITS ON REMOVAL. (a) The Department of Family and Protective Services may not take possession of a child under this subchapter based on evidence that the parent:

(1) homeschooled the child;

(2) is economically disadvantaged;

(3) engaged in reasonable discipline of the child;

(4) has been charged with a nonviolent misdemeanor offense other

than:

(A) an offense under Title 5, Penal Code;

(B) an offense under Title 6, Penal Code; or

(C) an offense that involves family violence, as defined by Section

71.004 of this code;

(5) provided or administered low-THC cannabis to a child for whom the low-THC cannabis was prescribed under Chapter 169, Occupations Code; or

(6) declined immunization for the child for reasons of conscience, including a religious belief.

(b) The department shall train child protective services caseworkers regarding the prohibitions on removal provided under Subsection (a).

(c) The executive commissioner of the Health and Human Services Commission may adopt rules to implement this section.

(d) This section does not prohibit the department from offering evidence described by Subsection (a) as part of an action to take possession of a child under this subchapter.

(b) This Section takes effect only if **HB 2107** Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is not enacted or does not become law. If **HB 2107**, Acts of the 85th Legislature, Regular Session, 2017, or similar legislation authorizing the use of medical cannabis is enacted and becomes law, this section has no effect.

(3) Renumber SECTIONS of the bill as appropriate.

AMENDMENT NO. 4 - REMARKS

REPRESENTATIVE ISAAC: Representative Klick, yesterday I had an amendment to your amendment to protect families such as the Zartler family from Representative Koop's district that are using medicine that they believe helps their daughter.

REPRESENTATIVE KLICK: Correct.

ISAAC: And CPS has agreed not to separate the family from Kara. And is it your intent that this remains the case? That this not only protects the Zartler family but also CPS workers?

KLICK: It is. You know, these families are in very difficult circumstances. They have very sick children.

ISAAC: And that's regardless of the passage of **HB 2107**?

KLICK: That's correct. If that bill does not pass, then there's still language that will go in place.

ISAAC: And it's your intent that that language would protect the Zartler family and maybe some other families here in the State of Texas?

KLICK: Yes.

REMARKS ORDERED PRINTED

Representative Isaac moved to print remarks between Representative Klick and Representative Isaac.

The motion prevailed.

Amendment No. 4 was adopted.

HB 7 - REMARKS

REPRESENTATIVE WU: Members, just very quickly. In addition to the people that I thanked yesterday, I want to thank a few more additional people. This bill was the culmination of an incredible amount of work by a large number of people. I cannot tell you how many different draft revisions we've had for this bill and how many hours we've slaved going over every single word. Real quickly, I

want to thank my chief of staff, Amy Bruno; my legislative intern who works on CPS issues, Mimi Duong; Danae Bush from Legislative Council, who drafted our revisions; Abby Kamin, the clerk of Human Services; the DFPS team; Heather Fleming from the speaker's office; Tina Amberboy and Judge Rucker from the Texas Children's Commission; Judge Byrne from Travis County; Judge Schneider from Harris County; Clayton Travis from the Texas Pediatric Society; Will Francis from the National Association of Social Workers; Kate Murphy from Texans Care for Children; Sarah Crockett from Texas CASA; Dimple Patel from TexProtects; Brandon Logan from Texas Public Policy Foundation; the entire crew from the Texas Home School Coalition; Dr. Katherine Barillas from One Voice Texas; and lastly, Greg Hansch from the National Alliance on Mental Illness.

HB 7, as amended, was passed by (Record 1050): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Murr.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Shaheen.

STATEMENTS OF VOTE

When Record No. 1050 was taken, I was shown voting yes. I intended to vote no.

Dale

When Record No. 1050 was taken, I was shown voting yes. I intended to vote no.

Schofield

When Record No. 1050 was taken, I was in the house but away from my desk. I would have voted yes.

Shaheen

REMARKS ORDERED PRINTED

Representative Wu moved to print his remarks on **HB 7**.

The motion prevailed.

EMERGENCY CALENDAR SENATE BILLS THIRD READING

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

SB 500 ON THIRD READING

(Geren, S. Davis, Howard, P. King, E. Johnson, et al. - House Sponsors)

SB 500, A bill to be entitled An Act relating to the effect of certain felony convictions of public elected officers.

Representative Geren moved to postpone consideration of **SB 500** until 10 a.m. Sunday, May 14.

The motion prevailed.

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

HB 3026 ON THIRD READING

(by Phelan, J. Rodriguez, Dean, and Walle)

HB 3026, A bill to be entitled An Act relating to the abolishment of the used oil recycling account, deposits of used oil recycling fees, and use of the water resource management account.

HB 3026 was passed by (Record 1051): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel;

Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 1480 ON THIRD READING
(by S. Thompson)

HB 1480, A bill to be entitled An Act relating to a writ of mandamus by a court of appeals against an associate judge in certain cases.

HB 1480 was passed by (Record 1052): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospser; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Murr.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Meyer.

STATEMENTS OF VOTE

When Record No. 1052 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1052 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

HB 1856 ON THIRD READING
(by K. King)

HB 1856, A bill to be entitled An Act relating to the creation of a defense under the Solid Waste Disposal Act for persons engaged in certain scrap metal recycling transactions.

HB 1856 was passed by (Record 1053): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Kacal.

STATEMENT OF VOTE

When Record No. 1053 was taken, I was in the house but away from my desk. I would have voted yes.

Kacal

HB 2052 ON THIRD READING
(by Phelan and Fallon)

HB 2052, A bill to be entitled An Act relating to a tree planting credit to offset tree mitigation fees imposed by a municipality.

HB 2052 was passed by (Record 1054): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Cain; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Phelan; Phillips; Pickett; Price; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Bohac; Burrows; Clardy; Faircloth; Perez; Raney; Turner.

STATEMENTS OF VOTE

When Record No. 1054 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 1054 was taken, my vote failed to register. I would have voted yes.

Burrows

When Record No. 1054 was taken, I was in the house but away from my desk. I would have voted yes.

Clardy

When Record No. 1054 was taken, I was in the house but away from my desk. I would have voted yes.

Faircloth

HB 1810 ON THIRD READING
(by Dale, Moody, and Fallon)

HB 1810, A bill to be entitled An Act relating to the creation of the offense of possession or promotion of lewd visual material depicting a child.

HB 1810 was passed by (Record 1055): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 183 ON THIRD READING
(by Dutton)

HB 183, A bill to be entitled An Act relating to the consequences of successfully completing a period of deferred adjudication community supervision.

HB 183 was passed by (Record 1056): 103 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Bailes; Bernal; Biedermann; Blanco; Burkett; Burns; Button; Canales; Coleman; Collier; Cortez; Cospers; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Longoria; Lozano; Lucio; Martinez; Meyer; Minjarez; Moody; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Perez; Pickett; Price; Raney;

Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Sheffield; Shine; Stephenson; Thierry; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Ashby; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burrows; Cain; Capriglione; Clardy; Cook; Cyrier; Elkins; Faircloth; Fallon; Geren; Goldman; Holland; Keough; Krause; Lambert; Landgraf; Lang; Leach; Metcalf; Miller; Morrison; Parker; Paul; Phelan; Phillips; Rinaldi; Schofield; Schubert; Shaheen; Simmons; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Larson.

STATEMENTS OF VOTE

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

Koop

When Record No. 1056 was taken, I was shown voting yes. I intended to vote no.

Price

HB 2612 ON THIRD READING

(by Meyer, et al.)

HB 2612, A bill to be entitled An Act relating to civil liability of a person who produces, distributes, sells, or provides or aids in the production, distribution, sale, or provision of certain synthetic substances to another person for damages caused by the other person.

Amendment No. 1

Representative Meyer offered the following amendment to **HB 2612**:

Amend **HB 2612** on third reading, in SECTION 1 of the bill, in added Section 481.1191(a)(2), Health and Safety Code, between "is intended" and "to produce", by inserting "by the manufacturer".

Amendment No. 1 was adopted.

SB 712 - HOUSE SPONSOR AUTHORIZED

On motion of Representative Dutton, Representative Herrero was authorized as a house sponsor to **SB 712**.

HB 2612 - (consideration continued)**Amendment No. 2**

Representative Wu offered the following amendment to **HB 2612**:

Amend **HB 2612** by adding the following appropriately numbered Sections ___ & ___ and renumber the subsequent sections accordingly.

SECTION ____. Subchapter E, Chapter 17, Business & Commerce Code, is amended by adding Section 17.463 to read as follows:

Sec. 17.463. PRODUCTION, SALE, DISTRIBUTION, OR PROMOTION OF CERTAIN SYNTHETIC SUBSTANCES. (a) This section applies only to an act described by Section 17.46(b)(31).

(b) Subject to Subsection (e) and except as otherwise provided by this section, an act to which this section applies is subject to action by a district or county attorney under Sections 17.47, 17.58, 17.60, and 17.61 to the same extent as the act is subject to action by the consumer protection division under those sections.

(c) If a district or county attorney, under the authority of this section, accepts assurance of voluntary compliance under Section 17.58, the district or county attorney must file the assurance of voluntary compliance in the district court in the county in which the alleged violator resides or does business.

(d) If a district or county attorney, under the authority of this section, executes and serves a civil investigative demand and files a petition described by Section 17.61(g), the petition must be filed in the district court in the county where the parties reside.

(e) A district or county attorney may act under this section so long as the consumer protection division does not intend to act with respect to that matter. Further, consistent with Section 17.48(b) of this subchapter, the consumer protection division shall, upon request and to the extent it has the resources available, provide assistance to a district or county attorney in any action taken under this subchapter. A district or county attorney may institute a suit described by this section on or after the 90th day after the date the attorney general receives the notice required by Section 17.48 unless before the 90th day after the date the notice is received the attorney general responds that it is actively investigating or litigating at least one of the alleged violations set forth in the notice. The

consumer protection division shall notify the district or county attorney it no longer intends to actively investigate or litigate an alleged violation within a reasonable time of such determination.

