

# SENATE JOURNAL

EIGHTY-EIGHTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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THIRTY-EIGHTH DAY

(Continued)

(Thursday, April 20, 2023)

AFTER RECESS

The Senate met at 9:00 a.m. and was called to order by Senator Springer.

## 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.

### **CSSCR 23** (Kolkhorst)

Urging the federal government to declare foreign drug cartels as foreign terrorist organizations.

(30-1) "Nay" Eckhardt

### **SCR 36** (Hughes)

Designating Mineola as the official Sweets Capital of Texas for a 10-year period ending in 2033, replacing the city's previous designation as the City of Festivals.

(viva voce vote)

### **CSSB 60** (Zaffirini)

Relating to operating agreements between holders of a distiller's and rectifier's permit and certain alcoholic beverage permit holders.

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

### **SB 68** (Zaffirini)

Relating to excused absences from public school for certain students to visit a professional's workplace for a career investigation day.

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

**CSSB 129** (Springer)

Relating to the prosecution and punishment for possession or promotion of child pornography; increasing criminal penalties.

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

**SB 161** (Perry)

Relating to the procedure for certain complaints against health care practitioners.

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

**SB 163** (Campbell, Hughes)

Relating to parental approval for a student's participation in human sexuality instruction in public schools.

(viva voce vote) (25-6) "Nays" Alvarado, Eckhardt, Johnson, Menéndez, Miles, Whitmire (24-7) "Nays" Alvarado, Eckhardt, Johnson, Menéndez, Miles, West, Whitmire

**SB 164** (Campbell)

Relating to the display of the national motto and the founding documents of the United States in public schools and the inclusion of an elective course on the founding principles of the United States in the curriculum for public high school students.

(viva voce vote) (27-4) "Nays" Campbell, Eckhardt, Johnson, Miles (27-4) "Nays" Campbell, Eckhardt, Johnson, Miles

**SB 186** (Miles)

Relating to the prohibited discharge of a patient to certain unlicensed or unpermitted group-centered facilities.

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

**SB 189** (Miles)

Relating to the creation of a criminal offense concerning the failure of certain persons to report abuse, neglect, or exploitation in boarding home facilities.

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

**CSSB 265** (Perry)

Relating to required reports of certain vaccine-related or drug-related adverse events.

(viva voce vote) (29-2) "Nays" Eckhardt, Johnson (29-2) "Nays" Eckhardt, Johnson

**CSSB 301** (Hall)

Relating to prescribing, administering, or dispensing ivermectin or hydroxychloroquine sulfate.

(viva voce vote) (27-4) "Nays" Alvarado, Eckhardt, Johnson, Zaffirini (27-4) "Nays" Alvarado, Eckhardt, Johnson, Zaffirini

**SB 336** (Zaffirini)

Relating to compliance programs at public institutions of higher education.

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

**SB 374** (Huffman)

Relating to the period for disposing of a charge that a person violated a condition of release from the Texas Department of Criminal Justice.

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

**CSSB 417 (Paxton)**

Relating to electronic device filters for certain explicit material; providing a civil penalty.

(viva voce vote) (29-2) "Nays" Eckhardt, Springer (29-2) "Nays" Eckhardt, Springer

**SB 485 (Johnson)**

Relating to designating the second Saturday in October as Hospice and Palliative Care Day.

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

**SB 539 (Campbell)**

Relating to the manner in which an individual who has elected to defer collection of a tax, abate a suit to collect a delinquent tax, or abate a sale to foreclose a tax lien on the individual's residence homestead is listed on the delinquent tax roll of a taxing unit.

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

**CSSB 544 (Blanco)**

Relating to the issuance of a temporary teaching certificate to and requirements regarding educator certification for certain persons with experience as instructors for the Community College of the Air Force.

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

**CSSB 572 (Kolkhorst)**

Relating to the authority of a general-law municipality or county to regulate residential child detention facilities.

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

**CSSB 587 (Hughes)**

Relating to a limitation on commercial kitchen and food permit requirements for food fundraisers held by a religious institution or nonprofit organization.

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

**CSSB 590 (Hughes)**

Relating to a court order for retroactive child support, including for retroactive child support beginning on the date of the child's conception.

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

**SB 646 (Nichols)**

Relating to formula funding for certain nonresident students enrolled at Lamar State College–Orange.

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

**CSSB 664 (Perry)**

Relating to the labeling of analogue and cell-cultured products.

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

**CSSB 806 (Paxton)**

Relating to the duties of peace officers regarding interactions with victims of sexual assault.

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

**CSSB 820** (Kolkhorst)

Relating to the registration of vision support organizations; imposing a fee; requiring an occupational registration; providing a civil penalty.

(viva voce vote) (28-3) "Nays" Hughes, Middleton, Springer (28-3) "Nays" Hughes, Middleton, Springer

**CSSB 855** (Alvarado, LaMantia)

Relating to continuing judicial training regarding family violence victims.

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

**CSSB 861** (Hughes)

Relating to coordination of vision and eye care benefits under certain health benefit plans and vision benefit plans.

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

**SB 867** (West)

Relating to the recipients of opioid antagonists under the opioid antagonist program.

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

**CSSB 888** (Perry)

Relating to fire escape exemptions for certain courthouses.

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

**CSSB 929** (Parker)

Relating to the notice and compensation a municipality must provide before revoking the right to use property for a use that was allowed before the adoption of or change to a zoning regulation or boundary.

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

**(Senator Hall in Chair)****CSSB 999** (West)

Relating to the requirement that providers of active shooter training at public schools and institutions of higher education obtain a certificate issued by the Texas Commission on Law Enforcement.

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

**SB 1044** (Johnson)

Relating to criminal offenses for the creation or distribution of certain misleading images and videos; creating a criminal offense.

(viva voce vote) (28-3) "Nays" Hughes, Middleton, Springer (28-3) "Nays" Hughes, Middleton, Springer

**SB 1086** (Campbell)

Relating to the administration of the Texas Physician Health Program; authorizing a surcharge.

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

**CSSB 1093** (Schwertner)

Relating to facilities included in the electricity supply chain.

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

**CSSB 1097 (Parker)**

Relating to liability of certain municipal hospital authorities under a contract for the sale of a hospital.

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

**CSSB 1119 (Kolkhorst)**

Relating to studies of buildings and facilities owned, leased, or otherwise occupied by this state.

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

**SB 1131 (Blanco)**

Relating to the authority of certain independent school districts to change the date of the general election for officers.

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

**CSSB 1179 (Perry)**

Relating to sexually violent predators and the prosecution of certain offenses involving prohibited items at correctional or civil commitment facilities; creating a criminal offense.

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

**SB 1182 (Eckhardt)**

Relating to motor vehicle registration and license plates.

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

**CSSB 1186 (Hughes)**

Relating to the regulation by the Railroad Commission of Texas of brine mining.

(viva voce vote) (29-2) "Nays" Eckhardt, Middleton (29-2) "Nays" Eckhardt, Middleton

**CSSB 1210 (Blanco)**

Relating to the authority of the Railroad Commission of Texas to designate certain persons as the operator of an orphaned oil or gas well.

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

**CSSB 1215 (Paxton)**

Relating to the payment of certain ad valorem tax refunds.

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

**CSSB 1226 (Hughes)**

Relating to the term of office for a director of the Northeast Texas Municipal Water District.

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

**SB 1286 (Schwertner)**

Relating to prompt payment deadlines for health benefit plan claims affected by a catastrophic event.

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

**CSSB 1290 (Perry)**

Relating to a study of the effects of the installation, operation, removal, and disposal of solar, wind turbine, and energy storage equipment.

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

**SB 1343** (LaMantia)

Relating to the composition of the Texas Board of Nursing and procedures applicable to complaints against advanced practice registered nurses.

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

**SB 1346** (Miles)

Relating to the prosecution of certain littering offenses.

(viva voce vote) (28-3) "Nays" Hughes, Middleton, Springer (28-3) "Nays" Hughes, Middleton, Springer

**SB 1361** (Huffman)

Relating to the unlawful production or distribution of sexually explicit videos using deep fake technology; creating a criminal offense.

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

**SB 1375** (Parker)

Relating to the sampling or tasting of distilled spirits by the manufacturer to a consumer at a temporary event.

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

**SB 1376** (Parker)

Relating to a state employment preference for certain spouses of veterans with a disability.

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

**SB 1469** (Bettencourt)

Relating to requiring certain information before being employed by a child-care facility.

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

**CSSB 1487** (Bettencourt, Eckhardt, Gutierrez, Hall, Parker, Paxton, Springer, West)

Relating to the electronic delivery of certain communications required or permitted under the Property Tax Code.

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

**SB 1512** (Schwertner)

Relating to the failure to disclose certain appraisal reports by an entity with eminent domain authority in connection with an offer to acquire real property.

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

**SB 1513** (Schwertner)

Relating to certain requirements in connection with the acquisition of real property for public use by an entity with eminent domain authority.

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

**CSSB 1514** (Schwertner)

Relating to business entities and nonprofit entities.

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

**SB 1520** (Hughes)

Relating to the authority of the Texas Historical Commission to take certain actions relating to the Republic of Texas Granite Boundary Marker.

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

**SB 1556** (Parker)

Relating to the right of a public school employee to engage in religious speech or prayer while on duty.

(viva voce vote) (26-5) "Nays" Alvarado, Eckhardt, Johnson, Miles, West (26-5) "Nays" Alvarado, Eckhardt, Johnson, Miles, West

**SB 1617** (Johnson)

Relating to disclosure under the public information law of settlement communications maintained by or on behalf of the attorney general as part of a deceptive trade practices investigation or action.

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

**CSSB 1630** (Bettencourt)

Relating to an attendance policy adopted by public schools to prevent truancy.

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

**CSSB 1649** (Parker)

Relating to trusts.

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

**SB 1650** (Parker)

Relating to durable powers of attorney and the construction of certain powers conferred in those durable powers of attorney.

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

**SB 1653** (Huffman)

Relating to the punishment for the offense of promotion of prostitution.

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

**CSSB 1661** (Hughes)

Relating to a ballot scan system used in a central counting station.

(viva voce vote) (29-2) "Nays" Johnson, Zaffirini (29-2) "Nays" Johnson, Zaffirini

**(Senator King in Chair)****SB 1725** (Hughes)

Relating to the expunction of certain convictions or arrests of a minor for certain alcohol-related offenses.

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

**SB 1758** (Schwertner)

Relating to the use of certain land by The University of Texas System.

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

**SB 1768** (Creighton)

Relating to the correction or removal of certain obsolete provisions of the Property Code.

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

**CSSB 1839** (Hinojosa)

Relating to the unlawful sale or purchase of shark fins or shark fin products; creating a criminal offense.

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

**SB 1846** (Creighton)

Relating to the manufacture of voting machines by certain foreign persons.  
(viva voce vote) (30-1) "Nay" Eckhardt (30-1) "Nay" Eckhardt

**SB 1960** (Perry)

Relating to the carrying of weapons by community supervision and corrections department officers, juvenile probation officers, and certain retired law enforcement officers and to criminal liability for taking a weapon from certain of those officers.  
(viva voce vote) (28-3) "Nays" Eckhardt, Johnson, West (28-3) "Nays" Eckhardt, Johnson, West

**SB 1973** (Bettencourt)

Relating to criminal history record information for certain special master, magistrate, referee, or other court official applicants appointed or employed by state judges.  
(viva voce vote) (31-0) (31-0)

**SB 1991** (Bettencourt)

Relating to the authorization of disbursements by the board of directors of the North Harris County Regional Water Authority.  
(viva voce vote) (31-0) (31-0)

**SB 1998** (Bettencourt)

Relating to the calculation of certain ad valorem tax rates.  
(viva voce vote) (30-1) "Nay" Sparks (30-1) "Nay" Sparks

**CSSB 2057** (Hinojosa, LaMantia)

Relating to the operation and management of the Iwo Jima monument and museum by the Texas Historical Commission.  
(viva voce vote) (31-0) (31-0)

**CSSB 2085** (Whitmire)

Relating to a grant program for crime victim notification systems.  
(viva voce vote) (31-0) (31-0)

**CSSB 2102** (Miles)

Relating to the initial registration and inspection period for certain rental vehicles; authorizing fees.  
(viva voce vote) (30-1) "Nay" Bettencourt (30-1) "Nay" Bettencourt

**CSSB 2119** (Schwertner)

Relating to the identification of locations receiving broadband and certain telecommunications services.  
(viva voce vote) (31-0) (31-0)

**CSSB 2123** (Hughes)

Relating to the participation of the medical school at The University of Texas Health Science Center at Tyler in the Joint Admission Medical Program.  
(viva voce vote) (31-0) (31-0)

**CSSB 2139** (Parker)

Relating to the establishment of the Opportunity High School Diploma pilot program.  
(viva voce vote) (31-0) (31-0)



**CSSB 2147** (Huffman)

Relating to the designation of a property as a historic landmark and the inclusion of a property in a historic district or similar preservation district by certain municipalities.  
(viva voce vote) (30-1) "Nay" Miles (30-1) "Nay" Miles

**CSSB 2158** (King)

Relating to the establishment of an adult education pilot program by the Windham School District.  
(viva voce vote) (31-0) (31-0)

**SB 2186** (Zaffirini)

Relating to the manner of executing certain anatomical gift records.  
(viva voce vote) (26-5) "Nays" Creighton, Hughes, Middleton, Paxton, Springer  
(26-5) "Nays" Creighton, Hughes, Middleton, Paxton, Springer

**CSSB 2196** (Hancock)

Relating to the identification and mapping of aggregate production operations by The University of Texas Bureau of Economic Geology.  
(viva voce vote) (30-1) "Nay" Middleton (30-1) "Nay" Middleton

**CSSB 2221** (Schwertner)

Relating to issuance of specialty license plates to honor personnel of sheriff's offices.  
(viva voce vote) (31-0) (31-0)

**SB 2260** (Blanco)

Relating to management review of certain investigations conducted by the Department of Family and Protective Services.  
(viva voce vote) (31-0) (31-0)

**CSSB 2261** (Blanco)

Relating to the training program required for certain employees of the Department of Family and Protective Services.  
(viva voce vote) (31-0) (31-0)

**SB 2333** (Hughes)

Relating to rules permitting service dogs in the Capitol.  
(viva voce vote) (31-0) (31-0)

**SB 2372** (Campbell)

Relating to recommendations by local school health advisory councils regarding opioid addiction and abuse education in public schools.  
(viva voce vote) (31-0) (31-0)

**CSSB 2379** (Schwertner)

Relating to aquifer storage and recovery projects that transect a portion of the Edwards Aquifer.  
(viva voce vote) (31-0) (31-0)

**CSSB 2399** (Schwertner)

Relating to the authority of the Public Utility Commission of Texas to regulate Voice over Internet Protocol services.  
(viva voce vote) (31-0) (31-0)

**CSSB 2406** (Creighton)

Relating to the authority of hospitals in certain counties to drill a water well for the purpose of producing water for use in the event of an emergency or natural disaster.  
(viva voce vote) (31-0) (31-0)

**BILLS REMOVED FROM  
LOCAL AND UNCONTESTED CALENDAR**

Senator West and Senator Hall requested in writing that **SB 998** be removed from the Local and Uncontested Calendar.

Senator Bettencourt and Senator Hall requested in writing that **SB 1990** be removed from the Local and Uncontested Calendar.

Senator Hughes and Senator Hall requested in writing that **HB 450** be removed from the Local and Uncontested Calendar.

**SESSION CONCLUDED FOR  
LOCAL AND UNCONTESTED CALENDAR**

Senator King announced that the session to consider bills and resolutions placed on the Local and Uncontested Calendar was concluded.

**RECESS**

Pursuant to a previously adopted motion, the Senate at 10:01 a.m. recessed until 11:00 a.m. today.

**AFTER RECESS**

The Senate met at 11:10 a.m. and was called to order by the President.

Rabbi Alan Freedman, Temple Beth Shalom, Austin, offered the invocation as follows:

In Psalm 90, the psalmist asks God to help us number our days that we might obtain a heart of wisdom. In Jewish tradition, we are in a time period known as the Omer. It is the weeks following Passover marking the biblical time from the exodus from Egypt to revelation at Sinai. In the Torah, God commands the Israelites to count each day during this time and the ancient sages develop the tradition of not counting down the days but rather counting up. In this way, it is emphasized that each day we should be on a path upwards, seizing the opportunity for spiritual growth and increased levels of holiness. The Omer is not unlike this legislative session. Those who occupy these seats of power and responsibility only have a limited number of days to accomplish their work. We ask You, O God, to be with the Members of His Senate and inspire them to make each day count; to see in each day the opportunity for insight and the obtaining of wisdom to govern our state for the benefit of all of its citizens. May this be a body in which the voice of every Texan counts and one in which each day counts in the pursuit not just of responsible public policy but also a heart of wisdom. May this be God's will. Amen.

### **LEAVES OF ABSENCE**

On motion of Senator Whitmire, Senator Birdwell was granted leave of absence for today on account of important business in the district.

On motion of Senator Whitmire, Senator Sparks was granted leave of absence for today on account of important business in the district.

