

SENATE JOURNAL

EIGHTY-THIRD LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

SIXTY-FOURTH DAY

(Wednesday, May 22, 2013)

The Senate met at 10:01 p.m. pursuant to adjournment and was called to order by Senator Eltife.

The roll was called and the following Senators were present: Birdwell, Campbell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Garcia, Hancock, Hegar, Hinojosa, Huffman, Lucio, Nelson, Nichols, Patrick, Paxton, Rodríguez, Schwertner, Seliger, Taylor, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

The Presiding Officer announced that a quorum of the Senate was present.

Senator Craig Estes offered the invocation as follows:

Dear God, thank You for a new legislative day, and we thank You in advance for a successful 83rd session. Guide us by Your holy spirit through gates of righteousness, peace, and joy as we endeavor to bless the people of Texas from this Chamber. And now, as the Psalmist extolled, make a joyful shout to the Lord, all you lands. Serve the Lord with gladness; come before His presence with singing. Know that the Lord, He is God; it is He who has made us, and not we ourselves; we are His people and the sheep of His pasture. Enter into His gates with thanksgiving and into His courts with praise. Be thankful to Him, and bless His name. For the Lord is good; His mercy is everlasting, and His truth endures to all generations. Amen.

Senator Whitmire moved that the reading of the Journal of the proceedings of the previous day be dispensed with and the Journal be approved as printed.

The motion prevailed without objection.

PHYSICIAN OF THE DAY

Senator Van de Putte was recognized and presented Dr. Donna Campbell of New Braunfels as the Physician of the Day.

The Senate thanked Senator Campbell for her participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

CONCLUSION OF MORNING CALL

The Presiding Officer at 10:05 p.m. announced the conclusion of morning call.

HOUSE BILL 950 ON THIRD READING

Senator Davis moved to suspend the regular order of business to take up for consideration **HB 950** at this time on its third reading and final passage:

HB 950, Relating to unlawful employment practices regarding discrimination in payment of compensation.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Campbell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Garcia, Hegar, Hinojosa, Lucio, Patrick, Paxton, Rodriguez, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Birdwell, Estes, Fraser, Hancock, Huffman, Nelson, Nichols, Schwertner, Seliger, Taylor.

The bill was read third time.

Senator Davis offered the following amendment to the bill:

Floor Amendment No. 1 on Third Reading

Amend **HB 950** on third reading by adding the following appropriately numbered SECTION of the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ___. The changes in law made by this Act apply only to discriminatory compensation decisions or other unlawful employment practices with regard to discrimination in payment of compensation made on or after the effective date of this Act.

The amendment to **HB 950** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 on Third Reading.

On motion of Senator Davis and by unanimous consent, the caption was again amended to conform to the body of the bill as amended.

HB 950 as again amended was finally passed by the following vote: Yeas 16, Nays 15.

Yeas: Campbell, Davis, Deuell, Duncan, Ellis, Eltife, Garcia, Hinojosa, Lucio, Rodriguez, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Carona, Estes, Fraser, Hancock, Hegar, Huffman, Nelson, Nichols, Patrick, Paxton, Schwertner, Seliger, Taylor, Williams.

**COMMITTEE SUBSTITUTE
HOUSE BILL 742 ON THIRD READING**

Senator Watson moved to suspend the regular order of business to take up for consideration **CSHB 742** at this time on its third reading and final passage:

CSHB 742, Relating to a grant program for certain school districts to provide summer instruction primarily for students who are educationally disadvantaged and summer teaching opportunities for high-performing, new, and student teachers.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Rodríguez, Schwertner, Seliger, Taylor, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Birdwell, Campbell, Fraser, Hancock, Hegar, Huffman, Nelson, Nichols, Patrick, Paxton.

The bill was read third time and was passed by the following vote: Yeas 18, Nays 13.

Yeas: Davis, Deuell, Duncan, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Rodríguez, Seliger, Uresti, Van de Putte, Watson, West, Whitmire, Williams, Zaffirini.

Nays: Birdwell, Campbell, Carona, Fraser, Hancock, Hegar, Huffman, Nelson, Nichols, Patrick, Paxton, Schwertner, Taylor.

COMMITTEE SUBSTITUTE HOUSE BILL 1659 ON THIRD READING

Senator Lucio moved to suspend the regular order of business to take up for consideration **CSHB 1659** at this time on its third reading and final passage:

CSHB 1659, Relating to certain actions taken by certain licensing authorities regarding a license holder or applicant who received deferred adjudication for certain offenses.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Birdwell, Campbell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Garcia, Hegar, Hinojosa, Lucio, Rodríguez, Seliger, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Fraser, Hancock, Huffman, Nelson, Nichols, Patrick, Paxton, Schwertner, Taylor, Williams.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 10. (Same as previous roll call)

HOUSE BILL 1790 ON THIRD READING

Senator Hinojosa moved to suspend the regular order of business to take up for consideration **HB 1790** at this time on its third reading and final passage:

HB 1790, Relating to certain procedures for defendants who successfully complete a period of state jail felony community supervision.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Birdwell, Campbell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Fraser, Garcia, Hinojosa, Lucio, Rodríguez, Seliger, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Hancock, Hegar, Huffman, Nelson, Nichols, Patrick, Paxton, Schwertner, Taylor, Williams.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 10. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
HOUSE BILL 1926 ON SECOND READING**

Senator Hegar moved to suspend the regular order of business to take up for consideration **CSHB 1926** at this time on its second reading:

CSHB 1926, Relating to the operation of the state virtual school network and courses provided through other distance learning arrangements.

The motion prevailed.

Senators Deuell, Uresti, Watson, West, and Whitmire asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Van de Putte offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSHB 1926** (senate committee report) as follows:

(1) In the recital of SECTION 1 of the bill (page 1, line 26), strike "Subsection (c-1)" and substitute "Subsections (c-1) and (f)".

(2) In SECTION 1 of the bill, in amended Section 26.0031(c)(1), Education Code (page 1, line 50), strike "39.023;] or" and substitute "39.023; or]".

(3) In SECTION 1 of the bill, in amended Section 26.0031(c)(2), Education Code (page 1, line 54), strike the period and substitute the following:

; or

(3) the district or school offers a substantially similar course.

(4) In SECTION 1 of the bill, after amended Section 26.0031(d), Education Code (page 2, between lines 7 and 8), insert the following:

(f) A school district or open-enrollment charter school from which a parent of a student requests permission to enroll the student in an electronic course offered through the state virtual school network under Chapter 30A has discretion to select a course provider approved by the network's administering authority for the course in which the student will enroll based on factors including the informed choice report in section 30.108(b).

(5) Strike the recital of SECTION 3 of the bill (page 2, lines 25 and 26) and substitute the following:

SECTION 3. Sections 30A.001(7) and (8), Education Code, are amended to read as follows:

(6) In SECTION 3 of the bill, after amended Section 30A.001(7), Education Code (page 2, between lines 41 and 42), insert the following:

(8) "Public or private institution of higher education" means[±

[~~(A)~~ an institution of higher education, as defined by 20 U.S.C. Section 1001 [Section 61.003; or

[~~(B) a private or independent institution of higher education, as defined by Section 61.003].~~

(7) In SECTION 5 of the bill, in amended Section 30A.007(a), Education Code (page 2, line 60), strike "part-time or full-time".