(f) Notwithstanding any other law, in an action brought by a district or county attorney under this section, all settlements or penalties collected by the district or county attorney shall be divided between the state and the county in which the attorney brought suit, with:

(1) 50 percent of the amount collected paid to the comptroller for deposit to the credit of the basic civil legal services account established by Section 51.943, Government Code; and

(2) 50 percent of the amount collected paid to the county shall be deposited by the county in a segregated account and the funds shall be used only for law enforcement, public health programs, or drug abuse prevention programs.

Amendment No. 2 was adopted.

HB 2612, as amended, was passed by (Record 1057): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Bonnen, G.; Deshotel; Flynn.

STATEMENTS OF VOTE

When Record No. 1057 was taken, I was in the house but away from my desk. I would have voted yes.

G. Bonnen

When Record No. 1057 was taken, my vote failed to register. I would have voted yes.

Flynn

HB 2009 ON THIRD READING
(by G. Bonnen and D. Bonnen)

HB 2009, A bill to be entitled An Act relating to an exemption for certain law enforcement and military personnel from the requirement to complete a hunter education program.

HB 2009 was passed by (Record 1058): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Fallon.

STATEMENT OF VOTE

When Record No. 1058 was taken, my vote failed to register. I would have voted yes.

Fallon

HB 3103 ON THIRD READING
(by Darby)

HB 3103, A bill to be entitled An Act relating to the jurisdiction of this state to tax tangible personal property that is used continually in this state.

HB 3103 - REMARKS

REPRESENTATIVE ANCHIA: So these were forwarded to me by the county. I just want to make sure that we're not messing with the home counties. When the Dallas County Appraisal District began including any vehicles that cross the state line en route to a company's maintenance facility as real property—would it increase their property tax bill under your proposed bill?

REPRESENTATIVE DARBY: What this bill simply does is it codifies and clarifies, if you will, the existing comptroller's interpretation of what "used continuously in this state" means. I think perhaps Dallas County may have, if it simply came into the state, I think the Dallas County Appraisal District was using that as enough connection to start taxing it.

ANCHIA: So would your bill reduce the revenue available to Dallas County?

DARBY: Well, of course, all these taxes are subject to apportionment on the amount of taxes that they use in the state. But what it does is, it does not allow a single county to interpret the rule differently than the other tax appraisal districts in the state.

ANCHIA: So your bill simply tries to eliminate irregularities between tax law and how that tax law is being applied by specific counties?

DARBY: That's correct.

REMARKS ORDERED PRINTED

Representative Anchia moved to print remarks between Representative Darby and Representative Anchia.

The motion prevailed.

HB 3103 was passed by (Record 1059): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland;

Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Farrar.

STATEMENT OF VOTE

When Record No. 1059 was taken, I was in the house but away from my desk. I would have voted yes.

Farrar

HB 3150 ON THIRD READING

(by Burns, Leach, Canales, Thierry, et al.)

HB 3150, A bill to be entitled An Act relating to a merchant allowing a person suspected of committing or attempting to commit theft to complete a theft education program.

Representative Burns moved to postpone consideration of **HB 3150** until 5:26 p.m. today.

The motion prevailed.

HB 3376 ON THIRD READING

(by Holland, et al.)

HB 3376, A bill to be entitled An Act relating to forms of notice that may be provided by the Department of Public Safety during certain enforcement proceedings and actions.

LEAVES OF ABSENCE GRANTED

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

Alonzo on motion of Button.

Ashby on motion of Button.

Cook on motion of Button.

Geren on motion of Button.

Giddings on motion of Button.

Howard on motion of Button.

Hunter on motion of Button.

Kacal on motion of Button.

K. King on motion of Button.

Koop on motion of Button.

Nevárez on motion of Button.

Paddie on motion of Button.

Phelan on motion of Button.

Rose on motion of Button.

HB 3376 - (consideration continued)

HB 3376 was passed by (Record 1060): 131 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Collier; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Koop; Nevárez; Paddie; Phelan; Rose.

Absent — Coleman.

HB 2051 ON THIRD READING
(by Huberty and Guillen)

HB 2051, A bill to be entitled An Act relating to the new instructional facility allotment under the foundation school program.

HB 2051 was passed by (Record 1061): 114 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospers; Cyrier;

Dale; Darby; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Cain; Craddick; Keough; Krause; Lang; Leach; Rinaldi; Schaefer; Shaheen; Springer; Stickland; Swanson; Tinderholt; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Koop; Nevárez; Paddie; Phelan; Rose.

Absent — Bonnen, D.; Dukes; Frullo.

STATEMENTS OF VOTE

When Record No. 1061 was taken, I was in the house but away from my desk. I would have voted no.

D. Bonnen

When Record No. 1061 was taken, I was in the house but away from my desk. I would have voted yes.

Dukes

When Record No. 1061 was taken, I was shown voting yes. I intended to vote no.

Murr

HB 3548 ON THIRD READING (by Parker)

HB 3548, A bill to be entitled An Act relating to the applicability of certain immunity and liability laws to the nonprofit corporation established by the Texas Public Finance Authority to issue revenue bonds to open-enrollment charter schools for those schools to provide educational facilities.

HB 3548 was passed by (Record 1062): 133 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Koop; Nevárez; Paddie; Phelan; Rose.

HB 3533 ON THIRD READING **(by Raymond)**

HB 3533, A bill to be entitled An Act relating to inspection procedures in certain long-term care facilities and the creation of a long-term care legislative oversight committee.

HB 3533 was passed by (Record 1063): 98 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Arévalo; Bailes; Bernal; Blanco; Bohac; Burkett; Burns; Button; Canales; Capriglione; Clardy; Collier; Cortez; Cospere; Craddick; Cyrier; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frullo; Gervin-Hawkins; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Huberty; Israel; Johnson, E.; Johnson, J.; King, T.; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Ortega; Parker; Paul; Perez; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Biedermann; Bonnen, D.; Bonnen, G.; Burrows; Cain; Dale; Fallon; Frank; Goldman; Hefner; Isaac; Keough; King, P.; Klick; Krause; Landgraf; Lang; Metcalf; Oliverson; Phillips; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Stickland; Swanson; Tinderholt; Zedler.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Koop; Nevárez; Paddie; Phelan; Rose.

Absent — Leach.

STATEMENTS OF VOTE

When Record No. 1063 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 1063 was taken, I was shown voting yes. I intended to vote no.

Parker

HB 1935 ON THIRD READING

(by Frullo, Dutton, Kuempel, Moody, Springer, et al.)

HB 1935, A bill to be entitled An Act relating to the carrying of certain knives.

HB 1935 was passed by (Record 1064): 131 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospier; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Minjarez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Koop; Nevárez; Paddie; Phelan; Rose.

Absent — Rodriguez, E.

STATEMENTS OF VOTE

When Record No. 1064 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 1064 was taken, I was in the house but away from my desk. I would have voted no.

E. Rodriguez

POSTPONED BUSINESS

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

HB 3150 ON THIRD READING (by Burns, Leach, Canales, Thierry, et al.)

HB 3150, A bill to be entitled An Act relating to a merchant allowing a person suspected of committing or attempting to commit theft to complete a theft education program.

HB 3150 was read third time earlier today and was postponed until this time.

HB 3150 - REMARKS

REPRESENTATIVE MOODY: Representative Burns, I know you've worked with several members on this bill, and I just want to clarify the amendment that was placed on second reading which adjusted the indigency provisions in the bill. Can you—and I think we're on the same page now. I just want to make sure we explain that fully to the members and why we—there was a fee cap originally in the bill. That's removed, and we go—what I think now is some language that is a little bit stricter on indigent requirements and how those providers can waive the fee entirely.

REPRESENTATIVE BURNS: Correct. We wanted to make sure that the inability to pay did not keep someone from being able to take advantage of this totally permissive program that the retailers are offering. You bet. So we put that the program provider shall develop a plan to offer discounts, alternative payment schedules, scholarship funds, et cetera, to a person who the provider has verified is indigent or may even reduce or waive the fee for the program based on the ability of the person to pay.

MOODY: And based on our discussions, the verification of indigency is going to be based on what?

BURNS: The federal indigent level, and that is a statement of income. That's the way it's done today.

MOODY: The federal poverty guidelines?

BURNS: Yes, federal poverty guidelines.

REMARKS ORDERED PRINTED

Representative Moody moved to print remarks between Representative Burns and Representative Moody.

The motion prevailed.

(Koop now present)

HB 3150 was passed by (Record 1065): 133 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Alonzo; Ashby; Cook; Davis, S.; Geren; Giddings; Howard; Hunter; Kacal; King, K.; Nevárez; Paddie; Phelan; Rose.

Absent — Collier.

(Alonzo, Cook, Geren, K. King, Nevárez, and Rose now present)

GENERAL STATE CALENDAR (consideration continued)

HB 2122 ON THIRD READING (by Clardy)

HB 2122, A bill to be entitled An Act relating to the adoption of the Uniform Foreign-Country Money Judgments Recognition Act.

HB 2122 was passed by (Record 1066): 137 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Ashby; Davis, S.; Giddings; Howard; Hunter; Kacal; Paddie; Phelan.

Absent — Alonzo; Springer; Walle.

STATEMENT OF VOTE

When Record No. 1066 was taken, I was in the house but away from my desk. I would have voted yes.

Springer

HB 731 ON THIRD READING

(by Bohac)

HB 731, A bill to be entitled An Act relating to creating the offense of intimidation by a member of a criminal street gang.

(Ashby, Howard, Hunter, Kacal, Paddie, and Phelan now present)

HB 731 - POINT OF ORDER

Representative Rose raised a point of order against further consideration of **HB 731** under Rule 8, Section 1(c) of the House Rules on the grounds that the bill caption is inaccurate.