### **PHYSICIAN OF THE DAY**

Senator Flores on behalf of Senator Sparks, was recognized and presented Dr. Vicky Bakhos Webb of Midland as the Physician of the Day.

The Senate welcomed Dr. Webb and thanked her for her participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

### **FORMER MEMBERS DAY**

Senator Whitmire was recognized and introduced the following:

#### **Former Senators**

The Honorable Richard Anderson—Marshall  
State Senator—1986 to 1989

The Honorable Gonzalo Barrientos—Austin  
State Senator—1985 to 2007

The Honorable J. E. "Buster" Brown—Lake Jackson  
State Senator—1981 to 2002

The Honorable Dawn Buckingham—Lakeway  
State Senator—2017 to 2023

The Honorable David Cain—Dallas  
State Senator—1995 to 2003

The Honorable Kent Caperton—Bryan  
State Senator—1981 to 1991

The Honorable Wendy Davis—Fort Worth  
State Senator—2009 to 2015

The Honorable Michael Galloway—The Woodlands  
State Senator—1995 to 1999

The Honorable Kent Hance—Lubbock  
State Senator—1975 to 1979

The Honorable Don Huffines—Dallas  
State Senator—2015 to 2019

The Honorable Kyle Janek—Harris County  
State Senator—2002 to 2008

The Honorable Glenn Kothmann—San Antonio  
State Senator—1971 to 1987

The Honorable Cyndi Taylor Krier—San Antonio

State Senator—1985 to 1993

The Honorable John T. Montford—Lubbock

State Senator—1983 to 1996

The Honorable Jerry Patterson—Pasadena

State Senator—1993 to 1999

The Honorable Florence Shapiro—Plano

State Senator—1993 to 2013

The Honorable Todd Staples—Palestine

State Senator—2001 to 2007

The Honorable Leticia Van de Putte—San Antonio

State Senator—1999 to 2015

The Honorable Kirk Watson—Austin

State Senator—2007 to 2020

The Honorable Jeff Wentworth—San Antonio

State Senator—1993 to 2013

The Honorable Tommy Williams—The Woodlands

State Senator—2003 to 2013

### **Former Secretary of the Senate**

Charles Schnabel

Secretary of the Senate—1955 to 1977

The Senate welcomed its guests.

### **IN MEMORIAM**

Senator Zaffirini offered the following remarks and read the following names from "A State of Remembrance, April 20, 2023":

Thank you, Mr. President. Mr. President and Members, the Texas Senate is a special institution, rich in history and tradition. Service in the Texas Senate makes one a part of our great institution and, indeed, part of Texas history. Service, tradition, history—all so very important to our body, and we are honored today by the presence of our former Members who cherish them as much as we do. Because of our respect and love for each other, Senate tradition on Former Members Day calls for remembering and honoring former Members who died during the interim and for publicly reading their names into the Senate record. Members, on your desks you will find the memorial booklet prepared in honor of those five former colleagues and friends. In alphabetical order, we honor the memory of:

The Honorable Louis M. Crump—San Saba

State Senator—1959 to 1967

The Honorable James William "Bill" Haley—Center

State Senator—1989 to 1995

The Honorable Orland Harold "Ike" Harris—Dallas

State Senator—1967 to 1995

The Honorable Hugh Quay Parmer—Fort Worth

State Senator—1983 to 1991

The Honorable Humberto Tati Santiesteban—El Paso

State Senator—1973 to 1991

Statesmen, public servants, and above all, friends, and Texas State Senators. Mr. President and Members, I move that when the Senate adjourns today, we do so in memory of these five Texas Senators who served so well the state they loved so much. They will be missed, but they will live forever in the hearts and minds of all who knew and loved them. Thank you, Mr. President and Members and former Members.

### **CONCLUSION**

Senator Whitmire was again recognized for closing remarks and thanked the honored guests for their service to the State of Texas.

### **AT EASE**

The President at 11:32 a.m. announced the Senate would stand At Ease subject to the call of the Chair.

### **IN LEGISLATIVE SESSION**

The President at 11:59 a.m. called the Senate to order as In Legislative Session.

### **COMMITTEE SUBSTITUTE**

#### **SENATE BILL 338 ON SECOND READING**

On motion of Senator Hinojosa and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 338** at this time on its second reading:

**CSSB 338**, Relating to the use of hypnotically induced statements in a criminal trial.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE**

#### **SENATE BILL 338 ON THIRD READING**

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 338** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 1000 ON SECOND READING**

Senator West moved to suspend the regular order of business to take up for consideration **CSSB 1000** at this time on its second reading:

**CSSB 1000**, Relating to a temporary exemption from sales and use taxes for certain clothing and footwear.

The motion prevailed by the following vote: Yeas 24, Nays 5.

Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, West, Whitmire, Zaffirini.

Nays: Hughes, Middleton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

The bill was read second time and was passed to engrossment by the following vote: Yeas 24, Nays 5. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 1000 ON THIRD READING**

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1000** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 24, Nays 5.

Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, West, Whitmire, Zaffirini.

Nays: Hughes, Middleton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 24, Nays 5. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 435 ON SECOND READING**

On motion of Senator Middleton and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 435** at this time on its second reading:

**CSSB 435**, Relating to the disclosure under the public information law of certain evidence of a crime that resulted in the death of a person.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 435 ON THIRD READING**

Senator Middleton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 435** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 55 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 55** at this time on its second reading:

**CSSB 55**, Relating to a study and report by the Texas Higher Education Coordinating Board regarding best practices for assisting students with autism spectrum disorder.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 55 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 55** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 1648 ON SECOND READING**

Senator Parker moved to suspend the regular order of business to take up for consideration **CSSB 1648** at this time on its second reading:

**CSSB 1648**, Relating to the centennial parks conservation fund.

The motion prevailed.

Senators Hall, Hughes, and Middleton asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Parker offered the following amendment to the bill:

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

Amend **CSSB 1648** (senate committee printing) in SECTION 1 of the bill, in added Section 21A.002, Parks and Wildlife Code, as follows:

(1) In proposed Subsection (a) of that section (page 1, line 33), strike "held" and substitute "a trust fund held outside the treasury".

(2) In proposed Subsection (a) of that section (page 1, lines 34 and 35), strike "comptroller as trustee on behalf of the people of this state to generate earnings on money in the fund" and substitute "department".

(3) Strike proposed Subsection (b) of that section (page 1, lines 37 through 47) and substitute the following:

(b) The trust company shall hold and invest the fund, taking into account the purposes for which the money in the fund may be used. The overall objective for the investment of the fund is to maintain sufficient liquidity to meet the needs of the fund.

(4) In proposed Subsection (d) of that section (page 1, line 60), immediately following the underlined period, insert "The fund may be invested with the state treasury pool and may be pooled with other state assets for purposes of investment.".

(5) In proposed Subsection (e) of that section (page 2, line 4), strike "distribution and liquidity requirements of the fund" and substitute "objectives specified by Subsection (b)".

The amendment to **CSSB 1648** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSB 1648** as amended was passed to engrossment by a viva voce vote.

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

Nays: Hall, Hughes, Middleton.

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE SENATE BILL 1648 ON THIRD READING**

Senator Parker moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1648** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 3.



Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Whitmire, Zaffirini.

Nays: Hall, Hughes, Middleton.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 3. (Same as previous roll call)

### COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 74 ON SECOND READING

Senator Parker moved to suspend the regular order of business to take up for consideration **CSSJR 74** at this time on its second reading:

**CSSJR 74**, Proposing a constitutional amendment providing for the creation of the centennial parks conservation fund.

The motion prevailed.

Senators Hall, Hughes, and Middleton asked to be recorded as voting "Nay" on suspension of the regular order of business.

The resolution was read second time.

Senator Parker offered the following amendment to the resolution:

#### Floor Amendment No. 1

Amend **CSSJR 74** (senate committee printing) in SECTION 1 of the bill, in added Section 49-e-1, Article III, Texas Constitution, as follows:

(1) Strike proposed Subsection (b) of that section (page 1, lines 29 through 36) and substitute the following:

(b) The centennial parks conservation fund consists of:

(1) money appropriated, credited, or transferred to the fund by the legislature;

(2) gifts, grants, and donations received by the Parks and Wildlife Department or the department's successor in function for a purpose for which money in the fund may be used under this section; and

(3) investment earnings and interest earned on amounts credited to the fund.

(2) Immediately following proposed Subsection (d) of that section (page 1, between lines 48 and 49), insert the following appropriately lettered subsection:

( ) The reasonable expenses of managing the fund and its assets shall be paid from the fund.

The amendment to **CSSJR 74** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSJR 74** as amended was passed to engrossment by a viva voce vote.

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

Nays: Hall, Hughes, Middleton.

Absent-excused: Birdwell, Sparks.

### COMMITTEE SUBSTITUTE

#### SENATE JOINT RESOLUTION 74 ON THIRD READING

Senator Parker moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSJR 74** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 3.

Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Whitmire, Zaffirini.

Nays: Hall, Hughes, Middleton.

Absent-excused: Birdwell, Sparks.

The resolution was read third time and was passed by the following vote: Yeas 26, Nays 3. (Same as previous roll call)

#### SENATE BILL 1170 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1170** at this time on its second reading:

**SB 1170**, Relating to the initiation of customer choice by municipally owned utilities that provide electric service.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

#### SENATE BILL 1170 ON THIRD READING

Senator Perry moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1170** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 1340 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1340** at this time on its second reading:

**CSSB 1340**, Relating to the local development agreement database maintained by the comptroller of public accounts.

The bill was read second time.

Senator Zaffirini offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 1340** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in the recital to amended Section 403.0246(a), Government Code (page 1, lines 24 and 25), strike "Sections 403.0246(a)(2) and (3), Government Code, are" and substitute "Section 403.0246(a)(2), Government Code, is".

(2) In SECTION 1 of the bill, strike amended Section 403.0246(a)(3), Government Code (page 1, lines 37 through 44).

(3) In SECTION 2 of the bill, in amended Section 403.0246(b), Government Code (page 1, line 49), strike "database" and substitute "consolidated searchable data tool [database]".

(4) Strike SECTION 3 of the bill (page 2, lines 20 through 43) and renumber subsequent SECTIONS of the bill accordingly.

(5) In SECTION 6 of the bill (page 2, line 58), strike "September 1, 2023" and substitute "January 1, 2024".

The amendment to **CSSB 1340** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSB 1340** as amended was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 1340 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1340** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### SENATE BILL 1252 ON SECOND READING

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **SB 1252** at this time on its second reading:

**SB 1252**, Relating to the text of ballot propositions that increase taxes.

The motion prevailed by the following vote: Yeas 20, Nays 9.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

#### Floor Amendment No. 1

Amend **SB 1252** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in amended Section 52.072(e), Election Code (page 1, line 26), between "shall" and the bracketed language, insert ", except as otherwise required by this subsection, be printed in mixed-case typewritten letters and".

(2) In SECTION 1 of the bill, in amended Section 52.072(e), Election Code (page 1, line 32), between "include" and "the", insert ", in capital typewritten letters of the same font size as the rest of the proposition,".

The amendment to **SB 1252** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**SB 1252** as amended was passed to engrossment by the following vote: Yeas 20, Nays 9.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 924 ON SECOND READING**

Senator Springer moved to suspend the regular order of business to take up for consideration **CSSB 924** at this time on its second reading:

**CSSB 924**, Relating to the combination of certain election precincts.

The motion prevailed by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time and was passed to engrossment by the following vote: Yeas 17, Nays 12. (Same as previous roll call)

**SENATE BILL 1252 ON THIRD READING**

Senator Bettencourt moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1252** be placed on its third reading and final passage:

**SB 1252**, Relating to the text of ballot propositions that increase taxes.

The motion prevailed by the following vote: Yeas 24, Nays 5.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, LaMantia, Menéndez, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Whitmire.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 9.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

**(Senator Perry in Chair)**

**SENATE BILL 1431 ON SECOND READING**

On motion of Senator Hinojosa and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1431** at this time on its second reading:

**SB 1431**, Relating to the confidentiality of certain information for a current or former administrative law judge for the State Office of Administrative Hearings.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

### **SENATE BILL 1431 ON THIRD READING**

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1431** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **COMMITTEE SUBSTITUTE SENATE BILL 1732 ON SECOND READING**

Senator Hancock moved to suspend the regular order of business to take up for consideration **CSSB 1732** at this time on its second reading:

**CSSB 1732**, Relating to standards for certain electric vehicle charging stations.

The motion prevailed.

Senators Hall, Hughes, Middleton, and Springer asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Nays: Hall, Hughes, Middleton, Springer.

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE SENATE BILL 1732 ON THIRD READING**

Senator Hancock moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1732** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 4.

Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, West, Whitmire, Zaffirini.

Nays: Hall, Hughes, Middleton, Springer.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 4. (Same as previous roll call)

### REMARKS ORDERED PRINTED

On motion of Senator Hancock and by unanimous consent, the remarks regarding **CSSB 1732** were ordered reduced to writing and printed in the *Senate Journal* as follows:

Yes, thank you, Mr. President, I move to suspend the regular order of business to take up and consider CSSB 1732 at this time, relating to standards for certain electric vehicle charging stations. Texas' sheer volume of roadway leave opportunity for charging station deployment across the state. CSSB 1732 provides electric vehicle charging station standards for new charging stations with the goal that Texans who drive EVs will be able to charge their vehicles on as many charging stations across the state as practicable. The record is legislative intent and it is the following, this bill is purposefully not too prescriptive because charging station technology is rapidly evolving. CSSB 1732 is not attempting to pick winners or losers in the charging station industry or favoring a certain vehicle make or model. We are simply working closely to make sure that there is agreement. And we do have agreement on this legislation in the rulemaking, that the rulemaking at TDLR will facilitate future charging stations serving as many Texans as practicable by January 2030. And, Mr. President, I'd like to have this statement included in the Journal as a part of the record.

### SENATE BILL 998 ON SECOND READING

Senator West moved to suspend the regular order of business to take up for consideration **SB 998** at this time on its second reading:

**SB 998**, Relating to requiring approved alcohol seller training programs to include training on recognizing and treating opioid-related drug overdoses.

The motion prevailed.

Senators Hughes, Middleton, and Springer asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator West offered the following amendment to the bill:

### Floor Amendment No. 1

Amend **SB 998** (senate committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. Subchapter B, Chapter 5, Alcoholic Beverage Code, is amended by adding Section 5.61 to read as follows:

Sec. 5.61. TRAINING PROGRAM ON OPIOID-RELATED DRUG OVERDOSE. (a) In this section, "opioid antagonist" and "opioid-related drug overdose" have the meanings assigned by Section 483.101, Health and Safety Code.

(b) The commission shall develop a training program that provides training on:

(1) the signs and symptoms of an opioid-related drug overdose; and

(2) the administration of an opioid antagonist.

(c) The commission may make the training available online.

SECTION 2. Chapter 28, Alcoholic Beverage Code, is amended by adding Section 28.20 to read as follows:

Sec. 28.20. TRAINING PROGRAM ON OPIOID-RELATED DRUG OVERDOSE. (a) Except as provided by Subsection (b), the holder of a mixed beverage permit and each employee of the permit holder who is required by the permit holder to complete a commission-approved seller training program shall complete the opioid-related drug overdose training program described by Section 5.61 each year.

(b) This section does not apply to a mixed beverage permit holder that is a restaurant as defined by Section 1.04.

SECTION 3. Chapter 32, Alcoholic Beverage Code, is amended by adding Section 32.26 to read as follows:

Sec. 32.26. TRAINING PROGRAM ON OPIOID-RELATED DRUG OVERDOSE. (a) Except as provided by Subsection (b), the holder of a private club registration permit and each employee of the permit holder who is required by the permit holder to complete a commission-approved seller training program shall complete the opioid-related drug overdose training program described by Section 5.61 each year.

(b) This section does not apply to the holder of a private club registration permit that is a restaurant as defined by Section 1.04.

SECTION 4. This Act takes effect September 1, 2023.

The amendment to **SB 998** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**SB 998** as amended was passed to engrossment by a viva voce vote.

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

Nays: Hughes, Middleton, Springer.

Absent-excused: Birdwell, Sparks.

### SENATE BILL 998 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 998** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 3.



Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, West, Whitmire, Zaffirini.

Nays: Hughes, Middleton, Springer.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 3. (Same as previous roll call)

### **COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 56 ON SECOND READING**

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSJR 56** at this time on its second reading:

**CSSJR 56**, Proposing a constitutional amendment to raise the maximum allowable amount of money in the economic stabilization fund.

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

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

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE SENATE JOINT RESOLUTION 56 ON THIRD READING**

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSJR 56** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **SENATE BILL 958 ON SECOND READING**

On motion of Senator Campbell and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 958** at this time on its second reading:

**SB 958**, Relating to the prohibited release by a public agency of personal affiliation information regarding the members, supporters, or volunteers of or donors to certain nonprofit organizations; creating a criminal offense.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

### **SENATE BILL 958 ON THIRD READING**

Senator Campbell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 958** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **COMMITTEE SUBSTITUTE**

### **SENATE BILL 1629 ON SECOND READING**

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1629** at this time on its second reading:

**CSSB 1629**, Relating to the regulation of certain nursing facilities, including licensing requirements and Medicaid participation requirements.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE**

### **SENATE BILL 1629 ON THIRD READING**

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1629** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **SENATE BILL 986 ON SECOND READING**

Senator Creighton moved to suspend the regular order of business to take up for consideration **SB 986** at this time on its second reading:

**SB 986**, Relating to the authority of a local government to regulate evictions.

The motion prevailed by the following vote: Yeas 18, Nays 11.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, Johnson, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Eckhardt offered the following amendment to the bill:

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

Amend **SB 986** (senate committee printing) in SECTION 1 of the bill, in added Section 24.0041, Property Code (page 1, line 27), by striking "Notwithstanding" and substituting "Except as provided by Section 418.108, Government Code, and notwithstanding".

