

HOUSE JOURNAL

EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SEVENTH DAY — MONDAY, APRIL 27, 2015

The house met at 10:04 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 373).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

The speaker recognized Representative C. Turner who introduced Denny D. Davis, senior pastor, St. John Baptist Church Unleashed, Grand Prairie, who offered the invocation as follows:

Dear gracious and eternal God, the maker of the heavens and earth, the sustainer of the universe and all humankind. We humbly come before your presence with thanksgiving and praises for your abundant mercies and amazing grace. We humbly bow before your presence with gratitude for this day. We ask for your guidance for this legislative body as they make decisions that will govern the lives of your people. We ask for wisdom, patience, and understanding as they seek to serve the people who have entrusted them to make decisions. We pray that they seek your will as they shape laws and policies for the common good of society and the good will of all its citizens.

We pray today that you will bless the great State of Texas and its entire legislative body. We pray that you will continue to keep our nation as we seek to be leaders in a global community. We pray for justice, equality, harmony, and world peace.

We pray that your will be done from the White House to the state house and to every house until each house is blessed. We close our prayer with the words of Reinhold Niebuhr, a great American theologian who wrote the Serenity Prayer: "God, grant me the serenity to accept the things I cannot change, the courage to change the things I can, and the wisdom to know the difference." In your name, we pray. Amen.

The speaker recognized Representative C. Turner who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Johnson on motion of Alvarado.

VanDeaver on motion of Dale.

The following members were granted leaves of absence temporarily for today because of important business in the district:

Burns on motion of Keough.

Fallon on motion of Rinaldi.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 10:30 a.m. today, in 3W.9, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 10:30 a.m. today, 3W.9, for a formal meeting, to set a calendar.

CAPITOL PHYSICIAN

The speaker recognized Representative Israel who presented Dr. Larry C. Kravitz of Austin as the "Doctor for the Day."

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

(Raney in the chair)

REGULAR ORDER OF BUSINESS SUSPENDED

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

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 12).

**HR 2225 - ADOPTED
(by Simmons)**

Representative Simmons moved to suspend all necessary rules to take up and consider at this time **HR 2225**.

The motion prevailed.

The following resolution was laid before the house:

HR 2225, Congratulating Phillip Hinojosa on attaining the rank of Eagle Scout.

HR 2225 was adopted.

On motion of Representative Israel, the names of all the members of the house were added to **HR 2225** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Simmons who introduced Phillip Hinojosa and members of his family.

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 Capriglione.

Geren on motion of Capriglione.

Harless on motion of Capriglione.

Hunter on motion of Capriglione.

Price on motion of Capriglione.

**HR 2163 - ADOPTED
(by Smithee)**

Representative Smithee moved to suspend all necessary rules to take up and consider at this time **HR 2163**.

The motion prevailed.

The following resolution was laid before the house:

HR 2163, In memory of Annette Galitski of Amarillo.

HR 2163 was read and was unanimously adopted by a rising vote.

On motion of Representative Sheets, the names of all the members of the house were added to **HR 2163** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Smithee who introduced family members of Annette Galitski.

**HR 2160 - ADOPTED
(by Villalba)**

Representative Villalba moved to suspend all necessary rules to take up and consider at this time **HR 2160**.

The motion prevailed.

The following resolution was laid before the house:

HR 2160, Commemorating the 60th anniversary of St. Monica Catholic School in Dallas.

HR 2160 was adopted.

**HR 1169 - PREVIOUSLY ADOPTED
(by Muñoz)**

The chair laid out the following previously adopted resolution:

HR 1169, Congratulating Karla Espinosa of Mission on her selection as a Distinguished Finalist in the 2015 Prudential Spirit of Community Awards program.

On motion of Representative Guerra, the names of all the members of the house were added to **HR 1169** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Guerra who introduced Karla Espinosa and members of her family.

LEAVE OF ABSENCE GRANTED

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

K. King on motion of Capriglione.

**HR 1286 - PREVIOUSLY ADOPTED
(by Guillen)**

The chair laid out and had read the following previously adopted resolution:

HR 1286, In memory of Barbara V. Canales of Freer.

On motion of Representatives Raymond and Gutierrez, the names of all the members of the house were added to **HR 1286** as signers thereof.

**HR 1223 - PREVIOUSLY ADOPTED
(by Guillen)**

The chair laid out and had read the following previously adopted resolution:

HR 1223, Paying tribute to the lives and achievements of Maria Elena and Arnoldo Alaniz of Benavides.

On motion of Representatives Raymond and Gutierrez, the names of all the members of the house were added to **HR 1223** as signers thereof.

HR 1285 - PREVIOUSLY ADOPTED
(by Guillen)

The chair laid out and had read the following previously adopted resolution:

HR 1285, Honoring former Duval County justice of the peace Jose B. Canales.

On motion of Representatives Raymond and Gutierrez, the names of all the members of the house were added to **HR 1285** as signers thereof.

(Sheets in the chair)

HB 4209 - PERMISSION TO INTRODUCE

Representative Capriglione requested permission to introduce and have placed on first reading **HB 4209**.

(Alonzo, Geren, and Price now present)

Permission to introduce was granted by (Record 374): 122 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Flynn; Frank; Frullo; Galindo; Giddings; Goldman; Gonzales; González; Guerra; Gutierrez; Hernandez; Herrero; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; King, P.; King, T.; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Reynolds; Riddle; Rinaldi; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Klick.

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

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Harless; Hunter; King, K.

Absent — Alvarado; Bohac; Bonnen, D.; Cook; Dukes; Fletcher; Geren; Guillen; Keough; King, S.; Lozano; McClendon; Muñoz; Naishtat; Raymond; Rodriguez, E.; Thompson, S.

STATEMENTS OF VOTE

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted yes.

Alvarado

When Record No. 374 was taken, I was temporarily out of the house chamber. I would have voted yes.

Bohac

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted yes.

Keough

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted yes.

S. King

When Record No. 374 was taken, I was shown voting no. I intended to vote yes.

Klick

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

(Harless now present)

(Speaker in the chair)

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

HB 3823 ON THIRD READING **(by Price, Keough, McClendon, Frullo, and Zerwas)**

HB 3823, A bill to be entitled An Act relating to rate-setting and data collection processes under the program of all-inclusive care for the elderly.

HB 3823 was passed by (Record 375): 134 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf;

Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Hunter; King, K.

Absent — Bohac; Dukes; Fletcher; King, S.; McClendon; Naishtat; Rodriguez, E.; Thompson, S.

STATEMENTS OF VOTE

When Record No. 375 was taken, I was temporarily out of the house chamber. I would have voted yes.

Bohac

When Record No. 375 was taken, I was in the house but away from my desk. I would have voted no.

Fletcher

When Record No. 375 was taken, I was in the house but away from my desk. I would have voted yes.

S. King

(K. King now present)

HB 1583 ON THIRD READING

(by Clardy)

HB 1583, A bill to be entitled An Act relating to block scheduling for certain associate degree and certificate programs at public junior colleges.

HB 1583 was passed by (Record 376): 136 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano;

Lucio; Márquez; Martínez; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Hunter.

Absent — Dukes; Martínez Fischer; McClendon; Stephenson; Thompson, E.

STATEMENT OF VOTE

When Record No. 376 was taken, I was shown voting yes. I intended to vote no.

Rinaldi

HB 3014 ON THIRD READING (by Parker, Burkett, and Guerra)

HB 3014, A bill to be entitled An Act relating to the administration of "pay for success" contracts for state agencies.

HB 3014 was passed by (Record 377): 137 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycok; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Cook; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martínez; Martínez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Hunter.

Absent — Collier; Crownover; Dukes; Gonzales; Márquez; McClendon.

STATEMENT OF VOTE

When Record No. 377 was taken, I was absent because of important business. I would have voted yes.

Collier

HB 3227 ON THIRD READING (by Hernandez and J. Rodriguez)

HB 3227, A bill to be entitled An Act relating to the composition of the board of trustees of the Employees Retirement System of Texas.

HB 3227 was passed by (Record 378): 76 Yeas, 63 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bernal; Blanco; Bohac; Canales; Clardy; Coleman; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frullo; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Israel; Kacal; Keough; King, K.; King, T.; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Miles; Miller, D.; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Peña; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Shaheen; Sheffield; Simpson; Smith; Stephenson; Thompson, S.; Tinderholt; Turner, C.; Turner, S.; Vo; Walle; White, M.; Wu; Zedler; Zerwas.

Nays — Anderson, C.; Anderson, R.; Ashby; Bell; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Capriglione; Cook; Craddick; Crownover; Crier; Dale; Darby; Elkins; Frank; Galindo; Geren; Goldman; Hughes; Isaac; Keffer; King, P.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller, R.; Morrison; Murr; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Sheets; Simmons; Smithee; Spitzer; Springer; Stickland; Thompson, E.; Turner, E.S.; Villalba; White, J.; Workman; Wray.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Hunter.

Absent — Collier; Dukes; King, S.; McClendon.

STATEMENTS OF VOTE

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 378 was taken, I was absent because of important business. I would have voted yes.

Collier

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 378 was taken, I was shown voting no. I intended to vote yes.

Galindo

When Record No. 378 was taken, I was in the house but away from my desk. I would have voted no.

S. King

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

D. Miller

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

M. White

HB 2557 ON THIRD READING (by Zerwas)

HB 2557, A bill to be entitled An Act relating to certain hospital districts and to certain corporations or organizations formed by those districts.

HB 2557 was passed by (Record 379): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent, Excused, Committee Meeting — Hunter.

Absent — Dukes; McClendon; Romero.

(Hunter now present)

HB 2559 ON THIRD READING
(by Zerwas)

HB 2559, A bill to be entitled An Act relating to leases and other agreements relating to real property entered into by certain hospital districts.

HB 2559 was passed by (Record 380): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Dukes; McClendon.

HB 2244 ON THIRD READING
(by Zerwas and Villalba)

HB 2244, A bill to be entitled An Act relating to the regulation of medical waste; adding and amending provisions subject to a criminal penalty.