The speaker sustained the point of order and submitted the following statement:

Under Rule 8, Section 1(c) of the House Rules, "A house bill that would create a criminal offense or category of offenses . . . must include a short statement at the end of its title or caption indicating the general effect of the bill on the offense"

HB 731 punishes members of criminal street gangs who make certain threats against a person with the intent to influence that person's behavior by making intimidation a third degree felony criminal offense. Representative Rose argues that the bill caption is flawed because it does not expressly state that the bill "creates a criminal offense" as reflected in the bill analysis. The caption of **HB 731** reads: "relating to creating the offense of intimidation by a member of a criminal street gang." This bill increases the offense of intimidation to a third degree felony and, as such, the caption should have included the proper classification of "criminal offense." Consequently, this oversight is a clear violation Rule 8, Section 1(c). See 85 H.J. Reg. 2130-2131 (2017) (Tinderholt point of order on **HB 1156**); 84 H.J. Reg. 3086-3087 (2015) (Tinderholt, Rinaldi point of order on **CSSB 97**); 84 H.J. Reg. 1999-2000 (2015) (Stickland point of order on **CSHB 409**). In the first ruling on the same subject matter:

The chair notes that this defect has the potential to impact 32 house bills that were introduced with the vague phrase "creating an offense" in the caption as well as any other bill the caption for which has been amended to contain this phrase. Most of the introduced house bills creating a criminal offense appear to have a correct caption. For those that do not, members who believe a point of order will be called on their bill may wish to amend their bill's caption in committee or, if a senate companion exists, seek to pass the senate bills, which are not bound by the house's caption rules in Rule 8, Section 1(b)-(d).

Further, it should be noted that the Section 3.03 of the Texas Legislative Council's Legislative Drafting Manual explains what needs to be included in a bill caption. The Texas Legislative Council notes that provisions regarding costs and fees (along with criminal penalties and occupational fees) are items receiving special attention to when drafting captions:

(g) Council drafting convention. In addition to or as part of expressing the bill's subject, the legislative council staff has adopted a drafting convention of giving notice of the following in the caption: the imposition of civil, administrative, or criminal penalties . . .

If the rules of the house or senate require inclusion of specific provisions in the caption (see Subsection (a)), a draft should comply with those rules. In the absence of applicable caption rules, follow the drafting conventions above.

In many cases, the notice may be as simple as adding "; making an appropriation" or "; providing criminal penalties" to the caption. In other cases, the notice may be given as part of the general description of the bill's subject. A caption is sufficient for these purposes, regardless of form, if clear notice of the listed issues is given in the caption.

A parliamentary inquiry arose after the ruling, citing 84 H.J. Reg. 4687 (2015). The Texas Legislative Information System applied a mechanical action and noted that the bill was returned to committee. The net effect of sustaining the point of order was that further consideration of the bill was precluded because of end of session deadlines. However, a different outcome was possible. "Because the bill becomes the work of the body after the body passes it to third reading, most points of order, except those of a constitutional nature, are scrubbed." However, improper captions are a constitutional matter. Section 35(b) of the Texas Constitution states that, "[t]he rules of procedure of each house shall require that the subject of each bill be expressed in its title in a manner that gives the legislature and the public reasonable notice of that subject." House members have adopted specific rules delineating what notice they require for this body's bills. In this case, the chair returned the bill to the origin of the error prior to third reading of the bill. The committee had the responsibility, if it chose to do so, with outfitting the bill with an accurate caption that properly conformed to the House Rules.

For these reasons, and after a thorough review of the bill, its caption, and the bill analysis, the point of order is sustained.

HB 731 was returned to the Committee on Criminal Jurisprudence.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Frullo requested permission for the Committee on Culture, Recreation, and Tourism to meet while the house is in session, at 6 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Culture, Recreation, and Tourism, 6 p.m. today, 1W.14, for a formal meeting, to consider pending business.

HB 1258 ON THIRD READING

(by Clardy, Price, S. Thompson, Nevárez, Holland, et al.)

HB 1258, A bill to be entitled An Act relating to information publicly available in a state court document database; authorizing a fee.

(Giddings now present)

HB 1258 was passed by (Record 1067): 127 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard;

Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Sheffield; Shine; Springer; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Cain; Capriglione; Fallon; Krause; Lang; Leach; Rinaldi; Schaefer; Simmons; Smithee; Stickland; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Oliveira; Schubert; Shaheen; Thierry.

STATEMENTS OF VOTE

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 1067 was taken, I was shown voting yes. I intended to vote no.

Bohac

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1067 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Lang

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 1067 was taken, I was in the house but away from my desk. I would have voted yes.

Schubert

When Record No. 1067 was taken, I was in the house but away from my desk. I would have voted no.

Shaheen

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Stickland

When Record No. 1067 was taken, my vote failed to register. I would have voted yes.

Thierry

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Wilson

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Zedler

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).

HB 1532 ON THIRD READING

(by Farrar)

HB 1532, A bill to be entitled An Act relating to posting notice of self-help resources on the Internet website of a state court and in the office of the court clerk.

HB 1532 was passed by (Record 1068): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Fallon; Farrar; Flynn; Frank; Frullo;

Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Minjarez; Moody; Morrison; Muñoz; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Bohac; Faircloth; Miller; Murphy.

STATEMENTS OF VOTE

When Record No. 1068 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 1068 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 1068 was taken, I was in the house but away from my desk. I would have voted yes.

Faircloth

When Record No. 1068 was taken, I was in the house but away from my desk. I would have voted yes.

Miller

When Record No. 1068 was taken, I was in the house but away from my desk. I would have voted yes.

Murphy

HB 129 ON THIRD READING (by Craddick)

HB 129, A bill to be entitled An Act relating to the manner in which a payor of proceeds derived from the sale of oil or gas production is required to provide certain information to a royalty interest owner.

HB 129 was passed by (Record 1069): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 1689 ON THIRD READING
(by Burrows, Oliveira, and Frullo)

HB 1689, A bill to be entitled An Act relating to liability of certain governmental entities in certain workers' compensation actions.

HB 1689 was passed by (Record 1070): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson;

Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 2082 ON THIRD READING
(by Burrows, Oliveira, Frullo, and R. Anderson)

HB 2082, A bill to be entitled An Act relating to the designation of a liaison to assist first responders with workers' compensation claims.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence temporarily for today to attend a meeting of the Committee on Culture, Recreation, and Tourism:

D. Bonnen on motion of Alonzo.

Faircloth on motion of Alonzo.

Fallon on motion of Alonzo.

Frullo on motion of Alonzo.

Gervin-Hawkins on motion of Alonzo.

Krause on motion of Alonzo.

Martinez on motion of Alonzo.

HB 2082 - (consideration continued)

HB 2082 was passed by (Record 1071): 133 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frank; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Cain; Rinaldi; Schaefer; Stickland; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Faircloth; Fallon; Frullo; Gervin-Hawkins; Krause; Martinez.

HB 2533 ON THIRD READING
(by Geren and Fallon)

HB 2533, A bill to be entitled An Act relating to civil suits brought by local governments or certain other persons for violations of certain laws under the jurisdiction of, or rules adopted or orders or permits issued by, the Texas Commission on Environmental Quality.

HB 2533 was passed by (Record 1072): 127 Yeas, 10 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddock; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Farrar; Flynn; Frank; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Holland; Huberty; Hunter; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Rinaldi; Roberts; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Anchia; Bernal; Blanco; Dukes; Hinojosa; Howard; Israel; Reynolds; Rose; Walle.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Faircloth; Fallon; Frullo; Gervin-Hawkins; Krause; Martinez.

Absent — Rodriguez, E.; Sheffield.

STATEMENTS OF VOTE

When Record No. 1072 was taken, I was shown voting present, not voting. I intended to vote yes.

Isaac

When Record No. 1072 was taken, I was shown voting yes. I intended to vote no.

Lucio

When Record No. 1072 was taken, I was in the house but away from my desk. I would have voted no.

E. Rodriguez

HB 3050 ON THIRD READING
(by P. King)

HB 3050, A bill to be entitled An Act relating to driver's and learner licenses.

(Cyrier in the chair)

(Faircloth, Frullo, and Martinez now present)

HB 3050 was passed by (Record 1073): 141 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Murr.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon; Gervin-Hawkins; Krause.

STATEMENT OF VOTE

When Record No. 1073 was taken, I was excused to attend a meeting of the Committee on Culture, Recreation, and Tourism. I would have voted yes.

Krause

HB 3655 ON THIRD READING
(by Herrero and Guillen)

HB 3655, 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 3655 was passed by (Record 1074): 124 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospers; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Cain; Cook; Faircloth; Frank; Keough; Lang; Metcalf; Phillips; Rinaldi; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon; Gervin-Hawkins; Krause.

STATEMENT OF VOTE

When Record No. 1074 was taken, I was shown voting no. I intended to vote yes.

Wilson

COMMITTEE GRANTED PERMISSION TO MEET

Representative Raymond requested permission for the Committee on Human Services to meet while the house is in session, at 7 p.m. today, in 3W.9, to consider **SB 190**, **SB 213**, **SB 377**, **SB 455**, **SB 613**, **SB 1205**, **SB 1764**, **SB 1806**, **SB 2027**, and pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Human Services, 7 p.m. today, 3W.9, for a formal meeting, to consider **SB 190, SB 213, SB 377, SB 455, SB 613, SB 1205, SB 1764, SB 1806, SB 2027**, and pending business.

HB 3697 ON THIRD READING

(by Farrar)

HB 3697, A bill to be entitled An Act relating to notice provided by an applicant to house inmates released on parole or to mandatory supervision.

HB 3697 was passed by (Record 1075): 138 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Cain; Faircloth; Keough.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon; Gervin-Hawkins; Krause.

Absent — Howard.

STATEMENT OF VOTE

When Record No. 1075 was taken, I was excused to attend a meeting of the Committee on Culture, Recreation, and Tourism. I would have voted yes.

Gervin-Hawkins

(Burkett in the chair)

HB 3810 ON THIRD READING
(by Cyrier and Howard)

HB 3810, A bill to be entitled An Act relating to the transfer of jurisdiction over and management of the property known as the French Legation to the Texas Historical Commission and to certain historic sites under the commission's jurisdiction.