(8) In SECTION 5 of the bill, in added Section 30A.007(a-1), Education Code (page 2), strike lines 65 through 67 and substitute the following:
shall, at least once per school year, send to a parent of each district or school student enrolled at the middle or high school level a copy of the policy adopted under Subsection (a). A district or school may send the policy with any other information that the district or school sends to a parent.

(9) In SECTION 8 of the bill, in added Section 30A.101(c)(3), Education Code, strike "elementary, middle, or high school students" (page 3, lines 38 and 39), and substitute "middle or high school students, with demonstrated student success in course completion and performance,".

(10) In SECTION 22 of the bill, in amended Section 30A.153(a), Education Code (page 6, lines 43 and 44), strike "and without respect to the setting in which the student participates in the course".

VAN DE PUTTE
HEGAR

The amendment to **CSHB 1926** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

Senator Van de Putte offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSHB 1926** (senate committee report) as follows:

(1) In SECTION 1 of the bill, page 1, line 56, strike "four" and insert "three"

(2) In SECTION 22 of the bill, page 6, line 47, strike "four" and insert "three"

The amendment to **CSHB 1926** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 2.

On motion of Senator Hegar and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

CSHB 1926 as amended was passed to third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Deuell, Uresti, Watson, West, Whitmire.

**COMMITTEE SUBSTITUTE
HOUSE BILL 1926 ON THIRD READING**

Senator Hegar moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 1926** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 5.

Yeas: Birdwell, Campbell, Carona, Davis, Duncan, Ellis, Eltife, Estes, Fraser, Garcia, Hancock, Hegar, Hinojosa, Huffman, Lucio, Nelson, Nichols, Patrick, Paxton, Rodríguez, Schwertner, Seliger, Taylor, Van de Putte, Williams, Zaffirini.

Nays: Deuell, Uresti, Watson, West, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

HOUSE BILL 3350 ON THIRD READING

Senator Watson moved to suspend the regular order of business to take up for consideration **HB 3350** at this time on its third reading and final passage:

HB 3350, Relating to homestead preservation districts and reinvestment zones.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Birdwell, Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Patrick, Rodríguez, Seliger, Taylor, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Campbell, Fraser, Hancock, Hegar, Huffman, Nelson, Nichols, Paxton, Schwertner, Williams.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11.

Yeas: Carona, Davis, Deuell, Duncan, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Patrick, Rodríguez, Seliger, Taylor, Uresti, Van de Putte, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Campbell, Fraser, Hancock, Hegar, Huffman, Nelson, Nichols, Paxton, Schwertner, Williams.

HOUSE JOINT RESOLUTION 24 ON SECOND READING

On motion of Senator Van de Putte and by unanimous consent, the regular order of business was suspended to take up for consideration **HJR 24** at this time on its second reading:

HJR 24, Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of part of the market value of the residence homestead of a partially disabled veteran or the surviving spouse of a partially disabled veteran if the residence homestead was donated to the disabled veteran by a charitable organization.

The resolution was read second time and was passed to third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading.

HOUSE JOINT RESOLUTION 24 ON THIRD READING

Senator Van de Putte moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HJR 24** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The resolution was read third time and was passed by the following vote: Yeas 31, Nays 0.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 10:34 p.m. agreed to adjourn, upon conclusion of the Local and Uncontested Calendar Session, until 1:30 p.m. tomorrow.

RECESS

On motion of Senator Whitmire, the Senate at 10:34 p.m. recessed until 10:50 p.m. today for the Local and Uncontested Calendar Session.

AFTER RECESS

The Senate met at 10:55 p.m. and was called to order by Senator Eltife.

SESSION HELD FOR LOCAL AND UNCONTESTED CALENDAR

The Presiding Officer announced that the time had arrived to consider bills and resolutions placed on the Local and Uncontested Calendar.

Pursuant to Senate Rule 9.03(d), the following bills and resolutions were laid before the Senate in the order listed, read second time, amended where applicable, passed to engrossment or third reading, read third time, and passed. The votes on passage to engrossment or third reading, suspension of the Constitutional Three-day Rule, and final passage are indicated after each caption. All Members are deemed to have voted "Yea" on viva voce votes unless otherwise indicated.

CSHB 16 (Ellis)

Relating to a requirement that a state agency post its internal auditor's audit plan and audit report and other audit information on the agency's Internet website.
(viva voce vote) (31-0) (31-0)

HB 26 (Zaffirini)

Relating to unemployment compensation eligibility and chargebacks regarding certain persons who are victims or whose immediate family members are victims of sexual assault.

(viva voce vote) (26-5) "Nays" Estes, Fraser, Hancock, Nelson, Paxton (26-5) "Nays" Estes, Fraser, Hancock, Nelson, Paxton

CSHB 31 (Zaffirini)

Relating to certain requirements applicable to meetings of the governing board of a general academic teaching institution or a state university system.

(viva voce vote) (31-0) (31-0)

CSHB 38 (Paxton)

Relating to the penalty for an offense involving motor vehicle airbags.

(viva voce vote) (31-0) (31-0)

HB 78 (Eltife)

Relating to the exemption from the sales and use tax for certain coins and precious metals.

(viva voce vote) (31-0) (31-0)

HB 138 (Zaffirini)

Relating to funding for certain commercial service airport projects.

(viva voce vote) (30-1) "Nay" Hancock (30-1) "Nay" Hancock

CSHB 194 (Hinojosa)

Relating to the consideration of ownership interests of disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting.

(viva voce vote) (31-0) (31-0)

CSHB 195 (Van de Putte)

Relating to the availability on the Internet of reports of political expenditures and contributions filed in connection with certain county and municipal offices.

(viva voce vote) (31-0) (31-0)

CSHB 232 (Zaffirini)

Relating to allowing certain minors convicted of certain alcohol offenses to perform community service instead of attending an alcohol awareness program.

(viva voce vote) (31-0) (31-0)

HB 294 (Watson)

Relating to the exemption from ad valorem taxation of certain property owned by a charitable organization and used in providing housing and related services to certain homeless individuals.

(viva voce vote) (30-1) "Nay" Schwertner (30-1) "Nay" Schwertner

HB 316 (Williams)

Relating to the pilot program authorizing a property owner to appeal to the State Office of Administrative Hearings regarding certain appraisal review board determinations.

(viva voce vote) (31-0) (31-0)

HB 349 (Hinojosa)

Relating to electronically filing any court document in a criminal case in Hidalgo County.

(viva voce vote) (31-0) (31-0)

CSHB 431 (Huffman)

Relating to reconsideration of parole eligibility for certain inmates convicted of injury to a child, elderly person, or disabled person.