HB 2244 was passed by (Record 381): 141 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook;

Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Dukes.

STATEMENT OF VOTE

When Record No. 381 was taken, I was shown voting yes. I intended to vote no.

Rinaldi

HB 750 ON THIRD READING

(by Frullo, Workman, C. Anderson, Cyrier, Bohac, et al.)

HB 750, A bill to be entitled An Act relating to a landowner's liability for certain aviation activities on or above the owner's land.

HB 750 was passed by (Record 382): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets;

Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Dukes; McClendon.

HB 786 ON THIRD READING

(by Walle, S. King, Hernandez, and Martinez Fischer)

HB 786, A bill to be entitled An Act relating to the right of a public employee to express breast milk in the workplace.

HB 786 was passed by (Record 383): 90 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bernal; Blanco; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Frullo; Galindo; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Israel; Kacal; Keffer; Keough; King, P.; King, S.; King, T.; Koop; Kuempel; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Meyer; Miles; Miller, R.; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Paddie; Parker; Phelan; Pickett; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Simmons; Simpson; Spitzer; Stephenson; Turner, C.; Turner, S.; Villalba; Vo; Walle; White, M.; Workman; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Ashby; Bell; Bonnen, D.; Bonnen, G.; Burrows; Button; Cyrier; Dale; Flynn; Frank; Geren; Goldman; Harless; Isaac; King, K.; Krause; Landgraf; Larson; Laubenberg; Leach; Metcalf; Miller, D.; Murr; Otto; Paul; Peña; Phillips; Price; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Smith; Smithee; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; White, J.; Wray; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Bohac; Burkett; Dukes; Klick; McClendon; Morrison; Thompson, S.

STATEMENTS OF VOTE

When Record No. 383 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 383 was taken, my vote failed to register. I would have voted yes.

McClendon

When Record No. 383 was taken, my vote failed to register. I would have voted yes.

S. Thompson

FIVE-DAY POSTING RULE SUSPENDED

Representative Simmons moved to suspend the five-day posting rule to allow the Committee on Transportation, Subcommittee on Long-term Infrastructure Planning, to consider **HB 790**, **HB 3129**, **HB 3329**, **HB 3673**, **HB 3674**, **HB 3783**, **HB 3796**, and **HB 3862** at 8 a.m. Wednesday, April 29 in JHR 120.

The motion prevailed.

Representative Simmons moved to suspend the five-day posting rule to allow the Committee on Business and Industry to consider **HB 1524** at 2 p.m. or upon final adjournment/recess tomorrow in E2.016.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Transportation, Subcommittee on Long-term Infrastructure Planning, 8 a.m. Wednesday, April 29, JHR 120, for a public hearing, to consider **HB 790**, **HB 3129**, **HB 3329**, **HB 3673**, **HB 3674**, **HB 3783**, **HB 3796**, and **HB 3862**.

Business and Industry, 2 p.m. or upon final adjournment/recess tomorrow, E2.016, for a public hearing, to consider **HB 1524** and the previously posted agenda.

HB 1881 ON THIRD READING

(by Capriglione, Parker, Landgraf, Fallon, and Springer)

HB 1881, A bill to be entitled An Act relating to authorizing certain private schools to charge fees for processing or handling certain payments or payment transactions.

HB 1881 was passed by (Record 384): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.;

Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Dukes.

HB 3291 ON THIRD READING **(by Raymond)**

HB 3291, A bill to be entitled An Act relating to increasing the punishment for certain offenses involving oil, gas, or condensate or equipment designed for the exploration or production of oil and gas; creating an offense.

Representative Phillips moved to postpone consideration of **HB 3291** until the end of today's third reading general state calendar.

The motion prevailed.

HB 1107 ON THIRD READING **(by Phillips)**

HB 1107, A bill to be entitled An Act relating to criminal liability for certain federal motor carrier safety violations; creating a criminal offense.

HB 1107 was passed by (Record 385): 139 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets;

Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Rinaldi; Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Dukes; Pickett.

HB 1947 ON THIRD READING
(by Meyer and Fallon)

HB 1947, A bill to be entitled An Act relating to the expiration of licenses for insurance agents and adjusters.

HB 1947 was passed by (Record 386): 138 Yeas, 1 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dukes; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Simpson.

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

Absent, Excused — Burns; Fallon; Johnson; VanDeaver.

Absent — Deshotel; Flynn; Huberty.

STATEMENT OF VOTE

When Record No. 386 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

POSTPONED BUSINESS

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

HB 3291 ON THIRD READING**(by Raymond)**

HB 3291, A bill to be entitled An Act relating to increasing the punishment for certain offenses involving oil, gas, or condensate or equipment designed for the exploration or production of oil and gas; creating an offense.

HB 3291 was read third time earlier today and was postponed until this time.

Representative Phillips moved to postpone consideration of **HB 3291** until 1 p.m. today.

The motion prevailed.

CSHB 1076 ON SECOND READING**(by S. Thompson)**

CSHB 1076, A bill to be entitled An Act relating to the authority of a magistrate to prohibit certain communications in an order for emergency protection; amending provisions subject to a criminal penalty.

CSHB 1076 was read second time on April 17 and was postponed until 9 a.m. April 24.

Representative S. Thompson moved to postpone consideration of **CSHB 1076** until 10 a.m. Monday, May 4.

The motion prevailed.

CSHB 1344 ON SECOND READING**(by Sheets)**

CSHB 1344, A bill to be entitled An Act relating to credit to certain ceding insurers for reinsurance ceded to certain assuming insurers.

CSHB 1344 was read second time on April 22 and was postponed until 5 a.m. today.

Representative Sheets moved to postpone consideration of **CSHB 1344** until 10:01 a.m. Monday, May 4.

The motion prevailed.

CSHB 1388 ON SECOND READING**(by Bohac)**

CSHB 1388, A bill to be entitled An Act relating to certain diseases or illnesses suffered by firefighters and emergency medical technicians.

CSHB 1388 was read second time on April 23 and was postponed until 8 a.m. today.

Amendment No. 1

Representative Bohac offered the following amendment to **CSHB 1388**:

Amend **CSHB 1388** (house committee printing) as follows:

(1) On page 1, line 5, through page 2, line 2, strike SECTION 1 of the bill and renumber subsequent SECTIONS of the bill accordingly.

(2) Strike page 2, line 26, through page 3, line 1, and substitute the following:

claimed to be applicable under Subchapter B, Chapter 607, Government Code, the notice must include a statement by the carrier that:

(1) explains why the carrier determined a presumption under that subchapter does not apply to the claim for compensation; and

(2) describes the evidence that the carrier reviewed in making the determination described by Subdivision (1).

Amendment No. 1 was adopted.

CSHB 1388, as amended, was passed to engrossment. (Rinaldi recorded voting no.)

HB 822 ON SECOND READING (by Sheets)

HB 822, A bill to be entitled An Act relating to increasing the punishment for the offense of fraudulent or fictitious military record.

HB 822 was read second time on April 15, postponed until April 21, and was again postponed until 8:58 a.m. today.

Representative Sheets moved to postpone consideration of **HB 822** until the end of today's calendar.

The motion prevailed.

CSHB 2903 ON SECOND READING (by S. Davis)

CSHB 2903, A bill to be entitled An Act relating to training requirements for certain child-care workers.

CSHB 2903 was read second time on April 20, postponed until April 21, and was again postponed until 9 a.m. today.

LEAVES OF ABSENCE GRANTED

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

Huberty on motion of Farney.

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

Smith on motion of Smithee.

CSHB 2903 - (consideration continued)

Amendment No. 1

Representative Morrison offered the following amendment to **CSHB 2903**:

Amend **CSHB 2903** (house committee printing) as follows:

(1) On page 1, line 7, between "(a-1)" and "and", insert ", (a-2),"

(2) On page 2, between lines 23 and 24, insert the following:

(a-1) The minimum training standards prescribed under Subsection (a) do not apply to an employee of a day-care center that is accredited by a national organization or that is recognized by the Texas Rising Star provider certification program as a four-star provider.

(3) On page 2, line 24, strike "(a-1)" and substitute "(a-2)".

Amendment No. 1 was adopted.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of a family emergency:

Muñoz on motion of Raymond.

CSHB 2903 - (consideration continued)

CSHB 2903, as amended, was passed to engrossment by (Record 387): 90 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Bernal; Blanco; Burkett; Canales; Capriglione; Clardy; Coleman; Collier; Dale; Davis, S.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Frank; Frullo; Galindo; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hunter; Israel; Kacal; King, K.; King, P.; King, T.; Koop; Kuempel; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Miller, R.; Moody; Morrison; Murphy; Naishtat; Nevárez; Oliveira; Paddie; Parker; Paul; Peña; Phelan; Pickett; Raney; Raymond; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheets; Sheffield; Simmons; Stephenson; Thompson, S.; Turner, C.; Turner, S.; Villalba; Vo; Walle; Wray; Wu; Zedler; Zerwas.

Nays — Ashby; Bell; Bonnen, D.; Bonnen, G.; Burrows; Button; Cook; Craddick; Crownover; Cyrier; Darby; Flynn; Geren; Goldman; Hughes; Isaac; Keffer; Keough; King, S.; Klick; Krause; Landgraf; Leach; Metcalf; Miller, D.; Murr; Otto; Phillips; Price; Rinaldi; Schaefer; Schubert; Shaheen; Simpson; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; White, J.; White, M.; Workman.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Bohac; Davis, Y.; Dukes; Fletcher; Reynolds; Sanford; Schofield; Smithee.

STATEMENTS OF VOTE

When Record No. 387 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 387 was taken, I was shown voting no. I intended to vote yes.

Crownover

When Record No. 387 was taken, I was in the house but away from my desk. I would have voted yes.

Fletcher

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

R. Miller

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 387 was taken, I was in the house but away from my desk. I would have voted no.

Sanford

When Record No. 387 was taken, I was in the house but away from my desk. I would have voted no.

Smithee

CSHB 2825 ON SECOND READING
(by Coleman)

CSHB 2825, A bill to be entitled An Act relating to the provision and administration of indigent defense services.