The amendment to **SB 986** was read and failed of adoption by the following vote: Yeas 12, Nays 17.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

**SB 986** was passed to engrossment by the following vote: Yeas 18, Nays 11.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, Johnson, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE SENATE BILL 317 ON SECOND READING**

On motion of Senator Hall and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 317** at this time on its second reading:

**CSSB 317**, Relating to appellate jurisdiction of the Public Utility Commission regarding certain water or sewer service fees.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 317 ON THIRD READING**

Senator Hall moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 317** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**SENATE BILL 695 ON SECOND READING**

On motion of Senator Hughes and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 695** at this time on its second reading:

**SB 695**, Relating to funding for The University of Texas at Tyler's school of pharmacy.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**SENATE BILL 695 ON THIRD READING**

Senator Hughes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 695** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**(President in Chair)**

**COMMITTEE SUBSTITUTE  
SENATE BILL 1841 ON SECOND READING**

On motion of Senator Hinojosa and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1841** at this time on its second reading:

**CSSB 1841**, Relating to family violence center services for victims of family violence.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 1841 ON THIRD READING**

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1841** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**SENATE BILL 18 ON SECOND READING**

Senator Creighton moved to suspend the regular order of business to take up for consideration **SB 18** at this time on its second reading:

**SB 18**, Relating to tenure and employment status at public institutions of higher education in this state.

The motion prevailed by the following vote: Yeas 18, Nays 11.

Yeas: Bettencourt, Blanco, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Blanco offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **SB 18** (senate committee printing), in SECTION 12, (page 6, line 6), by striking "September 1, 2023" and substituting "January 1, 2024".

BLANCO  
CREIGHTON

The amendment to **SB 18** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**SB 18** as amended was passed to engrossment by the following vote: Yeas 18, Nays 11.

Yeas: Bettencourt, Blanco, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

### **SENATE BILL 2232 ON SECOND READING**

On motion of Senator LaMantia and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 2232** at this time on its second reading:

**SB 2232**, Relating to requirements for insurance agents offering windstorm and hail insurance policies issued by the Texas Windstorm Insurance Association.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

### **SENATE BILL 2232 ON THIRD READING**

Senator LaMantia moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2232** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **SENATE BILL 2233 ON SECOND READING**

On motion of Senator LaMantia and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 2233** at this time on its second reading:

**SB 2233**, Relating to automatic renewal of certain policies issued by the Texas Windstorm Insurance Association.

The bill was read second time and was passed to engrossment by a viva voce vote.

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

Absent-excused: Birdwell, Sparks.

**SENATE BILL 2233 ON THIRD READING**

Senator LaMantia moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2233** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

**SENATE BILL 1515 ON SECOND READING**

Senator King moved to suspend the regular order of business to take up for consideration **SB 1515** at this time on its second reading:

**SB 1515**, Relating to the display of the Ten Commandments in public schools.

The motion prevailed by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time and was passed to engrossment by the following vote: Yeas 17, Nays 12. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
SENATE BILL 1396 ON SECOND READING**

Senator Middleton moved to suspend the regular order of business to take up for consideration **CSSB 1396** at this time on its second reading:

**CSSB 1396**, Relating to a period of prayer and reading of the Bible or other religious text in public schools.

The motion prevailed by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Paxton offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 1396** (senate committee printing) in SECTION 1 of the bill, adding Section 25.0823, Education Code, as follows:

(1) In added Section 25.0823(b)(1)(C), Education Code (page 1, line 55), strike "and".

(2) In added Section 25.0823(b)(2), Education Code (page 1, line 57), strike the underlined period and substitute "; and".

(3) In added Section 25.0823(b), Education Code (page 1, between lines 57 and 58), insert the following subdivision:

(3) a period of prayer or reading of the Bible or other religious text may not be a substitute for instructional time.

(4) In added Section 25.0823, Education Code (page 2, between lines 44 and 45), insert the following appropriately lettered subsection:

( ) Regardless of whether the board of trustees of a school district or the governing body of an open-enrollment charter school adopts a policy under Subsection (a), this section does not prohibit a student or employee of the district or school from participating in prayer or reading the Bible or other religious text during a period of the school day that is not designated as a period of prayer and reading of the Bible or other religious text.

The amendment to **CSSB 1396** 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 except as follows:

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

**CSSB 1396** as amended was passed to engrossment by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

### SENATE BILL 1047 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1047** at this time on its second reading:

**SB 1047**, Relating to funding and activities of the Texas Produced Water Consortium.

The bill was read second time and was passed to engrossment by a viva voce vote.

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



Absent-excused: Birdwell, Sparks.

### **SENATE BILL 1047 ON THIRD READING**

Senator Perry moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1047** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 0. (Same as previous roll call)

### **COMMITTEE SUBSTITUTE SENATE BILL 2071 ON SECOND READING**

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **CSSB 2071** at this time on its second reading:

**CSSB 2071**, Relating to automatic recounts of certain elections.

The motion prevailed by the following vote: Yeas 19, Nays 10.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

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

Amend **CSSB 2071** (senate committee report) in SECTION 2 of the bill, in amended Section 216.004(b), Election Code (page 1, line 51), by striking "one" and substituting "0.5".

The amendment to **CSSB 2071** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSB 2071** as amended was passed to engrossment by the following vote: Yeas 19, Nays 10.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire.

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 2433 ON SECOND READING**

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **CSSB 2433** at this time on its second reading:

**CSSB 2433**, Relating to certain election practices and procedures; increasing a criminal penalty; providing an administrative penalty.

The motion prevailed by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Hall offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 2433** (senate committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 67.007, Election Code, is amended by adding Subsection (d-1) to read as follows:

(d-1) The secretary of state shall post the county returns on the secretary of state's Internet website, organized by precinct. Not later than 24 hours after the secretary of state posts the county returns, the county clerk shall verify that the county returns on the secretary of state's Internet website accurately reflect the precinct returns delivered to the county clerk.

SECTION \_\_\_\_\_. Section 67.013, Election Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) The secretary of state shall compare the county returns with the corresponding local election register. If a discrepancy is discovered between the vote totals shown on the returns and those shown in the register, the secretary of state shall examine the returns and register and make the necessary corrections on the returns.

The amendment to **CSSB 2433** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSB 2433** as amended was passed to engrossment by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

### MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Thursday, April 20, 2023 - 1

The Honorable President of the Senate

Senate Chamber

Austin, Texas

Mr. President:

I am directed by the house to inform the senate that the house has taken the following action:

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

**HB 16** Moody

Relating to the adjudication and disposition of cases involving delinquent conduct, certain juvenile court proceedings, and planning and funding for services for children in the juvenile justice system.

**HB 420** Slawson

Relating to the offense of providing an alcoholic beverage to a minor; increasing a criminal penalty.

**HB 422** VanDeaver

Relating to remotely conducting depositions, hearings, and other proceedings in juvenile cases.

**HB 458** Craddick

Relating to the period within which the Texas Juvenile Justice Department must accept custody of a person committed to the department and to the consequences for the failure of the department to accept custody of the person within that period.

**HB 598** Shaheen

Relating to creating the criminal offense of possession of an animal by a person who has been previously convicted of an offense involving animal cruelty.

**HB 681** Bell, Keith

Relating to virtual and off-campus electronic instruction at a public school and the allotment for certain special-purpose school districts under the Foundation School Program.

**HB 2060** Capriglione

Relating to the creation of the artificial intelligence advisory council.

**HCR 36** Guillen

Urging Congress to ensure that the survivors and surviving families of the Sutherland Springs mass shooting receive compensation equivalent to the relief provided to those impacted by similar incidents.

**SB 1016** King

Sponsor: Dean

Relating to the consideration of employee compensation and benefits in establishing the rates of electric utilities.

**SCR 40** Hinojosa

Sponsor: Canales

Recognizing Shawn M. Snider for his contributions to the City of Edinburg.

**SCR 41** Hinojosa

Sponsor: Guerra

Recognizing Ricardo H. Hinojosa for 40 years of judicial service.

**SCR 43** Flores

Sponsor: Murr

Recognizing the 2023 Texas A&M University System policy interns.

THE HOUSE HAS REFUSED TO CONCUR IN THE SENATE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

**HB 1** (non-record vote)

House Conferees: Bonnen - Chair/González, Mary/Jetton/VanDeaver/Walle

Respectfully,

/s/Stephen Brown,

Chief Clerk

House of Representatives

**COMMITTEE SUBSTITUTE  
SENATE BILL 2381 ON SECOND READING**

Senator Paxton moved to suspend the regular order of business to take up for consideration **CSSB 2381** at this time on its second reading:

**CSSB 2381**, Relating to the development of a webpage and mobile application for the provision of pregnancy-related resources and information.

The motion prevailed by the following vote: Yeas 20, Nays 9.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Miles, Whitmire.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

**(Senator King in Chair)**

Senator Menéndez offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 2381** (senate committee report) in SECTION 1 of the bill, in added Section 161.701(a)(1)(C), Health and Safety Code (page 1, line 40), by striking "abortion pill reversal,".

The amendment to **CSSB 2381** was read and failed of adoption by the following vote: Yeas 12, Nays 17.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

Senator Johnson offered the following amendment to the bill:

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

Amend **CSSB 2381** (senate committee report) as follows:

- (1) In SECTION 1 of the bill (page 1, line 40) strike "abortion pill reversal,".
- (2) In Section 1 of the bill (page 2, line 3), strike "(J) healing and support services for abortion survivors and the survivors' families; and" and add "and" to the end of page 2, line 2 and renumber accordingly.
- (3) In SECTION 1 of the bill (page 2, lines 9 through 11), strike "(A) alternatives to abortion;" and "(B) abortion risks, including complications and failures;" and renumber accordingly.
- (4) In SECTION 1 of the bill (page 2, line 17), strike "the Alternatives to Abortion program" and substitute the following: "Texas Pregnancy and Parenting Support Network".
- (5) In SECTION 1 of the bill (page 2, line 26), strike ",including information regarding risks related to abortion at all stages of gestation;" and add ";" at the end of line 25.

The amendment to **CSSB 2381** was read and failed of adoption by the following vote: Yeas 12, Nays 17.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

Senator Menéndez offered the following amendment to the bill:

### **Floor Amendment No. 3**

Amend **CSSB 2381** (senate committee report) in SECTION 1 of the bill as follows:

- (1) In added Section 161.701(a)(1)(K), Health and Safety Code (page 2, line 6), immediately following "adoption," by inserting "kinship care,".

(2) Immediately following added Section 171.701(a)(2)(G), Health and Safety Code (page 2, between lines 18 and 19), insert the following appropriately lettered paragraph and reletter subsequent paragraphs and cross-references to those paragraphs accordingly:

( ) safe haven laws, including safe haven baby boxes, and emergency infant care providers;

The amendment to **CSSB 2381** 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. 3 except as follows:

Absent-excused: Birdwell, Sparks.

Senator Menéndez offered the following amendment to the bill:

#### **Floor Amendment No. 4**

Amend **CSSB 2381** (senate committee report) in SECTION 1 of the bill, immediately following added Section 161.701(a), Health and Safety Code (page 2, between lines 22 and 23), by inserting the following appropriately lettered subsection and relettering subsequent subsections and cross-references to those subsections accordingly:

( ) Information available on the Internet webpage described by Subsection (a) regarding alternatives to abortion may not include coercive or persuasive language intended to force a pregnant woman to choose a specific alternative.

The amendment to **CSSB 2381** was read and failed of adoption by the following vote: Yeas 12, Nays 17.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

Senator Eckhardt offered the following amendment to the bill:

#### **Floor Amendment No. 5**

Amend **CSSB 2381** (senate committee printing) in SECTION 1 of the bill, in added Section 161.701, Health and Safety Code (page 2, lines 32), by adding the following after the period and renumbering the bill as necessary:

"(c) The state may not capture, collect, use, store, utilize, sell, or otherwise save the geolocation data or identity of any visitor to the website."

The amendment to **CSSB 2381** was read and failed of adoption by the following vote: Yeas 12, Nays 17.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Absent-excused: Birdwell, Sparks.

**CSSB 2381** as amended was passed to engrossment by the following vote: Yeas 20, Nays 9.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, LaMantia, Menéndez, Miles, Whitmire.

Absent-excused: Birdwell, Sparks.

### **COMMITTEE SUBSTITUTE SENATE BILL 627 ON SECOND READING**

Senator Menéndez moved to suspend the regular order of business to take up for consideration **CSSB 627** at this time on its second reading:

**CSSB 627**, Relating to the entitlement of certain municipalities to certain tax revenue related to a hotel and convention center project.

The motion prevailed by the following vote: Yeas 22, Nays 7.

Yeas: Alvarado, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Johnson, King, LaMantia, Menéndez, Miles, Nichols, Paxton, Perry, Schwertner, West, Whitmire, Zaffirini.

Nays: Bettencourt, Hall, Hughes, Kolkhorst, Middleton, Parker, Springer.

Absent-excused: Birdwell, Sparks.

The bill was read second time and was passed to engrossment by the following vote: Yeas 22, Nays 7. (Same as previous roll call)

**(President in Chair)**

### **SENATE BILL 990 ON SECOND READING**

Senator Hall moved to suspend the regular order of business to take up for consideration **SB 990** at this time on its second reading:

**SB 990**, Relating to elimination of the countywide polling place program.

The motion prevailed by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **SB 990** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Nothing in this Act may be construed to impact polling locations used for early voting by personal appearance or prevent a voter from casting a ballot at any branch polling place in the territory served by the early voting clerk as provided by Section 85.066, Election Code.

The amendment to **SB 990** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**SB 990** as amended was passed to engrossment by the following vote: Yeas 17, Nays 12.

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Springer.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Birdwell, Sparks.

**CONFERENCE COMMITTEE ON HOUSE BILL 1**

Senator Huffman called from the President's table, for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on **HB 1** and moved that the request be granted.

The motion prevailed without objection.

The President asked if there were any motions to instruct the conference committee on **HB 1** before appointment.

There were no motions offered.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate: Senators Huffman, Chair; Nichols, Kolkhorst, Creighton, and Schwertner.

**SENATE BILL 30 WITH HOUSE AMENDMENTS**

Senator Huffman called **SB 30** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

**Amendment**

Amend **SB 30** by substituting in lieu thereof the following:



A BILL TO BE ENTITLED  
AN ACT

relating to supplemental appropriations and reductions in appropriations and giving direction and adjustment authority regarding appropriations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

ARTICLE 1. GENERAL PROVISIONS

SECTION 1.01. DEFINITION. In this Act, "ARPA fund" means money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325.

ARTICLE 2. GENERAL GOVERNMENT

SECTION 2.01. EMPLOYEES RETIREMENT SYSTEM: IMPLEMENTING PRIOR LEGISLATION. (a) The amount of \$165,600,000 is appropriated from the general revenue fund to the Employees Retirement System for the two-year period beginning on the effective date of this Act for the purpose of implementing the provisions of Chapter 940 (S.B. 321), Acts of the 87th Legislature, Regular Session, 2021.

(b) The appropriations made in this section are for the purpose of amortizing the Employees Retirement System Retirement Program's unfunded actuarial liabilities not later than the state fiscal year ending August 31, 2054, consistent with Chapter 940 (S.B. 321), Acts of the 87th Legislature, Regular Session, 2021.

SECTION 2.02. EMPLOYEES RETIREMENT SYSTEM: UNFUNDED ACTUARIAL LIABILITIES. The amount of \$1,000,000,000 is appropriated from the general revenue fund to the Employees Retirement System for the two-year period beginning on the effective date of this Act for the purpose of amortizing the Employees Retirement System Retirement Program's unfunded actuarial liabilities.

SECTION 2.03. COMPTROLLER OF PUBLIC ACCOUNTS: OPIOID SETTLEMENT FUNDS. The amount of \$26,846,996.60 is appropriated from the general revenue fund to the comptroller of public accounts for immediate deposit to the opioid abatement trust fund pursuant to Section 403.507(b)(2), Government Code, from money obtained under the statewide opioid settlement agreement in *State of Texas v. McKinsey & Company, Inc., United States*, No. D-1-GN-21-000551 (98th Dist. Ct., Travis County, Tex., Feb. 4, 2021).

SECTION 2.04. FISCAL PROGRAMS - COMPTROLLER OF PUBLIC ACCOUNTS: TEXAS GUARANTEED TUITION PLAN. The amount of \$243,800,000 is appropriated from the general revenue fund to Fiscal Programs - Comptroller of Public Accounts for the two-year period beginning on the effective date of this Act for the purpose of paying contract obligations and program expenses for the Guaranteed Tuition Plan/Texas Tomorrow Fund.

