

SENATE JOURNAL

EIGHTY-NINTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

THIRTY-FIRST DAY

(Thursday, April 24, 2025)

The Senate met at 1:47 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Cook, Creighton, Eckhardt, Flores, Gutierrez, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, Menéndez, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, West, Zaffirini.

The President announced that a quorum of the Senate was present.

Senator Gutierrez offered the invocation as follows:

Members, I'd ask that we ask our heavenly Father today that this body and all of its Members and all of the people in this building try for justice as Pope Francis did. He took the name of his namesake, Saint Francis, because Saint Francis, like Pope Francis, strove for justice. We ask our heavenly Father to ask us to strive for peace, and we seek our better angels, where there is hatred that we try to bring people together, where there is war that we try to bring forth that peace that we so deserve in this world. We ask our heavenly Father to grant us love and tolerance for others, as Pope Francis taught us to do. We ask for understanding as we decide the balance between people that live in our society, in our culture, in our state every day. We ask for understanding for those that are poor and marginalized, the downtrodden, and those without homes or countries. And we ask that He would give us the ability to ascertain that there are people that are less fortunate and that they, too, need our help and our prayers and our assistance and our good laws. And I'd like to close, Members, with a prayer to Saint Francis. Lord, make me an instrument of Your peace. Where there is hatred, let me sow love; where there is injury, pardon; where there is discord, harmony; where there is error, truth; where there is doubt, faith; where there is despair, hope; where there is darkness, light; where there is sadness, joy. In Jesus' name, we pray. Thank you, Members.

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

The motion prevailed without objection.

INTRODUCTION OF BILLS AND RESOLUTIONS POSTPONED

The President announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's calendar.

There was no objection.

SENATE BILL 2 WITH HOUSE AMENDMENTS

Senator Creighton called **SB 2** 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 2** by substituting in lieu thereof the following:

A BILL TO BE ENTITLED AN ACT

relating to the establishment of an education savings account program.

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

SECTION 1. The purpose of this Act is to:

- (1) provide additional educational options to assist families in this state in exercising the right to direct the educational needs of their children; and
- (2) achieve a general diffusion of knowledge.

SECTION 2. Chapter 29, Education Code, is amended by adding Subchapter J to read as follows:

SUBCHAPTER J. EDUCATION SAVINGS ACCOUNT PROGRAM

Sec. 29.351. DEFINITIONS. In this subchapter:

- (1) "Account" means an education savings account established under the program.
- (2) "Certified educational assistance organization" means an organization certified under Section 29.354 to support the administration of the program.
- (3) "Child with a disability" means a child who is eligible to participate in a school district's special education program under Section 29.003.
- (4) "Higher education provider" means an institution of higher education or a private or independent institution of higher education, as those terms are defined by Section 61.003.
- (5) "Parent" means a resident of this state who is a natural or adoptive parent, managing or possessory conservator, legal guardian, custodian, or other person with legal authority to act on behalf of a child.
- (6) "Participating child" means a child enrolled in the program.
- (7) "Participating parent" means a parent of a participating child.
- (8) "Program" means the program established under this subchapter.
- (9) "Program participant" means a participating child or a participating parent.

Sec. 29.352. ESTABLISHMENT OF PROGRAM. (a) The comptroller shall establish a program to provide funding for approved education-related expenses of children participating in the program.

(b) The program confers a state benefit to program participants in addition to a free public education.

Sec. 29.3521. AMOUNT OF APPROPRIATION; LIMITATION ON EXPENDITURES. (a) In the comptroller's legislative appropriations request for each state fiscal biennium, the comptroller shall state the amount of money necessary for the biennium to provide the amount specified under Section 29.361 for each:

(1) participating child;

(2) child on the waiting list maintained by the comptroller under Section 29.356(f) on the January 1 preceding the biennium; and

(3) child who is a sibling of a participating child and is eligible for the program under Section 29.355 for the first time during that biennium.

(b) For purposes of Subsection (a), the comptroller shall specify the amount described by that subsection for the first state fiscal year of the biennium and estimate the amount required for the second state fiscal year of the biennium.

(c) Notwithstanding the amount stated in the comptroller's legislative appropriations request under Subsection (a), the amount appropriated for purposes of the program for a state fiscal biennium must be established by the legislature by appropriation for that biennium.

(c-1) Notwithstanding any other law, for the state fiscal biennium beginning September 1, 2025, the amount spent for purposes of the program may not exceed \$1 billion. This subsection expires September 1, 2027.

(d) Notwithstanding any other provision of this subchapter, for the 2026-2027 school year, the total amount of money spent for purposes of participation in the program by children described by Section 29.356(b)(2)(D) may not exceed 20 percent of the amount of money appropriated from the program fund for that school year. In allocating money under the program in accordance with this subsection, the comptroller shall ensure children who were enrolled in a school district or open-enrollment charter school for at least 90 percent of the preceding school year are prioritized. This subsection expires September 1, 2027.