CSHB 2825 was read second time on April 22 and was postponed until 2 p.m. today.

Representative Martinez moved to postpone consideration of **CSHB 2825** until 1 p.m. today.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

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

HB 6 ON SECOND READING**(by Otto, Frank, et al.)**

HB 6, A bill to be entitled An Act relating to the creation and re-creation of funds and accounts, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general governmental purposes.

Amendment No. 1

Representative Otto offered the following amendment to **HB 6**:

Amend **HB 6** (house committee printing) as follows:

(1) On page 3, strike lines 23-24 and substitute the following:

Effective September 1, 2015, Section 403.095, Government Code, is amended by amending Subsections (b), (d), and (e) and adding Subsection (f) to read as follows:

(2) On page 4, line 26, between "(e)" and "This section", insert the following:

Notwithstanding Subsection (b), dedicated revenues in the following accounts or funds or that by law are directed to be deposited to the credit of the following accounts or funds are not available for general governmental purposes and are not considered available for certification under Section 403.121:

(1) the Texas Department of Insurance operating account no. 0036;

(2) the unemployment compensation special administration fund no. 0165;

(3) the lifetime license endowment account no. 0544;

(4) the permanent fund for health and tobacco education and enforcement account no. 5044;

(5) the permanent fund for children and public health account no. 5045;

(6) the permanent fund for emergency medical services and trauma care account no. 5046;

(7) the permanent fund for rural health facility capital improvement account no. 5047;

(8) the permanent hospital fund for capital improvements and the Texas Center for Infectious Disease account no. 5048;

(9) the child abuse and neglect prevention operating fund account no. 5084;

(10) the child abuse and neglect prevention trust fund account no. 5085; and

(11) the separate fund account of each institution of higher education in the general revenue fund.

(f)

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

SECTION _____. TEXAS DEPARTMENT OF MOTOR VEHICLES FUND. On September 1, 2015, the Texas Department of Motor Vehicles fund created by Section 1001.151, Transportation Code, as enacted by Section 71, Chapter 1287 (**HB 2202**), Acts of the 83rd Legislature, Regular Session, 2013, is re-created by this Act as a special fund in the state treasury outside the general

revenue fund, and all revenue dedicated for deposit to the credit of the Texas Department of Motor Vehicles fund by a provision of Chapter 1287 (**HB 2202**), Acts of the 83rd Legislature, Regular Session, 2013, is rededicated by this Act for that purpose. Section 2 of this Act does not apply to the fund as re-created by this Act or a dedication of revenue to the fund as rededicated by this Act.

SECTION _____. ENVIRONMENTAL RADIATION AND PERPETUAL CARE ACCOUNT. On September 1, 2015, the environmental radiation and perpetual care account created by Section 401.306, Health and Safety Code, as enacted by Section 12, Chapter 1159 (**SB 347**), Acts of the 83rd Legislature, Regular Session, 2013, is re-created by this Act as an account in the general revenue fund, and all revenue dedicated for deposit to the credit of the environmental radiation and perpetual care account by a provision of Chapter 1159 (**SB 347**), Acts of the 83rd Legislature, Regular Session, 2013, is rededicated by this Act for that purpose. Section 2 of this Act does not apply to the account as re-created by this Act or a dedication of revenue to the account as rededicated by this Act.

SECTION _____. SPECIAL FUND FOR MONEY RECEIVED FROM FEDERAL GOVERNMENT. Section 2 of this Act does not apply to a special fund in the state treasury established by the comptroller of public accounts for the purpose of holding money received from the federal government as authorized by **HB 8**, or by similar legislation of the 84th Legislature, Regular Session, 2015, that becomes law.

Amendment No. 1 was adopted.

Representative Otto moved to postpone consideration of **HB 6** until the end of today's calendar.

The motion prevailed.

CSHB 7 ON SECOND READING

(by Darby, Otto, Howard, S. Turner, Murr, et al.)

CSHB 7, A bill to be entitled An Act relating to the amounts, availability, and use of certain statutorily dedicated revenue and accounts; reducing or affecting the amounts or rates of certain statutorily dedicated fees and assessments.

Amendment No. 1

Representative Darby offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) on page 14, line 10, by striking "B" and substituting "E".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Darby offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) by striking page 21, lines 9-24, and substituting the following:

SECTION 35. Section 151.0515(b), Tax Code, is amended to read as follows:

(b) In each county in this state, a surcharge is imposed on the retail sale, lease, or rental of new or used equipment in an amount equal to 1.5 [~~two~~] percent of the sale price or the lease or rental amount.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Darby offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) on page 20, line 5, by striking "\$20" and substituting "\$70 [~~\$20~~]".

Amendment No. 3 was adopted. (Burrows, Rinaldi, Stickland, and Tinderholt recorded voting no.)

Amendment No. 4

Representative Darby offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) on page 30 by striking line 9 and substituting "prescribed by Section 39.903(h) at a rate the commission determines is necessary to exhaust the system benefit fund [~~of up to 15 percent~~]; and".

Amendment No. 4 was adopted.

Amendment No. 5

Representative S. Turner offered the following amendment to **CSHB 7**:

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

(1) On page 5, strike lines 1-3 and substitute the following:

SECTION 8. Section 420.008(c), Government Code, is amended to read as follows:

(2) Strike page 7, line 23, through page 8, line 5.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Zerwas offered the following amendment to **CSHB 7**:

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

SECTION _____. Chapter 773, Health and Safety Code, is amended by adding Subchapter I to read as follows:

SUBCHAPTER I. EMERGENCY MEDICAL AIR TRANSPORTATION FUNDING

Sec. 773.221. DEFINITIONS. In this subchapter:

(1) "Account" means the emergency medical air transportation account created under Section 773.222.

(2) "Commission" means the Health and Human Services Commission.

(3) "Commissioner" means the commissioner of state health services.

Sec. 773.222. EMERGENCY MEDICAL AIR TRANSPORTATION ACCOUNT. (a) The emergency medical air transportation account is established as a dedicated account in the general revenue fund. The account is composed of:

(1) money deposited to the credit of the account under Section 542.4031, Transportation Code; and

(2) notwithstanding Section 404.071, Government Code, interest earned on the investment of money in the account and depository interest allocable to the account.

(b) Money in the account may be appropriated only to the department for the purposes described by Subsection (c).

(c) The commissioner may:

(1) use the money appropriated from the account to provide funding, in addition to funding available from other sources, for emergency medical air transportation; and

(2) after consulting with the executive commissioner, transfer the money appropriated from the account to the commission to:

(A) provide reimbursements under the medical assistance program under Chapter 32, Human Resources Code, to providers of emergency medical air transportation services, including reimbursement enhancements to the statewide dollar amount rate used to reimburse designated air ambulance services under the program; and

(B) maximize the receipt of federal funds under the medical assistance program under Chapter 32, Human Resources Code, to the extent possible.

SECTION 2. Section 542.4031(g), Transportation Code, is amended to read as follows:

(g) Of the money received by the comptroller under this section, the comptroller shall deposit:

(1) 50 [67] percent to the credit of the undedicated portion of the general revenue fund; [and]

(2) 33 percent to the credit of the designated trauma facility and emergency medical services account under Section 780.003, Health and Safety Code; and

(3) 17 percent to the credit of the designated emergency medical air transportation account under Section 773.222, Health and Safety Code.

SECTION 3. Section 542.4031(g), Transportation Code, as amended by this Act, applies only to the distribution of revenue collected on or after the effective date of this Act. The distribution of revenue collected before the effective date of this Act is governed by the law in effect at the time the revenue was collected, and that law is continued in effect for the purpose of the distribution of that revenue.

SECTION 4. This Act takes effect September 1, 2015.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives S. Thompson, R. Miller, Cook, and Kuempel offered the following amendment to **CSHB 7**:

Amend **CSHB 7** by adding new, appropriately numbered SECTIONS to read as follows:

SECTION _____. Section 2001.502, Occupations Code, is amended to read as follows:

Sec. 2001.502. PRIZE TAX ~~[FEE]~~. (a) A licensed authorized organization shall:

~~[(1)]~~ collect from a person who wins a cash bingo prize of more than \$5 a tax ~~[fee]~~ in the amount of five percent of the amount ~~[or value]~~ of the prize. Each quarter, the licensed authorized organization shall:

(1) if a county or municipality in which the bingo game is conducted voted to impose the prize tax before November 1, 2015: ~~[-and]~~

(A) ~~[(2)]~~ remit a tax ~~[to the commission a fee]~~ in the amount of 50 ~~[five]~~ percent of the amount collected as the prize tax under this subsection to:

(i) the county in which the bingo game is conducted, if the county voted to impose the tax by that date and the location at which bingo game is conducted is not within the limits of a municipality that voted to impose the tax before that date;

(ii) the municipality in which the bingo game is conducted, if the municipality voted to impose the tax by that date and the county in which the bingo game is conducted did not vote to impose the tax before that date, or

(iii) in equal shares, the county and the municipality in which the bingo game is conducted, if the county and the municipality each voted to impose the tax before that date; and

(B) deposit the remainder of the taxes collected under this subsection in the general fund of the organization; or

(2) if a county or municipality is not entitled to a percentage of the amount of taxes collected under this subsection, deposit the taxes collected in the general fund of the organization ~~[or value of all bingo prizes awarded]~~.

(b) A county or a municipality is entitled to vote to impose the tax described by Subsection (a) if the county or municipality:

(1) imposed a gross receipts tax on the conduct of bingo as of January 1, 1993; and

(2) the governing body of the county or the municipality voted before November 1, 2015, to impose the tax.

(c) A governing body of a county or municipality that voted to impose the prize tax under Subsection (a) may at any time vote to discontinue the imposition of the tax.

(d) No later than October 1, 2015, the commission shall notify each county and municipality that was eligible to receive a share of the prize fee required by law prior to September 1, 2015, that the governing body of the county or municipality must vote before November 1, 2015, if the county or municipality will impose the tax after January 1, 2016. A governing body that votes before November 1, 2015, to impose the prize tax required by Subsection (a) shall notify

each licensed authorized organization that conducts bingo within the county or municipality of the governing body's decision and the address and department or official to whom the tax shall be remitted.

