

# SENATE JOURNAL

EIGHTY-EIGHTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**FORTY-SECOND DAY**

(Continued)

(Thursday, April 27, 2023)

**AFTER RECESS**

The Senate met at 10:00 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.

**HB 109** (Zaffirini)

Relating to health benefit coverage for hearing aids for children and adults.  
(viva voce vote) (30-1) "Nay" Middleton (30-1) "Nay" Middleton

**HB 450** (Hughes)

Relating to a cause of action for the bad faith washout of an overriding royalty interest in an oil and gas lease.  
(viva voce vote) (31-0) (31-0)

**SCR 38** (Kolkhorst)

Designating April 6 as Texas High School Coaches Day for a 10-year period ending in 2033.  
(31-0)

**SCR 44** (Kolkhorst)

Granting Aransas County permission to sue Regional Pool Alliance and waiving Regional Pool Alliance's governmental immunity with respect to claims by Aransas County for and in connection with covered losses sustained from Hurricane Harvey.  
(31-0)

**CSSB 187 (Miles)**

Relating to failure to report assault, neglect, or omission of care in certain group homes; creating a criminal offense.

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

**CSSB 188 (Miles)**

Relating to criminal history record information checks for applicants for employment and employees of group homes; creating a criminal offense.

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

**SB 246 (Alvarado)**

Relating to the regulation of motor fuel metering devices and motor fuel quality.

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

**CSSB 403 (Springer)**

Relating to a study on the adverse reactions and efficacy of COVID-19 vaccines.

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

**SB 427 (Kolkhorst)**

Relating to requiring certain institutions of higher education to enter into an agreement to offer undergraduate courses in Texas History.

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

**CSSB 469 (Springer)**

Relating to the eligibility of certain political subdivisions to receive certain financial assistance administered by the Texas Water Development Board.

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

**SB 490 (Hughes)**

Relating to itemized billing for health care services and supplies provided by health care providers.

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

**CSSB 622 (Parker)**

Relating to the disclosure of certain prescription drug information by a health benefit plan.

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

**CSSB 638 (Springer)**

Relating to the procedures for acting on a permit or permit amendment application by a groundwater conservation district and the disqualification of board members of groundwater conservation districts.

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

**SB 699 (Eckhardt)**

Relating to the continuation of a health care provider participation program by a certain hospital district.

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

**CSSB 720 (Paxton)**

Relating to the authority of certain municipalities to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

(viva voce vote) (25-6) "Nays" Bettencourt, Hall, Hughes, Kolkhorst, Middleton, Springer (24-7) "Nays" Bettencourt, Creighton, Hall, Hughes, Kolkhorst, Middleton, Springer

**SB 726 (Kolkhorst)**

Relating to enhancing the criminal penalty for the offense of intoxication manslaughter in certain circumstances.

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

**SB 760 (LaMantia)**

Relating to taking a blood specimen from the body of a deceased person during an inquest.

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

**CSSB 773 (Parker)**

Relating to access to certain investigational drugs, biological products, and devices used in clinical trials by patients with severe chronic diseases.

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

**CSSB 849 (Blanco)**

Relating to the continuation and operations of a health care provider participation program by the El Paso County Hospital District.

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

**SB 943 (Kolkhorst)**

Relating to publication of notices by a governmental entity on the Internet websites of a newspaper and the Texas Press Association.

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

**CSSB 983 (Paxton)**

Relating to information maintained by certain municipally owned utilities that provide electricity services and cable, Internet, or broadband services.

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

**SB 1087 (Schwertner)**

Relating to authorization and reimbursement for certain examination fee subsidies paid for public school teachers and students.

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

**CSSB 1144 (Hughes, West)**

Relating to enrolling a public school student in a virtual education program as an alternative to expulsion.

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

**SB 1214 (Schwertner)**

Relating to hearing and public notice requirements regarding the conversion by a municipality of certain properties to house homeless individuals.

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

**SB 1219** (Kolkhorst)

Relating to the confidentiality of fraud detection and deterrence and counterterrorism information under the public information law.