(viva voce vote) (31-0) (31-0)

HB 438 (Ellis)

Relating to the courts authorized to issue an occupational driver's license.

(viva voce vote) (31-0) (31-0)

HB 503 (Garcia)

Relating to the ability of a property owners' association to contract with an association board member or certain other persons or entities associated with the board member.

(viva voce vote) (30-1) "Nay" Paxton (30-1) "Nay" Paxton

HB 528 (Whitmire)

Relating to the restriction of access to the records and files of a child charged with or convicted of certain fine-only misdemeanor offenses.

(viva voce vote) (31-0) (31-0)

HB 555 (West)

Relating to certain criminal offenses for violations of the law regulating metal recycling entities.

(viva voce vote) (31-0) (31-0)

HB 577 (Ellis)

Relating to the representation of certain applicants for writs of habeas corpus in cases involving the death penalty.

(viva voce vote) (31-0) (31-0)

HB 590 (Zaffirini)

Relating to determining a child's eligibility for a school district's special education program on the basis of a visual impairment.

(viva voce vote) (29-2) "Nays" Hancock, Paxton (29-2) "Nays" Hancock, Paxton

CSHB 595 (Nelson)

Relating to certain health programs and councils.

(viva voce vote) (31-0) (31-0)

HB 628 (Paxton)

Relating to the right of a member of the board of trustees of a school district to obtain information, documents, and records.

(viva voce vote) (31-0) (31-0)

HB 633 (Davis)

Relating to a voluntary contribution to the fund for veterans' assistance when applying for a driver's license or personal identification certificate.

(viva voce vote) (31-0) (31-0)

HB 647 (Davis)

Relating to employment of persons by open-enrollment charter schools.

(viva voce vote) (31-0) (31-0)

CSHB 658 (Watson)

Relating to certain lawsuits seeking damages.

(viva voce vote) (31-0) (31-0)

CSHB 680 (Patrick)

Relating to provisions in the dedicatory instruments of property owners' associations regarding display of flags.

(viva voce vote) (31-0) (31-0)

HB 694 (Whitmire)

Relating to access by certain military personnel to juvenile and criminal history information.

(viva voce vote) (31-0) (31-0)

(Senator Uresti in Chair)**HB 696** (Hegar)

Relating to the duties of and the application of the professional prosecutors law to the county attorney in Gonzales County and to the duties of the district attorney for the 25th Judicial District.

(viva voce vote) (31-0) (31-0)

HB 714 (Zaffirini)

Relating to an agreement between a county and the Department of Public Safety for the joint operation of certain fixed-site facilities.

(viva voce vote) (31-0) (31-0)

HB 717 (Hegar)

Relating to the duties of and the application of the professional prosecutors law to the county attorney in Lavaca County and to the duties of the district attorney for the 25th Judicial District.

(viva voce vote) (31-0) (31-0)

HB 738 (Nelson)

Relating to the review of the creation of certain proposed municipal utility districts by county commissioners courts.

(viva voce vote) (31-0) (31-0)

HB 746 (Schwertner)

Relating to the registration of volunteer health practitioners and the services of volunteer health practitioners during disasters.

(viva voce vote) (31-0) (31-0)

CSHB 796 (Garcia)

Relating to the licensing of a journeyman lineman.

(viva voce vote) (31-0) (31-0)

HB 807 (Schwertner)

Relating to the practice of psychology; authorizing a fee.

(viva voce vote) (31-0) (31-0)

HB 833 (West)

Relating to certain procedures regarding an application for a writ of habeas corpus filed in a noncapital felony case.

(viva voce vote) (31-0) (31-0)

HB 847 (Rodríguez)

Relating to the enforcement of an order to pay child support by contempt and the awarding of costs and fees in certain proceedings.

(viva voce vote) (31-0) (31-0)

HB 869 (Paxton)

Relating to the issuance of a marriage license for an absent applicant, the participation of a proxy in certain marriage ceremonies, and the maintenance and submission of records relating to a marriage license issued for an absent applicant.

(viva voce vote) (31-0) (31-0)

CSHB 894 (Hegar)

Relating to the use of dealer's license plates on vehicles by independent motor vehicle dealers to transport vehicles to or from a point of sale.

(viva voce vote) (31-0) (31-0)

HB 916 (Birdwell)

Relating to the amount of a chargeback for unemployment compensation benefits paid to a person who is partially unemployed.

(viva voce vote) (31-0) (31-0)

HB 939 (Hancock)

Relating to the transfer of certain amounts from the employment and training investment holding fund and the training stabilization fund.

(viva voce vote) (31-0) (31-0)

HB 970 (Deuell)

Relating to regulation of cottage food products and cottage food production operations.

(viva voce vote) (31-0) (31-0)

HB 983 (Patrick)

Relating to the eligibility of temporary election officers for unemployment compensation.

(viva voce vote) (31-0) (31-0)

HB 1020 (Huffman)

Relating to the certification of alcohol awareness programs required for minors convicted of or receiving deferred disposition for certain alcohol offenses.

(viva voce vote) (31-0) (31-0)

CSHB 1023 (Nelson)

Relating to recommendations by the Health and Human Services Commission or a designated health and human services agency regarding mental health workforce shortages.

(viva voce vote) (31-0) (31-0)

HB 1044 (Williams)

Relating to the operation of all-terrain vehicles and recreational off-highway vehicles; creating an offense.

(viva voce vote) (31-0) (31-0)

CSHB 1050 (Fraser)

Relating to purchasing and other contracts by governmental entities.

(viva voce vote) (31-0) (31-0)

HB 1114 (Schwertner)

Relating to restoring the jurisdiction of the constitutional county court in Brazos County.

(viva voce vote) (31-0) (31-0)

HB 1120 (Davis)

Relating to the duties of the Texas Crime Stoppers Council to encourage individuals to report criminal activity related to trafficking of persons.

(viva voce vote) (31-0) (31-0)

(Senator Campbell in Chair)**HB 1123** (Rodríguez)

Relating to discount programs for certain veterans provided by toll project entities.

(viva voce vote) (31-0) (31-0)

CSHB 1125 (Eltife)

Relating to the rights of an accused person in and the written waiver of extradition proceedings.

(viva voce vote) (31-0) (31-0)

CSHB 1127 (Patrick)

Relating to the regulation of game rooms by certain counties; providing penalties; authorizing a fee.

(viva voce vote) (28-3) "Nays" Birdwell, Fraser, Paxton (28-3) "Nays" Birdwell, Fraser, Paxton

HB 1174 (Nelson)

Relating to the penalties for illegally passing a stopped school bus.

(viva voce vote) (31-0) (31-0)

HB 1185 (Hancock)

Relating to the retention of certain records in a suit affecting the parent-child relationship by a child's attorney ad litem, guardian ad litem, or amicus attorney.

(viva voce vote) (31-0) (31-0)

HB 1193 (Zaffirini)

Relating to the appointment of bailiffs for certain district courts.