(e) The tax required under Subsection (a) does not apply to a merchandise prize, including bingo cards, bingo pull-tabs, use of a card-minder, bingo daubers, and other bingo merchandise awarded as a prize for winning a bingo game.

(f)(1) Except as provided in this section, Subchapter K does not apply to the tax required by Subsection (a).

(2) A county and municipality that imposes the tax required by Subsection (a) has a cause of action for collection of the prize tax if all or part of the prize tax is unpaid within 30 days of the end of the calendar quarter in which the prize tax was collected.

(3) If the commission audits a licensed authorized organization, the commission shall report to a county or municipality any discrepancy between the amount of the prize tax remitted to the county or municipality under this section and the amount of prizes awarded during the conduct of bingo in a calendar quarter times the rate of the tax.

SECTION _____. The following sections of Chapter 2001, Occupations Code, are repealed:

- (1) Section 2001.503; and
- (2) Section 2001.507.

(Sheets in the chair)

Amendment No. 7 was adopted by (Record 388): 136 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smithee; Spitzer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Burns; Fallon; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Dukes; Giddings; Springer; Turner, S.

STATEMENT OF VOTE

When Record No. 388 was taken, I was in the house but away from my desk. I would have voted yes.

Springer

HR 2286 - ADOPTED (by Dutton)

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 2286**.

The motion prevailed.

The following resolution was laid before the house:

HR 2286, In memory of Carlton Earl Land of Houston.

HR 2286 was unanimously adopted by a rising vote.

On motion of Representatives Miles and Dutton, the names of all the members of the house were added to **HR 2286** as signers thereof.

CSHB 7 - (consideration continued)

Amendment No. 8

Representative McClendon offered the following amendment to **CSHB 7**:

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

SECTION _____. Section 10(e), Article 4413(37), Revised Statutes, is amended to read as follows:

(e) The Automobile Burglary and Theft Prevention Authority trust fund is created as a trust fund in the state treasury. Fifty percent of each fee collected under Subsection (b) shall be deposited to the credit of the trust fund. The comptroller shall administer the trust fund as trustee on behalf of the authority. The comptroller shall allocate all money in the trust fund ~~[may be appropriated only to the authority]~~ for the purposes of this article.

(Dale in the chair)

Amendment No. 8 was adopted.

HR 1744 - ADOPTED (by Workman)

Representative Workman moved to suspend all necessary rules to take up and consider at this time **HR 1744**.

The motion prevailed.

The following resolution was laid before the house:

HR 1744, Honoring the Central Texas Water Coalition for its efforts to address the water issues of the lower Colorado River basin.

HR 1744 was adopted.

CSHB 7 - (consideration continued)

CSHB 7 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE GIDDINGS: Chairman Darby, I'm trying to understand, but I'm a little bit confused by your bill. I know that certain accounts are addressed here. We just talked about the system benefit fund, which is good. I am particularly concerned, as a resident of Dallas County, regarding the clear air accounts and the fact that Dallas receives very little of the funds that are collected there. We receive very little back in terms of our being able to clean up the air through the LIRAP. Does your bill—as I understand it, it does not address that at all?

REPRESENTATIVE DARBY: No, it does not address that.

GIDDINGS: Then how did we come up with these accounts that we were going to no longer rely on? Was that a recommendation from LBB?

DARBY: These are all, mostly, out of the LBB recommendations and their report dated in February.

GIDDINGS: But they made no mention of the low-income—the LIRAP program or the Clean Air Act.

DARBY: I don't remember any language that—this is not in this bill.

GIDDINGS: Yes, well, as you know, Chairman Darby, having sat on Appropriations with me, this is something that I've been working on for ages and was hopeful that we were able to move that forward in terms of—

DARBY: I will point out that **HB 1** included \$81 million more in appropriated funds for LIRAP. This bill does authorize that appropriation, but this bill does not appropriate it.

GIDDINGS: Oh, I understand. I understand what bills appropriate. Even though your bill does not appropriate, we're obviously taking about spending down or doing something with the \$200 million that we have left over in the system benefit fund. So I'm simply talking about a similar kind of parallel there and what we could do with LIRAP. Well, I'm glad we are doing what we are doing. I'm disappointed that we're not doing anything to clear these—to stop our reliance on these funds that are collected for a very important purpose and that is to clean the air. We've got kids and adults and everybody out there with health problems, and they're relying on these funds to clean up the air, and I think that's important for us to do even though it's not done in this bill. Don't you?

DARBY: I think that's important.

GIDDINGS: Chairman Darby, it appears that my amendment is not germane to **CSHB 7**, but you do understand my concern that there's a—we're dealing with dedicated accounts here. We're not appropriating, but there's \$191 million in an

account that has been collected in these counties that are non-attainment areas. And we are simply trying to figure out a way that these counties can get their money back or not send anymore in so that they can clean up the air. You do understand what I'm trying to do there?

DARBY: I understand exactly what you're trying to do.

GIDDINGS: I understand from talking to you, Chairman Darby, and from talking to Chairman Gonzales, that Dallas County is, at least this time around, getting the amount of money put in for this single year, back—plus \$600,000?

DARBY: Plus \$1.2 million.

GIDDINGS: For over the two-year period?

DARBY: Yes.

GIDDINGS: That does not affect the fact that they put in \$22 million, according to them—and I believe them—in 2014 and only got back \$3 million, which is not even 20 percent.

DARBY: I think you and I looked at the amount paid in plus what they were appropriated over the last five or six biennia. I think altogether Dallas County, according to what Representative Gonzales has, you're about \$9.5 million under what you paid in.

GIDDINGS: I don't know where those numbers come from, but they're not even anywhere close to being right. In 2014 alone they collected \$22.4 million. Oh, let me correct myself—that's North Texas counties collected \$22.4 million, and those same North Texas counties only got back \$3.4 million. We're having the same problem here that we addressed for Williamson and Travis County last time in the appropriations bill. Is that correct?

DARBY: That's correct.

GIDDINGS: We basically said that whatever they sent in they would get back. Is that correct? I'm just trying to find a way to make sure that Dallas County is treated, and other—I'm going to be a statesperson about this—not just Dallas County but other nonattainment areas ought to be able to get the money back that they put in so that in fact they can use this money for the purpose for which it was intended. That's the reason for this conversation.

DARBY: I am with you. I'm very supportive of that, and I think that's a conversation that we need to have with the Appropriations conference committee.

GIDDINGS: Well, we'll continue to have that with the Appropriations Committee, conference committee, and we'll continue to try to find ways to do this because it's unconscionable to have people walking around with asthma and other health-related diseases and not using these funds for the purpose for which they were intended.

REPRESENTATIVE S. TURNER: I'm assuming, Chairman Darby, you're at the end. There are no more amendments, correct?

DARBY: There are no more amendments.

S. TURNER: Just a couple of quick questions. Number one, **CSHB 7** deals with the trauma fund accounts. Is that correct?

DARBY: Yes.

S. TURNER: And within **CSHB 7**, are we directing the trauma fund accounts now, those dollars, to be expended on the trauma facilities?

DARBY: Absolutely.

S. TURNER: And does this include monies that will be coming in in 2016 and 2017?

DARBY: Yes.

S. TURNER: Because it's my understanding that in 5137, I believe, there's about \$100 million that comes in every year.

DARBY: \$96 million, perhaps.

S. TURNER: About \$96 million per year—and those dollars will be going to our trauma facilities?

DARBY: Yes.

S. TURNER: Okay, and what about the dedicated account 5137 or 5111? Does it also include 5111 and 5137—those two trauma fund accounts?

DARBY: Yes.

S. TURNER: And are those dollars going to our trauma fund facilities for 2016 and 2017?

DARBY: Yes.

(Speaker in the chair)

REMARKS ORDERED PRINTED

Representative S. Turner moved to print remarks between Representative Darby and Representative S. Turner.

The motion prevailed.

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

The motion prevailed.

CSHB 7, as amended, was passed to engrossment.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Natural Resources, during lunch recess today, Desk 108, for a formal meeting, to consider pending business.

Corrections, during lunch recess today, Desk 98, for a formal meeting, to consider **SB 1024** and pending business.

Public Education, during lunch recess today, 3W.9, for a formal meeting, to consider pending business.

Public Health, during lunch recess today, 3W.15, for a formal meeting, to consider pending business.

Energy Resources, during lunch recess today, Desk 120, for a formal meeting, to consider pending business.

Economic and Small Business Development, during lunch recess today, Desk 14, for a formal meeting, to consider **SB 529** and pending business.

FIVE-DAY POSTING RULE SUSPENDED

Representative Raymond moved to suspend the five-day posting rule to allow the Committee on Human Services to consider **HB 2578** at 2 p.m. or upon adjournment today in E2.030.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Human Services, 2 p.m. or upon adjournment today, E2.030, for a public hearing, to consider **HB 2578** and the previously posted agenda.

RECESS

Representative J. White moved that the house recess until 1:30 p.m. today in memory of Jasper Parrish of Saratoga.

The motion prevailed.

The house accordingly, at 12:21 p.m., recessed until 1:30 p.m. today.

AFTERNOON SESSION

The house met at 1:34 p.m. and was called to order by the speaker.

POSTPONED BUSINESS

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

HB 3291 ON THIRD READING (by Raymond)

HB 3291, A bill to be entitled An Act relating to increasing the punishment for certain offenses involving oil, gas, or condensate or equipment designed for the exploration or production of oil and gas; creating an offense.

HB 3291 was read third time earlier today, postponed until the end of today's third reading general state calendar, and was again postponed until this time.