Sec. 29.353. PROGRAM FUND. (a) The program fund is an account in the general revenue fund to be administered by the comptroller.

(b) The fund is composed of:

(1) general revenue transferred to the fund;

(2) money appropriated to the fund;

(3) interest and other earnings attributable to the investment of money in the fund;

(4) gifts, grants, and donations received under Section 29.370; and

(5) any other money available for purposes of the program.

(c) Money in the fund may be used only for the purposes specified by this subchapter.

Sec. 29.3535. PROMOTION OF PROGRAM. Notwithstanding any other law, the comptroller or the comptroller's designee may enter into contracts or agreements and engage in marketing, advertising, and other activities to promote, market, and advertise the development and use of the program. The comptroller may use money from the program fund to pay for activities authorized under this section.

Sec. 29.354. SELECTION OF CERTIFIED EDUCATIONAL ASSISTANCE ORGANIZATIONS. (a) An organization may apply to the comptroller for certification as a certified educational assistance organization during an application period established by the comptroller.

(b) To be eligible for certification, an organization must:

(1) have the ability to perform one or more of the duties and functions required of a certified educational assistance organization under this subchapter;

(2) be registered to do business in this state; and

(3) be able to assist the comptroller in administering the program wholly or partly, including the ability to:

(A) accept, process, and track applications for the program;

(B) assist prospective applicants, applicants, and program participants with finding preapproved education service providers and vendors of educational products;

(C) accept and process payments for approved education-related expenses;

(D) verify that program funding is used only for approved education-related expenses;

(E) verify that a program participant is eligible to participate in the program;

(F) accept, track, review, and resolve inquiries and complaints received regarding the program; and

(G) establish and maintain a comptroller-approved Internet website for the program.

(c) The comptroller shall establish cybersecurity requirements for certified educational assistance organizations, including the implementation of best practices developed under Section 2054.5181, Government Code.

(d) The comptroller may certify not more than five educational assistance organizations to support the administration of the program, including by:

(1) administering wholly or partly:

(A) the application process under Section 29.356; and

(B) the program expenditures process under Section 29.360; and

(2) assisting prospective applicants, applicants, and program participants with understanding approved education-related expenses and finding preapproved education service providers and vendors of educational products.

(e) A certified educational assistance organization designated to perform duties described by Subsection (d)(2) shall:

(1) communicate with parents interested in participating in the program and program participants through synchronous and asynchronous communication, prioritizing synchronous communication, regarding:

(A) the educational options available in this state;

(B) how and when to apply to the program and preapproved education service providers;

(C) how to manage an account, including requesting payments;

(D) program requirements; and

(E) any other information necessary to fulfill the organization's responsibilities under this subchapter; and

(2) raise awareness regarding the availability of the program.

(f) The comptroller may designate a certified educational assistance organization to establish and maintain a comptroller-approved Internet website for the program.

Sec. 29.355. ELIGIBLE CHILD. (a) A child is eligible to participate in the program and may, subject to available funding, enroll in the program for the semester following the semester in which the child's application is submitted under Section 29.356 if:

(1) the child's parent establishes that the child is a citizen or national of the United States or was lawfully admitted into the United States; and

(2) the child is eligible to:

(A) attend a school district or open-enrollment charter school under Section 25.001; or

(B) enroll in a school district's or open-enrollment charter school's prekindergarten program under Section 29.153.

(b) A child who establishes eligibility under this section may, subject to available funding and the requirements of this subchapter, participate in the program until the earliest of the date on which:

(1) the child graduates from high school;

(2) the child is no longer eligible to either attend a school district or open-enrollment charter school under Section 25.001 or enroll in a school district's or open-enrollment charter school's prekindergarten program under Section 29.153, as applicable;

(3) the child enrolls in a school district or open-enrollment charter school in a manner in which the child will be counted toward the district's or school's average daily attendance for purposes of the allocation of funding under the Foundation School Program; or

(4) the child is declared ineligible for the program by the comptroller under this subchapter.

Sec. 29.356. APPLICATION TO PROGRAM. (a) A parent of an eligible child may apply to a certified educational assistance organization designated by the comptroller to enroll the child in the program for the following semester, term, or school year, as determined by the comptroller. The comptroller shall establish deadlines by which an applicant must complete and submit an application form to participate in the program.