(viva voce vote) (31-0) (31-0)

HB 1206 (Huffman)

Relating to the duties of a law enforcement agency regarding certain children who are reported to be missing.

(viva voce vote) (31-0) (31-0)

(Senator Hancock in Chair)**HB 1260** (Williams)

Relating to the creation of the Montgomery County Municipal Utility District No. 132; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

(viva voce vote) (31-0) (31-0)

HB 1284 (Huffman)

Relating to the offense of making or causing a false alarm or report involving a public or private institution of higher education.

(viva voce vote) (31-0) (31-0)

CSHB 1324 (Taylor)

Relating to exclusion of land from certain water districts that fail to provide service to the land; clarifying and limiting the authority of those districts with outstanding bonds payable from ad valorem taxes to impose taxes on excluded land; providing for a financial review.

(viva voce vote) (31-0) (31-0)

HB 1330 (Birdwell)

Relating to the election of members of the board of directors of the Benbrook Water Authority.

(viva voce vote) (31-0) (31-0)

HB 1354 (Schwertner)

Relating to the creation of the Leander Hills Municipal Utility District of Williamson County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

(viva voce vote) (31-0) (31-0)

HB 1355 (Schwertner)

Relating to the creation of the North San Gabriel Municipal Utility District of Williamson County; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (31-0) (31-0)

HB 1357 (Hinojosa)

Relating to the power of the Nueces County Road District No. 4 to lease or sell land.

(viva voce vote) (31-0) (31-0)

HB 1372 (Hinojosa)

Relating to filling certain vacancies on the governing body of certain home-rule municipalities.

(viva voce vote) (31-0) (31-0)

HB 1376 (Nelson)

Relating to advertising by certain facilities that provide emergency services; providing an administrative penalty.

(viva voce vote) (31-0) (31-0)

HB 1384 (Hegar)

Relating to the authority of a county road department to accept donations.

(viva voce vote) (31-0) (31-0)

HB 1392 (Nelson)

Relating to information provided by the Department of State Health Services on food regulation.

(viva voce vote) (31-0) (31-0)

HB 1394 (Duncan)

Relating to the sunset review of certain powers and duties performed by the Department of State Health Services.

(viva voce vote) (31-0) (31-0)

HB 1396 (Nelson)

Relating to a study on alcohol and controlled substance statistics prepared by the Department of Family and Protective Services and the Department of State Health Services.

(viva voce vote) (29-2) "Nays" Hancock, Paxton (29-2) "Nays" Hancock, Paxton

CSHB 1435 (Seliger)

Relating to certain notices, reports, and descriptions provided by or filed with court and county clerks.

(viva voce vote) (30-1) "Nay" Patrick (30-1) "Nay" Patrick

CSHB 1479 (Van de Putte)

Relating to establishing a committee in certain counties to recommend a uniform truancy policy.

(viva voce vote) (31-0) (31-0)

HB 1501 (Zaffirini)

Relating to the commemoration of September 11, 2001, at public schools.

(viva voce vote) (31-0) (31-0)

HB 1523 (Whitmire)

Relating to the offense of money laundering.

(viva voce vote) (31-0) (31-0)

HB 1544 (Ellis)

Relating to the authority of a county to contract with a private vendor for the operation of a detention facility.

(viva voce vote) (31-0) (31-0)

HB 1562 (Hinojosa)

Relating to notice provided when a bail bond surety is in default.

(viva voce vote) (31-0) (31-0)

HB 1586 (Williams)

Relating to municipal consent provisions applicable to the Montgomery County Municipal Utility District No. 126.

(viva voce vote) (31-0) (31-0)

HB 1587 (Williams)

Relating to the creation of the Montgomery County Municipal Utility District No. 134; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (31-0) (31-0)

HB 1588 (Williams)

Relating to the creation of the Montgomery County Municipal Utility District No. 133; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (31-0) (31-0)

HB 1597 (Hinojosa)

Relating to installment payments of ad valorem taxes.
(viva voce vote) (31-0) (31-0)

CSHB 1606 (Carona)

Relating to the prosecution of the offenses of harassment and stalking.
(viva voce vote) (30-1) "Nay" Hancock (30-1) "Nay" Hancock

CSHB 1632 (Paxton)

Relating to the confidentiality of certain identifying information of peace officers, county jailers, security officers, employees of the Texas Department of Criminal Justice or a prosecutor's office, or judges and their spouses.
(viva voce vote) (31-0) (31-0)

HB 1662 (Seliger)

Relating to the use of local hotel occupancy tax revenue to conduct an audit.
(viva voce vote) (31-0) (31-0)

HB 1678 (Duncan)

Relating to the issuance of specialty license plates for surviving spouses of disabled veterans of the United States armed forces; authorizing a fee.
(viva voce vote) (31-0) (31-0)

CSHB 1692 (Patrick)

Relating to the regulation of motor vehicle dealers, manufacturers, and distributors.
(viva voce vote) (31-0) (31-0)

HB 1728 (Seliger)

Relating to the use of an unsworn declaration, the disposition of certain court exhibits, and the seal of a constitutional county court or county clerk.
(viva voce vote) (31-0) (31-0)

HB 1734 (Uresti)

Relating to the authority of the mayors of certain municipalities to call a special meeting.
(viva voce vote) (31-0) (31-0)

HB 1751 (Van de Putte)

Relating to the public school educator excellence innovation program.
(viva voce vote) (31-0) (31-0)

Senator Van de Putte offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **HB 1751** as follows and adjust accordingly:
Section 21.7061, page 6, line 20, strike "21.402,"

The amendment to **HB 1751** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Committee Amendment No. 1.

On motion of Senator Van de Putte and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

(Senator Garcia in Chair)**HB 1781** (Seliger)

Relating to a limitation on sanctions imposed on school districts for the sale of foods of minimal nutritional value.

(viva voce vote) (31-0) (31-0)

HB 1813 (Hinojosa)

Relating to the authority of a municipality to confiscate packaged fireworks; providing an affirmative defense for possessing fireworks in certain circumstances.

(viva voce vote) (31-0) (31-0)

HB 1824 (Hancock)

Relating to the operation of master mixed-use property owners' associations.

(viva voce vote) (31-0) (31-0)

HB 1862 (Hinojosa)

Relating to the criminal consequences of engaging in certain conduct with respect to a switchblade knife.

(viva voce vote) (31-0) (31-0)

CSHB 1864 (Estes)

Relating to certain energy security technologies for critical governmental facilities.

(viva voce vote) (31-0) (31-0)

HB 1874 (Rodríguez)

Relating to an appeal from an interlocutory order of certain courts.

(viva voce vote) (31-0) (31-0)

HB 1875 (West)

Relating to a case transferred from one district court to another district court.

(viva voce vote) (31-0) (31-0)

HB 1903 (Williams)

Relating to the allocation of amounts deposited into the oyster sales account and the abolishment of the oyster advisory committee.

(viva voce vote) (31-0) (31-0)

HB 1908 (Hancock)

Relating to sports and community venue projects.