Amendment No. 1

Representative Wu offered the following amendment to **HB 3291**:

Amend **HB 3291** on third reading as follows:

(1) In SECTION 2 of the bill, in amended Section 31.03(e), Penal Code, strike Subdivision (5) and substitute the following:

(5) a felony of the third degree if:

(A) the value of the property stolen is \$20,000 or more but less than \$100,000, including property consisting of oil, gas, condensate, oil and gas equipment, or pipeline equipment; or

(B) the property is:

(i) ~~(A)~~ cattle, horses, or exotic livestock or exotic fowl as defined by Section 142.001, Agriculture Code, stolen during a single transaction and having an aggregate value of less than \$100,000; or

(ii) ~~(B)~~ 10 or more head of sheep, swine, or goats stolen during a single transaction and having an aggregate value of less than \$100,000;

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

SECTION _____. Section 31.03(h), Penal Code, is amended by adding Subdivisions (5), (6), and (7) to read as follows:

(5) "Oil and gas equipment" and "pipeline equipment" have the meanings assigned by Section 112.001, Natural Resources Code.

(6) "Oil" and "gas" have the meanings assigned by Section 115.001, Natural Resources Code.

(7) "Condensate" has the meaning assigned by Section 201.001, Tax Code.

Amendment No. 1 was adopted.

HB 3291, as amended, was passed by (Record 389): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Fallon; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Anderson, C.; Thompson, S.

CSHB 2825 ON SECOND READING
(by Coleman)

CSHB 2825, A bill to be entitled An Act relating to the provision and administration of indigent defense services.

CSHB 2825 was read second time on April 22, postponed until 2 p.m. today, and was again postponed until this time.

Representative Meyer moved to postpone consideration of **CSHB 2825** until 2 p.m. today.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

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

CSHJR 111 ON SECOND READING
(by Darby, Springer, Crownover, Simpson, and Frank)

CSHJR 111, A joint resolution proposing a constitutional amendment to prohibit using revenues, other money, or account or fund balances dedicated by law for nondedicated general governmental purposes or for certification of appropriations for nondedicated purposes or entities.

Amendment No. 1

Representative Simpson offered the following amendment to **CSHJR 111**:

Amend **CSHJR 111** (house committee report) as follows:

- (1) On page 2, line 24, strike "2023" and substitute "2021".
- (2) On page 2, line 26, strike "2023" and substitute "2021".
- (3) On page 3, line 6, strike "2023" and substitute "2021".
- (4) On page 3, line 9, strike "2024" and substitute "2022".

Amendment No. 1 was adopted.

(Fallon now present)

CSHJR 111, as amended, was adopted by (Record 390): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hughes; Hunter; Isaac;

Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodríguez, E.; Rodríguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Huberty; Johnson; Muñoz; Smith; VanDeaver.

CSHJR 64 ON SECOND READING
(by Elkins)

CSHJR 64, A joint resolution proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of certain property owned by or leased to or by a university research technology corporation.

(Speaker pro tempore in the chair)

CSHJR 64 was adopted by (Record 391): 131 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodríguez, E.; Rodríguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Fallon; Frank; Hughes; Rinaldi; Schaefer; Simpson; Stickland; White, J.; White, M.

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

Absent, Excused — Burns; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Collier.

STATEMENT OF VOTE

When Record No. 391 was taken, I was absent because of important business. I would have voted yes.

Collier

GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

CSHB 15 ON SECOND READING (by Otto, Walle, et al.)

CSHB 15, A bill to be entitled An Act relating to the management and oversight of state contracts, including contracts for information technology commodity items.

Representative Otto moved to postpone consideration of **CSHB 15** until 10 a.m. Monday, May 4.

The motion prevailed.

CSHB 2505 ON SECOND READING (by Clardy and E. Rodriguez)

CSHB 2505, A bill to be entitled An Act relating to health benefit plan coverage for abuse-deterrent opioid analgesic drugs.

CSHB 2505 was passed to engrossment by (Record 392): 77 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bernal; Blanco; Bonnen, G.; Canales; Clardy; Coleman; Collier; Craddick; Crownover; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Galindo; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Kacal; Keffer; Keough; King, S.; King, T.; Koop; Landgraf; Larson; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; Miles; Moody; Morrison; Murphy; Naishtat; Nevárez; Oliveira; Parker; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Simmons; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Bohac; Burkett; Burrows; Button; Capriglione; Cook; Cyprier; Dale; Darby; Elkins; Faircloth; Fallon; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harless; Hughes; Isaac; King, K.; King, P.; Klick; Krause; Kuempel; Laubenberg; Leach; Metcalf; Meyer; Miller, D.; Miller, R.; Murr; Otto; Paddie; Paul; Peña; Phillips; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Simpson; Smithee; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; Villalba; White, J.; White, M.; Zedler.

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

Absent, Excused — Burns; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Dukes; Farney; Hunter; McClendon.

STATEMENTS OF VOTE

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

Aycock

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

G. Bonnen

When Record No. 392 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

Crownover

When Record No. 392 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 392 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 392 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

Keffer

When Record No. 392 was taken, I was shown voting no. I intended to vote yes.

K. King

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

Koop

When Record No. 392 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 392 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

CSHB 23 ON SECOND READING
(by S. Davis, Márquez, et al.)

CSHB 23, A bill to be entitled An Act relating to disclosure of certain relationships with local government officers and vendors; creating criminal offenses.

Amendment No. 1

Representative S. Davis offered the following amendment to **CSHB 23**:

Amend **CSHB 23** (house committee printing) as follows:

- (1) On page 2, at the end of line 3, insert an underlined period.
- (2) On page 2, strike lines 4-10.
- (3) On page 3, lines 18-19, strike "a person who seeks to influence, on behalf of a vendor, the contract award made by a local governmental entity, or is".
- (4) On page 7, at the end of line 25, insert "or".
- (5) On page 7, line 27, strike "or" and substitute an underlined period.
- (6) On page 8, strike lines 1-3.
- (7) On page 10, line 1, between "date" and "of", insert "on which the vendor becomes aware".
- (8) On page 11, line 22, between "date" and "of", insert "on which the vendor becomes aware".
- (9) On page 12, line 11, strike "violation of this chapter has occurred" and substitute "vendor failed to file a conflict of interest questionnaire required by Section 176.006".
- (10) On page 12, between lines 11-12, insert the following:
 - (f) It is an exception to the application of Subsection (a) that the local government officer filed the required conflict disclosure statement not later than the seventh business day after the date the officer received notice from the local governmental entity of the alleged violation.
 - (g) It is an exception to the application of Subsection (b) that the vendor filed the required questionnaire not later than the seventh business day after the date the vendor received notice from the local governmental entity of the alleged violation.

Amendment No. 1 was adopted.

CSHB 23, as amended, was passed to engrossment.

HB 3390 ON SECOND READING
(by Larson)

HB 3390, A bill to be entitled An Act relating to a written agreement concerning a projectile that travels across a property line.

HB 3390 - RECOMMITTED

Representative Larson moved to recommit **HB 3390** to the Committee on Culture, Recreation, and Tourism.

The motion prevailed.

CSHB 1794 ON SECOND READING
(by Geren, Harless, Burkett, Longoria, and Murphy)

CSHB 1794, A bill to be entitled An Act relating to suits brought by local governments for violations of certain laws under the jurisdiction of, or rules adopted or orders or permits issued by, the Texas Commission on Environmental Quality; affecting civil penalties.

CSHB 1794 - POINT OF ORDER

Representative Coleman raised a point of order against further consideration of **CSHB 1794** under Rule 4, Section 32(c)(2) of the House Rules on the grounds that the bill analysis is incorrect.

The point of order was withdrawn.

Representative Geren moved to postpone consideration of **CSHB 1794** until 2:30 p.m. today.

The motion prevailed.

CSHB 590 ON SECOND READING
(by Elkins, Lucio, and Button)

CSHB 590, A bill to be entitled An Act relating to the creation of research technology corporations for the development and commercialization of technologies owned by institutions of higher education or by certain medical centers with members that are institutions of higher education; providing for tax exemptions; providing a penalty.

Amendment No. 1

Representative Elkins offered the following amendment to **CSHB 590**:

Amend **CSHB 590** (house committee report) as follows:

(1) On page 5, lines 10 through 13, strike "except that the corporation must comply with Section 157.008 to obtain a tax exemption authorized by that section and is subject to the penalty provided by Section 157.009 for noncompliance" and substitute "and is not entitled to an exemption authorized by Section 157.008".

(2) On page 5, line 19, strike "including" and substitute "other than".

(3) On page 6, lines 23 and 24, strike "including a corporation that files a restated and amended certificate of formation as authorized by Section 157.007".

(4) On page 9, line 14, strike "including" and substitute "other than".

(5) On page 10, lines 12 and 13, strike "described by Section 157.008(a), Education Code" and substitute "to which Section 157.008, Education Code, applies".

(6) On page 11, lines 5 and 6, strike "described by Section 157.008(a), Education Code" and substitute "to which Section 157.008, Education Code, applies".

(7) On page 11, line 7, strike "technology research" and substitute "research technology".

(8) On page 11, between lines 8 and 9, add the following:

(c) A corporation created as a university research technology corporation that files at the expiration of the period described by Section 157.007(a), Education Code, a restated and amended certificate of formation as authorized by that section is no longer exempted from the franchise tax by Subsection (b) on the expiration of that period. Unless the corporation is otherwise exempted from the franchise tax, the date of the expiration of that period is considered the corporation's beginning date for purposes of determining the corporation's privilege periods and for all other purposes of this chapter.

Amendment No. 1 was adopted.

CSHB 590, as amended, was passed to engrossment.

CSHB 324 ON SECOND READING
(by Dutton, Simpson, and Wu)

CSHB 324, A bill to be entitled An Act relating to a requirement that a peace officer obtain a search warrant before conducting a body cavity search during a traffic stop.

CSHB 324 was passed to engrossment.

CSHB 426 ON SECOND READING
(by Howard and Geren)

CSHB 426, A bill to be entitled An Act relating to the acceptance of employment applications through the online system for listing state agency employment openings maintained by the Texas Workforce Commission.

CSHB 426 was passed to engrossment.

LEAVE OF ABSENCE GRANTED

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

Canales on motion of Nevárez.