(Gervin-Hawkins now present)

HB 3810 was passed by (Record 1076): 136 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospier; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Cain; Lang; Rinaldi; Schaefer; Stickland; Tinderholt.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon; Krause.

STATEMENTS OF VOTE

When Record No. 1076 was taken, I was shown voting no. I intended to vote yes.

Lang

When Record No. 1076 was taken, I was shown voting no. I intended to vote yes.

Schaefer

(Cyrier in the chair)

HB 3438 ON THIRD READING
(by Koop, Ashby, and VanDeaver)

HB 3438, A bill to be entitled An Act relating to the creation of a state financing program administered by the Texas Public Finance Authority to assist school districts with certain expenses; granting authority to issue bonds or other obligations.

(Krause now present)

HB 3438 was passed by (Record 1077): 121 Yeas, 20 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Darby; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Kacal; Keough; King, K.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Cain; Dale; Frank; Hefner; Isaac; King, P.; Klick; Krause; Lang; Leach; Rinaldi; Sanford; Schaefer; Stickland; Swanson; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon.

Absent — Anderson, C.; Davis, Y.; Johnson, J.

STATEMENTS OF VOTE

When Record No. 1077 was taken, I was in the house but away from my desk. I would have voted yes.

C. Anderson

When Record No. 1077 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 3919 ON THIRD READING
(by Thierry, Alvarado, and J. Johnson)

HB 3919, A bill to be entitled An Act relating to the eligibility of certain municipalities to establish homestead preservation districts and reinvestment zones.

HB 3919 was passed by (Record 1078): 89 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Burkett; Burns; Canales; Clardy; Coleman; Collier; Cook; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Flynn; Frank; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Lambert; Longoria; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Perez; Phelan; Pickett; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Sheffield; Shine; Smithee; Stephenson; Stucky; Thierry; Thompson, S.; Turner; Uresti; VanDeaver; Vo; Walle; White; Wray; Wu.

Nays — Anderson, C.; Anderson, R.; Bohac; Bonnen, G.; Burrows; Button; Cain; Capriglione; Cospier; Craddick; Dale; Darby; Dean; Elkins; Faircloth; Frullo; Goldman; Hefner; Holland; Keough; King, P.; Klick; Koop; Krause; Kuempel; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Murr; Parker; Paul; Phillips; Price; Rinaldi; Roberts; Sanford; Schaefer; Schubert; Shaheen; Simmons; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; Villalba; Wilson; Workman; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.; Fallon.

STATEMENTS OF VOTE

When Record No. 1078 was taken, I was shown voting yes. I intended to vote no.

Flynn

When Record No. 1078 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1078 was taken, I was shown voting yes. I intended to vote no.

Phelan

When Record No. 1078 was taken, I was shown voting yes. I intended to vote no.

Stucky

(Fallon now present)

HB 1622 ON THIRD READING

(by S. Thompson, Guillen, Coleman, Y. Davis, and Dutton)

HB 1622, A bill to be entitled An Act relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities.

HB 1622 was passed by (Record 1079): 121 Yeas, 23 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Burkett; Burns; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bell; Bonnen, G.; Burrows; Button; Cain; Fallon; Goldman; Hefner; Isaac; Klick; Krause; Lang; Leach; Murr; Rinaldi; Sanford; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; White; Wilson.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.

Absent — Biedermann.

STATEMENTS OF VOTE

When Record No. 1079 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 1079 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 1079 was taken, I was shown voting no. I intended to vote yes.

White

HB 1639 ON THIRD READING
(by Vo and E. Rodriguez)

HB 1639, A bill to be entitled An Act relating to providing a voter in a party primary notice of party conventions.

HB 1639 was passed by (Record 1080): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.

Absent — Bohac; Raymond; Smithee.

STATEMENTS OF VOTE

When Record No. 1080 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 1080 was taken, I was in the house but away from my desk. I would have voted yes.

Smithee

HB 2523 ON THIRD READING
(by S. Davis, Raymond, Gooden, and Fallon)

HB 2523, A bill to be entitled An Act relating to the investigation of fraud, waste, and abuse in certain public benefits programs by the office of inspector general for the Health and Human Services Commission.

HB 2523 was passed by (Record 1081): 141 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Dale; Darby; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Thompson, E.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Bonnen, D.; Davis, S.

Absent — Alonzo; Davis, Y.; Klick.

HB 3204 ON THIRD READING
(by Raymond)

HB 3204, A bill to be entitled An Act relating to vendor requirements under the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC).

(Speaker in the chair)

(D. Bonnen now present)

HB 3204 failed to pass by (Record 1082): 67 Yeas, 80 Nays, 1 Present, not voting. (The vote was reconsidered on May 10, and **HB 3204** was amended and was passed by Record No. 1112.)

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Blanco; Canales; Clardy; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, T.; Kuempel; Lambert; Longoria; Lozano; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Ortega; Paddie; Perez; Pickett; Price; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Stephenson; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Bernal; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Hefner; Holland; Isaac; Keough; King, K.; King, P.; Klick; Koop; Krause; Landgraf; Lang; Larson; Leach; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson; Parker; Paul; Phelan; Phillips; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Shine; Simmons; Smithee; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

STATEMENTS OF VOTE

When Record No. 1082 was taken, I was shown voting no. I intended to vote yes.

Bernal

When Record No. 1082 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1082 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 1082 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1082 was taken, I was shown voting yes. I intended to vote no.

Kacal

When Record No. 1082 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1082 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 1082 was taken, I was shown voting yes. I intended to vote no.

Price

When Record No. 1082 was taken, I was shown voting no. I intended to vote yes.

Stucky

HB 3204 - MOTION TO RECONSIDER SPREAD ON JOURNAL

On motion of Representative Raymond, the motion to reconsider the vote by which **HB 3204** failed to pass was spread on the journal.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Raymond requested permission for the Committee on Human Services to meet while the house is in session, at 7 p.m. today, in 3W.9, to consider **SB 1021**.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Human Services, 7 p.m. today, 3W.9, for a formal meeting, to consider **SB 1021** and the previously posted agenda.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Lozano requested permission for the Committee on Higher Education to meet while the house is in session, at 7:30 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Higher Education, 7:30 p.m. today, 1W.14, for a formal meeting, to consider pending business.

HB 3629 ON THIRD READING**(by D. Bonnen)**

HB 3629, A bill to be entitled An Act relating to authorization by the Texas Higher Education Coordinating Board for the Brazosport College District to offer a baccalaureate degree program in nursing.

HB 3629 was passed by (Record 1083): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Cortez; Shaheen.

STATEMENT OF VOTE

When Record No. 1083 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

HB 4117 ON THIRD READING**(by Coleman and Springer)**

HB 4117, A bill to be entitled An Act relating to the provision of telemental health services to prisoners confined in county jails, including the creation of the county jail telemental health fund, and to certain rules and procedures relating to the safety of those prisoners.

HB 4117 was passed by (Record 1084): 139 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Cain; Krause; Lang; Rinaldi; Schaefer; Stickland; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 748 ON THIRD READING **(by Farrar)**

HB 748, A bill to be entitled An Act relating to certain costs associated with certain court proceedings for cruelly treated animals; authorizing fees and costs.

HB 748 was passed by (Record 1085): 100 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bernal; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Canales; Clardy; Coleman; Collier; Cook; Cortez; Darby; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Sheffield; Shine; Smithee; Stucky; Thierry; Thompson, E.; Thompson, S.; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Ashby; Bailes; Bell; Biedermann; Bonnen, G.; Burrows; Button; Cain; Capriglione; Cospers; Craddick; Cyrier; Dale; Dean; Faircloth; Fallon; Frank; Goldman; Hefner; Holland; Isaac; Kacal; Keough; Klick; Krause; Landgraf; Lang; Leach; Metcalf; Murr; Phelan; Rinaldi; Schaefer; Schubert; Shaheen; Simmons; Springer; Stephenson; Stickland; Tinderholt; White; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Koop; Murphy; Swanson; Turner.

STATEMENTS OF VOTE

When Record No. 1085 was taken, I was in the house but away from my desk. I would have voted no.

Koop

When Record No. 1085 was taken, I was in the house but away from my desk. I would have voted no.

Murphy

When Record No. 1085 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 1085 was taken, I was in the house but away from my desk. I would have voted no.

Swanson

HB 1708 ON THIRD READING

(by Miller)

HB 1708, A bill to be entitled An Act relating to the prizes awarded in certain pull-tab bingo games.

HB 1708 was passed by (Record 1086): 96 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Canales; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Dale; Darby; Davis, Y.; Deshotel; Dukes; Dutton; Faircloth; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Kuempel; Larson; Longoria; Lozano; Lucio; Martinez; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Paul; Perez; Pickett; Raney;

Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Smithee; Stephenson; Thierry; Thompson, S.; Turner; Uresti; Villalba; Vo; Walle; White; Wilson; Workman; Wu; Zerwas.

Nays — Ashby; Biedermann; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Cyrier; Elkins; Fallon; Frank; Goldman; Hefner; Isaac; Keough; Klick; Koop; Krause; Lambert; Landgraf; Lang; Leach; Metcalf; Meyer; Murr; Oliverson; Phelan; Phillips; Price; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Springer; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Wray; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Dean; Giddings; King, P.

STATEMENTS OF VOTE

When Record No. 1086 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 1086 was taken, I was shown voting yes. I intended to vote no.

Bohac

When Record No. 1086 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 1086 was taken, I was shown voting yes. I intended to vote no.

Flynn

When Record No. 1086 was taken, I was temporarily out of the house chamber. I would have voted no.

P. King

When Record No. 1086 was taken, I was shown voting no. I intended to vote yes.

Koop

HB 787 ON THIRD READING (by Parker, Price, Frullo, Fallon, Krause, et al.)

HB 787, A bill to be entitled An Act relating to the security of the electric grid.

HB 787 was passed by (Record 1087): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Burrows; Coleman.

STATEMENT OF VOTE

When Record No. 1087 was taken, I was in the house but away from my desk. I would have voted yes.