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

**SB 1242** (LaMantia)

Relating to training for employees and operators of certain child-care facilities.

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

**CSSB 1248** (Flores)

Relating to the prosecution of the offense of smuggling of persons.

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

**SB 1334** (Creighton)

Relating to rates established by municipalities for water or sewer service for certain entities.

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

**SB 1367** (Creighton)

Relating to the confidentiality of certain information for full-time employees of a county courthouse, the Office of Court Administration of the Texas Judicial System, or the Texas Indigent Defense Commission and the employees' family members.

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

**CSSB 1379** (Parker)

Relating to a pilot program to increase the financial independence of foster youth who are transitioning to independent living.

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

**CSSB 1412** (Hughes)

Relating to regulation of accessory dwelling units by political subdivisions.

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

**CSSB 1433** (Hinojosa)

Relating to procedures for the emergency detention of certain persons with mental illness.

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

**CSSB 1447** (Miles)

Relating to a training program for persons investigating suspected child abuse or neglect.

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

**CSSB 1449** (Miles)

Relating to the authority of the Harris County Hospital District to employ and commission peace officers.

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

**SB 1475** (Creighton)

Relating to licensure and training requirements for school marshals.

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

**CSSB 1529** (Miles)

Relating to notice to property owners regarding certain stationary LP-gas installations.  
(viva voce vote) (30-1) "Nay" Hall (30-1) "Nay" Hall

**CSSB 1565** (Hughes)

Relating to requiring the establishment of policy frameworks for research security at public institutions of higher education.  
(viva voce vote) (31-0) (31-0)

**CSSB 1607** (Kolkhorst)

Relating to prohibiting the imposition of a monetary fine or penalty for a violation of a money services business's terms of service agreement; providing a civil penalty.  
(viva voce vote) (29-2) "Nays" Creighton, Springer (29-2) "Nays" Creighton, Springer

**(Senator King in Chair)****SB 1644** (Parker)

Relating to the regulation of state banks.  
(viva voce vote) (31-0) (31-0)

**SB 1645** (Parker)

Relating to the hearings officer of the Texas Department of Banking.  
(viva voce vote) (31-0) (31-0)

**SB 1646** (Parker)

Relating to the regulation of state trust companies.  
(viva voce vote) (31-0) (31-0)

**CSSB 1658** (Hinojosa)

Relating to the collection and disclosure of certain public information.  
(viva voce vote) (31-0) (31-0)

**SB 1778** (Alvarado)

Relating to the process for initiating, transferring, or terminating water or sewer service.  
(viva voce vote) (31-0) (31-0)

**CSSB 1817** (Bettencourt, Alvarado, Birdwell, Blanco, Campbell, Creighton, Eckhardt, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, LaMantia, Menéndez, Middleton, Miles, Parker, Paxton, Perry, Schwertner, Sparks, Springer, West, Whitmire, Zaffirini)

Relating to investments in certain companies doing business in the Russian Federation.  
(viva voce vote) (31-0) (31-0)

**SB 1837** (Hinojosa)

Relating to the use of municipal hotel occupancy tax revenue by certain municipalities.  
(viva voce vote) (25-6) "Nays" Bettencourt, Hall, Hughes, Kolkhorst, Middleton, Springer (24-7) "Nays" Bettencourt, Creighton, Hall, Hughes, Kolkhorst, Middleton, Springer

**SB 1969** (Bettencourt)

Relating to increasing the criminal penalty for certain offenses committed on or near the premises of a day-care center, school, or postsecondary educational institution.  
(viva voce vote) (31-0) (31-0)

**CSSB 1985** (Hughes)

Relating to the reestablishment of the committee to study the formation of a Texas Bicentennial Commission.  
(viva voce vote) (31-0) (31-0)

**SB 1999** (Bettencourt)

Relating to the calculation of the unused increment rate of a taxing unit.  
(viva voce vote) (29-2) "Nays" Blanco, Eckhardt (29-2) "Nays" Blanco, Eckhardt