SECTION 2.05. COMPTROLLER OF PUBLIC ACCOUNTS: DEFERRED MAINTENANCE DEDICATION. Not later than August 31, 2023, the comptroller of public accounts shall transfer the amount of \$400,000,000 from the general revenue fund to the deferred maintenance account number 5166 to be used for the purpose of addressing future maintenance of state buildings as directed by the legislature.

**SECTION 2.06. FACILITIES COMMISSION: LIBRARY AND ARCHIVES COMMISSION FACILITY.** (a) The amount of \$210,300,000 is appropriated from the general revenue fund to the Texas Facilities Commission for the two-year period beginning on the effective date of this Act for the purpose of constructing a new facility to be used by the Library and Archives Commission for records and archive storage.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the commission to employ during that period, the Texas Facilities Commission may employ out of money appropriated by Subsection (a) of this section 4.0 full-time equivalent (FTE) employees.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Facilities Commission may use \$210,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 2.07. APPROPRIATION REDUCTION: DEPARTMENT OF INFORMATION RESOURCES.** The unencumbered appropriations from the ARPA fund and the related increase in capital budget authority made to the Department of Information Resources by Section 25, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), for cybersecurity projects are reduced by \$200,000,000.

**SECTION 2.08. APPROPRIATION REDUCTION: PUBLIC FINANCE AUTHORITY.** (a) The unencumbered appropriations from the general revenue fund to the Public Finance Authority made by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2023, for bond debt service payments, including appropriations subject to Rider 3, page I-52, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Public Finance Authority, are reduced by a total of \$18,466,179.

(b) The Public Finance Authority shall identify the strategies and objectives out of which the reduction in appropriations described by Subsection (a) of this section are to be made and the amount of the reduction for each of those strategies and objectives.

**SECTION 2.09. COMPTROLLER OF PUBLIC ACCOUNTS: TEXAS SEMICONDUCTOR INNOVATION FUND.** Contingent on the enactment of legislation by the 88th Legislature, Regular Session, 2023, relating to the creation of the Texas Semiconductor Innovation Fund, the amount of \$1,500,000,000 is appropriated from the general revenue fund to the comptroller of public accounts for immediate deposit to the Texas Semiconductor Innovation Fund.

**SECTION 2.10. STATE PRESERVATION BOARD: ENDOWMENT FUND.** Contingent on the enactment of legislation by the 88th Legislature, Regular Session, 2023, relating to the creation of an endowment fund for the State Preservation Board to be held by the Texas Treasury Safekeeping Trust Company, the amount of \$200,000,000 is appropriated from the general revenue fund to the comptroller of

public accounts for the period beginning on the effective date of this Act and ending August 31, 2023, to be deposited before August 31, 2023, to the endowment fund for use by the State Preservation Board for the purposes described by that legislation.

SECTION 2.11. STATE PRESERVATION BOARD: MAINTENANCE FOR TEXAS STATE HISTORY MUSEUM. (a) The amount of \$2,975,000 is appropriated from the general revenue fund to the State Preservation Board for the two-year period beginning on the effective date of this Act for the purpose of replacing the roof and boiler system of the Texas State History Museum.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the State Preservation Board may use \$2,975,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.12. TEXAS HISTORICAL COMMISSION: FORT VELASCO HISTORICAL SITE. The amount of \$500,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of making a grant for the maintenance and improvement of the Fort Velasco Historic Site.

SECTION 2.13. TEXAS HISTORICAL COMMISSION: ENDOWMENT FUND. Contingent on the enactment of legislation by the 88th Legislature, Regular Session, 2023, relating to the creation of an endowment fund for the Texas Historical Commission to be held by the Texas Treasury Safekeeping Trust Company, the amount of \$300,000,000 is appropriated from the general revenue fund to the comptroller of public accounts for the period beginning on the effective date of this Act and ending August 31, 2023, to be deposited before August 31, 2023, to the endowment fund for use by the Texas Historical Commission for the purposes described by that legislation.

SECTION 2.14. TEXAS HISTORICAL COMMISSION: SAN JACINTO BATTLEGROUND STATE HISTORIC SITE. (a) The amount of \$102,700,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of restoring the San Jacinto Battleground State Historic Site and making improvements to the visitor center for the site.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$102,700,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.15. TEXAS HISTORICAL COMMISSION: BATTLESHIP TEXAS SITE RESTORATION. (a) The amount of \$40,000,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of restoring the Battleship Texas site, including demolishing the battleship's slip and accessory structures and restoring the historic appearance of the entire site.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$40,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.16. TEXAS HISTORICAL COMMISSION: OFFICE MAINTENANCE AND REPAIRS. (a) The amount of \$327,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of maintenance and repairs to the commission's complex in central Austin, Texas, including lead paint abatement and window repairs.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$327,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.17. TEXAS HISTORICAL COMMISSION: MAGOFFIN HOME STATE HISTORIC SITE. (a) The amount of \$4,144,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of stabilizing and rebuilding the Magoffin Home in the City of El Paso, Texas.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$4,144,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.18. TEXAS HISTORICAL COMMISSION: VARNER-HOGG PLANTATION STATE HISTORIC SITE. (a) The amount of \$825,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of remediating damage to the foundation of Varner-Hogg Plantation structures caused by decades of flood events occurring at the plantation.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$825,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.19. TEXAS HISTORICAL COMMISSION: MAINTENANCE AT VARIOUS STATE HISTORIC SITES. (a) The amount of \$2,875,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of undertaking maintenance projects at various state historic sites, which may include replacing roofs, stabilizing ruins, replacing heating, ventilation, and air conditioning (HVAC) systems, or other necessary maintenance projects.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$2,875,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.20. TEXAS HISTORICAL COMMISSION: COURTHOUSE GRANT PROGRAM. (a) The amount of \$45,000,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of the courthouse grant program, including grants for restorations and emergency planning projects.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$45,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 2.21. TEXAS HISTORICAL COMMISSION: LEVI JORDAN STATE HISTORIC SITE.** (a) The amount of \$5,000,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of land acquisition to restore the boundaries of the Levi Jordan plantation and develop a visitor center and exhibits for the plantation site.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$5,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 2.22. TEXAS HISTORICAL COMMISSION: TRAVEL PUBLICATION REPRINTS.** The amount of \$522,240 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of updating, reprinting, and distributing:

- (1) the statewide Heritage Travel Guide;
- (2) the African Americans in Texas travel guide;
- (3) the Hispanic Texans travel guide;
- (4) the Chisholm Trail guide; and
- (5) the Texas and the Great War guide.

**SECTION 2.23. TEXAS HISTORICAL COMMISSION: NATIONAL MUSEUM OF THE PACIFIC WAR.** (a) The amount of \$7,500,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of making updates and modifications to modernize the George H. W. Bush Gallery and exhibits at the National Museum of the Pacific War.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$7,500,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 2.24. TEXAS HISTORICAL COMMISSION: EISENHOWER BIRTHPLACE STATE HISTORIC SITE.** (a) The amount of \$3,401,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of making site upgrades at the Eisenhower Birthplace State Historic Site, including a new visitor center, landscaping improvements, improved entry to the site, and enhancement to the overall appearance of the Eisenhower statue.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$3,401,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.25. TEXAS HISTORICAL COMMISSION: MONUMENT HILL STATE HISTORIC SITE. (a) The amount of \$4,300,000 is appropriated from the general revenue fund to the Texas Historical Commission for the two-year period beginning on the effective date of this Act for the purpose of building a new visitor center and incorporating an open-air pavilion at the Monument Hill State Historic Site.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use \$4,300,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 2.26. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE GOVERNOR: VICTIMS OF CRIME. The amount of \$120,000,000 is appropriated from the general revenue fund to the Trusteed Programs within the Office of the Governor for the two-year period beginning on the effective date of this Act for the purpose of providing funding for grants for victims of crime.

### ARTICLE 3. HEALTH AND HUMAN SERVICES

SECTION 3.01. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID SHORTFALL. (a) The amount of \$2,935,300,000 is appropriated from the general revenue fund, and the amount of \$5,500,000,000 is appropriated from federal funds, to the Health and Human Services Commission for the state fiscal year ending August 31, 2023, for the purpose of Medicaid client services under Goal A, Medicaid Client Services, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

(b) Of the amount appropriated from the general revenue fund under Subsection (a) of this section, the Health and Human Services Commission shall transfer \$5,000,000 from Goal A, Medicaid Client Services, to Strategy D.2.5, Behavioral Health Waiver and Plan Amendment, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), for the Home and Community-Based Services - Adult Mental Health program.

SECTION 3.02. HEALTH AND HUMAN SERVICES COMMISSION: STATE HOSPITALS AND CAPACITY. (a) The amount of \$2,321,000,000 is appropriated from the general revenue fund to the Health and Human Services Commission for the two-year period beginning on the effective date of this Act for the purpose of constructing state hospitals and increasing inpatient capacity.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use \$2,321,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 3.03. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: BUDGET SHORTFALLS. (a) Notwithstanding any transfer limitation provided by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the Texas Department of Family and Protective Services may transfer an amount not to exceed \$29,000,000 from federal

Temporary Assistance for Needy Families (TANF) funds appropriated for Strategy B.1.9, Foster Care Payments, or Strategy B.1.11, Relative Caregiver Payments, as listed in that Act, to Strategy B.1.1, CPS Direct Delivery Staff, as listed in that Act.

(b) Notwithstanding Rider 27, page II-14, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Texas Department of Family and Protective Services, the department may use \$2,161,880 appropriated from the general revenue fund to the department for Strategy B.1.1, CPS Direct Delivery Staff, as listed in that Act, for any purpose to address child protective program needs.

(c) The amount of \$30,841,631 is appropriated from the general revenue fund to the Texas Department of Family and Protective Services for the state fiscal year ending August 31, 2023, to address a budget shortfall associated with Strategy B.1.1, CPS Direct Delivery Staff, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

(d) The amount of \$1,894,220 is appropriated from the general revenue fund to the Texas Department of Family and Protective Services for the state fiscal year ending August 31, 2023, for the payment of court monitor fees.

(e) The amount of \$6,877,357 is appropriated from the general revenue fund to the Texas Department of Family and Protective Services for the state fiscal year ending August 31, 2023, for data center services.

(f) Notwithstanding any transfer limitation provided by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the Texas Department of Family and Protective Services may transfer an amount not to exceed \$530,489 from general revenue funds appropriated to the department for a seat management capital budget project for use for data center consolidation.

(g) The capital budget authority of the Texas Department of Family and Protective Services in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is increased by the amount of the appropriation made under Subsection (e) of this section.

(h) Notwithstanding any transfer limitation provided by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the Texas Department of Family and Protective Services may transfer an amount not to exceed \$1,349,540 from general revenue funds appropriated for Strategy D.1.1, APS Direct Delivery Staff, as listed in that Act, to other strategies under Goal D, Adult Protective Services, as listed in that Act, as follows:

(1) an amount not to exceed \$84,022 to Strategy D.1.2, APS Program Support; and

(2) an amount not to exceed \$1,265,518 to Strategy D.1.3, APS Purchased Emergency Client Services.

**SECTION 3.04. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES: INFORMATION TECHNOLOGY.** (a) The amount of \$250,000 is appropriated from the general revenue fund to the Texas Department of Family and Protective Services for the two-year period beginning on the effective date of this Act to pay for information technology costs for the collection by children's advocacy centers of information from state agencies.

(b) The capital budget authority of the Texas Department of Family and Protective Services in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is increased by \$250,000 for the appropriation made under Subsection (a) of this section.

SECTION 3.05. DEPARTMENT OF STATE HEALTH SERVICES: FEDERALLY QUALIFIED HEALTH CENTERS. The amount of \$40,000,000 is appropriated from the general revenue fund to the Department of State Health Services for use during the two-year period beginning on the effective date of this Act for the Federally Qualified Health Center Incubator Program.

SECTION 3.06. DEPARTMENT OF STATE HEALTH SERVICES: COVID-19 SHORTFALL. The amount of \$50,000,000 is appropriated from the general revenue fund to the Department of State Health Services for the two-year period beginning on the effective date of this Act for the purpose of closing out COVID-19 response costs not reimbursed by the Federal Emergency Management Agency.

SECTION 3.07. DEPARTMENT OF STATE HEALTH SERVICES: LABORATORY BUILDING REPAIR. (a) Notwithstanding any transfer limitation provided by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the Department of State Health Services may use \$5,000,000 appropriated from the newborn screening preservation account number 5183 to the department for the purpose of repairing and rehabilitating the department's laboratory building.

(b) Any unexpended and unobligated balances remaining as of August 31, 2023, from the amount described by Subsection (a) of this section are appropriated to the Department of State Health Services for the state fiscal biennium beginning September 1, 2023, for the purpose described by that subsection.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of State Health Services may use:

(1) \$5,000,000 in capital budget authority for the purpose described by Subsection (a) of this section; and

(2) the amount of the appropriation made under Subsection (b) of this section in capital budget authority for that appropriation.

SECTION 3.08. HEALTH AND HUMAN SERVICES COMMISSION: DALLAS-FORT WORTH HOSPITAL. (a) The amount of \$101,890,000 is appropriated from the general revenue fund to the Health and Human Services Commission for the two-year period beginning on the effective date of this Act for the purpose of constructing a new state hospital in the Dallas-Fort Worth metropolitan area.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use \$101,890,000 in capital budget authority for the appropriation made under Subsection (a) of this section.



SECTION 3.09. HEALTH AND HUMAN SERVICES COMMISSION: UVALDE BEHAVIORAL HEALTH CAMPUS. (a) The amount of \$33,600,000 is appropriated from the general revenue fund to the Health and Human Services Commission for the two-year period beginning on the effective date of this Act for the purpose of constructing a behavioral health campus in Uvalde.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use \$33,600,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

#### ARTICLE 4. EDUCATION

SECTION 4.01. APPROPRIATION REDUCTION: TEXAS EDUCATION AGENCY. (a) The unencumbered appropriations from the Foundation School Fund No. 193 made to the Texas Education Agency by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2023, for Strategy A.1.1, Foundation School Program - Equalized Operations, as listed in that Act, are reduced by \$8,207,005,559.

(b) Notwithstanding Rider 3, page III-5, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Texas Education Agency, the sum-certain appropriation to the Foundation School Program for the state fiscal year ending August 31, 2023, is \$24,467,131,080.

SECTION 4.02. TEXAS EDUCATION AGENCY: SCHOOL SAFETY. The amount of \$1,600,000,000 is appropriated from the general revenue fund to the Texas Education Agency for use during the two-year period beginning on the effective date of this Act for Strategy B.2.2, Health and Safety, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), to assist school districts in implementing school safety initiatives.

SECTION 4.03. TEXAS EDUCATION AGENCY: INFORMATION TECHNOLOGY DEFERRED MAINTENANCE. The amount of \$11,251,170 is appropriated from the general revenue fund to the Texas Education Agency for the two-year period beginning on the effective date of this Act for the purpose of addressing information technology deferred maintenance.

SECTION 4.04. TEXAS SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED: CAMPUS INFRASTRUCTURE UPGRADES. The amount of \$3,200,000 is appropriated from the general revenue fund to the Texas School for the Blind and Visually Impaired for the two-year period beginning on the effective date of this Act for the purpose of campus infrastructure and security upgrades.

SECTION 4.05. SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED: SALARY ADJUSTMENTS. The amount of \$936,061 is appropriated from the general revenue fund to the School for the Blind and Visually Impaired for the period beginning on the effective date of this Act and ending August 31, 2024, for staff salary increases provided in the state fiscal year ending August 31, 2022, to address staffing shortfalls, to be allocated as follows to the following strategies as listed in

Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), or H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), as applicable:

- (1) Strategy A.1.1, Classroom Instruction, \$146,856;
- (2) Strategy A.1.2, Residential Program, \$237,279;
- (3) Strategy A.1.3, Short-term Programs, \$18,134;
- (4) Strategy A.1.4, Related and Support Services, \$343,206;
- (5) Strategy B.1.1, Technical Assistance, \$47,170;
- (6) Strategy B.1.2, Professional Education in Visual Impairment, \$2,322;
- (7) Strategy D.1.1, Central Administration, \$120,380; and
- (8) Strategy D.1.2, Other Support Services, \$20,714.

SECTION 4.06. TEXAS SCHOOL FOR THE DEAF: MASTER PLAN PHASE 3 CONSTRUCTION. (a) The following amounts totaling \$56,783,113 are appropriated from the general revenue fund to the Texas School for the Deaf for the two-year period beginning on the effective date of this Act for student housing, classroom expansion, and renovation for the Adult Curriculum for Community, Employment, and Social Skills (ACCESS) program, as described in the Texas Facilities Commission's campus master plan for the school, as follows:

- (1) \$47,006,809 for new student housing units;
- (2) \$9,273,656 for classroom expansion and renovation; and
- (3) \$502,648 for campus security entrance renovations.

(b) Pursuant to Section 30.052(h-1), Education Code, and Section 2165.007, Government Code, the Texas School for the Deaf shall transfer the amounts appropriated under Subsection (a) of this section to the Texas Facilities Commission to be used as provided by that subsection.