(viva voce vote) (31-0) (31-0)

HB 1913 (Williams)

Relating to the waiver of penalties and interest on certain delinquent ad valorem taxes.

(viva voce vote) (31-0) (31-0)

HB 1960 (Campbell)

Relating to reciprocity for emergency medical services personnel certification for certain United States military personnel.

(viva voce vote) (31-0) (31-0)

HB 1966 (Williams)

Relating to a project that may be undertaken by certain development corporations in connection with infrastructure improvements necessary for municipal area development and revitalization.

(viva voce vote) (28-3) "Nays" Birdwell, Fraser, Hancock (28-3) "Nays" Birdwell, Fraser, Hancock

CSHB 2000 (Hancock)

Relating to the qualification of certain nonprofit schools and educational institutions for exemption from state laws regulating career schools and colleges and to complaints made against those entities.

(viva voce vote) (31-0) (31-0)

CSHB 2028 (Davis)

Relating to the eligibility requirements for plumbing licenses issued to applicants with military service.

(viva voce vote) (31-0) (31-0)

(Senator Schwertner in Chair)**CSHB 2029** (Davis)

Relating to the eligibility requirements for electrician licenses issued to applicants with military experience.

(viva voce vote) (31-0) (31-0)

HB 2055 (Estes)

Relating to the authority to issue bonds of the Marilee Special Utility District.

(viva voce vote) (31-0) (31-0)

CSHB 2062 (Taylor)

Relating to the regulation of plumbing.

(viva voce vote) (30-1) "Nay" Hancock (30-1) "Nay" Hancock

HB 2075 (West)

Relating to the operation of certain condominium unit owners' associations.

(viva voce vote) (31-0) (31-0)

HB 2090 (Hinojosa)

Relating to a written statement made by an accused as a result of custodial interrogation.

(viva voce vote) (31-0) (31-0)

HB 2110 (Campbell)

Relating to requirements for certain election officers.

(viva voce vote) (31-0) (31-0)

HB 2112 (Zaffirini)

Relating to financial disclosure reports made by a member of a county planning commission.

(viva voce vote) (31-0) (31-0)

HB 2117 (Duncan)

Relating to the election of the board of directors of the Hamlin Hospital District.
(viva voce vote) (31-0) (31-0)

HB 2118 (Duncan)

Relating to procedures for the dissolution of the Hamlin Hospital District; authorizing the imposition of a tax.
(viva voce vote) (31-0) (31-0)

HB 2135 (Rodríguez)

Relating to waivers and grants of credit for the requirements to obtain certain private security licenses to individuals who hold security credentials from the United States armed forces.
(viva voce vote) (31-0) (31-0)

HB 2148 (Williams)

Relating to the motor fuel tax on compressed natural gas and liquefied natural gas; providing penalties; imposing a tax.
(viva voce vote) (31-0) (31-0)

HB 2153 (Garcia)

Relating to the abolition of wind erosion conservation districts.
(viva voce vote) (31-0) (31-0)

HB 2163 (Van de Putte)

Relating to an annual assessment on insurers for the examination of insurers; imposing an assessment.
(viva voce vote) (28-3) "Nays" Hancock, Nelson, Paxton (28-3) "Nays" Hancock, Nelson, Paxton

HB 2202 (Williams)

Relating to the disposition of fees collected by or on behalf of the Texas Department of Motor Vehicles; authorizing fees.
(viva voce vote) (30-1) "Nay" Birdwell (30-1) "Nay" Birdwell

CSHB 2204 (Watson)

Relating to the establishment of a variable speed limit pilot program by the Texas Transportation Commission.
(viva voce vote) (31-0) (31-0)

CSHB 2259 (Rodríguez)

Relating to circumstances under which a vacancy on the governing body occurs in certain municipalities.
(viva voce vote) (31-0) (31-0)

HB 2267 (Van de Putte)

Relating to the confidentiality of certain home address information in ad valorem tax appraisal records.
(viva voce vote) (31-0) (31-0)

HB 2373 (Estes)

Relating to the use of an electronic device to capture a voter's signature for the signature roster.

(viva voce vote) (31-0) (31-0)

CSHB 2388 (Van de Putte)

Relating to the application of certain contracting laws to a defense base development authority.

(viva voce vote) (31-0) (31-0)

HB 2407 (Huffman)

Relating to restoration of a person's right to purchase a firearm on termination of a guardianship.

(viva voce vote) (31-0) (31-0)

HB 2424 (Hinojosa)

Relating to the designation of the part of U.S. Highway 83 Business in Hidalgo and Cameron Counties as a portion of the national Purple Heart Trail.

(viva voce vote) (31-0) (31-0)

HB 2451 (Hegar)

Relating to the exclusion by taxable entities engaged in providing services as an agricultural aircraft operation of certain costs in determining total revenue for purposes of the franchise tax.

(viva voce vote) (31-0) (31-0)

HB 2460 (Carona)

Relating to the possession of stamps indicating the payment of taxes by certain permittees.

(viva voce vote) (31-0) (31-0)

HB 2483 (Ellis)

Relating to including oral health education as part of the coordinated health program for public elementary, middle, and junior high school students.

(viva voce vote) (31-0) (31-0)

HB 2485 (Birdwell)

Relating to Air Medal and Air Medal with Valor specialty license plates.

(viva voce vote) (31-0) (31-0)

HB 2539 (Davis)

Relating to requiring computer technicians to report images of child pornography; providing a criminal penalty.

(viva voce vote) (31-0) (31-0)

HB 2562 (Van de Putte)

Relating to an annual report on the Public Assistance Reporting Information System.

(viva voce vote) (31-0) (31-0)

CSHB 2590 (Eltife)

Relating to the foreclosure sale of property subject to an oil or gas lease.

(viva voce vote) (31-0) (31-0)

HB 2607 (Davis)

Relating to the representation through a telephone conference call of a school district employee under a district grievance policy.

(viva voce vote) (31-0) (31-0)

CSHB 2615 (Fraser)

Relating to the use of state water; providing a penalty.

(viva voce vote) (29-2) "Nays" Hancock, Patrick (29-2) "Nays" Hancock, Patrick

(Senator Birdwell in Chair)

HB 2619 (West)

Relating to the educational needs of children in the conservatorship of the Department of Family and Protective Services.

(viva voce vote) (31-0) (31-0)

CSHB 2620 (Deuell)

Relating to the creation of a task force on domestic violence.

(viva voce vote) (31-0) (31-0)

CSHB 2645 (Ellis)

Relating to certification and operation of independent review organizations.

(viva voce vote) (30-1) "Nay" Williams (30-1) "Nay" Williams

HB 2668 (Davis)

Relating to requirements applicable to meetings of the governing board of certain junior college districts.

(viva voce vote) (31-0) (31-0)

HB 2676 (Van de Putte)

Relating to the confidentiality of certain home address information in ad valorem tax appraisal records.