Burrows

HB 1644 ON THIRD READING (by Springer)

HB 1644, A bill to be entitled An Act relating to transferring charge and control of a painting entitled "The Spirit of the Alamo Lives On."

HB 1644 was passed by (Record 1088): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr;

Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

HB 1166 ON THIRD READING
(by Stephenson, Reynolds, Zerwas, and Miller)

HB 1166, A bill to be entitled An Act relating to liability of certain electric utilities that allow certain uses of land that the electric utility owns, occupies, or leases.

HB 1166 was passed by (Record 1089): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Neave; Swanson.

STATEMENT OF VOTE

When Record No. 1089 was taken, I was in the house but away from my desk. I would have voted yes.

Swanson

HB 2619 ON THIRD READING (by Giddings, Price, and J. Johnson)

HB 2619, A bill to be entitled An Act relating to a grant program administered by the governor's criminal justice division to implement programs, practices, and services to maintain peace officers' mental health.

Amendment No. 1

Representatives Giddings and S. Davis offered the following amendment to **HB 2619**:

Amend **HB 2619** on third reading, in Section 772.0074, Government Code, as added by the amendment adopted on second reading, by striking Subsection (c) and substituting the following:

(c) The criminal justice division may award a grant under this section to:

(1) a law enforcement agency for the agency to provide critical incident stress debriefing to peace officers employed by the agency; or

(2) any other agency, organization with a focus on mental health or trauma-related issues, or university with relevant expertise and experience to assist in providing support for the grant program, including support related to the development, implementation, management, or evaluation of the grant program, as determined necessary by the division.

Amendment No. 1 was adopted.

HB 2619, as amended, was passed by (Record 1090): 123 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shine; Simmons; Smithee; Stephenson; Stucky; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Zerwas.

Nays — Biedermann; Burrows; Cain; Fallon; Frank; Isaac; Krause; Metcalf; Rinaldi; Shaheen; Springer; Stickland; Swanson; Tinderholt; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Darby; Dukes; Perez; Phelan; Schaefer; Sheffield; Thierry; Wu.

STATEMENTS OF VOTE

When Record No. 1090 was taken, I was in the house but away from my desk. I would have voted yes.

Darby

When Record No. 1090 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1090 was taken, I was in the house but away from my desk. I would have voted no.

Phelan

When Record No. 1090 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

HB 1574 ON THIRD READING (by Wilson, Murr, Lang, et al.)

HB 1574, A bill to be entitled An Act relating to documentation regarding an arrest of a person without a warrant.

Amendment No. 1

Representative Wilson offered the following amendment to **HB 1574**:

Amend **HB 1574**, on third reading, by striking added Article 14.052(b), Code of Criminal Procedure, and substituting the following:

(b) The affidavit must be in writing. An affidavit in an electronic format with an electronic signature satisfies the requirements of this subsection.

Amendment No. 1 was adopted.

HB 1574, as amended, was passed by (Record 1091): 137 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland;

Howard; Huberty; Hunter; Isaac; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Phillips; Swanson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Burkett; Cook; Elkins; Israel; Morrison; Murr; Roberts; Thierry.

STATEMENTS OF VOTE

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Burkett

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Murr

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Roberts

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Swanson

GENERAL STATE CALENDAR SENATE BILLS THIRD READING

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

SB 1083 ON THIRD READING
(Frullo - House Sponsor)

SB 1083, A bill to be entitled An Act relating to the applicability of the sales and use tax to certain insurance services.

SB 1083 was passed by (Record 1092): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Cook; Cortez; Cospes; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Collier; Johnson, J.; Phillips.

SB 44 ON THIRD READING
(Schofield - House Sponsor)

SB 44, A bill to be entitled An Act relating to requirements relating to an application for a place on the ballot.

Amendment No. 1

Representative Schofield offered the following amendment to **SB 44**:

Amend **SB 44** on third reading, in SECTION 4 of the bill (house committee report) by striking line 6, page 3, and substituting with the following:

This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Amendment No. 1 was adopted.

SB 44, as amended, was passed by (Record 1093): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Clardy; Coleman; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Collier.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Capriglione; Rose.

STATEMENT OF VOTE

When Record No. 1093 was taken, I was in the house but away from my desk. I would have voted yes.

Capriglione

SB 712 ON THIRD READING (Hunter - House Sponsor)

SB 712, A bill to be entitled An Act relating to the duration of certain protective orders against family violence.

SB 712 was passed by (Record 1094): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal;

Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Cook.

STATEMENT OF VOTE

When Record No. 1094 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

SB 527 ON THIRD READING (Cook - House Sponsor)

SB 527, A bill to be entitled An Act relating to a defendant's payment of costs associated with a court-appointed counsel.

Amendment No. 1

Representative Cook offered the following amendment to **SB 527**:

Amend **SB 527** on third reading on page 2 by striking lines 6 through 9.

Amendment No. 1 was withdrawn.

SB 527 was passed by (Record 1095): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts;

Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Cortez.

STATEMENT OF VOTE

When Record No. 1095 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

SB 579 ON THIRD READING (Cortez - House Sponsor)

SB 579, A bill to be entitled An Act relating to the use of epinephrine auto-injectors on private school campuses and at or in transit to or from off-campus school events.

SB 579 was passed by (Record 1096): 132 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Bonnen, D.; Cain; Dean; Fallon; Hunter; Keough; Krause; Phillips; Rinaldi; Stickland; Thompson, E.; White; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

STATEMENT OF VOTE

When Record No. 1096 was taken, I was shown voting yes. I intended to vote no.

Lang

SB 252 ON THIRD READING
(S. Davis, Button, et al. - House Sponsors)

SB 252, A bill to be entitled An Act relating to prohibiting governmental contracts with a company doing business with Iran, Sudan, or a foreign terrorist organization.

SB 252 was passed by (Record 1097): 144 Yeas, 0 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospes; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Klick.

STATEMENT OF VOTE

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

Howard

SB 253 ON THIRD READING
(S. Davis - House Sponsor)

SB 253, A bill to be entitled An Act relating to investment prohibitions and divestment requirements for certain investments of public money.

SB 253 was passed by (Record 1098): 144 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Canales.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Klick.

STATEMENT OF VOTE

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Howard

SB 1049 ON THIRD READING (Klick and Zerwas - House Sponsors)

SB 1049, A bill to be entitled An Act relating to safety requirements of assisted living facilities.

SB 1049 was passed by (Record 1099): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard;

Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Anderson, C.; Coleman.

STATEMENT OF VOTE

When Record No. 1099 was taken, my vote failed to register. I would have voted yes.

C. Anderson

SB 1002 ON THIRD READING (Murphy - House Sponsor)

SB 1002, A bill to be entitled An Act relating to accounting principles applicable to pension and other postemployment benefit expenses for electric utilities.

SB 1002 was passed by (Record 1100): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson;

Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Klick.

SB 2190 ON THIRD READING

(Flynn, Coleman, Murphy, Huberty, and Walle - House Sponsors)

SB 2190, A bill to be entitled An Act relating to the public retirement systems of certain municipalities.

SB 2190 was passed by (Record 1101): 115 Yeas, 29 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson, C.; Arévalo; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Guerra; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Meyer; Miller; Minjarez; Moody; Morrison; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Schofield; Shaheen; Sheffield; Shine; Simmons; Smithee; Stickland; Swanson; Thierry; Thompson, S.; Tinderholt; Turner; Uresti; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Anderson, R.; Ashby; Bailes; Bell; Canales; Collier; Dean; Faircloth; Fallon; Farrar; Gooden; Guillen; Holland; Keough; King, T.; Lambert; Martinez; Metcalf; Muñoz; Raymond; Romero; Schubert; Springer; Stephenson; Stucky; Thompson, E.; VanDeaver; White; Wilson.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Koop.

STATEMENT OF VOTE

When Record No. 1101 was taken, I was in the house but away from my desk. I would have voted yes.

Koop

SB 680 ON THIRD READING**(G. Bonnen, Parker, S. Thompson, Bernal, Villalba, et al. - House Sponsors)**

SB 680, A bill to be entitled An Act relating to step therapy protocols required by a health benefit plan in connection with prescription drug coverage.

SB 680 was passed by (Record 1102): 144 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

Absent — Walle.

SB 7 - HOUSE SPONSORS AUTHORIZED

On motion of Representative Huberty, Representatives C. Anderson, R. Anderson, Bailes, Bohac, G. Bonnen, Burkett, Burns, Clardy, Cook, Cospers, Deshotel, Dutton, Faircloth, Fallon, Flynn, Frullo, Gonzales, Guillen, Isaac, Kacal, P. King, Koop, Krause, Kuempel, Lambert, Leach, Metcalf, Meyer, Morrison, Parker, Paul, Phelan, Phillips, Price, Raney, Roberts, Sanford, Schubert, Stephenson, Stucky, VanDeaver, Wilson, Workman, and Zerwas were authorized as house sponsors to **SB 7**.

SB 7 ON THIRD READING**(K. King, Dale, and Huberty - House Sponsors)**

SB 7, A bill to be entitled An Act relating to improper relationships between educators and students and reporting of educator misconduct; creating a criminal offense and expanding the applicability of an existing offense; authorizing an administrative penalty.

(Geren in the chair)

SB 7 was passed by (Record 1103): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tindholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Davis, S.

POSTPONED BUSINESS

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

CSHB 2780 ON SECOND READING (by Paddie, Darby, Ashby, Geren, Phelan, et al.)

CSHB 2780, A bill to be entitled An Act relating to the purchase of iron and steel products made in the United States for certain governmental entity projects.

CSHB 2780 was read second time on May 3, postponed until May 5, postponed until 6 a.m. May 8, postponed until 1:45 p.m. May 8, and was again postponed until 4:59 a.m. today.

CSHB 2780 - POINT OF ORDER

Representative Anchia raised a point of order against further consideration of **CSHB 2780** under Rule 4, Section 11(a) of the House Rules on the grounds that proper notice of the committee meeting was not given.