SECTION 4.07. TEACHER RETIREMENT SYSTEM: BENEFIT ENHANCEMENT. Contingent on the enactment of legislation by the 88th Legislature, Regular Session, 2023, relating to providing a benefit enhancement for retired employees under the Teacher Retirement System, and contingent on compliance with the requirements regarding the amortization period of the unfunded actuarial liabilities of the Teacher Retirement System under Section 821.006, Government Code, the amount of \$3,500,000,000 is appropriated from the general revenue fund to the Teacher Retirement System for the two-year period beginning on the effective date of this Act for the purpose of providing a benefit enhancement.

SECTION 4.08. HIGHER EDUCATION COORDINATING BOARD: B-ON-TIME BALANCES. (a) All unexpended and unobligated balances remaining as of August 31, 2024, in the Texas B-On-time student loan account number 5103 (estimated to be \$141,460,191) are appropriated to eligible institutions, as defined by Section 56.0092, Education Code, based on the formula adopted by the Higher Education Coordinating Board as provided by Section 56.0092(e), Education Code. The comptroller of public accounts shall transfer the money appropriated under this subsection to the coordinating board for prompt distribution to the eligible institutions.

(b) Any payments received from Texas B-On-time student loans by the Higher Education Coordinating Board on or after September 1, 2024, are appropriated to the coordinating board for the state fiscal year beginning September 1, 2024, for Strategy A.1.2, Student Loan Programs, as listed in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

**SECTION 4.09. HIGHER EDUCATION COORDINATING BOARD: DATA SECURITY AND MODERNIZATION.** (a) The amount of \$15,000,000 is appropriated from the general revenue fund to the Higher Education Coordinating Board for the two-year period beginning on the effective date of this Act for the purposes of data modernization, technology infrastructure, cybersecurity, and application modernization.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the coordinating board to employ during that period, the Higher Education Coordinating Board may employ out of money appropriated by Subsection (a) of this section 4.0 full-time equivalent (FTE) employees.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the coordinating board during that period, the Higher Education Coordinating Board may use \$9,700,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 4.10. HIGHER EDUCATION COORDINATING BOARD: CYBERSECURITY AND APPLICATION MODERNIZATION.** (a) The amount of \$5,000,000 is appropriated from the general revenue fund to the Higher Education Coordinating Board for the two-year period beginning on the effective date of this Act for the purposes of cybersecurity and application modernization.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the coordinating board during that period, the Higher Education Coordinating Board may use \$5,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 4.11. HIGHER EDUCATION COORDINATING BOARD: ADDITIONAL CAPITAL BUDGET AUTHORITY.** (a) The capital budget authority of the Higher Education Coordinating Board in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is increased by \$2,500,000 for expenses related to the Texas OnCourse program.

(b) The capital budget authority of the Higher Education Coordinating Board in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), includes the authority to spend money appropriated to the coordinating board from money received by:

(1) this state from the Governor's Emergency Education Relief (GEER) Fund under the Coronavirus Aid, Relief, and Economic Security (CARES) Act (15 U.S.C. Section 9001 et seq.) or the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260); or

(2) the coordinating board under the student loan program established under Chapter 52, Education Code.

SECTION 4.12. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT TYLER: INCREASE INPATIENT CAPACITY. (a) The amount of \$7,000,000 is appropriated from the general revenue fund to The University of Texas Health Science Center at Tyler for the two-year period beginning on the effective date of this Act for renovations to the center's hospital to double the hospital's inpatient capacity from 44 beds to 88 beds.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purpose described by Subsection (a) of this section. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required under Section 18(i), Article VII, Texas Constitution.

SECTION 4.13. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON: HARRIS COUNTY PSYCHIATRIC HOSPITAL. (a) The amount of \$7,971,600 is appropriated from the general revenue fund to The University of Texas Health Science Center at Houston for the two-year period beginning on the effective date of this Act for the purposes of indigent inpatient care, renovation of patient areas, deferred maintenance, and building renovation at the Harris County Psychiatric Hospital.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purposes described by Subsection (a) of this section. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required under Section 18(i), Article VII, Texas Constitution.

SECTION 4.14. TEXAS A&M AGRILIFE RESEARCH: VERNON CENTER. (a) The amount of \$15,000,000 is appropriated from the general revenue fund to Texas A&M AgriLife Research for the two-year period beginning on the effective date of this Act for the purposes of cleanup, replacement of lost equipment, and repair and renovation of infrastructure at the Texas A&M AgriLife Research and Extension Center at Vernon and Texas A&M AgriLife Foundation Seed facility ("Vernon Center") resulting from tornado damage.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purposes described by Subsection (a) of this section. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required under Section 18(i), Article VII, Texas Constitution.

SECTION 4.15. TEXAS A&M FOREST SERVICE: NATURAL DISASTERS. The amount of \$146,080,058 is appropriated from the general revenue fund to the Texas A&M Forest Service for the two-year period beginning on the effective date of this Act for the purpose of responding to previously occurring and future natural disasters, including responding through the mobilization of ground and aviation resources for fire suppression.

SECTION 4.16. UNIVERSITY OF TEXAS AT AUSTIN: TEXAS MEMORIAL MUSEUM. (a) The amount of \$8,000,000 is appropriated from the general revenue fund to The University of Texas at Austin for the two-year period beginning on the effective date of this Act for the purpose of renovating the Texas Memorial Museum.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purpose of renovating the Texas Memorial Museum. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required under Section 18(i), Article VII, Texas Constitution.

SECTION 4.17. LAMAR INSTITUTIONS: DISASTER MITIGATION AND RENOVATIONS. (a) The following amounts totaling \$25,500,000 are appropriated from the general revenue fund to the following institutions for the two-year period beginning on the effective date of this Act for the purpose of mitigating storm damage and making renovations at those institutions:

- (1) Lamar University: \$10,000,000;
- (2) Lamar State College - Port Arthur: \$5,000,000;
- (3) Lamar Institute of Technology: \$4,000,000; and
- (4) Lamar State College - Orange: \$6,500,000.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purpose described by Subsection (a) of this section. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required by Section 17(j), Article VII, Texas Constitution.

## ARTICLE 5. PUBLIC SAFETY AND CRIMINAL JUSTICE

SECTION 5.01. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: AGENCY OPERATIONS. (a) The amount of \$237,200,000 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for the two-year period beginning on the effective date of this Act for the purpose of correctional security operations, staffing adjustments, resumption of services at the Bradshaw State Jail, and other agency operations expenses.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Texas Department of Criminal Justice may use \$25,916,345 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 5.02. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL MANAGED HEALTH CARE. The amount of \$141,770,855 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for use during the state fiscal year ending August 31, 2023, for correctional managed health care under Strategy C.1.9, Hospital and Clinical Care, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

SECTION 5.03. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: DEFERRED MAINTENANCE SECURITY PROJECTS. (a) The amount of \$23,762,000 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for the two-year period beginning on the effective date of this Act for the purpose of addressing previously deferred maintenance of correctional facilities' security.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Texas Department of Criminal Justice may use \$23,762,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 5.04. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: TRAINING FACILITY. (a) The amount of \$35,000,000 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for the two-year period beginning on the effective date of this Act for the purpose of constructing a training facility on land owned by the department.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Texas Department of Criminal Justice may use \$35,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 5.05. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: VOCATIONAL TRAINING PROGRAM. The amount of \$600,000 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for the two-year period beginning on the effective date of this Act for the purpose of implementing the provisions of Chapter 1014 (H.B. 2352), Acts of the 87th Legislature, Regular Session, 2021, relating to an educational and vocational training pilot program to assist certain offenders in finding jobs on release from incarceration or community supervision.

SECTION 5.06. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: PHASE 1 HVAC INSTALLATION. (a) The amount of \$225,860,032 is appropriated from the general revenue fund to the Texas Department of Criminal Justice for the two-year period beginning on the effective date of this Act for the purpose of phase 1 of prison heating, ventilation, and air conditioning (HVAC) installation.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Texas Department of Criminal Justice may use \$225,860,032 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 5.07. TEXAS DEPARTMENT OF PUBLIC SAFETY: BORDER SECURITY. The amount of \$47,300,000 is appropriated from the general revenue fund to the Texas Department of Public Safety for the two-year period beginning on the effective date of this Act for the purpose of supporting the border security deployment for Operation Lone Star.

SECTION 5.08. TEXAS JUVENILE JUSTICE DEPARTMENT: REIMBURSEMENT TO COUNTIES. The amount of \$15,173,886 is appropriated from the general revenue fund to the Texas Juvenile Justice Department for the two-year period beginning on the effective date of this Act for the purpose of reimbursing counties for the costs of holding juveniles for whom the department does not have adequate capacity.

SECTION 5.09. TEXAS JUVENILE JUSTICE DEPARTMENT: TRANSFER AUTHORITY. Notwithstanding any transfer limitation provided by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General

Appropriations Act), the Texas Juvenile Justice Department may transfer money appropriated to the department from the following strategies as listed in that Act in the following amounts:

(1) Strategy B.1.5, Halfway House Operations, in an amount not to exceed \$2,331,849; and

(2) Strategy B.1.9, Contract Residential Placements, in an amount not to exceed \$1,751,693.

#### ARTICLE 6. NATURAL RESOURCES

SECTION 6.01. COMMISSION ON ENVIRONMENTAL QUALITY: HAZARDOUS AND SOLID WASTE REMEDIATION. (a) Rider 24, page VI-24, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Commission on Environmental Quality is amended to read as follows:

24. Appropriations and Unexpended Balances: ~~[from]~~ Cost Recovery for Site Remediation and Cleanups. (a) In addition to amounts appropriated above, any unobligated and unexpended balances as of August 31, 2021, (estimated to be \$0) remaining in the Hazardous and Solid Waste Remediation Fee Account No. 550 which were received from responsible parties as cost recovery payments for site remediation and cleanups undertaken by the Commission on Environmental Quality (TCEQ) are appropriated to the TCEQ for the biennium beginning September 1, 2021. The funds shall be used to pay the cost of site cleanups and remediation during the biennium.

(b) In addition to amounts appropriated above, any additional revenues generated from cost recovery fees (Revenue Object Code 3802) during the biennium beginning September 1, 2021, are appropriated from the Hazardous and Solid Waste Remediation Fee Account No. 550 to the TCEQ for that biennium for site remediation and cleanups.

(c) In addition to amounts appropriated above, \$3,755,606 is appropriated from Hazardous and Solid Waste Remediation Fee Account No. 550 to the TCEQ for the biennium beginning September 1, 2021, for site remediation and cleanups.

(b) Any unobligated and unexpended balances remaining as of August 31, 2023, from appropriations made under Rider 24, page VI-24, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Commission on Environmental Quality are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 6.02. RAILROAD COMMISSION: PIPELINE TRANSPORTATION AND STORAGE OF NATURAL AND OTHER GASES. (a) The amount of \$541,000 is appropriated from the general revenue fund to the Railroad Commission for the two-year period beginning on the effective date of this Act for Strategy B.1.1, Ensure Pipeline Safety, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), to implement rule changes adopted by the United States Department of Transportation Pipeline and Hazardous Materials Safety Administration.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the commission to employ during that period, the Railroad Commission may employ out of money appropriated by Subsection (a) of this section 10.0 full-time equivalent (FTE) employees.

**SECTION 6.03. PARKS AND WILDLIFE DEPARTMENT: PARK ACQUISITION.** (a) The amount of \$100,000,000 is appropriated from the general revenue fund to the Parks and Wildlife Department for the two-year period beginning on the effective date of this Act for Strategy D.1.2, Land Acquisition, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), to acquire real property for use as state parks.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Parks and Wildlife Department may use \$100,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 6.04. PARKS AND WILDLIFE DEPARTMENT: DEFERRED MAINTENANCE, CONSTRUCTION PROJECTS, AND INFORMATION TECHNOLOGY.** (a) The amount of \$7,248,987 is appropriated from the sporting goods sales tax transfer to the parks and wildlife conservation and capital account number 5004 to the Parks and Wildlife Department for the two-year period beginning on the effective date of this Act for:

(1) continued development of land and completion of infrastructure necessary for public use at Albert and Bessie Kronkosky State Natural Area; and

(2) connectivity improvements at state parks, including fiber optic installation, fiber optic infrastructure improvements, ethernet installation, and wireless network infrastructure upgrades and replacements.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Parks and Wildlife Department may use \$7,248,987 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 6.05. WATER DEVELOPMENT BOARD: FLOOD MITIGATION AND WATER PROJECT FUNDING.** (a) The amount of \$274,949,080 is appropriated from the general revenue fund to the comptroller of public accounts for the two-year period beginning on the effective date of this Act for immediate deposit to the credit of the flood infrastructure fund number 194.

(b) The amount of \$274,949,080 is appropriated from the flood infrastructure fund number 194 to the Water Development Board for the two-year period beginning on the effective date of this Act for Strategy B.1.1, State and Federal Financial Assistance Programs, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and Strategy C.1.1, State and Federal Financial Assistance Programs, as listed in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), for infrastructure projects related to drainage, flood mitigation, or flood control.



(c) The amount of \$51,132,249 is appropriated from the general revenue fund to the comptroller of public accounts for the two-year period beginning on the effective date of this Act for immediate deposit to the credit of the Clean Water State Revolving Fund No. 0651.

(d) The amount of \$73,918,671 is appropriated from the general revenue fund to the comptroller of public accounts for the two-year period beginning on the effective date of this Act for immediate deposit to the credit of the Drinking Water State Revolving Fund No. 0951.

(e) It is the intent of the legislature that the money appropriated under Subsections (c) and (d) of this section be used by the Water Development Board to draw down federal matching funds under the Infrastructure Investments and Jobs Act (Pub. L. No. 117-58, 135 Stat. 1351) and other available federal programs. Not later than August 31, 2025, the Water Development Board shall submit to the Legislative Budget Board a report showing the disposition of that money and the amount of federal matching funds that were drawn down with that money.

**SECTION 6.06. WATER DEVELOPMENT BOARD: DATA CENTER SERVICES.** (a) The amount of \$1,501,282 is appropriated from the general revenue fund to the Water Development Board for the two-year period beginning on the effective date of this Act for Strategy D.1.2, Information Resources, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and Strategy E.1.2, Information Resources, as listed in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), for data center services.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the Water Development Board may use \$1,501,282 in capital budget authority for the appropriation made under Subsection (a) of this section.

**SECTION 6.07. COMMISSION ON ENVIRONMENTAL QUALITY: CAPITAL BUDGET AUTHORITY.** The capital budget authority of the Commission on Environmental Quality in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is increased by \$415,000 for the purchase of three ethylene oxide (EtO) gas analyzers, peripheral equipment, and supplies.

## **ARTICLE 7. BUSINESS AND ECONOMIC DEVELOPMENT**

**SECTION 7.01. DEPARTMENT OF TRANSPORTATION: CERTAIN RIDERS.** (a) Section 17.43, Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is repealed.

(b) Consistent with the repeal of Section 17.43, Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), by Subsection (a) of this section, the Department of Transportation may use the \$15,000,000 that was required to be allocated for a particular purpose under Section 17.43, Article IX, of that Act for any purpose consistent with Strategy C.5.1, Aviation Services, as listed in that Act.

SECTION 7.02. DEPARTMENT OF TRANSPORTATION: PORTS. (a) The amount of \$200,000,000 is appropriated from the general revenue fund to the Department of Transportation for the two-year period beginning on the effective date of this Act for maritime port capital improvement projects.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Transportation may use \$200,000,000 in capital budget authority for the appropriation made under Subsection (a) of this section.

SECTION 7.03. DEPARTMENT OF MOTOR VEHICLES: DATA CENTER SERVICES. (a) The amount of \$1,589,218 is appropriated from the Texas Department of Motor Vehicles fund number 0010 to the Department of Motor Vehicles for the two-year period beginning on the effective date of this Act for data center services under Strategy C.1.2, Information Resources, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Motor Vehicles may use \$1,589,218 in capital budget authority for the appropriation made under Subsection (a) of this section.