(viva voce vote) (31-0) (31-0)

HB 2679 (Rodríguez)

Relating to permitting an alternative plea for a defendant detained in jail pending trial for a Class C misdemeanor.

(viva voce vote) (31-0) (31-0)

CSHB 2694 (Duncan)

Relating to the provision of credit by examination for public school students.

(viva voce vote) (31-0) (31-0)

HB 2704 (Hegar)

Relating to bids for construction contracts for certain conservation and reclamation districts.

(viva voce vote) (31-0) (31-0)

HB 2718 (Deuell)

Relating to the cultural and fine arts district program administered by the Texas Commission on the Arts.

(viva voce vote) (30-1) "Nay" Birdwell (30-1) "Nay" Birdwell

HB 2719 (Rodríguez)

Relating to collecting and reporting information concerning inmates who have been in the conservatorship of a state agency responsible for providing child protective services and concerning inmate parole, reentry, and integration.

(viva voce vote) (31-0) (31-0)

CSHB 2733 (Whitmire)

Relating to the administration and operation of the Texas Juvenile Justice Department.

(viva voce vote) (31-0) (31-0)

HB 2767 (Estes)

Relating to the treatment and recycling for beneficial use of certain waste arising out of or incidental to the drilling for or production of oil or gas.

(viva voce vote) (31-0) (31-0)

CSHB 2825 (Seliger)

Relating to the authority of a county to establish a centralized sex offender registration authority.

(viva voce vote) (31-0) (31-0)

CSHB 2895 (Taylor)

Relating to authorizing the sale of certain real property in Brazoria County by the Texas Board of Criminal Justice.

(viva voce vote) (30-1) "Nay" Birdwell (30-1) "Nay" Birdwell

(Senator Taylor in Chair)

HB 2902 (Taylor)

Relating to lost, damaged, or overdue county library property; authorizing fines; authorizing a civil penalty.

(viva voce vote) (31-0) (31-0)

HB 2907 (Duncan)

Relating to the Knox County Hospital District; authorizing the imposition of a tax.

(viva voce vote) (31-0) (31-0)

HB 2924 (Davis)

Relating to military leave time accounts for police and fire departments.

(viva voce vote) (31-0) (31-0)

HB 2975 (Rodríguez)

Relating to the merger of housing authorities in certain municipalities and counties.

(viva voce vote) (31-0) (31-0)

HB 2984 (Ellis)

Relating to lobbying expenditures that are made jointly.

(viva voce vote) (31-0) (31-0)

HB 3005 (Williams)

Relating to the authority of the Texas Workforce Commission to use certain unemployment compensation funds for reemployment activities.

(viva voce vote) (31-0) (31-0)

CSHB 3028 (Birdwell)

Relating to the use of the skills development fund and other funds available to the Texas Workforce Commission to support certain joint credit courses offered by school districts under agreements with lower-division institutions of higher education.

(viva voce vote) (31-0) (31-0)

HB 3038 (Carona)

Relating to licensing and regulation of auctioneers; authorizing a fee.

(viva voce vote) (28-3) "Nays" Birdwell, Patrick, Paxton (28-3) "Nays" Birdwell, Patrick, Paxton

CSHB 3063 (Van de Putte)

Relating to defense base development authorities.

(viva voce vote) (31-0) (31-0)

HB 3066 (Van de Putte)

Relating to the qualification of an area inside a base defense authority as an enterprise zone.

(viva voce vote) (31-0) (31-0)

HB 3067 (Van de Putte)

Relating to the composition of an administrative authority for a defense economic readjustment zone.

(viva voce vote) (31-0) (31-0)

HB 3070 (Eltife)

Relating to the designation of U.S. Highway 80 as a historic highway.

(viva voce vote) (31-0) (31-0)

HB 3085 (Garcia)

Relating to the regulation of automotive wrecking and salvage yards in certain counties; increasing the civil penalty.

(viva voce vote) (30-1) "Nay" Birdwell (30-1) "Nay" Birdwell

HB 3096 (Eltife)

Relating to an exemption from the use of an emergency notification system by certain public service providers.

(viva voce vote) (31-0) (31-0)

CSHB 3103 (Duncan)

Relating to the administration of primary elections, the nomination of candidates by convention, and voting by certain military and overseas voters.

(viva voce vote) (31-0) (31-0)

HB 3121 (Deuell)

Relating to the qualifications for the exemption from ad valorem taxation for aircraft parts located in this state for a limited time.

(viva voce vote) (31-0) (31-0)

HB 3125 (Lucio)

Relating to route designation for the issuance of a permit for the movement of oversize and overweight vehicles in certain counties.

(viva voce vote) (31-0) (31-0)

HB 3159 (Zaffirini)

Relating to an agreement to allocate sales and use tax after a municipality annexes land in an emergency services district and to the provision of emergency services in that area.

(viva voce vote) (31-0) (31-0)

HB 3161 (Eltime)

Relating to the Upshur County Juvenile Board.

(viva voce vote) (31-0) (31-0)

(Senator Uresti in Chair)**HB 3196** (Nelson)

Relating to licensing and certification requirements for certain health facilities and to the allocation of Medicaid beds in certain of those facilities; increasing fees.

(viva voce vote) (31-0) (31-0)

CSHB 3209 (Uresti)

Relating to creating a recognition day in honor of Willie Velasquez.

(viva voce vote) (27-4) "Nays" Huffman, Nelson, Patrick, Paxton (27-4) "Nays" Huffman, Nelson, Patrick, Paxton

HB 3241 (Whitmire)

Relating to the civil prosecution of racketeering related to trafficking of persons; providing penalties.

(viva voce vote) (31-0) (31-0)

HB 3296 (Schwertner)

Relating to the rates of municipal and county hotel occupancy taxes in certain municipalities and counties and the use of certain revenue from those taxes; changing the rates of taxes.

(viva voce vote) (31-0) (31-0)

HB 3357 (Duncan)

Relating to the administration of and benefits payable by the Teacher Retirement System of Texas.

(viva voce vote) (31-0) (31-0)

Senator Duncan offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **HB 3357** as follows:

(1) Strike SECTION 6 of the bill, adding Section 825.103(h), Government Code (page 4, lines 20-22).

(2) In SECTION 9 of the bill (page 7, lines 16-22), strike amended Section 825.212(c), Government Code, and substitute the following:

(c) This chapter modifies the common law of conflict of interests as applied to trustees, employees, and contracts of the retirement system to the extent that violations of the common law of conflict of interests do not void retirement system contracts. The retirement system shall by rule or policy adopt procedures for disclosing and curing violations of the common law of conflict of interests and any such rule or policy may specify time periods in which disclosures and cures must be

~~completed [An employee who has a business or commercial relationship that could reasonably be expected to diminish the employee's independence of judgment in the performance of the employee's responsibilities to the retirement system shall disclose that relationship in writing to a person designated by the board].~~

(3) Strike SECTION 22 of the bill, repealing certain provisions of the Government Code, and substitute the following appropriately numbered SECTION:

SECTION 22. The following laws are repealed:

- (1) Section 825.211, Government Code;
- (2) Sections 825.212(d), (e), (f), (g), and (h), Government Code;
- (3) Sections 825.402(b), (c), and (d), Government Code;
- (4) Section 825.404(d), Government Code;
- (5) Section 825.411, Government Code; and
- (6) Section 1579.103, Insurance Code.