**SB 2005** (LaMantia)

Relating to the form of an appraisal review board order determining a protest.  
(viva voce vote) (31-0) (31-0)

**SB 2052** (Nichols)

Relating to permit fees for groundwater wells imposed by the Southeast Texas Groundwater Conservation District.  
(viva voce vote) (30-1) "Nay" Middleton (30-1) "Nay" Middleton

**CSSB 2101** (Miles)

Relating to certain notifications related to the rights of crime victims.  
(viva voce vote) (31-0) (31-0)

**SB 2106** (Zaffirini)

Relating to the Judicial Branch Certification Commission; authorizing the Supreme Court of Texas to adopt rules on ineligibility to renew a certification, registration, or license issued by the commission; specifying conditions for the imposition of administrative sanctions by the commission.  
(viva voce vote) (31-0) (31-0)

**SB 2146** (Parker)

Relating to oversight by the comptroller of financial institution divestments from certain industries.  
(viva voce vote) (29-2) "Nays" Eckhardt, Johnson (29-2) "Nays" Eckhardt, Johnson

**CSSB 2192** (Hall)

Relating to the notice and petition for the creation of a municipal utility district in certain counties.  
(viva voce vote) (31-0) (31-0)

**CSSB 2193** (LaMantia)

Relating to programs established and operated by federally qualified health centers to provide primary care access to certain employees.  
(viva voce vote) (29-2) "Nays" Hughes, Schwertner (29-2) "Nays" Hughes, Schwertner

**SB 2214** (Blanco)

Relating to compensatory time off for certain state employees.  
(viva voce vote) (31-0) (31-0)

**SB 2258** (Blanco)

Relating to authorizing certain cities to change the date on which their general election for officers is held.

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

**SB 2277** (Zaffirini)

Relating to special appointments in suits affecting the parent-child relationship.

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

**SB 2292** (Zaffirini)

Relating to bond requirements for certain judges.

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

**SB 2350** (Bettencourt)

Relating to the voter-approval tax rate used to calculate the unused increment rate of a taxing unit for ad valorem tax purposes.

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

**SB 2474** (Hinojosa)

Relating to civil and administrative penalties assessed for violations of statutes or rules governing chemical dependency treatment facilities.

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

**SB 2493** (Middleton)

Relating to repairs made pursuant to a tenant's notice of intent to repair and the refund of a tenant's security deposit.

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

**SB 2538** (Creighton)

Relating to limitations on the automatic admission of undergraduate students to general academic teaching institutions.

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

**SB 2566** (Zaffirini)

Relating to the dissolution of the McMullen County Water Control and Improvement District No. 1.

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

**SB 2571** (Creighton)

Relating to the creation of the Montgomery County Municipal Utility District No. 225; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

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

**SB 2576** (Zaffirini)

Relating to the Open R Fresh Water Supply District of Caldwell County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

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

**SB 2583** (Creighton)

Relating to the eminent domain authority of the Crosby Municipal Utility District.  
(viva voce vote) (29-2) "Nays" Hughes, Middleton (29-2) "Nays" Hughes, Middleton

**SB 2603** (Creighton)

Relating to the creation of the Montgomery County Municipal Utility District No. 216; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.  
(viva voce vote) (28-3) "Nays" Hughes, Kolkhorst, Middleton (28-3) "Nays" Hughes, Kolkhorst, Middleton

**BILLS REMOVED FROM  
LOCAL AND UNCONTESTED CALENDAR**

Senator Springer and Senator Hall requested in writing that **SB 471** be removed from the Local and Uncontested Calendar.

Senator Hughes and Senator Nichols requested in writing that **SB 588** be removed from the Local and Uncontested Calendar.

Senator Zaffirini and Senator Hall requested in writing that **SB 1451** be removed from the Local and Uncontested Calendar.

Senator West and Senator Hall requested in writing that **SB 1887** be removed from the Local and Uncontested Calendar.

Senator Zaffirini and Senator Hall requested in writing that **SB 2248** 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.

**ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 10:39 a.m. adjourned until 11:00 a.m. today.