#### ARTICLE 8. UNEXPENDED AND UNOBLIGATED BALANCES

SECTION 8.01. PENSION REVIEW BOARD: DATA MIGRATION BALANCES. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(2), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Pension Review Board for the purpose of migration of the board's data from multiple servers to the cloud and the creation of a new web-based interface for the current internal databases (estimated to be \$0) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.02. PENSION REVIEW BOARD: SELF-SERVICE PORTAL. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(3), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Pension Review Board for the purpose of the creation of a self-service portal to allow retirement systems to access a secure reporting portal to upload reports and view compliance status in real time (estimated to be \$276,000) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the Pension Review Board may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.03. FACILITIES COMMISSION: CAPITOL COMPLEX PHASE I. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 3, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Facilities Commission for the purpose of

providing interior finish out of new facilities included in Phase I of the Capitol Complex construction projects, costs associated with moving agencies into the new facilities, and security services for the new facilities for Strategy A.2.1, Facilities Design and Construction, and Strategy B.2.1, Facilities Operation, as listed in Chapter 1353 (H.B. 1), Acts of the 86th Legislature, Regular Session, 2019 (the General Appropriations Act), and for full-time equivalent positions for building an information modeling and management system (estimated to be \$22,816,298) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) Any additional full-time equivalent (FTE) employees the Texas Facilities Commission may require to achieve the purpose for which the appropriation under Subsection (a) of this section was made are reflected in the total full-time equivalent (FTE) employees authorized for the commission in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Facilities Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.04. FACILITIES COMMISSION: FLEX-SPACE BUILDING PROJECT.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 43, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Facilities Commission for the purchase of land and the construction of a flexible space multi-purpose building for use as short-term storage or temporary office space (estimated to be \$40,000,000) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Facilities Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.05. FACILITIES COMMISSION: DEFERRED SAFETY AND MAINTENANCE TO STATE BUILDINGS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 55(a)(1), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Texas Facilities Commission for the purpose of health and safety improvements and remediation of deferred maintenance of state buildings (estimated to be \$62,147,713) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Facilities Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.06. FACILITIES COMMISSION: PERMIAN BASIN BEHAVIORAL HEALTH CENTER.** (a) Subject to Subsection (b) of this section, all unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 26, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Texas Facilities Commission for the purpose of constructing a 100-bed comprehensive behavioral health center to serve the Permian Basin region (estimated to be \$40,000,000) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) The appropriation under Subsection (a) of this section is contingent on the completion of a signed agreement between the Texas Facilities Commission and the Ector County and Midland County Hospital Districts guaranteeing the ongoing operations of the comprehensive behavioral health center described by that subsection to ensure the construction and operation of the health center will provide a continuing benefit to the residents of this state.

(c) Subject to Subsection (b) of this section, all gifts or grants made to the Texas Facilities Commission to support the construction of the comprehensive behavioral health center described by Subsection (a) of this section (estimated to be \$50,000,000) are appropriated to the commission for the two-year period beginning on the effective date of this Act for the construction of the center.

(d) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Facilities Commission may use the amount of the appropriations made under this section in capital budget authority for those appropriations.

**SECTION 8.07. COMMISSION ON STATE EMERGENCY COMMUNICATIONS: NEXT GENERATION 9-1-1 SERVICE FUND.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 30, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Commission on State Emergency Communications for deposit into the Next Generation 9-1-1 Service Fund No. 0195 and for use by the commission as authorized by other law for the deployment and reliable operation of next generation 9-1-1 service, including equipment and administration costs (estimated to be \$136,025,272.41), are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.08. TEXAS HISTORICAL COMMISSION: DEFERRED MAINTENANCE.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 6, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Historical Commission for deferred maintenance projects under Strategy A.1.4, Historic Sites, as

listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the General Appropriations Act), (estimated to be \$0) are appropriated to the commission for the same purposes for the two-year period beginning on the effective date of this Act.

**SECTION 8.09. TEXAS HISTORICAL COMMISSION: DEFERRED MAINTENANCE.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 55(a)(2), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Texas Historical Commission for remediation of deferred maintenance of state buildings (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.10. TEXAS HISTORICAL COMMISSION: NATIONAL MUSEUM OF THE PACIFIC WAR.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 4(b), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Historical Commission for capital projects at the National Museum of the Pacific War as described by Subsection (a) of that section (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.11. TEXAS HISTORICAL COMMISSION: COURTHOUSE PRESERVATION GRANTS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 5(a), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from amounts previously appropriated by Section 8, Chapter 465 (S.B. 500), Acts of the 86th Legislature, Regular Session, 2019 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Historical Commission for the purpose of making courthouse preservation grants under Strategy A.1.3, Courthouse Preservation, as listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the General Appropriations Act), (estimated to be \$107,764) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 5(b), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Historical Commission for courthouse preservation grants (estimated to be \$300,218) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Texas Historical Commission may use the amounts of the appropriations made under this section in capital budget authority for those appropriations.

SECTION 8.12. TEXAS HISTORICAL COMMISSION: WASHINGTON-ON-THE-BRAZOS STATE HISTORIC SITE. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 23, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Texas Historical Commission for the purpose of providing funding for the commission's capital plan project for the Washington-on-the-Brazos State Historic Site (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.13. TEXAS HISTORICAL COMMISSION: LEVI JORDAN STATE HISTORIC SITE. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 7, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Historical Commission for the purpose of continuing development of the Levi Jordan State Historic Site, including architectural, engineering, interpretive, and site survey services and collections conservation and acquisition to develop museum exhibits, as provided by Strategy A.1.4, Historic Sites, as listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the General Appropriations Act), (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.14. STATE PRESERVATION BOARD: CAPITOL AND EXTENSION. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 9(a), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the State Preservation Board for the purpose of performing renovations to the Texas Capitol and the Capitol Extension, including the replacement of the Capitol's historic roof, phase 1 of an exterior waterproofing project for the Capitol and Capitol Extension, and other repairs and renovations to the Capitol, Capitol Extension, Capitol Visitors Center, Capitol grounds, and Governor's Mansion, (estimated to be \$33,605,000) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the State Preservation Board may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.15. STATE PRESERVATION BOARD: TEXAS STATE HISTORY MUSEUM. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 9(b), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the State Preservation Board for the purpose of performing repairs and renovations to the Texas State History Museum (estimated to be \$2,465,000) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the State Preservation Board may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.16. STATE PRESERVATION BOARD: STATE CEMETERY MASTER PLAN.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 55(a)(3), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the State Preservation Board for the state cemetery master plan (estimated to be \$0) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.17. STATE PRESERVATION BOARD: MAINTENANCE AND CAPITAL IMPROVEMENT PROJECTS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 47, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the State Preservation Board for the purpose of maintenance and capital improvement projects (estimated to be \$10,352,200) are appropriated to the board for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the board during that period, the State Preservation Board may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.18. SECRETARY OF STATE: LEGACY SYSTEM MODERNIZATION.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(4), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Secretary of State for the legacy system modernization project (estimated to be \$0) are appropriated to the Secretary of State for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.19. DEPARTMENT OF INFORMATION RESOURCES: ENDPOINT DETECTION AND RESPONSE.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(e)(9), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Department of Information Resources for cybersecurity endpoint detection and response (estimated to be \$11,302,238) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Information Resources may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.20. DEPARTMENT OF INFORMATION RESOURCES: ENDPOINT DETECTION AND RESPONSE. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 12(a)(1), Chapter 7 (H.B. 5), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Department of Information Resources for the purpose of providing cybersecurity enhancements for the state, specifically for endpoint detection and response, (estimated to be \$6,534,350) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the department to employ during that period, the Department of Information Resources may employ out of money appropriated by Subsection (a) of this section one full-time equivalent (FTE) employee for endpoint detection and response.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Information Resources may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.21. DEPARTMENT OF INFORMATION RESOURCES: SECURITY OPERATIONS CENTER. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 12(a)(2), Chapter 7 (H.B. 5), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Department of Information Resources for the purpose of providing cybersecurity enhancements for the state, specifically for the security operations center, (estimated to be \$2,670,231) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the department to employ during that period, the Department of Information Resources may employ out of money appropriated by Subsection (a) of this section seven full-time equivalent (FTE) employees for the security operations center.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Information Resources may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.22. DEPARTMENT OF INFORMATION RESOURCES: MULTIFACTOR AUTHENTICATION EXPANSION. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 12(a)(3), Chapter 7 (H.B. 5), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Department of Information Resources for the purpose of providing cybersecurity enhancements for the state, specifically for multifactor



authentication expansion, (estimated to be \$3,690,438) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the department to employ during that period, the Department of Information Resources may employ out of money appropriated by Subsection (a) of this section one full-time equivalent (FTE) employee for the multifactor authentication expansion.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the department during that period, the Department of Information Resources may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.23. DEPARTMENT OF STATE HEALTH SERVICES: RIO GRANDE VALLEY LABORATORY.** All unexpended and unobligated balances remaining as of the effective date of this Act from the appropriations made by Section 16, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Department of State Health Services for the purpose of upgrading existing laboratory facilities associated with a level 1 trauma facility in Hidalgo County and new laboratory infrastructure in Starr County (estimated to be \$0) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.24. HEALTH AND HUMAN SERVICES COMMISSION: BUILDING.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 10, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from master lease purchase revenue bonds to the Health and Human Services Commission to address deferred maintenance needs at state supported living centers and state hospitals as described by that section (estimated to be \$23,675,095) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.25. HEALTH AND HUMAN SERVICES COMMISSION: CONSTRUCTION OF STATE HOSPITALS.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 11, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Health and Human Services Commission for projects that have been approved under the provisions of Rider 221, page II-110, Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the General Appropriations Act), to the bill pattern of the appropriations to the commission and appropriated again by Chapter

1353 (H.B. 1), Acts of the 86th Legislature, Regular Session, 2019 (the General Appropriations Act), (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.26. HEALTH AND HUMAN SERVICES COMMISSION: MIGRATION OF CERTAIN SYSTEMS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(6), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Health and Human Services Commission for the migration of CLASS, CLASSMate, and Public and Provider systems from the Texas Department of Family and Protective Services to the commission (estimated to be \$5,324,542) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.27. HEALTH AND HUMAN SERVICES COMMISSION: MANAGEMENT INFORMATION SYSTEMS MODERNIZATION AND PROCUREMENT AND TRANSITION PHASE 1.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(7), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission for phase 1 of the management information systems modernization and procurement and transition (estimated to be an aggregate of \$258,322,269, of which \$29,708,530 is estimated to be from the general revenue fund and \$228,613,739 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.28. HEALTH AND HUMAN SERVICES COMMISSION: VENDOR DRUG PROGRAM PHARMACY BENEFITS SERVICES MODERNIZATION.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(8), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission for the vendor drug program pharmacy benefits services modernization (estimated to be an aggregate of \$25,213,488, of which \$2,928,372 is estimated to be from the general revenue fund and \$22,285,116 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.29. HEALTH AND HUMAN SERVICES COMMISSION: HYBRID CLOUD SYSTEM.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(9), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission for the development of a system to identify, preserve, collect, analyze, and produce all documents and information including electronically stored information in a hybrid cloud solution (estimated to be an aggregate of \$7,038,000, of which \$4,777,553 is estimated to be from the general revenue fund and \$2,260,447 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.30. HEALTH AND HUMAN SERVICES COMMISSION: SYSTEMWIDE BUSINESS ENABLEMENT PLATFORM PROJECT.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(5), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission for the systemwide business enablement platform project (estimated to be an aggregate of \$9,616,099, of which \$6,037,560 is estimated to be from the general revenue fund and \$3,578,539 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.31. HEALTH AND HUMAN SERVICES COMMISSION: END-OF-LIFE/END-OF-SUPPORT INFRASTRUCTURE REPLACEMENT.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(6), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission for replacement of the end-of-life/end-of-support network infrastructure, including routers, switches, perimeter security protection equipment, firewalls,

wireless local area networks, and uninterruptible power supplies, (estimated to be an aggregate of \$24,760,758, of which \$17,825,269 is estimated to be from the general revenue fund and \$6,935,489 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.32. HEALTH AND HUMAN SERVICES COMMISSION: RESTORING REDUCTIONS FOR CERTAIN INFORMATION TECHNOLOGY PROJECTS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(7), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission to restore reductions for certain information technology projects (estimated to be \$5,135,578 from the general revenue fund) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.33. HEALTH AND HUMAN SERVICES COMMISSION: FIBER AND CABLING PROJECT UPGRADES AT STATE HOSPITALS AND STATE SUPPORTED LIVING CENTERS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(8), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Health and Human Services Commission for infrastructure upgrades to fiber and cabling projects at state hospitals and state supported living centers (estimated to be \$3,106,672) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.34. HEALTH AND HUMAN SERVICES COMMISSION: DATA CENTER CONSOLIDATION.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(d)(5), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Health and Human Services Commission to provide for data center

consolidation (estimated to be an aggregate of \$4,519,412, of which \$2,595,271 is estimated to be from the general revenue fund and \$1,924,141 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.35. HEALTH AND HUMAN SERVICES COMMISSION: DATA CENTER CONSOLIDATION.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(d)(6), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund, interagency contract receipts, and federal funds to the Health and Human Services Commission to provide for data center consolidation (estimated to be an aggregate of \$24,947,262, of which \$12,666,241 is estimated to be from the general revenue fund, \$1,660,625 is estimated to be from interagency contract receipts, and \$10,620,396 is estimated to be from federal funds) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.36. HEALTH AND HUMAN SERVICES COMMISSION: MOTOR VEHICLES.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 37(a)(1), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Health and Human Services Commission for the purchase of motor vehicles (estimated to be \$7,060,888) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.37. HEALTH AND HUMAN SERVICES COMMISSION: CROSS-BIENNIA TRANSFERS FOR STATE HOSPITAL CONSTRUCTION.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 54, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Health and Human Services Commission for

continuing improvements to state hospital facilities (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.38. HEALTH AND HUMAN SERVICES COMMISSION: WINTERS DATA CENTER. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 55(a)(4), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Health and Human Services Commission for the Winters Data Center (estimated to be \$755,896) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.39. HEALTH AND HUMAN SERVICES COMMISSION: WINTERS DATA CENTER. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 55(b)(1), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from federal funds to the Health and Human Services Commission for the Winters Data Center (estimated to be \$744,104) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.40. HEALTH AND HUMAN SERVICES COMMISSION: AUSTIN STATE HOSPITAL. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 64(1), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Health and Human Services Commission to finish construction of a 240-bed replacement campus of the Austin State Hospital (estimated to be \$9,599,400) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

SECTION 8.41. HEALTH AND HUMAN SERVICES COMMISSION: SAN ANTONIO STATE HOSPITAL. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section

64(2), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Health and Human Services Commission to finish construction of a 300-bed replacement campus of the San Antonio State Hospital (estimated to be \$152,400,000) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.42. HEALTH AND HUMAN SERVICES COMMISSION: DALLAS-FORT WORTH HOSPITAL.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 64(3), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Health and Human Services Commission to begin preplanning and planning efforts of a new state hospital in the Dallas-Fort Worth metropolitan area, including the acquisition of land for that purpose (estimated to be \$4,475,000), are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.43. HEALTH AND HUMAN SERVICES COMMISSION: DALLAS-FORT WORTH HOSPITAL.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 11, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of construction of a state hospital in Dallas (estimated to be \$22,800,000) are appropriated to the commission for the two-year period beginning on the effective date of this Act for the purpose of construction of a new state hospital in the Dallas-Fort Worth metropolitan area.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the commission during that period, the Health and Human Services Commission may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.44. HEALTH AND HUMAN SERVICES COMMISSION: OVERSIGHT OF CERTAIN CONSTRUCTION PROJECTS.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 64(4), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Health and Human Services Commission for one full-time

equivalent (FTE) employee to oversee the construction projects described by Subdivisions (1), (2), and (3) of that section (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) Any additional full-time equivalent (FTE) employees the Health and Human Services Commission may require to achieve the purpose for which the appropriation under Subsection (a) of this section was made are reflected in the total number of full-time equivalent (FTE) employees authorized for the commission in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

SECTION 8.45. HEALTH AND HUMAN SERVICES COMMISSION: RURAL HOSPITALS. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 12, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding for grants to support rural hospitals that have been affected by the COVID-19 pandemic (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.46. HEALTH AND HUMAN SERVICES COMMISSION: INTERNET PORTAL. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 13, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding for the creation of a consolidated Internet portal for Medicaid and the Children's Health Insurance Program medical services provider data (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.47. HEALTH AND HUMAN SERVICES COMMISSION: TECHNOLOGY UPDATES. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 14, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding for technology updates to the Medicaid eligibility computer system (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.48. HEALTH AND HUMAN SERVICES COMMISSION: TEXAS CIVIL COMMITMENT OFFICE. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 15, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding for COVID-19 related expenses incurred by the Texas Civil Commitment Office related to consumable supplies and travel (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.



SECTION 8.49. HEALTH AND HUMAN SERVICES COMMISSION: SUNRISE CANYON HOSPITAL. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 22, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding for the expansion of capacity of Sunrise Canyon Hospital (estimated to be \$14,843,738) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.50. HEALTH AND HUMAN SERVICES COMMISSION: STAFFING NEEDS. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 33, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Health and Human Services Commission for the purpose of providing funding to administer one-time grants related to providing critical staffing needs resulting from frontline health care workers affected by COVID-19 as described by that section (estimated to be \$0) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

(b) Money appropriated by Subsection (a) of this section is subject to all the restrictions, reporting requirements, and statements of legislative intent provided by Section 33, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act).

SECTION 8.51. TEXAS A&M UNIVERSITY AT GALVESTON: MARITIME INFRASTRUCTURE PROJECT. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 59, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to Texas A&M University at Galveston for dock and other infrastructure improvements needed to accept new and larger vessels from the United States Department of Transportation and the United States Maritime Administration (MARAD) (estimated to be \$43,000,000) are appropriated to the university for the same purpose for the two-year period beginning on the effective date of this Act.

(b) The legislature finds that there is a demonstrated need for the appropriation of general revenue funds for the purpose described by Subsection (a) of this section. The appropriation made by this section is contingent on approval by two-thirds of each chamber of the legislature, as required by Section 18(i), Article VII, Texas Constitution.