The point of order was withdrawn.

Representative Paddie moved to postpone consideration of **CSHB 2780** until 3:59 a.m. Thursday, May 11.

The motion prevailed.

SB 549 ON SECOND READING
(Bell - House Sponsor)

SB 549, A bill to be entitled An Act relating to refunds of certain bingo licensing and registration fees.

SB 549 was considered in lieu of **CSHB 446**.

SB 549 was read second time and was passed to third reading.

CSHB 446 - LAID ON THE TABLE SUBJECT TO CALL

Representative Bell moved to lay **CSHB 446** on the table subject to call.

The motion prevailed.

SB 1584 ON SECOND READING
(Allen and White - House Sponsors)

SB 1584, A bill to be entitled An Act relating to the conditions of community supervision.

SB 1584 was read second time on May 8 and was postponed until 6:30 a.m. today.

SB 1584 was passed to third reading. (Hunter, Phillips, and Rinaldi recorded voting no.)

HB 2883 - LAID ON THE TABLE SUBJECT TO CALL

Representative Allen moved to lay **HB 2883** on the table subject to call.

The motion prevailed.

HB 3746 ON SECOND READING
(by Phelan)

HB 3746, A bill to be entitled An Act relating to the permissible uses of the floodplain management account.

HB 3746 was read second time on May 2, postponed until 9 a.m. May 8, postponed until 1:50 p.m. May 8, and was again postponed until 7 a.m. today.

Amendment No. 1

Representative Walle offered the following amendment to **HB 3746**:

Amend **HB 3746** (committee report) as follows:

(1) On page 1, after line 16, add a new Subsection (D) to read as follows:

(D) Evaluating the response to and mitigation of flood incidents affecting residential property, including multi-family units, located in floodplains.

(2) Renumber subsequent sections accordingly.

Amendment No. 1 was adopted.

HB 3746, as amended, was passed to engrossment.

(S. Davis now present)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend a meeting of the Committee on Higher Education:

Button on motion of Flynn.

**SB 1406 ON SECOND READING
(Smithee and Fallon - House Sponsors)**

SB 1406, A bill to be entitled An Act relating to the authority of the commissioner of insurance to request a state innovation waiver for certain small group health benefit plans of certain federal actuarial value and level of coverage requirements.

SB 1406 was considered in lieu of **HB 1635**.

SB 1406 was read second time and was passed to third reading.

HB 1635 - LAID ON THE TABLE SUBJECT TO CALL

Representative Smithee moved to lay **HB 1635** on the table subject to call.

The motion prevailed.

**HB 3868 ON SECOND READING
(by Smithee)**

HB 3868, A bill to be entitled An Act relating to the vote to authorize background and criminal history checks on tenant applicants by a property owners' association.

HB 3868 was read second time on May 5 and was postponed until 8 a.m. today.

Representative Smithee moved to postpone consideration of **HB 3868** until 9 a.m. Saturday, May 13.

The motion prevailed.

**HB 1009 ON SECOND READING
(by Alonzo)**

HB 1009, A bill to be entitled An Act relating to the regulation of firefighters and fire departments by the Texas Commission on Fire Protection.

HB 1009 was read second time on May 8 and was postponed until 9 a.m. today.

Representative Hinojosa moved to postpone consideration of **HB 1009** until 7:31 p.m. today.

The motion prevailed.

**CSHB 3859 ON SECOND READING
(by Frank, Cook, Dale, G. Bonnen, Sanford, et al.)**

CSHB 3859, A bill to be entitled An Act relating to protection of the rights of conscience for child welfare services providers.

CSHB 3859 was read second time on May 8 and was postponed until 9:30 a.m. today.

(Button now present)

Amendment No. 1

Representative Frank offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) as follows:

(1) On page 2, lines 15-16, strike "identified as part of the foster care redesign under Section 264.126, Family Code".

(2) On page 4, line 1, between "state" and the underlined period, insert "providing services identified under Section 264.126, Family Code".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Frank offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) as follows:

(1) On page 5, line 3, between "PROVIDERS" and the underlined period, insert "AND REFERRALS".

(2) On page 5, between lines 16 and 17, insert the following:

(c) A child welfare services provider who declines to provide a child welfare service as authorized by this section shall:

(1) provide to the person seeking the service written information directing the person to:

(A) the web page on the department's Internet website that includes a list of other licensed child welfare services providers; or

(B) other information sources that identify other licensed child welfare services providers who provide the service being denied;

(2) refer the applicant to another licensed child welfare services provider who provides the service being denied; or

(3) refer the applicant to the department or to a single source continuum contractor to identify and locate a licensed child welfare services provider who provides the service being denied.

(Speaker in the chair)

Amendment No. 3

Representative E. Rodriguez offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Frank to **CSHB 3859** (house committee printing) by adding the following appropriately numbered items:

() On page 4, lines 14 and 15, strike ", facilitate, or refer a person for".

() On page 4, lines 23 and 24, strike ", facilitate, or refer a person for".

() On page 6, lines 26 and 27, strike ", facilitate, or refer a person for".

REMARKS ORDERED PRINTED

Representative González moved to print all remarks on **CSHB 3859**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSHB 3859**.]

Representative Frank moved to table Amendment No. 3.

The motion to table prevailed by (Record 1104): 91 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Laubenberg.

Absent — Paddie.

STATEMENT OF VOTE

When Record No. 1104 was taken, I was in the house but away from my desk. I would have voted yes.

Paddie

(Kacal in the chair)

Amendment No. 2 was adopted.

Amendment No. 4

Representative Ortega offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) as follows:

(1) On page 1, strike lines 16-19 and substitute "The provision of child welfare services should advance the best interest of the child, including placement with the person best able to provide for the child's physical, psychological, and emotional needs and development."

(2) On page 7, line 3, between "provider" and "to" insert "to act in a manner inconsistent with the best interests of the child or".

(3) On page 7, strike lines 6 through 11 and substitute the following:

(h) Notwithstanding any other law, the department shall exercise its duty as the child's managing conservator to make decisions in the child's best interest.

Amendment No. 4 failed of adoption by (Record 1105): 56 Yeas, 90 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent — Anderson, C.

STATEMENT OF VOTE

When Record No. 1105 was taken, I was in the house but away from my desk. I would have voted no.

C. Anderson

CSHB 3859 - POINT OF ORDER

Representatives E. Rodriguez and Moody raised a point of order against further consideration of **CSHB 3859** under Rule 4, Section 32(c)(2) of the House Rules on the grounds that the bill analysis is incorrect.

HOUSE AT EASE

At 9:09 p.m., the chair announced that the house would stand at ease.

The chair called the house to order at 9:19 p.m.

CSHB 3859 - POINT OF ORDER DISPOSITION

The chair overruled the point of order and submitted the following statement:

Representatives E. Rodriguez and Moody argue that the bill analysis for **CSHB 3859** is flawed in several ways. They argue that the bill analysis is substantially misleading because it broadly describes the bill's specific prohibition of discrimination based on a list of four items. Specifically, they argue that only the first item on the list pertains to a child welfare service provider's "sincerely held religious belief," and that the other items on the list do not mention "sincerely held religious beliefs." Additionally, they argue that the bill analysis's use of the word "includes" regarding what is an exhaustive list in the bill is substantially misleading.

Additionally, Representatives E. Rodriguez and Moody argue that the bill analysis fails to account for the bill's protections of a provider's future intentions. Lastly, Representatives E. Rodriguez and Moody argue that the bill analysis omits an element of the cause of action. The chair has reviewed the bill, the bill analysis, and house precedent, and finds that the bill analysis complies with Rule 4, Section 32. See 84 H.J. Reg. 3380 (2015) (Collier point of order on **CSHB 3994**); 84 H.J. Reg. 3369 (2015) (Walle point of order on **CSHB 1798**); 84 H.J. Reg. 3368 (2015) (González point of order on **CSHB 1798**). The bill is not in error or substantially misleading.

Amendment No. 5

Representative Hinojosa offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) by striking page 1, line 21 through page 2, line 12, and substituting the following:

(1) "Adverse action" means, with respect to a child welfare services provider, any action that materially alters the provider's license under a state program, including any of the following:

(A) taking an enforcement action against a license holder;

(B) refusing to issue a license;

(C) refusing to renew a license;

(D) revoking a license; or

(E) suspending a license.

Amendment No. 5 failed of adoption by (Record 1106): 54 Yeas, 91 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Keough; King, K.; King, P.; Klick;

Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent — Deshotel; Dukes.

CSHB 3859 - POINTS OF ORDER

Representative Turner raised a point of order against further consideration of **CSHB 3859** under Rule 4, Section 32(c)(2) of the House Rules on the grounds that the committee report is incorrect.

The chair overruled the point of order and submitted the following statement:

Rule 4, Section 32(c)(2) of the House Rules requires each committee report to "include in summary or section-by-section form a detailed analysis of the subject matter of the bill," including "an analysis of the content of the bill or resolution." Representative Turner observes that the first sentence of the bill analysis does not include a "person that contracts with this state or operates under governmental authority." While this is true, the oversight, if any, was cured by the third sentence, "The bill prohibits a governmental entity or any person that contracts with the state" While the first sentence of the bill analysis could have been more helpful and informative, the chair, having reviewed the entire bill, the entire bill analysis, and house precedents, finds that the bill analysis neither ran afoul of Rule 4, Section 32(c)(2) nor materially misleading or incorrect and complies with the provisions of the rule.

Representative Ortega raised a point of order against further consideration of **CSHB 3859** under Rule 4, Section 32(c)(2) of the House Rules on the grounds that the bill analysis is incorrect.

The chair overruled the point of order and submitted the following statement:

Representative Ortega argues that the bill analysis for **CSHB 3859** is flawed in that it fails to discuss that the chapter may not be construed to prohibit the department from exercising its duty as the child's managing conservator to make decisions in the child's best interest. This is incorrect, in proposed Section 45.001 and added Section 45.009(h), Human Resources Code. While the bill analysis does not use the words "managing conservator" verbatim (and is not required to), the bill analysis discusses the relevant sections.