CSHB 1902 ON SECOND READING
(by Howard, Isaac, Workman, and Lucio)

CSHB 1902, A bill to be entitled An Act relating to the regulation and use of graywater and alternative onsite water.

Amendment No. 1

Representative Workman offered the following amendment to **CSHB 1902**:

Amend **CSHB 1902** (house committee printing) as follows:

(1) On page 4, line 16, strike "Section 341.039" and substitute "Sections 341.039 and 366.012".

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

SECTION _____. Section 366.012(a), Health and Safety Code, is amended to read as follows:

(a) To assure the effective and efficient administration of this chapter, the commission shall:

(1) adopt rules governing the installation of on-site sewage disposal systems, including rules concerning the:

(A) review and approval of on-site sewage disposal systems; and

(B) temporary waiver of a permit for an emergency repair; and

(2) adopt rules under this chapter that:

(A) encourage the use of economically feasible alternative techniques and technologies for on-site sewage disposal systems that can be used in soils not suitable for conventional on-site sewage disposal;

(B) address the separation of graywater, as defined by Section 341.039, in a residence served by an on-site sewage disposal system; ~~and~~

(C) allow for a reduction in the size required of an on-site sewage disposal system if the system is used in conjunction with a graywater system that complies with the rules adopted under Section 341.039; and

(D) require on-site sewage disposal systems, including risers and covers, installed after September 1, 2012, to be designed to prevent access to the system by anyone other than:

(i) the owner of the system; or

(ii) a person described by Section 366.071(a) or (b).

Amendment No. 1 was adopted.

CSHB 1902, as amended, was passed to engrossment.

CSHB 2083 ON SECOND READING

(by Darby, Otto, Cook, D. Bonnen, and Israel)

CSHB 2083, A bill to be entitled An Act relating to the determination of the appraised value of property for purposes of an ad valorem tax protest or appeal.

Amendment No. 1

Representative Israel offered the following amendment to **CSHB 2083**:

Amend **CSHB 2083** (committee report printing) as follows:

(1) On page 1, strike line 6 and replace with the following:
Subsections (f) and (g) to read as follows:

(2) On page 1, strike lines 11-15 and replace with the following:

accepted appraisal methods and techniques. Adjustments must be based on recognized methods and techniques that are necessary to produce a credible opinion.

(g) Notwithstanding any other provision of this section, property owners representing themselves are entitled to offer an opinion of and present argument and evidence related to the market and appraised value or the inequality of appraisal of the owner's property.

(Speaker in the chair)

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative S. Thompson moved to set a local, consent, and resolutions calendar for 9 a.m. Thursday, April 30.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative S. Thompson requested permission for the Committee on Local and Consent Calendars to meet while the house is in session, at 2:45 p.m. today, in 1W.14, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Local and Consent Calendars, 2:45 p.m. today, 1W.14, for a formal meeting, to set a calendar.

CSHB 2083 - (consideration continued)

Amendment No. 2

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

Amend Amendment No. 1 by Israel for **CSHB 2083** by striking Item 2 of the amendment (lines 6-15) and substituting the following:

(2) On page 1 of the amendment, strike lines 11-15 and substitute the following:
accepted appraisal methods and techniques.

(g) Notwithstanding any other provision of this section, owners of residential property on which they have a homestead exemptions are entitled to offer an opinion of and present argument and evidence related to the market and appraised value or the inequality of appraisal of the owner's property.

Representative Otto moved to table Amendment No. 2.

The motion to table prevailed by (Record 393): 93 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bernal; Blanco; Bonnen, D.; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Faircloth; Farias; Farney; Farrar; Frullo; Galindo; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hunter; Israel; Kacal; Keffer; King, K.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Miles; Miller, D.; Miller, R.; Moody; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Peña; Phelan; Pickett; Raney; Raymond; Reynolds; Rodríguez, E.; Rodríguez, J.; Romero; Rose; Schubert; Sheffield; Simmons; Simpson; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bell; Bohac; Bonnen, G.; Burrows; Button; Craddick; Cyrier; Elkins; Fallon; Fletcher; Flynn; Frank; Geren; Goldman; Hughes; Isaac; Keough; King, P.; Klick; Krause; Laubenberg; Leach; Metcalf; Meyer; Morrison; Parker; Paul; Phillips; Price; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Sheets; Smithee; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Canales; Huberty; Johnson; Muñoz; Smith; VanDeaver.

Absent — Burkett.

STATEMENTS OF VOTE

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

R. Anderson

When Record No. 393 was taken, my vote failed to register. I would have voted no.

Burkett

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

Geren

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

Hughes

When Record No. 393 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 393 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

Metcalfe

(Smith now present)

Amendment No. 1 was adopted.

CSHB 2083, as amended, was passed to engrossment.

CSHB 2068 ON SECOND READING
(by Coleman)

CSHB 2068, A bill to be entitled An Act relating to automatic employee participation in and administration of a deferred compensation plan provided by certain hospital districts.

CSHB 2068 was passed to engrossment.

HB 1022 ON SECOND READING
(by Moody, Martinez Fischer, and G. Bonnen)

HB 1022, A bill to be entitled An Act relating to the eligibility for an exemption from ad valorem taxation of the residence homestead of certain persons with a life estate in the homestead property.

HB 1022 was passed to engrossment.

CSHB 409 ON SECOND READING
(by C. Turner)

CSHB 409, A bill to be entitled An Act relating to liability insurance or other proof of financial responsibility for persons holding certain alcoholic beverage permits; adding a provision that is subject to a criminal penalty; authorizing a fee.

Representative C. Turner moved to postpone consideration of **CSHB 409** until 3:15 p.m. today.

The motion prevailed.

CSHB 699 ON SECOND READING
(by Nevárez, Alvarado, Villalba, et al.)

CSHB 699, A bill to be entitled An Act relating to requiring public institutions of higher education to establish a policy on campus sexual assault.

Amendment No. 1

On behalf of Representative Dukes, Representative Howard offered the following amendment to **CSHB 699**:

Amend **CSHB 699** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 61, Education Code, is amended by adding Section 61.0763 to read as follows:

Sec. 61.0763. TASK FORCE ON CAMPUS SEXUAL ASSAULT. (a) The board shall create a task force on campus sexual assault, consisting of members appointed by the board.

(b) Appointed members of the task force serve at the will of the board. A vacancy on the task force shall be filled in the same manner as the original appointment.

(c) The task force shall:

(1) review federal laws regarding campus sexual assault, including, as applicable:

(A) the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g);

(B) Title IX of the Education Amendments of 1972 (20 U.S.C. Section 1681 et seq.); and

(C) the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 U.S.C. Section 1092(f)), as amended;

(2) solicit and receive reports and testimony from campus sexual assault survivors or from advocates who provide support services to campus sexual assault survivors; and

(3) develop policy guidelines for institutions of higher education and private or independent institutions of higher education with respect to campus sexual assault, including:

(A) recommended definitions of prohibited behavior and sanctions for violations;

(B) a recommended model protocol for responding to reports of campus sexual assault; and

(C) recommended coordinated victim support services using campus-based or community-based resources.

(d) In developing policy guidelines under Subsection (c)(3), the task force shall analyze appropriate reports, literature, and statistics regarding the prevalence and incidence of sexual violence on the campuses of institutions of higher education and private or independent institutions of higher education, including:

(1) the United States Department of Justice's report "The Sexual Victimization of College Women";

(2) the United States Department of Justice's report "Sexual Assault on Campus: What Colleges and Universities Are Doing About It"; and

(3) "Not Alone: the First Report of the White House Task Force to Protect Students from Sexual Assault".

(e) Not later than December 1 of each even-numbered year, the task force shall prepare and submit to the governor, the lieutenant governor, and the speaker of the house of representatives a report that includes:

(1) a description of the activities of the task force;
(2) the findings of the task force on the current state of sexual violence on higher education campuses, to be based on:

(A) statistics reviewed by the task force regarding sexual violence;
(B) testimony provided by campus sexual assault survivors or by advocates who provide support services to campus sexual assault survivors; and
(C) thorough discussion by the task force;

(3) recommendations on best practices for higher education policies and protocols for responding to reports of sexual assault and providing coordinated victim support services to sexual assault survivors; and

(4) any other matter that the task force considers appropriate.

(f) The task force is abolished and this section expires on January 1, 2021.

Amendment No. 1 failed of adoption by (Record 394): 46 Yeas, 94 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Coleman; Collier; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; McClendon; Miles; Moody; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Harless; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burns; Canales; Huberty; Johnson; Muñoz; VanDeaver.

Absent — Dukes; Márquez.

STATEMENTS OF VOTE

When Record No. 394 was taken, I was shown voting no. I intended to vote yes.

Burkett

When Record No. 394 was taken, I was shown voting no. I intended to vote yes.

Galindo

When Record No. 394 was taken, I was shown voting no. I intended to vote yes.

T. King

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted yes.

Márquez

CSHB 699 was passed to engrossment.

CSHB 3619 ON SECOND READING
(by Capriglione)

CSHB 3619, A bill to be entitled An Act relating to a surcharge imposed for the use of a debit card or stored value card; providing a civil penalty.

Representative Capriglione moved to postpone consideration of **CSHB 3619** until 10 a.m. Monday, May 4.

The motion prevailed.

HB 2053 ON SECOND READING
(by Farney, Craddick, S. Thompson, Burkett, et al.)

HB 2053, A bill to be entitled An Act relating to the protection of certain children who may be subject to child abuse or neglect through the operation of the child safety check alert list.

Amendment No. 1

Representative Farney offered the following amendment to **HB 2053**:

Amend **HB 2053** (house committee printing) as follows:

(1) On page 2, lines 8 and 9, strike "exhausted all means available to the department for locating the child or the child's family" and substitute "attempted to locate the child or the child's family for at least seven days [~~exhausted all means available to the department for locating the family~~]".

(2) On page 4, line 23, between "arrested" and the underlined period, insert "or the law enforcement officer detaining the person believes the detention area is unsafe".

(3) On page 4, line 24, strike "six" and substitute "three".