(4) Strike SECTION 23 of the bill, providing an effective date for the Act, and substitute the following appropriately numbered SECTION:

SECTION 23. EFFECTIVE DATE. (a) Except as provided by Subsection (b) of this section, this Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by SECTION 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

(b) Sections 824.1012 and 824.1013, Government Code, as amended by this Act, take effect September 1, 2013.

(5) Renumber SECTIONS of the bill appropriately.

The amendment to **HB 3357** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Committee Amendment No. 1.

Senator Duncan offered the following committee amendment to the bill:

Committee Amendment No. 2

Amend **HB 3357** (engrossed version) by inserting the following new SECTIONS, appropriately numbered, and renumbering the subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 12.055, Education Code, is amended to read as follows:

Sec. 12.055. APPLICABILITY OF LAWS AND RULES TO CAMPUS OR PROGRAM GRANTED CHARTER. (a) A campus or program for which a charter is granted under this subchapter is subject to federal and state laws and rules governing public schools, except that the campus or program is subject to this code and rules adopted under this code only to the extent the applicability to a campus or program for which a charter is granted under this subchapter of a provision of this code or a rule adopted under this code is specifically provided.

(b) A school district may contract with another district or an open-enrollment charter holder for services at a campus charter. An employee of the district or open-enrollment charter holder providing contracted services to a campus charter is eligible for membership in and benefits from the Teacher Retirement System of Texas

if the employee would be eligible for membership and benefits if holding the same position at the employing district or open-enrollment charter school operated by the charter holder.

SECTION ____ . Section 12.057, Education Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) An employee of a charter holder, as defined by Section 12.1012, who is employed on a campus or in a program granted a charter under this subchapter and who qualifies for membership in the Teacher Retirement System of Texas shall be covered under the system in the same manner and to the same extent as a qualified employee of an independent school district who is employed on a regularly operating campus or in a regularly operating program.

The amendment to **HB 3357** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Committee Amendment No. 2.

On motion of Senator Duncan and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

HB 3378 (Seliger)

Relating to an annual term for the 47th District Court.

(viva voce vote) (31-0) (31-0)

HB 3401 (Nelson)

Relating to nutrition and wellness education for certain recipients of certain state benefits.

(viva voce vote) (29-2) "Nays" Hancock, Patrick (29-2) "Nays" Hancock, Patrick

CSHB 3422 (Eltife)

Relating to donations of landscape materials and services to the Texas Department of Transportation.

(viva voce vote) (31-0) (31-0)

HB 3460 (Carona)

Relating to the requirement that certain information be reported to the Texas Department of Insurance and the confidentiality of that information.

(viva voce vote) (31-0) (31-0)

CSHB 3511 (Eltife)

Relating to the adjudication of certain claims under a written contract with a special-purpose district or authority or local governmental entity.

(viva voce vote) (31-0) (31-0)

CSHB 3520 (Carona)

Relating to the designation of a segment of U.S. Highway 75 in Dallas County as the Presidential Library Expressway.

(viva voce vote) (31-0) (31-0)

CSHB 3556 (Nelson)

Relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.

(viva voce vote) (31-0) (31-0)

HB 3573 (Patrick)

Relating to the requirements for obtaining a health science technology education teaching certificate and to the scope of courses a person may teach holding a technology applications teaching certificate.

(viva voce vote) (31-0) (31-0)

CSHB 3578 (Hancock)

Relating to the allocation and transfer of money from the capital access fund by the Texas Economic Development Bank.

(viva voce vote) (31-0) (31-0)

CSHB 3593 (Ellis)

Relating to the determination that a voter is deceased.

(viva voce vote) (25-6) "Nays" Campbell, Hancock, Nelson, Patrick, Paxton, Schwertner (25-6) "Nays" Campbell, Hancock, Nelson, Patrick, Paxton, Schwertner

HB 3604 (Hegar)

Relating to the implementation of a water conservation plan and drought contingency plan, as applicable, by certain entities.

(viva voce vote) (31-0) (31-0)

HB 3613 (Lucio)

Relating to the release of delinquent tax liens on manufactured homes.

(viva voce vote) (31-0) (31-0)

HB 3640 (Birdwell)

Relating to the creation of an extension center of the Texas State Technical College System.

(viva voce vote) (31-0) (31-0)

HB 3659 (Ellis)

Relating to the Houston Community College System District service area.

(viva voce vote) (31-0) (31-0)

HB 3662 (Seliger)

Relating to the Texas Workforce Innovation Needs Program; authorizing a fee.

(viva voce vote) (31-0) (31-0)

HB 3674 (Hinojosa)

Relating to eligibility of municipalities to participate in the historic courthouse preservation and maintenance programs administered by the Texas Historical Commission.

(viva voce vote) (28-3) "Nays" Birdwell, Hancock, Paxton (28-3) "Nays" Birdwell, Hancock, Paxton

HB 3677 (Patrick)

Relating to the issuance of Foundation School Program license plates.
(viva voce vote) (31-0) (31-0)

HB 3764 (Hinojosa)

Relating to audit requirements of certain emergency services districts.
(viva voce vote) (30-1) "Nay" Birdwell (30-1) "Nay" Birdwell

HB 3787 (Nelson)

Relating to the determination of an applicant's eligibility for any program administered by the Health and Human Services Commission.
(viva voce vote) (31-0) (31-0)

(Senator Eltife in Chair)**HB 3792** (Ellis)

Relating to the intercollegiate athletics fee at Texas Southern University.
(viva voce vote) (31-0) (31-0)

HB 3798 (Hinojosa)

Relating to expenditures made by emergency services districts.
(viva voce vote) (31-0) (31-0)

HB 3831 (Hinojosa)

Relating to the designation of a portion of State Highway 358 as the Peace Officers Memorial Highway.
(viva voce vote) (31-0) (31-0)

CSHB 3860 (Whitmire)

Relating to the creation of the Generation Park Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.
(viva voce vote) (31-0) (31-0)

CSHB 3871 (Ellis)

Relating to the powers and duties of the Gulf Coast Waste Disposal Authority.
(viva voce vote) (31-0) (31-0)

HB 3874 (Schwertner)

Relating to the creation of Rock Prairie Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.
(viva voce vote) (31-0) (31-0)

HB 3875 (Schwertner)

Relating to the creation of Rock Prairie Management District No. 1; providing authority to issue bonds; providing authority to impose assessments or fees.
(viva voce vote) (31-0) (31-0)

HB 3877 (Birdwell)

Relating to the powers and duties of the Ellis County Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose taxes.
(viva voce vote) (31-0) (31-0)

HB 3895 (Williams)

Relating to the name of The Woodlands Road Utility District No. 1, of Montgomery County, Texas, and to the administration, powers, and duties of the district.