Additionally, the side-by-side comparison of the original and substitute bill language shows the language was added in the committee substitute. Both the bill analysis and the side-by-side comparison are sufficient to make people aware of these section's existence. Because a bill analysis is not required to restate the bill

word for word, and the side-by-side makes people aware of the language's existence, the bill analysis is not substantially misleading. 84 H.J. Reg. 4442-4443 Rinaldi (2015) (discussing the multiple times Rule 4, Section 32 points of order have been raised). 83 H.J. Reg. 4060 (2013) (González point of order asserting that a bill analysis is unhelpful when it restates the bill to such an extent that the analysis does not actually provide any independent analysis).

After reviewing the bill, the complete analysis, and house precedents, the chair finds that the bill analysis does not deceive or mislead and complies with the requirements of Rule 4, Section 32. Accordingly, the point of order is respectfully overruled.

Amendment No. 6

Representative Hinojosa offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) on page 3, by striking lines 14-19, and substituting the following:

(4) "Child welfare services provider" means a private child-care facility that:

(A) does not receive federal or state funds; and

(B) receives children for the placement or places or arranges for the placement of children in adoptive or foster family homes apart from the custody of the child's parents.

Amendment No. 6 failed of adoption by (Record 1107): 55 Yeas, 88 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, R.; Ashby; Bailes; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

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

Absent, Excused — Laubenberg.

Absent — Anderson, C.; Biedermann; Swanson; Thompson, S.

STATEMENTS OF VOTE

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

C. Anderson

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

Biedermann

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

Swanson

Amendment No. 7

Representative Nevárez offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** as follows:

1. On page 3, at the end of line 22 insert "or"
2. Strike "; or" on page 3, line 26 and insert a period.
3. Strike page 3, line 27 through page 4, line 1.
4. On page 4, between lines 7 and 8 insert a new Subsection 45.003(c) to read as follows:

(c) Sections 45.004, 45.005, 45.007, 45.009 and 45.010 apply to a single source continuum contractor in this state that is not a governmental entity in the same manner as those sections apply to a governmental entity.

(Speaker in the chair)

Amendment No. 7 failed of adoption by (Record 1108): 56 Yeas, 91 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert;

Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent — Biedermann.

Amendment No. 8

Representative González offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) as follows:

(1) On page 5, between lines 2 and 3, insert the following:

Sec. 45.0041. NOTICE OF DECLINATION OF SERVICES REQUIRED.

(a) A child welfare services provider who declines to provide, facilitate, or refer a person for child welfare services that conflict with, or under circumstances that conflict with, the provider's sincerely held religious beliefs shall, as soon as practicable, notify the department that the provider declined to provide, facilitate, or refer the person for services, and shall include the person's name and contact information in the notice.

(b) Upon receipt of a notice under Subsection (a), the department shall assist the person in obtaining the declined services.

Amendment No. 8 was withdrawn.

Amendment No. 9

Representative Moody offered the following amendment to **CSHB 3859**:

Amend **CSHB 3859** (house committee printing) on page 7, line 1, by striking "or national origin" and substituting "national origin, sex, religion, sexual orientation, disability, or gender identity".

Amendment No. 9 failed of adoption by (Record 1109): 57 Yeas, 90 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Koop; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospere; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan;

Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent — Biedermann.

STATEMENT OF VOTE

When Record No. 1109 was taken, I was shown voting yes. I intended to vote no.

Koop

CSHB 3859, as amended, was passed to engrossment by (Record 1110): 94 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Guillen; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliveira; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Coleman; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Gutierrez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Thompson, S.; Turner; Uresti; Villalba; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Laubenberg.

Absent — Collier; Hernandez; Nevárez.

HB 3204 - NOTICE GIVEN

At 10:42 p.m., pursuant to the provisions of Rule 7, Section 37(c) of the House Rules, Representative Burrows gave notice that he would, in one hour, move to reconsider the vote by which **HB 3204** failed to pass by Record No. 1082.

FIVE-DAY POSTING RULE SUSPENDED

Representative Murphy moved to suspend the five-day posting rule to allow the Committee on Special Purpose Districts to consider **HB 4349** at 8 a.m. Thursday, May 11 in E2.028.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Special Purpose Districts, 8 a.m. Thursday, May 11, E2.028, for a public hearing, to consider **HB 4349** and the previously posted agenda.

**HR 2019 - ADOPTED
(by Alonzo and Arévalo)**

Representative Alonzo moved to suspend all necessary rules to take up and consider at this time **HR 2019**.

The motion prevailed.

The following resolution was laid before the house:

HR 2019, Honoring the life of William C. Velasquez on the 73rd anniversary of his birth.

HR 2019 was adopted.

PROVIDING FOR ADJOURNMENT

At 10:45 p.m., Representative Koop moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

(Howard in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 11:03 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

SB 736 to Land and Resource Management.

SB 900 to Criminal Jurisprudence.

SB 1183 to Public Health.

SB 1897 to Defense and Veterans' Affairs.

SB 2065 to Licensing and Administrative Procedures.

List No. 2

HR 603 (By Anchia, Villalba, Israel, and R. Anderson), Condemning recent acts of anti-Semitism in the United States.

To State Affairs.

HR 1968 (By Turner), In memory of Dr. Norman Lee Robinson, senior pastor of Mount Olive Baptist Church in Arlington.

To Rules and Resolutions.

HR 1969 (By Sanford), Commending Bryson Thomas for his service as a legislative intern in the office of State Representative Scott Sanford.

To Rules and Resolutions.

HR 1970 (By Sanford), Commending Megan Pulley for her service as district director in the office of State Representative Scott Sanford.

To Rules and Resolutions.

HR 1971 (By Sanford), Commending Bill Quang Nguyen Dang for his service as a legislative aide in the office of State Representative Scott Sanford.

To Rules and Resolutions.

HR 1972 (By Sanford), Commending Zackary K. Griffin for his service in the office of State Representative Scott Sanford.

To Rules and Resolutions.

HR 1973 (By Sanford), Commending Katherine Munal for her service as chief of staff in the office of State Representative Scott Sanford.

To Rules and Resolutions.

HR 1974 (By Swanson), In memory of William Lewis Black of Spring.

To Rules and Resolutions.

HR 1975 (By Wray), In memory of Walter Keven Davis of Waxahachie.
To Rules and Resolutions.

HR 1976 (By Goldman), Congratulating Kay Newton on her retirement from Trinity Valley School in Fort Worth.
To Rules and Resolutions.

HR 1977 (By Koop), Honoring Kim Caston for her service on the Richardson Independent School District Board of Trustees.
To Rules and Resolutions.

HR 1978 (By Goldman), Commemorating the 50th anniversary of the first graduating class of Trinity Valley School in Fort Worth.
To Rules and Resolutions.

HR 1979 (By Herrero), Congratulating Skyler Barker on receiving the 2016 Chief Floyd Simpson Police Officer of the Year award from the Kiwanis Club of Corpus Christi.
To Rules and Resolutions.

HR 1980 (By Herrero), Congratulating Aimee Lynn Loreda on her receipt of an Outstanding Award from the Student Support Services Teacher Prep Program at Texas A&M University–Corpus Christi.
To Rules and Resolutions.

HR 1981 (By Herrero), Congratulating Nora M. Isaac on her receipt of an Outstanding Award from the Student Support Services Teacher Prep Program at Texas A&M University–Corpus Christi.
To Rules and Resolutions.

HR 1982 (By Herrero), Congratulating Caleb Clemmons on his receipt of a Rising Star Award from the TRIO Islanders Organization at Texas A&M University–Corpus Christi.
To Rules and Resolutions.

HR 1983 (By Herrero), Congratulating Harmony-Soleil Clemmons on her receipt of a Rising Star Award from the TRIO Islanders Organization at Texas A&M University–Corpus Christi.
To Rules and Resolutions.

HR 1984 (By Roberts), Commending Ashton Moore for his service as a legislative aide in the office of State Representative Kevin Roberts.
To Rules and Resolutions.

HR 1985 (By Roberts), Commending Louis Lombardo for his service as a legislative intern in the office of State Representative Kevin Roberts.
To Rules and Resolutions.

HR 1986 (By Roberts), Commending Julia Vastano for her service as a legislative intern in the office of State Representative Kevin Roberts.
To Rules and Resolutions.

HR 1987 (By Roberts), Commending Christina Severson for her service as a legislative intern in the office of State Representative Kevin Roberts.

To Rules and Resolutions.

HR 1988 (By Herrero), Recognizing Robles Tire Repair Services in Robstown for its 46 years of operation.

To Rules and Resolutions.

SB 23 to State Affairs.

SB 78 to State Affairs.

SB 210 to State Affairs.

SB 227 to Criminal Jurisprudence.

SB 248 to Special Purpose Districts.

SB 249 to Higher Education.

SB 258 to State Affairs.

SB 260 to State Affairs.

SB 264 to Homeland Security and Public Safety.

SB 371 to Licensing and Administrative Procedures.

SB 382 to Public Health.

SB 413 to Criminal Jurisprudence.

SB 451 to Urban Affairs.

SB 454 to Juvenile Justice and Family Issues.

SB 468 to Land and Resource Management.

SB 522 to State Affairs.

SB 581 to Criminal Jurisprudence.

SB 634 to Economic and Small Business Development.

SB 636 to Urban Affairs.

SB 637 to Transportation.

SB 653 to General Investigating and Ethics.

SB 655 to Land and Resource Management.

SB 674 to Public Health.

SB 696 to Natural Resources.

SB 697 to Insurance.

SB 707 to Criminal Jurisprudence.

SB 731 to Ways and Means.

SB 740 to Land and Resource Management.

SB 751 to Defense and Veterans' Affairs.