(4) On page 4, line 26, strike "six" and substitute "three".

(Sheets in the chair)

Amendment No. 1 was adopted.

HB 2053, as amended, was passed to engrossment.

(Kacal in the chair)

CSHB 2771 ON SECOND READING
(by Martinez, Springer, and Guillen)

CSHB 2771, A bill to be entitled An Act relating to employment activities of certain emergency response personnel for purposes of the Texas Workers' Compensation Act.

CSHB 2771 was passed to engrossment.

POSTPONED BUSINESS

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

HB 822 ON SECOND READING
(by Sheets and Fallon)

HB 822, A bill to be entitled An Act relating to increasing the punishment for the offense of fraudulent or fictitious military record.

HB 822 was read second time on April 15, postponed until April 21, postponed until 8:58 a.m. today, and was again postponed until this time.

Representative Otto moved to postpone consideration of **HB 822** until 3 p.m. today.

The motion prevailed.

(Speaker in the chair)

HB 6 ON SECOND READING
(by Otto, Frank, et al.)

HB 6, A bill to be entitled An Act relating to the creation and re-creation of funds and accounts, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general governmental purposes.

HB 6 was read second time earlier today, an amendment was offered and disposed of, and **HB 6** was postponed until this time.

HB 6, as amended, was passed to engrossment.

CSHB 1794 ON SECOND READING
(by Geren, Harless, Burkett, Longoria, Murphy, et al.)

CSHB 1794, A bill to be entitled An Act relating to suits brought by local governments for violations of certain laws under the jurisdiction of, or rules adopted or orders or permits issued by, the Texas Commission on Environmental Quality; affecting civil penalties.

CSHB 1794 was read second time earlier today and was postponed until this time.

CSHB 1794 - POINT OF ORDER

Representative Coleman raised a point of order against further consideration of **CSHB 1794** under Rule 4, Section 32(c)(2) of the House Rules on the grounds that the bill analysis is incorrect.

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

Representative Coleman raised two points of order against further consideration of **CSHB 1794** under Rule 4, Section 32(c)(2) of the House Rules. These points of order are respectfully overruled.

Rule 4, Section 32(c)(2) of the House Rules requires each committee report to include "an analysis of the content of the bill or resolution. . . ." Rule 4, Section 32(c)(2) of the House Rules. In his first point of order, Representative Coleman asserts that the bill analysis contains a substantially and materially misleading incorrect statement of fact because it incorrectly states that a trier of fact, in determining the amount of the civil penalty in a civil suit brought by a local government, must consider the factors the Texas Commission on Environmental Quality (TCEQ) is required to consider when determining the amount of an administrative penalty. He urges that this portion of the bill analysis was not sufficiently specific, because although it refers to the factors the Texas Commission on Environmental Quality (TCEQ) is required to consider when determining the amount of an administrative penalty, the bill itself requires a trier of fact to consider the factors described by Section 7.053 [of the Water Code]. Thus, Representative Coleman argues that the bill analysis incorrectly suggests that the trier of fact must consider more factors than those listed in Section 7.053 of the Water Code. See TEX. WATER CODE ANN. § 7.053 (West 1997). To support his assertion, Representative Coleman points to the TCEQ's authority to assess administrative penalties under both the Texas Health and Safety Code and the Texas Transportation Code, in addition to under the Water Code. The provisions he cites, however, do not contain factors to consider in addition to those enumerated in Section 7.053 of the Water Code; they merely grant authority to assess penalties. Having reviewed the bill, the analysis, and the provisions cited by Representative Coleman, the chair determines that this portion of the bill analysis is not misleading.

In his second point of order, Representative Coleman asserts that the bill analysis failed to specify that the TCEQ is the successor agency to the Texas Natural Resource Conservation Commission (TNRCC) and that references to "commission" in the bill and statute refer to the TNRCC. By failing to explain the reference, the bill analysis contains an incorrect statement of fact. The legislature decided to change the name of the agency from the Texas Natural Resource Conservation Commission to the Texas Commission on Environmental Quality in 2001 in **HB 2912**. That bill specified that the name of the [TNRCC] is changed to the [TCEQ], and all powers, duties, rights, and obligations of the [TNRCC] are the powers, duties, rights and obligations of the [TCEQ]. It further provided, "effective January 1, 2004, a reference in law to the [TNRCC] is a reference to the [TCEQ]." Because the legislature previously contemplated and provided that references to the TNRCC apply to the TCEQ, it was not necessary for this transition to be explained in the bill analysis.

Amendment No. 1

Representative Geren offered the following amendment to **CSHB 1794**:

Amend **CSHB 1794** (house committee report) as follows:

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

SECTION _____. Section 7.107, Water Code, is amended to read as follows:

Sec. 7.107. DIVISION OF CIVIL PENALTY. Except in a suit brought for a violation of Chapter 28 of this code or of Chapter 401, Health and Safety Code, a civil penalty recovered in a suit brought under this subchapter by a local government shall be ~~[equally]~~ divided as follows ~~[between]~~:

(1) the first \$4.3 million of the amount recovered shall be divided equally between:

(A) the state; and

(B) ~~[(2)]~~ the local government that brought the suit; and

(2) any amount recovered in excess of \$4.3 million shall be awarded to the state.

(2) On page 1, line 9, strike "In" and substitute "Except as provided by Subsection (b), in".

(3) On page 1, line 12, strike "total".

(Burns now present)

Amendment No. 1 was adopted.

Amendment No. 2

Representative E. Rodriguez offered the following amendment to **CSHB 1794**:

Amend **CSHB 1794** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 7.354, Water Code, is amended to read as follows:

Sec. 7.354. DIVISION OF PENALTY; AWARD OF COSTS AND FEES.

(a) A penalty collected in a suit under this subchapter for a violation of Chapter 28 of this code or Chapter 401, Health and Safety Code, shall be paid to the state.

(b) A penalty assessed in a suit brought by a local government under this subchapter, other than a suit described by Subsection (a), shall be divided as follows:

(1) the local government is entitled to receive an amount equal to the lesser of:

(A) one-half of the amount collected; or

(B) \$4.3 million; and

(2) the state is entitled to receive the remainder of the amount collected.

(c) If the suit is brought by a local government or, in the case of a violation of Chapter 401, Health and Safety Code, a person affected as defined in that chapter, the court shall include in any final judgment in favor of the local government or affected person an award to cover reasonable costs and attorney's fees.

SECTION _____. Section 7.107, Water Code, is repealed.

Representative Geren moved to table Amendment No. 2.

The motion to table prevailed by (Record 395): 81 Yeas, 58 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Faircloth; Fallon; Farney; Frank; Frullo; Galindo; Geren; Goldman; Harless; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, T.; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Paddie; Parker; Peña; Phelan; Phillips; Pickett; Price; Raney; Rinaldi; Sanford; Schaefer; Schubert; Sheets; Simmons; Simpson; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Bohac; Coleman; Collier; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Farias; Farrar; Fletcher; Flynn; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Hughes; Israel; Klick; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Miles; Moody; Naishtat; Nevárez; Oliveira; Paul; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Shaheen; Smith; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; White, J.; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales; Huberty; Johnson; Muñoz; VanDeaver.

Absent — Dukes; King, S.; Otto; Sheffield.

STATEMENTS OF VOTE

When Record No. 395 was taken, I was shown voting no. I intended to vote yes.

Gonzales

When Record No. 395 was taken, I was in the house but away from my desk. I would have voted yes.

S. King

When Record No. 395 was taken, I was in the house but away from my desk. I would have voted yes.

Sheffield

CSHB 1794, as amended, was passed to engrossment by (Record 396): 96 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Elkins; Faircloth; Fallon; Farney; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guillen; Gutierrez; Harless; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King,

T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Martinez Fischer; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Coleman; Collier; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Fletcher; Giddings; González; Guerra; Hernandez; Herrero; Howard; Israel; Lucio; Márquez; Martinez; McClendon; Miles; Moody; Naishtat; Nevárez; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Smith; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales; Huberty; Johnson; Muñoz; VanDeaver.

Absent — Dukes; King, S.; Oliveira.

STATEMENTS OF VOTE

When Record No. 396 was taken, I was in the house but away from my desk. I would have voted yes.

S. King

When Record No. 396 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

CSHB 2825 ON SECOND READING (by Coleman)

CSHB 2825, A bill to be entitled An Act relating to the provision and administration of indigent defense services.

CSHB 2825 was read second time on April 22, postponed until 2 p.m. today, postponed until 1 p.m. today, and was again postponed until this time.

Representative Coleman moved to postpone consideration of **CSHB 2825** until 10 a.m. Monday, May 4.

The motion prevailed.

SB 835 ON SECOND READING (Sheets - House Sponsor)

SB 835, A bill to be entitled An Act relating to increasing the punishment for the offense of fraudulent or fictitious military record.

SB 835 was considered in lieu of **HB 822**.

SB 835 was read second time and was passed to third reading.

HB 822 - LAID ON THE TABLE SUBJECT TO CALL

Representative Sheets moved to lay **HB 822** on the table subject to call.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Dutton moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Juvenile Justice and Family Issues to consider **HB 2652** at 10:30 a.m. or upon final adjournment/recess Wednesday, April 29 in E2.016.

The motion prevailed.

Representative Phillips moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Homeland Security and Public Safety to consider **HB 3800** at 8 a.m. tomorrow in E2.014.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Criminal Jurisprudence, upon adjournment today, Desk 25, for a formal meeting, to consider pending business.

County Affairs, upon adjournment today, E1.018, for a formal meeting, to consider pending business.

State Affairs, 5:30 p.m. today, E2.020, for a formal meeting, to consider **SB 774**, **SB 804**, and pending business.

Juvenile Justice and Family Issues, 10:30 a.m. or upon final adjournment/recess Wednesday, April 29, E2.016, for a public hearing, to consider **HB 2652** and the previously posted agenda.

Homeland Security and Public Safety, 8 a.m. tomorrow, E2.014, for a public hearing, to consider **HB 3800** and pending business.