(viva voce vote) (31-0) (31-0)

HB 3910 (Williams)

Relating to the boundaries of the East Montgomery County Municipal Utility Districts Nos. 6 and 7.

(viva voce vote) (31-0) (31-0)

HB 3913 (Nelson)

Relating to the powers and duties of the Canyon Falls Water Control and Improvement District No. 2 of Denton County; providing authority to issue bonds; providing authority to impose taxes.

(viva voce vote) (31-0) (31-0)

HB 3932 (Schwertner)

Relating to the period for confirmation of the Williamson County Municipal Utility District No. 21.

(viva voce vote) (31-0) (31-0)

HB 3933 (Rodríguez)

Relating to the transfer of territory, assets, liabilities, and duties of the former Cuadrilla Improvement Corporation to the Lower Valley Water District.

(viva voce vote) (31-0) (31-0)

HB 3934 (Patrick)

Relating to powers of the North Harris County Regional Water Authority relating to certain wells.

(viva voce vote) (31-0) (31-0)

HB 3943 (Whitmire)

Relating to the creation of the Harris County Municipal Utility District No. 537; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

(viva voce vote) (31-0) (31-0)

HB 3946 (Rodríguez)

Relating to the designation of the Officer Angel David Garcia Memorial Interchange.

(viva voce vote) (31-0) (31-0)

HB 3947 (Garcia)

Relating to the powers and duties of the Harris County Municipal Utility District No. 402 regarding road projects.

(viva voce vote) (31-0) (31-0)

HCR 82 (Hinojosa)

Requesting the creation of a joint interim committee to study education policy as it relates to developing a skilled workforce.

(31-0)

HCR 89 (Estes)

Requesting the creation of a joint interim committee to study recruiting firearms and ammunition manufacturers to Texas.

(31-0)

HCR 111 (Van de Putte)

Designating April as Texas Personal Financial Literacy Month for a 10-year period beginning in 2013.

(31-0)

HCR 115 (Davis)

Designating the city of Mansfield as the Pickle Capital of Texas for a 10-year period beginning in 2013.

(31-0)

**BILLS REMOVED FROM
LOCAL AND UNCONTESTED CALENDAR**

Senator Campbell and Senator Eltife requested in writing that **HB 124** be removed from the Local and Uncontested Calendar.

Senator Garcia and Senator Eltife requested in writing that **HB 1128** be removed from the Local and Uncontested Calendar.

Senator Watson and Senator Eltife requested in writing that **HB 2305** be removed from the Local and Uncontested Calendar.

Senator Carona and Senator Eltife requested in writing that **HB 2818** be removed from the Local and Uncontested Calendar.

Senator Paxton and Senator Eltife requested in writing that **HB 2824** be removed from the Local and Uncontested Calendar.

Senator West and Senator Eltife requested in writing that **HB 2862** be removed from the Local and Uncontested Calendar.

Senator Hinojosa and Senator Eltife requested in writing that **HB 3793** be removed from the Local and Uncontested Calendar.

Senator Watson and Senator Eltife requested in writing that **HB 3813** be removed from the Local and Uncontested Calendar.

Senator Estes and Senator Eltife requested in writing that **HB 3898** be removed from the Local and Uncontested Calendar.

Senator Campbell and Senator Eltife requested in writing that **HB 3903** be removed from the Local and Uncontested Calendar.

Senator Estes and Senator Eltife requested in writing that **HB 3914** be removed from the Local and Uncontested Calendar.

Senator Hegar and Senator Eltife requested in writing that **HB 3954** be removed from the Local and Uncontested Calendar.

**SESSION CONCLUDED FOR
LOCAL AND UNCONTESTED CALENDAR**

The Presiding Officer announced that the session to consider bills and resolutions placed on the Local and Uncontested Calendar was concluded.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 12:37 a.m. Thursday, May 23, 2013, adjourned until 1:30 p.m. today.

APPENDIX

COMMITTEE REPORTS

The following committee reports were received by the Secretary of the Senate in the order listed:

May 22, 2013

NATURAL RESOURCES — **CSHB 2133**

BILLS AND RESOLUTIONS ENROLLED

May 21, 2013

SB 31, SB 34, SB 45, SB 49, SB 62, SB 112, SB 119, SB 122, SB 127, SB 138, SB 147, SB 171, SB 198, SB 232, SB 242, SB 273, SB 279, SB 284, SB 355, SB 381, SB 389, SB 391, SB 427, SB 462, SB 464, SB 474, SB 504, SB 515, SB 516, SB 517, SB 518, SB 533, SB 540, SB 542, SB 545, SB 551, SB 564, SB 583, SB 608, SB 609, SB 623, SB 631, SB 632, SB 639, SB 658, SB 660, SB 673, SB 677, SB 679, SB 691, SB 699, SB 702, SB 734, SB 742, SB 746, SB 747, SB 758, SB 804, SB 816, SB 817, SB 818, SB 833, SB 836, SB 856, SB 863, SB 875, SB 877, SB 895, SB 904, SB 978, SB 981, SB 1033, SB 1057, SB 1061, SB 1064, SB 1065, SB 1067, SB 1068, SB 1069, SB 1095, SB 1114, SB 1151, SB 1185, SB 1189, SB 1235, SB 1238, SB 1241, SB 1251, SB 1282, SB 1299, SB 1364, SB 1372, SB 1401, SB 1422, SB 1425, SB 1432, SB 1461, SB 1473, SB 1474, SB 1479, SB 1480, SB 1510, SB 1531, SB 1548, SB 1584, SB 1708, SB 1756, SB 1757, SB 1820, SB 1823, SB 1828, SB 1831, SB 1836, SB 1845, SB 1847, SB 1852, SB 1854, SB 1855, SB 1869, SB 1870, SB 1872, SB 1878, SB 1884, SB 1893, SB 1900, SB 1901, SB 1902, SCR 10, SCR 13, SR 1022, SR 1023, SR 1024, SR 1025, SR 1026, SR 1027, SR 1028

SENT TO SECRETARY OF STATE

May 22, 2013

SJR 54

SENT TO GOVERNOR

May 22, 2013

SB 128, SB 164, SB 172, SB 193, SB 362, SB 382, SB 390, SB 409, SB 428, SB 430, SB 502, SB 531, SB 546, SB 552, SB 563, SB 569, SB 603, SB 604, SB 607, SB 706, SB 717, SB 769, SB 771, SB 793, SB 845, SB 848, SB 874, SB 886, SB 889, SB 890, SB 916, SB 951, SB 967, SB 1006, SB 1010, SB 1012, SB 1071, SB 1072, SB 1073, SB 1075, SB 1099, SB 1125, SB 1415, SB 1481, SB 1662, SB 1822, SB 1824, SB 1829, SB 1830, SB 1840, SB 1843, SB 1857, SB 1876, SB 1892, SB 1903, SCR 1, SCR 12, SCR 17, SCR 18, SCR 30