SECTION 8.52. HIGHER EDUCATION COORDINATING BOARD: TEXAS CHILD MENTAL HEALTH CARE CONSORTIUM. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 8, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Higher Education Coordinating Board for the purpose of supporting the operations and expansion of the Texas Child Mental Health Care Consortium to expand mental health initiatives for children, pregnant women, and women who are

up to one year postpartum (estimated to be \$56,541,442) are appropriated to the coordinating board for the same purpose for the two-year period beginning on the effective date of this Act.

(b) At the direction of the Texas Child Mental Health Care Consortium, the Higher Education Coordinating Board shall transfer money appropriated under Subsection (a) of this section to health-related institutions of higher education through interagency contracts for:

- (1) enhancements and expansion of the Child Psychiatry Access Network;
- (2) enhancements and expansion of the Texas Child Access Through Telemedicine program;
- (3) expansion of the child and adolescent mental health workforce; and
- (4) administrative expenses.

(c) The Texas Child Mental Health Care Consortium may transfer money allocated for a purpose described by Subsection (b)(1), (2), or (3) of this section to any other purpose described by those subdivisions, except that a transfer of more than 10 percent of the money allocated for one of those purposes may be made only with the prior approval for the transfer and expenditure from the Legislative Budget Board. A request for approval of the transfer and expenditure by the consortium is considered approved unless the Legislative Budget Board issues a written disapproval within 10 business days of the receipt and review of the request by the Legislative Budget Board.

(d) Out of money appropriated by Subsection (a) of this section, the Texas Child Mental Health Care Consortium may enhance the Child Psychiatry Access Network to improve perinatal mental health services.

**SECTION 8.53. TEXAS DIVISION OF EMERGENCY MANAGEMENT: STATE OPERATIONS CENTER.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 9, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Texas Division of Emergency Management for the purpose of the acquisition of land for, and construction of, a state operations center (estimated to be \$0) are appropriated to the division for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.54. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON: TEXAS EPIDEMIC PUBLIC HEALTH INSTITUTE.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 17, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to The University of Texas Health Science Center at Houston for the purpose of operating the Texas Epidemic Public Health Institute (estimated to be \$12,275,876) are appropriated to the center for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.55. TEXAS TECH UNIVERSITY: INSTITUTIONAL ENHANCEMENTS.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 40(1), Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental

Appropriations Act), from the ARPA fund to Texas Tech University for institutional enhancement (estimated to be \$12,000,000) are appropriated to the university for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.56. HIGHER EDUCATION COORDINATING BOARD: RURAL VETERINARIANS GRANT PROGRAM. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 46, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Higher Education Coordinating Board for the purpose of providing funding for the rural veterinarians grant program (estimated to be \$1,000,000) are appropriated to the coordinating board for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.57. TEXAS EDUCATION AGENCY: MAINTENANCE OF STATE FINANCIAL SUPPORT FOR SPECIAL EDUCATION. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 13(a)(2), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Texas Education Agency to be used in the manner required by the negotiated legal settlement agreement between the State of Texas and the United States Department of Education to prevent the withholding of federal funds as a result of an alleged failure to maintain adequate state financial support for special education under federal law (20 U.S.C. Section 1412(a)(18)(A) and 34 C.F.R. Section 300.163(a)), during the state fiscal years ending August 31, 2017, and August 31, 2018, (estimated to be \$74,600,000) are appropriated to the agency for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.58. TEXAS EDUCATION AGENCY: PROGRAM ENHANCEMENTS. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 44, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Texas Education Agency for the purpose of providing funding for the big brothers and big sisters program technological staff enhancements (estimated to be \$0) are appropriated to the agency for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.59. TEXAS EDUCATION AGENCY: CERTAIN PUBLIC SCHOOL CURRICULUM. All unexpended and unobligated balances remaining as of the effective date of this Act from the appropriations made by Section 10, Chapter 7 (H.B. 5), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Texas Education Agency for the purpose of implementing the provisions of Chapter 9 (S.B. 3), 87th Legislature, 2nd Called Session, 2021, (estimated to be \$0) are appropriated to the agency for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.60. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL: BOND LEGISLATION. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from the appropriations made

by Section 14, Chapter 7 (H.B. 5), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and the General Revenue-Dedicated Statewide Electronic Filing System Account No. 5157 to the Office of Court Administration, Texas Judicial Council for the purpose of implementing the provisions of Chapter 11 (S.B. 6), 87th Legislature, 2nd Called Session, 2021, (estimated to be \$0 from the general revenue fund and \$0 from the General Revenue-Dedicated Statewide Electronic Filing System Account No. 5157) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

(b) Any additional full-time equivalent (FTE) employees the Office of Court Administration, Texas Judicial Council may require to achieve the purpose for which the appropriation under Subsection (a) of this section was made are reflected in the total number of full-time equivalent (FTE) employees authorized for the office in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

SECTION 8.61. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL. (a) All unexpended and unobligated balances remaining as of the effective date of this Act from the appropriations made by Section 1(a), Chapter 8 (H.B. 9), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Office of Court Administration, Texas Judicial Council for the purpose of providing funding for indigent legal representation, foreign language interpreters for courts, increased staff functions, equipment purchases, and program administration costs (estimated to be \$116,453) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

(b) Any additional full-time equivalent (FTE) employees the Office of Court Administration, Texas Judicial Council may require to achieve the purpose for which the appropriation under Subsection (a) of this section was made are reflected in the total number of full-time equivalent (FTE) employees authorized for the office in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

(c) Consistent with Section 8, Chapter 8 (H.B. 9), Acts of the 87th Legislature, 2nd Called Session, 2021 (the Supplemental Appropriations Act), the Office of Court Administration, Texas Judicial Council shall report all budgeted and expended amounts and performance indicator results for border security relating to the appropriation made under Subsection (a) of this section to the Legislative Budget Board.

SECTION 8.62. COMPTROLLER OF PUBLIC ACCOUNTS, JUDICIARY SECTION: APPROPRIATIONS FOR SHORTFALL IN COURT FEES. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 29(a)(1), Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Comptroller of Public Accounts, Judiciary Section for the purpose of addressing the backlog in court cases, including to pay for visiting judges

and support staff (estimated to be \$7,000,000), are appropriated to the judiciary section for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.63. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL: APPROPRIATIONS FOR SHORTFALL IN COURT FEES.**

(a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 29(a)(2)(A), Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Office of Court Administration, Texas Judicial Council for the purpose of addressing the backlog in court cases, including information technology support, (estimated to be \$1,520,000) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the office to employ during that period, the Office of Court Administration, Texas Judicial Council may employ out of money appropriated by Subsection (a) of this section eight full-time equivalent (FTE) employees.

(c) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the office during that period, the Office of Court Administration, Texas Judicial Council may use the amount of the appropriation made under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 8.64. OFFICE OF COURT ADMINISTRATION, TEXAS JUDICIAL COUNCIL: APPROPRIATIONS FOR SHORTFALL IN COURT FEES.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 29(a)(2)(B), Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Office of Court Administration, Texas Judicial Council for deposit into the Fair Defense Account No. 5073 and for use by the office for the purpose of addressing the backlog in court cases, as authorized by other law (estimated to be \$0), are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.65. OFFICE OF CAPITAL AND FORENSIC WRITS: APPROPRIATIONS FOR SHORTFALL IN COURT FEES.** (a) All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 29(a)(3), Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Office of Capital and Forensic Writs for the purpose of addressing the backlog in court cases and paying costs related to the coronavirus disease pandemic (estimated to be \$15,000) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

(b) During the two-year period beginning on the effective date of this Act, in addition to the number of full-time equivalent (FTE) employees other law authorizes the office to employ during that period, the Office of Capital and Forensic Writs may employ out of money appropriated by Subsection (a) of this section one full-time equivalent (FTE) employee.

**SECTION 8.66. RAILROAD COMMISSION: MAINFRAME TRANSFORMATION.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 62, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and the Oil and Gas Regulation and Cleanup Account No. 5155 to the Railroad Commission for the purpose of phase two of an information technology mainframe computer transformation project (estimated to be \$10,737,824) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.67. DEPARTMENT OF AGRICULTURE: NUTRITION ASSISTANCE.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 28, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Department of Agriculture to be used for Texans Feeding Texans - Home Delivered Meals Program and Texans Feeding Texans - Surplus Agricultural Products Grant Program (estimated to be \$0) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.68. GENERAL LAND OFFICE: ALAMO.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 29, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the General Land Office for the purposes authorized by Subchapter I, Chapter 31, Natural Resources Code, (estimated to be \$50,000,000) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.69. PARKS AND WILDLIFE DEPARTMENT: LOCAL PARK GRANTS.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 36, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Parks and Wildlife Department for the purpose of providing funding for grants throughout this state as authorized by other law and consistent with Strategy B.2.1, Local Park Grants, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), (estimated to be \$40,000,000) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.70. COMMISSION ON ENVIRONMENTAL QUALITY: ENVIRONMENTAL REMEDIATION AT CLOSED BATTERY RECYCLING FACILITY.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), from the

hazardous and solid waste remediation fee account number 0550 to the Commission on Environmental Quality for environmental remediation at a closed battery recycling facility site located in a municipality (estimated to be \$3,000,000) are appropriated to the commission for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.71. DEPARTMENT OF TRANSPORTATION: PRESIDIO CUSTOMS INSPECTION STATION. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 31, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Department of Transportation for the purpose of providing funding for a customs inspection station on the South Orient Rail Line in Presidio, Texas (estimated to be \$0), are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.72. DEPARTMENT OF MOTOR VEHICLES: ACCOUNTS RECEIVABLE SYSTEM PROJECT. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(11), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the Texas Department of Motor Vehicles fund to the Department of Motor Vehicles for the Accounts Receivable System Project (estimated to be \$0) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.73. DEPARTMENT OF AGRICULTURE: FOOD BANKS. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 7, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Department of Agriculture for the purpose of providing supplemental funding to food banks in response to the coronavirus pandemic (estimated to be \$72,600,000) are appropriated to the department for the purpose of providing supplemental funding to food banks for the two-year period beginning on the effective date of this Act.

SECTION 8.74. OFFICE OF THE ATTORNEY GENERAL: SEXUAL ASSAULT PROGRAM ACCOUNT. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 27, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Office of the Attorney General for deposit into the Sexual Assault Program Account No. 5010 and for use by the office as authorized by other law (estimated to be \$20,851,248) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

SECTION 8.75. OFFICE OF THE ATTORNEY GENERAL: LEGAL CASE LEGACY MODERNIZATION PROJECT. All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(1), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and interagency contract proceeds to the Office of the Attorney General for the legal case

legacy modernization project (estimated to be an aggregate of \$711,370, of which \$690,314 is estimated to be from the general revenue fund and \$21,056 is estimated to be from interagency contract proceeds) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.76. OFFICE OF THE ATTORNEY GENERAL: SYSTEM MODERNIZATION PROJECT PHASE 1.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(2), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from appropriated receipts and federal funds to the Office of the Attorney General for the system modernization project phase 1 (estimated to be an aggregate of \$2,477,235, of which \$842,260 is estimated to be from appropriated receipts and \$1,634,975 is estimated to be from federal funds) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.77. OFFICE OF THE ATTORNEY GENERAL: SYSTEM MODERNIZATION PROJECT PHASE 2.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(a)(3), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund and federal funds to the Office of the Attorney General for the system modernization project phase 2 (estimated to be an aggregate of \$6,204,308, of which \$2,109,465 is estimated to be from the general revenue fund and \$4,094,843 is estimated to be from federal funds) are appropriated to the office for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.78. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE GOVERNOR: VICTIMS OF CRIME.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 24, Chapter 10 (S.B. 8), Acts of the 87th Legislature, 3rd Called Session, 2021 (the Supplemental Appropriations Act), from the ARPA fund to the Trusteed Programs within the Office of the Governor for the purpose of providing funding for grants for victims of crime (estimated to be \$0) are appropriated to the trusteed programs for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.79. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONAL MANAGED HEALTH CARE.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 35(c)(9), Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the general revenue fund to the Texas Department of Criminal Justice for a technology component for inmate health care (estimated to be \$0) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.80. TEXAS DEPARTMENT OF CRIMINAL JUSTICE: CORRECTIONS INFORMATION TECHNOLOGY SYSTEM PROJECT.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 23, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Department of Criminal Justice to be used



for corrections information technology system projects as provided under Strategy G.1.4, Information Resources, as listed in Chapter 605 (S.B. 1), Acts of the 85th Legislature, Regular Session, 2017 (the General Appropriations Act), (estimated to be \$0) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

**SECTION 8.81. FACILITIES COMMISSION: CAPITOL COMPLEX PROJECT PHASE 2.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Section 3, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular Session, 2021 (the Supplemental Appropriations Act), from the economic stabilization fund to the Texas Facilities Commission for the purpose of providing interior finish out of new facilities included in Phase I of the Capitol Complex construction projects, costs associated with moving agencies into the new facilities, and security services for the new facilities (estimated to be \$22,816,298) are appropriated to the commission for the construction of Phase 2 of the Capitol Complex project for the two-year period beginning on the effective date of this Act.

**SECTION 8.82. PARKS AND WILDLIFE DEPARTMENT: VETERANS MEMORIAL PARK AND FLAG PARK.** All unexpended and unobligated balances remaining as of the effective date of this Act from appropriations made by Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), from the sporting goods sales tax transfer to the Texas recreation and parks account number 0467 to the Parks and Wildlife Department to provide a grant for Veterans Memorial Park and Flag Park (estimated to be \$7,000,000) are appropriated to the department for the same purpose for the two-year period beginning on the effective date of this Act.

#### ARTICLE 9. MISCELLANEOUS PROVISIONS

**SECTION 9.01. SALARY INCREASE FOR STATE EMPLOYEES.** (a) In this section, "salary increase" means:

(1) a 5.0 percent increase in monthly salary with a minimum increase of \$250 per month, effective July 1, 2023; and

(2) any related employee benefits costs associated with the salary increase described by Subdivision (1) of this subsection, including contributions required by Sections 17.03, page IX-79, and 17.06, page IX-80, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

(b) The amount necessary to pay for a salary increase for all employee positions for state agencies paid according to the Classification Salary Schedules listed in Section 2.01, Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), including employee positions for the Higher Education Coordinating Board, Texas A&M University System service agencies, and agencies funded under Article X of that Act, for the period beginning July 1, 2023, and ending August 31, 2023 (estimated to be an aggregate of \$99,157,791, of which \$63,860,952 is estimated to be from the general revenue fund, \$5,713,926 is estimated to be from general revenue dedicated accounts, \$11,390,274 is estimated to be from other state funds and accounts, and \$18,192,639 is estimated to be from federal funds), is appropriated to the comptroller of public accounts for that period for the purpose of making those salary increases.

(c) The amount appropriated under Subsection (b) of this section includes money from the general revenue fund, general revenue dedicated accounts, and other funds that is intended to provide the salary increase described by that subsection for certain employee positions currently paid from federal funds that are not available for this purpose.

(d) Money appropriated under Subsection (b) of this section may not be used to provide a salary increase for statewide elected officials, justices or judges of the appellate and district courts, district attorneys, criminal district attorneys, county attorneys performing the duties of a district attorney, line item exempt (non-classified) employees, employees of institutions of higher education (other than employees of the Higher Education Coordinating Board or a Texas A&M University System service agency), or the compensatory per diem of board or commission members.

(e) The provisions of Section 6.08, Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), requiring salaries and benefits to be paid proportionally from each source of funding are incorporated into this section by reference and apply to the appropriation made under Subsection (b) of this section. Each agency shall pay the salary increase described by that subsection from funds held in the state treasury and from local funds in the same proportion as the employee's regular compensation is paid, unless the employee's salary is paid from federal funds that are not available for that purpose.

(f) The comptroller of public accounts shall adopt rules as necessary to administer this section. The comptroller shall allocate money appropriated under Subsection (b) of this section to each agency, and to the appropriate employee benefit appropriation items, in accordance with those rules.

(g) A state agency, including a Texas A&M University System service agency, that receives money appropriated under Subsection (b) of this section may not increase fees or taxes to offset the appropriation. The amount necessary to provide the salary increase described by that subsection for employees of a Texas A&M University System service agency or of a state agency subject to a provision in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), limiting the amount appropriated to the agency to revenues collected by the agency, is included in the amount appropriated under that subsection. This subsection does not apply to the Texas Department of Insurance.

(h) The salary increase provided under Subsection (b) of this section applies to part-time employees hired pursuant to Section 658.009, Government Code. For purposes of this section, in computing the salary increase described by Subsection (b) of this section for those part-time employees, the amount provided for each employee must be proportional to the number of hours the employee works per week as compared to a 40-hour work week.

(i) This section:

(1) applies to:

(A) all staff positions at the Windham School District and the Texas Juvenile Justice Department; and

(B) the non-instructional staff positions at the School for the Deaf and the School for the Blind and Visually Impaired; and

(2) does not apply to the instructional staff positions at the School for the Deaf and the School for the Blind and Visually Impaired whose salaries are statutorily tied to the salary schedule at the Austin Independent School District.

(j) It is the intent of the legislature that if this Act becomes effective after July 1, 2023, the salary increase described by Subsection (b) of this section should be calculated for the month of July at a percentage that yields a 5.0 percent increase in each employee position's salary for the month of July compared to the employee position's salary for the month of June.