FIVE-DAY POSTING RULE SUSPENDED

Representative Guillen moved to suspend the five-day posting rule to allow the Committee on Culture, Recreation, and Tourism to consider **HB 3390**, **HCR 104**, **HCR 105**, and **HCR 106** at 2 p.m. or upon final adjournment/recess tomorrow in E1.010.

The motion prevailed.

CSHB 409 ON SECOND READING

(by C. Turner)

CSHB 409, A bill to be entitled An Act relating to liability insurance or other proof of financial responsibility for persons holding certain alcoholic beverage permits; adding a provision that is subject to a criminal penalty; authorizing a fee.

CSHB 409 was read second time earlier today and was postponed until this time.

CSHB 409 - POINT OF ORDER

Representative Stickland raised a point of order against further consideration of **CSHB 409** under Rule 4, Section 32(c)(4) and Rule 8, Section 1(c) of the House Rules on the grounds that the committee report is incorrect and the bill caption is inaccurate.

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

Representative Stickland raised two points of order against further consideration of **CSHB 409**. He first asserts that the bill is out of order because the bill analysis contains an inconsistency with the bill's caption, such that either Rule 8, Section 1(c) or Rule 4, Section 32(c)(4) of the House Rules is violated. He then asserts that the committee report violates Rule 4, Section 32(c) of the House Rules. The points of order are respectfully overruled.

In his first point, Representative Stickland observes that **CSHB 409**'s caption reads, in part, "adding a provision that is subject to a criminal penalty," and the bill analysis states that "it is the committee's opinion that the bill does not expressly create a criminal offense, [or] increase the punishment for an existing criminal offense or category of offenses. . . ." He asserts that these statements are inconsistent such that one of them is necessarily inaccurate, resulting in a violation of either Rule 8, Section 1(c) of the House Rules, which requires bills "that would create a criminal offense, increase the punishment for an existing offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision" to "include a short statement at the end of its title or caption indicating the general effect of the bill on the offense, punishment, or eligibility," or a violation of Rule 4, Section 32(c)(4) of the House Rules, which requires the bill analysis to state "whether or not the bill. . . expressly creates a criminal offense, [or] expressly increases the punishment for an existing criminal offense or category of offenses. . . ."

CSHB 409 requires certain permit holders to have either liability insurance or proof of financial responsibility. It does not create a criminal offense, increase a punishment for an existing offense or category of offenses, or affect eligibility for community supervision, parole, or mandatory supervision. Consequently, it is not subject to the requirements of Rule 8, Section 1(c) of the House Rules, nor is it subject to the requirements of Rule 4, Section 32(c)(4) of the House Rules. The "criminal penalty" language in the caption was added by the Texas Legislative Council, whose attorneys, fearing a point of order under this new section of the rule, determined that placing this extra language in the caption would inoculate the bill against a possible point of order under Rule 8, Section 1(c) of the House Rules. Although the addition of extraneous language in bill captions has the potential to jeopardize a bill when that language is unnecessary and in any way inaccurate or misleading, the caption language in this instance was technically accurate. A permit holder that fails to comply with the requirements of

CSHB 409 would be subject to the general criminal penalty under Section 1.05 of the Alcoholic Beverage Code. Thus, the bill "add[s] a provision that is subject to a criminal penalty," though this description in the caption is unnecessary, because knowledge of the existing criminal penalty would require reference to and knowledge of a portion of the statute that is not mentioned within the four corners of the bill. Because the extraneous language in the caption is technically correct, the point of order is respectfully overruled.

In his second point of order, Representative Stickland contends that the bill analysis is primarily a section-by-section analysis that fails to mention Section 11.14(d) in violation of Rule 4, Section 32(c) of the House Rules. Rule 4, Section 32(c) of the House Rules requires that each committee report on a bill "include in summary or section-by-section form a detailed analysis of the subject matter of the bill. . . ." Rule 4, Section 32(c) of the House Rules. Section 11.14(d) of **CSHB 409** sets out minimum insurance coverage requirements for certain governmental units and provides options for satisfying those requirements. The bill analysis describes this provision by stating that "the bill sets out provisions relating to the minimum insurance coverage required for a permit holder that is a specified governmental unit." Having reviewed the bill and the analysis, the chair determines that this description of Section 11.14(d) complies with Rule 4, Section 32(c) of the House Rules.

Amendment No. 1

Representative C. Turner offered the following amendment to **CSHB 409**:

Amend **CSHB 409** (house committee printing) on page 2 of the bill by striking lines 21-25 and substituting the following:

(e) Nothing in this section obligates an insurance company or other insurer to pay beyond the limits of liability stated in an insurance policy. Neither does this section affect the applicability or operation of the common law theory of recovery commonly known in Texas as the "Stowers Doctrine."

Amendment No. 1 was adopted.

CSHB 409, as amended, failed to pass to engrossment by (Record 397): 52 Yeas, 86 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Clardy; Coleman; Collier; Davis, S.; Davis, Y.; Dutton; Farias; Farrar; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; King, S.; King, T.; Kuempel; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Moody; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Deshotel; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Goldman; Gonzales; Harless; Hughes; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Koop; Krause; Landgraf; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller, R.; Morrison;

Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

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

Absent, Excused — Canales; Huberty; Johnson; Muñoz; VanDeaver.

Absent — Dukes; Keffer; Miller, D.; Murphy.

STATEMENTS OF VOTE

When Record No. 397 was taken, I was shown voting yes. I intended to vote no.

S. King

When Record No. 397 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 397 was taken, I was in the house but away from my desk. I would have voted no.

Murphy

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Culture, Recreation, and Tourism, 2 p.m. or upon final adjournment/recess tomorrow, E1.010, for a public hearing, to consider **HB 3390**, **HCR 104**, **HCR 105**, and **HCR 106**.

(Frank in the chair)

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 1 and 2.)

ADJOURNMENT

Representative Capriglione moved that the house adjourn until 10 a.m. tomorrow in memory of James Cole Malone of Southlake.

The motion prevailed.

The house accordingly, at 4:17 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

HCR 113 (By Springer), Urging the United States Congress to direct the Bureau of Land Management to affirm the provisions of the Red River Boundary Compact and acknowledge that the vegetation line on the south bank of the Red River forms the boundary between Oklahoma and Texas.

To Select State and Federal Power and Responsibility.

SB 18 to Higher Education.

SB 45 to Transportation.

SB 94 to Insurance.

SB 130 to Judiciary and Civil Jurisprudence.

SB 140 to Ways and Means.

SB 193 to Defense and Veterans' Affairs.

SB 227 to Transportation.

SB 288 to Transportation.

SB 344 to Criminal Jurisprudence.

SB 359 to Public Health.

SB 378 to Judiciary and Civil Jurisprudence.

SB 381 to Culture, Recreation, and Tourism.

SB 435 to County Affairs.

SB 462 to Judiciary and Civil Jurisprudence.

SB 495 to Higher Education.

SB 534 to Judiciary and Civil Jurisprudence.

SB 536 to Judiciary and Civil Jurisprudence.

SB 562 to Transportation.

SB 578 to Corrections.

SB 641 to Investments and Financial Institutions.

- SB 643** to Judiciary and Civil Jurisprudence.
SB 655 to Insurance.
SB 656 to Investments and Financial Institutions.
SB 695 to Land and Resource Management.
SB 700 to Licensing and Administrative Procedures.
SB 709 to Environmental Regulation.
SB 742 to Transportation.
SB 784 to Insurance.
SB 812 to Juvenile Justice and Family Issues.
SB 814 to Juvenile Justice and Family Issues.
SB 815 to Juvenile Justice and Family Issues.
SB 822 to Juvenile Justice and Family Issues.
SB 824 to Judiciary and Civil Jurisprudence.
SB 902 to Public Education.
SB 928 to Agriculture and Livestock.
SB 947 to Higher Education.
SB 979 to Insurance.
SB 1066 to Higher Education.
SB 1117 to Human Services.
SB 1264 to Licensing and Administrative Procedures.
SB 1353 to County Affairs.
SB 1466 to Higher Education.
SB 1522 to Culture, Recreation, and Tourism.
SB 1749 to Agriculture and Livestock.
SB 1766 to Agriculture and Livestock.

List No. 2

HB 4209 (By Capriglione), Relating to the investment of public funds.
To Investments and Financial Institutions.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 12

HCR 99

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 24

Agriculture and Livestock - **HB 1203, HB 1846**

Corrections - **HB 1015**

Culture, Recreation, and Tourism - **HCR 39, HCR 65, HCR 95**

Defense and Veterans' Affairs - **HB 882, HB 3726, HB 3808**

Economic and Small Business Development - **HB 3150**

Environmental Regulation - **HB 14, HB 942, HB 2763**

General Investigating and Ethics - **HB 3509**

Government Transparency and Operation - **HB 1542, HB 1743, HB 3357**

Homeland Security and Public Safety - **HB 1795, HB 2298, HB 3791**

Investments and Financial Services - **HB 3920, SB 1137**

Judiciary and Civil Jurisprudence - **HB 562, HB 638, HB 1079, HB 1091, HB 1692, HB 2633**

Licensing and Administrative Procedures - **HB 2642**

Pensions - **HB 3310**

Public Education - **HB 338, HB 1486**

Public Health - **HB 764, HB 839, HB 1483, HB 1623, HB 1874, HB 1878, HB 2082, HB 2641, HB 2675, HB 3519**

Transportation - **HB 13, HB 20, HJR 13, SJR 5**

Ways and Means - **HB 1742, HB 2096, HB 2117, HB 2212, HB 2341, HB 2507, HB 2691, HB 2731, HB 2891, HB 3113, HB 3692**

ENGROSSED

April 24 - HB 482, HB 700, HB 992, HB 1068, HB 1378, HB 1430, HB 1463, HB 1662, HB 1665, HB 1933, HB 1993, HB 2002, HB 2019, HB 2027, HB 2065, HB 2280, HB 2339, HB 2501, HB 2827, HB 2913, HB 3062, HB 3185, HB 3283, HB 3315, HB 3513, HB 3741, HB 4001