- SB 797 to Ways and Means.
- SB 801 to Public Education.
- SB 803 to Higher Education.
- SB 807 to Judiciary and Civil Jurisprudence.
- SB 814 to Natural Resources.
- SB 828 to Higher Education.
- SB 848 to Homeland Security and Public Safety.
- SB 862 to Natural Resources.
- SB 879 to Human Services.
- SB 911 to County Affairs.
- SB 914 to Special Purpose Districts.
- SB 928 to Transportation.
- SB 942 to Ways and Means.
- SB 975 to Transportation.
- SB 977 to Transportation.
- SB 989 to Urban Affairs.
- SB 1005 to Public Education.
- SB 1016 to Judiciary and Civil Jurisprudence.
- SB 1066 to Higher Education.
- SB 1076 to Insurance.
- SB 1126 to Defense and Veterans' Affairs.
- SB 1220 to Human Services.
- SB 1268 to Natural Resources.
- SB 1299 to Government Transparency and Operation.
- SB 1330 to Environmental Regulation.
- SB 1350 to Juvenile Justice and Family Issues.
- SB 1354 to Ways and Means.
- SB 1399 to Criminal Jurisprudence.
- SB 1437 to Transportation.
- SB 1526 to Special Purpose Districts.
- SB 1554 to Appropriations.
- SB 1565 to Human Services.
- SB 1588 to Transportation.
- SB 1597 to Land and Resource Management.

SB 1599 to Public Health.
SB 1642 to Licensing and Administrative Procedures.
SB 1644 to Transportation.
SB 1680 to Human Services.
SB 1693 to Human Services.
SB 1727 to Ways and Means.
SB 1745 to Ways and Means.
SB 1807 to Homeland Security and Public Safety.
SB 1824 to Criminal Jurisprudence.
SB 1831 to Appropriations.
SB 1843 to Defense and Veterans' Affairs.
SB 1864 to Transportation.
SB 1906 to Ways and Means.
SB 1910 to State Affairs.
SB 1912 to Public Health.
SB 1913 to Criminal Jurisprudence.
SB 1932 to Licensing and Administrative Procedures.
SB 1943 to Business and Industry.
SB 1966 to Juvenile Justice and Family Issues.
SB 1975 to Homeland Security and Public Safety.
SB 1979 to Ways and Means.
SB 2117 to County Affairs.
SB 2127 to Business and Industry.
SB 2174 to Judiciary and Civil Jurisprudence.
SB 2252 to Special Purpose Districts.
SB 2253 to Special Purpose Districts.
SB 2263 to Special Purpose Districts.
SB 2267 to Special Purpose Districts.
SCR 1 to Select State and Federal Power and Responsibility.
SCR 8 to Culture, Recreation, and Tourism.
SCR 11 to House Administration.
SCR 24 to Select State and Federal Power and Responsibility.
SCR 26 to Select State and Federal Power and Responsibility.
SCR 35 to Select State and Federal Power and Responsibility.

SCR 37 to Transportation.

SCR 41 to Select State and Federal Power and Responsibility.

SCR 48 to Rules and Resolutions.

SCR 49 to Rules and Resolutions.

SCR 51 to Defense and Veterans' Affairs.

SCR 52 to Select State and Federal Power and Responsibility.

SJR 1 to Ways and Means.

SJR 34 to State Affairs.

SJR 36 to Ways and Means.

SJR 43 to Appropriations.

SJR 55 to Ways and Means.

SIGNED BY THE SPEAKER

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

Senate List No. 14

SB 24, SB 77, SB 256, SB 561, SB 1012, SB 1459, SB 1533, SB 1871, SB 1955, SB 1976, SB 2105, SJR 60

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 9, 2017

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 409 Springer SPONSOR: Estes
Relating to the designation of a portion of Farm-to-Market Road 1810 in Jack County as the Luther G. Prunty Memorial Highway.

HB 1483 Landgraf SPONSOR: Seliger
Relating to the designation of State Highway 191 in Ector County as the Chris Kyle Memorial Highway.

HB 1818 Gonzales, Larry SPONSOR: Taylor, Van
Relating to the continuation and functions of the Railroad Commission of Texas;
providing for the imposition of fees.

HCR 126 Gonzales, Larry SPONSOR: Schwertner
In memory of Dana Sean Shurtleff of Georgetown.

SB 83 Hall
Relating to protection of energy critical infrastructure from electromagnetic,
geomagnetic, physical, and cyber-attack threats.

SB 349 Creighton
Relating to the prosecution of the offense of possessing a weapon in certain
prohibited places associated with schools or postsecondary educational
institutions.

SB 384 Burton
Relating to the scheduling of the administration of certain postsecondary
readiness assessment instruments to public high school students.

SB 436 Rodríguez
Relating to the operation of the special education continuing advisory committee.

SB 764 Huffines
Relating to accounting for costs incurred by this state as a result of the presence
of persons who are not lawfully present in the United States.

SB 1143 Hall
Relating to a prohibition on converting high occupancy vehicle highway lanes to
tolled lanes.

SB 1294 Buckingham
Relating to election of professional staff representatives to certain school district
planning and decision-making committees.

SB 1314 Rodríguez
Relating to the regulation of substance abuse facilities and programs for
juveniles.

SB 1794 Menéndez
Relating to the elimination of a specific requirement that certain school districts
develop and implement a plan to increase enrollment of the district's students at
institutions of higher education.

SB 1873 Hinojosa
Relating to a report regarding certain health and safety information prepared by
the Texas Education Agency.

SB 1981 Schwertner
Relating to selection of statewide competition locations by the University
Interscholastic League.

SB 2068 Buckingham
Relating to the plugging or capping of abandoned, deteriorated, open, or
uncovered water wells in the Bandera County River Authority and Groundwater
District.

SB 2094

Hall

Relating to establishment of the immigration authority delegation training grant program for local law enforcement agencies.

SJR 54

Taylor, Larry

Proposing a constitutional amendment authorizing a municipal charter amendment election to be held on certain election dates.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 9, 2017 - 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:

HB 1612

Romero, Jr.

SPONSOR: Hancock

Relating to the authority of the Texas Alcoholic Beverage Commission to offer a civil penalty in lieu of suspending a permit or license.

SB 50

Zaffirini

Relating to the offense of hazing.

SB 748

Zaffirini

Relating to transition planning for a public school student enrolled in a special education program.

SB 1239

Taylor, Van

Relating to the authority of a municipality to remove directors of the North Texas Municipal Water District.

SB 1660

Taylor, Larry

Relating to the minimum amount of student instruction required to be provided by school districts and calculation of average daily attendance for public school students.

SB 1679

Lucio

Relating to the use of the fund for veterans' assistance to provide grants to support veterans county service offices.

SB 2140

Lucio

Relating to the provision by the Texas Water Development Board of financial assistance for the development of certain projects in economically distressed areas.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 8

Agriculture and Livestock - **SB 721**

Appropriations - **HB 636, HB 3494, SB 533**

Business and Industry - **HB 2287, HB 2668, HB 2674, HB 3065, SB 1494, SB 1517, SB 1518**

County Affairs - **SB 470**

Criminal Jurisprudence - **HB 833, HB 1287, HB 1327, HB 2315, HB 2724, HB 3539, SB 527, SB 1203**

Defense and Veterans' Affairs - **HB 2515, HB 3701**

Economic and Small Business Development - **HB 4195**

Environmental Regulation - **HB 2479** (corrected), **HB 2497** (corrected), **SB 26, SB 1229**

Higher Education - **SB 286, SB 887, SB 1033, SB 1119, SB 1367, SB 1954**

Homeland Security and Public Safety - **HB 3619, HB 3824**

Human Services - **SB 1743**

Insurance - **HB 2397, HB 3523, SB 1073, SB 1171, SB 1466, SB 1490, SB 1492, SB 1512, SB 1537**

International Trade and Intergovernmental Affairs - **HCR 88, HR 191**

Investments and Financial Services - **HB 975, SB 460, SB 560**

Judiciary and Civil Jurisprudence - **HB 1435, HB 4281, SB 1249**

Licensing and Administrative Procedures - **HB 4072**

Natural Resources - **HB 1318, HB 4183, HB 4287, SB 1361**

Public Education - **HB 1023, HB 1033, HB 1585, HB 3437, HB 3635, HB 3684, HB 4111, HB 4226, SB 160, SB 579, SB 587, SB 671**

Public Health - **HB 637, HB 1225, HB 1599, HB 1794, HB 1846, HB 1939, HB 2107, HB 2141, HB 2143, HB 2403, HB 2467, HB 2490, HB 2520, HB 2548, HB 2603, HB 2986, HB 3153, HB 3256, HB 3273, HB 3682, HB 3711, HB 3891, HB 3945, HCR 57, HCR 64, SB 1081, SB 1107**

Special Purpose Districts - **HB 4301, HB 4318, HB 4325, HB 4329, HB 4331, HB 4333, HB 4334, HB 4344, SB 976**

State Affairs - **SB 25, SB 253, SB 735**

Transportation - **HB 519, HB 862, HB 946, HB 1188, HB 1294, HB 1394, HB 1528, HB 1624, HB 1785, HB 1959, HB 2142, HB 2584, HB 2592, HB 2593, HB 2627, HB 2746, HB 2862, HB 3061, HB 3258, HB 3455, HB 3897, HB 3917, HB 3950, HB 3951, HB 3955, HB 3995, HB 4163, SB 312**

Ways and Means - **SB 345, SB 440, SB 510, SB 686, SB 799, SB 945, SB 1030, SB 1083, SB 1136, SB 1365, SB 2242, SJR 42**

ENGROSSED

May 8 - HB 18, HB 72, HB 150, HB 161, HB 238, HB 431, HB 478, HB 523, HB 591, HB 812, HB 850, HB 961, HB 1542, HB 1556, HB 2484, HB 3062, HB 3218, HB 3287, HB 3294, HB 4122, HJR 21, HJR 36, HJR 52

ENROLLED

May 8 - HB 890, HB 1140, HB 1995

SENT TO THE GOVERNOR

May 8 - HB 217, HB 1331, HB 1439, HB 1440, HB 1445, HB 1448, HB 1664, HB 1791, HB 1962, HB 1982, HB 2134, HB 4300, HCR 141