(k) The amount of a salary increase provided under this section may not be considered in determining the amount of a salary increase provided in H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act).

(l) Notwithstanding the Classification Salary Schedules listed in Section 2.01, Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the amount of a salary increase provided under this section may not be considered in determining an employee's classification under those schedules.

(m) Rider 37, page I-12, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), to the bill pattern of the appropriations to the Office of the Attorney General, does not apply to the salary increase provided under this section to employees of the office.

SECTION 9.02. MOTOR VEHICLE PURCHASES. (a) The following amounts are appropriated from the specified sources to the following agencies for use during the two-year period beginning on the effective date of this Act for the purpose of purchasing motor vehicles for the agency's use as authorized by general law:

(1) Office of the Attorney General: \$170,000 from the general revenue fund, and \$330,000 from federal funds;

(2) Texas Historical Commission: \$1,966,983 from the general revenue fund;

(3) Secretary of State: \$30,000 from the general revenue fund;

(4) Department of State Health Services: \$965,539 from the general revenue fund;

(5) Health and Human Services Commission: \$7,850,000 from the general revenue fund;

(6) Texas A&M Forest Service: \$2,056,918 from the Texas Department of Insurance operating account number 0036;

(7) Texas Division of Emergency Management: \$13,300,000 from the general revenue fund;

(8) Texas Alcoholic Beverage Commission: \$2,699,050 from the general revenue fund;

(9) Texas Department of Criminal Justice: \$43,587,907 from the general revenue fund;

(10) Texas Juvenile Justice Department: \$594,800 from the general revenue fund;

(11) Commission on Law Enforcement: \$1,961,946 from the general revenue fund;

(12) Texas Military Department: \$250,000 from the general revenue fund;

(13) Texas Department of Public Safety: \$142,458,852 from the general revenue fund, \$10,142,500 from federal funds, and \$493,086 from appropriated receipts (other funds);

(14) Department of Agriculture: \$970,014 from the general revenue fund;

(15) Animal Health Commission: \$1,780,000 from the general revenue fund;

(16) Commission on Environmental Quality: a total of \$882,655 from the following general revenue dedicated accounts:

(A) Clean Air Account No. 0151: \$452,561;

(B) Water Resource Management Account No. 0153: \$129,357;

(C) Watermaster Administration Account No. 0158: \$160,000;

(D) Waste Management Account No. 0549: \$51,200; and

(E) Operating Permit Fees Account No. 5094: \$89,537;

(17) General Land Office: a total of \$150,000 from the following accounts:

(A) Coastal Protection Account No. 0027: \$55,000;

(B) Veterans Land Program Administration Fund No. 0522 (other funds): \$50,000; and

(C) Permanent School Fund No. 0044 (other funds): \$45,000;

(18) Parks and Wildlife Department: a total of \$23,834,647 from the following sources:

(A) \$9,573,013 from the sporting goods sales tax transfer to the State Parks Account No. 0064;

(B) \$18,560 from the sporting goods sales tax transfer to the Texas Recreation and Parks Account No. 0467;

(C) \$13,440 from the sporting goods sales tax transfer to the Large County and Municipal Recreation and Parks Account No. 5150;

(D) \$1,957,920 from the unclaimed refunds from motorboat fuel taxes;

(E) \$12,130,270 from the Game, Fish, and Water Safety Account No. 0009; and

(F) \$141,444 from the State Parks Account No. 0064;

(19) Railroad Commission: a total of \$9,500,451 from the following sources:

(A) \$6,928,829 from the general revenue fund;

(B) \$1,482,922 from the Oil and Gas Regulation and Cleanup Account No. 5155; and

(C) \$1,088,700 from federal funds;

(20) Water Development Board: \$300,000 from the general revenue fund;

(21) Department of Motor Vehicles: \$158,000 from the Texas Department of Motor Vehicles Fund No. 0010 (other funds);

(22) Department of Transportation: \$31,009,632 from the State Highway Fund No. 0006 (other funds);

(23) Workforce Commission: a total of \$717,977 from the following sources:

(A) \$42,103 from the general revenue fund;

(B) \$2,750 from the Unemployment Compensation Special Administration Account No. 0165; and

(C) \$673,124 from federal funds;

(24) Department of Licensing and Regulation: \$590,000 from the general revenue fund;

(25) Board of Plumbing Examiners: \$48,000 from the general revenue fund;

(26) Texas Department of Insurance: \$450,000 from the Texas Department of Insurance operating account number 0036; and

(27) Texas Commission on Fire Protection: \$651,364 from the general revenue fund.

(b) During the two-year period beginning on the effective date of this Act, in addition to the capital budget authority other law grants to the agency during that period, each agency listed under Subsection (a) of this section may use the amount of the appropriation made to the agency under Subsection (a) of this section in capital budget authority for that appropriation.

**SECTION 9.03. LIMITATION, REPORTING, AND TRANSFER PROVISIONS OF GAA INCORPORATED BY REFERENCE.** The provisions relating to limitations, reporting, or transfer of Article IX, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and of Article IX, H.B. 1, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), are incorporated into this Act by reference and apply to the appropriations made by this Act.

#### **ARTICLE 10. EFFECTIVE DATE**

**SECTION 10.01. EFFECTIVE DATE.** (a) Subject to Subsections (b) and (c) of this section, this Act takes effect immediately.

(b) Sections 8.03, 8.04, 8.08, 8.10, 8.11, 8.13, 8.14, 8.15, 8.25, 8.37, 8.40, 8.41, 8.42, 8.68, 8.80, and 8.81 of this Act take effect only if this Act receives a vote of two-thirds of the members present in each house of the legislature, as provided by Section 49-g(m), Article III, Texas Constitution.

(c) Sections 4.12, 4.13, 4.14, 4.16, 4.17, and 8.51 of this Act take effect only if this Act receives a vote of two-thirds of the members present in each house of the legislature, as provided by Section 17(j) or 18(i), Article VII, Texas Constitution, as applicable.

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

(1) In Article 1, Section 2.09 (Semiconductor Innovation Fund), reduce the general revenue appropriations by \$900,000,000.

(2) In Article IV, Section 4.07 (Teacher Retirement System: Benefit Enhancement), add \$900,000,000 to Teacher Retirement System: Benefit Enhancement to reflect the new amount of \$4,400,000,000.

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

Amend **CSSB 30** (house committee report) as follows:

(1) On page 6, line 8 (SECTION 2.14 of the bill), strike "\$102,700,000" and substitute "\$2,700,000".

(2) Insert the following new SECTION 4.\_\_\_\_ of the bill to read as follows:

**SECTION 4.\_\_\_\_. TEXAS EDUCATION AGENCY: FULL AND INDIVIDUAL INITIAL EVALUATIONS.** The amount of \$100,000,000 is appropriated from the General Revenue Fund to the Texas Education Agency for use

during the two-year period beginning on the effective date of this Act for Strategy A.2.3, Students with Disabilities, as listed on page III-2 in Chapter 1053 (**SB 1**), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), and **HB 1**, Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), to provide grants to expeditiously reimburse school districts for costs related to identification of students eligible to participate in a school district's special education program under Education Code Sec. 29.003, including full individual and initial evaluations at a rate between \$250 and \$1,000 per evaluation set by the commissioner based on data submitted to the Texas Education Agency annually.

### Floor Amendment No. 3

Amend **CSSB 30** as follows:

(1) Amend Section 3.01 to read as follows:

SECTION 3.01. HEALTH AND HUMAN SERVICES COMMISSION: MEDICAID SHORTFALL. (a) The amount of \$2,910,300,000 [~~2,935,300,000~~] is appropriated from the General Revenue Fund, and the amount of \$5,500,000,000 is appropriated from federal funds, to the Health and Human Services Commission for the state fiscal year ending August 31, 2023, for the purpose of Medicaid client services under Goal A, Medicaid Client Services, as listed in Chapter 1053 (**SB 1**), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

(b) Of the amount appropriated from the General Revenue Fund under Subsection (a) of this section, the Health and Human Services Commission shall transfer \$5,000,000 from Goal A, Medicaid Client Services, to Strategy D.2.5, Behavioral Health Waiver and Plan Amendment, as listed in Chapter 1053 (**SB 1**), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), for the Home and Community-Based Services-Adult Mental Health program.

(2) Amend Article 3, by adding a new section to read:

SECTION 3.\_\_\_\_. HEALTH AND HUMAN SERVICES COMMISSION: ALTERNATIVES TO ABORTION. The amount of \$25,000,000 is appropriated from the General Revenue Fund to the Health and Human Services Commission for the state fiscal year ending August 31, 2023, for the purpose of Pregnancy Support Services as an Alternatives to Abortion under Strategy D.1.2, Alternatives to Abortion, as listed in Chapter 1053 (**SB 1**), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

### Floor Amendment No. 5

Amend **CSSB 30** (house committee report) on page 18, line 21, between "initiatives" and the period, by inserting the following:  
by increasing the school safety allotment under Section 48.115, Education Code

The amendments were read.

Senator Huffman moved that the Senate do not concur in the House amendments, but that a conference committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed without objection.

The President asked if there were any motions to instruct the conference committee on **SB 30** before appointment.

There were no motions offered.

The President announced the appointment of the following conferees on the part of the Senate: Senators Huffman, Chair; Nichols, Kolkhorst, Creighton, and Schwertner.

### **COMMITTEE SUBSTITUTE SENATE BILL 1446 ON SECOND READING**

Senator Hughes moved to suspend the regular order of business to take up for consideration **CSSB 1446** at this time on its second reading:

**CSSB 1446**, Relating to the fiduciary responsibility of the governing body of the public retirement systems in this state and the investment managers and proxy advisors acting on behalf of those systems.

The motion prevailed.

Senators Eckhardt, Gutierrez, Johnson, and Zaffirini asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Hughes offered the following amendment to the bill:

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

Amend **CSSB 1446** (senate committee printing) as follows:

(1) In SECTION 4 of the bill, in added Section 802.2034(d), Government Code (page 3, line 28), strike "November 1 of each year, the governing body of a public retirement" and substitute "the 180th day after the last day of a public retirement system's fiscal year, the governing body of the".

(2) In SECTION 4 of the bill, in added Section 802.2034(d), Government Code (page 3, line 30), strike "state fiscal year" and substitute "fiscal year of the system".

The amendment to **CSSB 1446** 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 except as follows:

Absent-excused: Birdwell, Sparks.

**CSSB 1446** as amended was passed to engrossment by a viva voce vote.

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

Nays: Eckhardt, Gutierrez, Johnson, Zaffirini.

Absent-excused: Birdwell, Sparks.

**COMMITTEE SUBSTITUTE  
SENATE BILL 1446 ON THIRD READING**

Senator Hughes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1446** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 4.

Yeas: Alvarado, Bettencourt, Blanco, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, LaMantia, Menéndez, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Whitmire.

Nays: Eckhardt, Gutierrez, Johnson, Zaffirini.

Absent-excused: Birdwell, Sparks.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 4. (Same as previous roll call)

**CO-AUTHOR OF SENATE BILL 338**

On motion of Senator Hinojosa, Senator LaMantia will be shown as Co-author of **SB 338**.

**CO-AUTHOR OF SENATE BILL 397**

On motion of Senator Hall, Senator Parker will be shown as Co-author of **SB 397**.

**CO-AUTHORS OF SENATE BILL 435**

On motion of Senator Middleton, Senators Bettencourt, Hall, Kolkhorst, and West will be shown as Co-authors of **SB 435**.

**CO-AUTHOR OF SENATE BILL 763**

On motion of Senator Middleton, Senator Creighton will be shown as Co-author of **SB 763**.

**CO-AUTHORS OF SENATE BILL 1000**

On motion of Senator West, Senators Alvarado, LaMantia, Whitmire, and Zaffirini will be shown as Co-authors of **SB 1000**.

**CO-AUTHOR OF SENATE BILL 1029**

On motion of Senator Hall, Senator Creighton will be shown as Co-author of **SB 1029**.

**CO-AUTHORS OF SENATE BILL 1047**

On motion of Senator Perry, Senators Blanco and LaMantia will be shown as Co-authors of **SB 1047**.

**CO-AUTHOR OF SENATE BILL 1252**

On motion of Senator Bettencourt, Senator Middleton will be shown as Co-author of **SB 1252**.



**CO-AUTHOR OF SENATE BILL 1515**

On motion of Senator King, Senator Creighton will be shown as Co-author of **SB 1515**.

**CO-AUTHOR OF SENATE BILL 1629**

On motion of Senator Kolkhorst, Senator Middleton will be shown as Co-author of **SB 1629**.

**CO-AUTHOR OF SENATE BILL 1648**

On motion of Senator Parker, Senator Menéndez will be shown as Co-author of **SB 1648**.

**CO-AUTHOR OF SENATE BILL 1841**

On motion of Senator Hinojosa, Senator LaMantia will be shown as Co-author of **SB 1841**.

**CO-AUTHOR OF SENATE BILL 2008**

On motion of Senator Kolkhorst, Senator Middleton will be shown as Co-author of **SB 2008**.

**CO-AUTHOR OF SENATE BILL 2087**

On motion of Senator Hughes, Senator Schwertner will be shown as Co-author of **SB 2087**.

**CO-AUTHOR OF SENATE BILL 2433**

On motion of Senator Bettencourt, Senator Hall will be shown as Co-author of **SB 2433**.

**CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 24**

On motion of Senator Parker, Senator Creighton will be shown as Co-author of **SCR 24**.

**CO-AUTHORS OF SENATE JOINT RESOLUTION 74**

On motion of Senator Parker, Senators Kolkhorst and Menéndez will be shown as Co-authors of **SJR 74**.

**RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

**Congratulatory Resolutions**

**SR 446** by Middleton, Recognizing Harmony Public Schools for receiving 2023 State Schools of Character designation.

**SR 450** by Whitmire, Recognizing Floyd Nathaniel Williams Sr. for his leadership of Antioch Missionary Baptist Church.

## ADJOURNMENT

On motion of Senator Whitmire, the Senate at 4:13 p.m. adjourned, in memory of former Senators Louis M. Crump, James William "Bill" Haley, Orland Harold "Ike" Harris, Hugh Quay Parmer, and Humberto Tati Santiesteban, until 4:15 p.m. today.

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## APPENDIX

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### COMMITTEE REPORTS

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

April 20, 2023

LOCAL GOVERNMENT — **CSSB 491, SB 2037**

BUSINESS AND COMMERCE — **CSSB 1075, CSSB 1658**

NATURAL RESOURCES AND ECONOMIC DEVELOPMENT — **CSSB 1985, CSSB 1529, CSSB 1399, CSSB 720, CSSB 1050**

CRIMINAL JUSTICE — **CSSB 1248**

STATE AFFAIRS — **CSSB 242, CSSB 1884**

NATURAL RESOURCES AND ECONOMIC DEVELOPMENT — **CSSB 1451, SB 1837, SB 813, SB 2325**

CRIMINAL JUSTICE — **CSSB 1433**

HEALTH AND HUMAN SERVICES — **CSSB 2173, CSSB 730, SB 1966, CSSB 2193**

BUSINESS AND COMMERCE — **CSSB 983, CSSB 1639**

STATE AFFAIRS — **CSSB 1817**

### BILLS AND RESOLUTIONS ENGROSSED

April 20, 2023

**SB 18, SB 55, SB 60, SB 68, SB 129, SB 161, SB 163, SB 164, SB 186, SB 189, SB 265, SB 301, SB 317, SB 336, SB 338, SB 374, SB 417, SB 435, SB 485, SB 539, SB 544, SB 572, SB 587, SB 590, SB 627, SB 646, SB 664, SB 695, SB 806, SB 820, SB 855, SB 861, SB 867, SB 888, SB 924, SB 929, SB 958, SB 986, SB 990, SB 998, SB 999, SB 1000, SB 1044, SB 1047, SB 1086, SB 1093, SB 1097, SB 1119, SB 1131, SB 1170, SB 1179, SB 1182, SB 1186, SB 1210, SB 1215, SB 1226, SB 1252, SB 1286, SB 1290, SB 1340, SB 1343, SB 1346, SB 1361, SB 1375, SB 1376, SB 1396, SB 1431, SB 1446, SB 1469, SB 1487, SB 1512, SB 1513, SB 1514, SB 1515, SB 1520, SB 1556, SB 1617, SB 1629, SB 1630, SB 1648, SB 1649, SB 1650, SB 1653, SB 1661, SB 1725, SB 1732,**

**SB 1758, SB 1768, SB 1839, SB 1841, SB 1846, SB 1960, SB 1973, SB 1991, SB 1998, SB 2057, SB 2071, SB 2085, SB 2102, SB 2119, SB 2123, SB 2139, SB 2147, SB 2158, SB 2186, SB 2196, SB 2221, SB 2232, SB 2233, SB 2260, SB 2261, SB 2333, SB 2372, SB 2379, SB 2381, SB 2399, SB 2406, SB 2433, SJR 56, SJR 74**

**BILL AND RESOLUTIONS ENROLLED**

April 20, 2023

**SB 1016, SCR 40, SCR 41, SCR 43, SR 445, SR 446, SR 450**