(b) On receipt of more acceptable applications during an application period for admission under this section than available positions in the program due to insufficient funding, a certified educational assistance organization shall, at the direction of the comptroller, fill the available positions by lottery of applicants, approving applicants:

(1) in the following order:

(A) siblings of participating children;

(B) children to whom Paragraph (C) does not apply; and

(C) children who previously ceased participation in the program due to enrollment in a school district or open-enrollment charter school; and

(2) within each of the groups described by Subdivision (1), in the following order, as applicable:

(A) children with a disability who are members of a household with a total annual income that is at or below 500 percent of the federal poverty guidelines;

(B) children who are members of a household with a total annual income that is at or below 200 percent of the federal poverty guidelines;

(C) children who are members of a household with a total annual income that is above 200 percent of the federal poverty guidelines and below 500 percent of the federal poverty guidelines; and

(D) children who are members of a household with a total annual income that is at or above 500 percent of the federal poverty guidelines.

(c) For purposes of Subsection (b), a certified educational assistance organization that receives an application from an eligible child and the child's eligible sibling during the same application cycle and approves the child's application shall approve the sibling's application at the same time.

(d) The comptroller shall adopt rules necessary to administer Subsection (b). The comptroller shall provide for posting on the Internet website established and maintained for the program any rule adopted under this subsection.

(e) The comptroller shall create an application form for the program and make the application form readily available through various sources, including the Internet website established and maintained for the program. The application form must state the application deadlines established by the comptroller under Subsection (a). Each certified educational assistance organization shall ensure that the organization is capable of receiving the application form, including any required supporting document, electronically.

(f) The comptroller shall create and maintain a waiting list based on the priority categories described by Subsection (b) for applicants if, during an application period, there are more acceptable applications for admission than there are available positions.

(g) Each certified educational assistance organization designated under Subsection (a) shall provide for posting on the Internet website established and maintained for the program a comptroller-approved applicant and participant handbook with a description of the program, including:

(1) expenses allowed under the program under Section 29.359;

(2) a list of preapproved education service providers and vendors of educational products under Section 29.358;

(3) a description of the application process under this section and the program expenditures process under Section 29.360; and

(4) a description of the responsibilities of program participants.

(h) Each certified educational assistance organization designated under Subsection (a) shall annually provide to each participating parent served by the organization the information described by Subsection (g). The organization may provide the information electronically.

(i) The comptroller or a certified educational assistance organization designated under Subsection (a):

(1) may require the participating parent to submit annual notice regarding the parent's intent for the child to continue participating in the program for the next school year; and

(2) may not require a program participant in good standing to annually resubmit an application for continued participation in the program.

(j) The agency shall provide to the comptroller the information necessary to make the determinations required under Subsection (b).

Sec. 29.357. PARTICIPATION IN PROGRAM. (a) To receive funding under the program, a participating parent must agree to:

(1) request that program money be spent only for expenses allowed under Section 29.359;

(2) share or authorize the administrator of an assessment instrument to share with the program participant's certified educational assistance organization the results of any assessment instrument required to be administered to the child under Section 29.358(b)(2)(B) or other law;

(3) refrain from selling an item purchased with program money; and

(4) notify the program participant's certified educational assistance organization not later than 30 business days after the date on which the child:

(A) enrolls in a school district or open-enrollment charter school;

(B) graduates from high school; or

(C) is no longer eligible to either:

(i) enroll in a school district or open-enrollment charter school under Section 25.001; or

(ii) enroll in a school district's or open-enrollment charter school's prekindergarten program under Section 29.153.

(b) The administrator of an assessment instrument required to be administered under Section 29.358(b)(2)(B) or other law shall share with a parent the participating child's results on the assessment instrument, including, if available, the participating child's percentile rank. A child's results and rank on an assessment instrument administered under this section are confidential, are not subject to disclosure under Chapter 552, Government Code, and may only be shared as necessary to fulfill the requirements of this subchapter. In providing the results and rank for an assessment instrument, the administrator shall ensure compliance with state and federal law regarding the confidentiality of student educational information, including the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g).

Sec. 29.358. PREAPPROVED PROVIDERS AND VENDORS. (a) The comptroller shall by rule establish a process for the preapproval of education service providers and vendors of educational products for participation in the program. The comptroller shall allow for the submission of applications on a rolling basis.

(b) The comptroller shall approve an education service provider or vendor of educational products for participation in the program if the provider or vendor:

(1) has previously been approved by the agency to provide supplemental special education services under Subchapter A-1 and remains in good standing with the agency;

(2) for a private school, demonstrates:

(A) accreditation by an organization recognized by:

(i) the Texas Private School Accreditation Commission; or

(ii) the agency; and

(B) annual administration for students in grades 3 through 12 of a nationally norm-referenced assessment instrument or the appropriate assessment instrument required under Subchapter B, Chapter 39;

(3) for a school district or open-enrollment charter school, demonstrates:

(A) accreditation by the agency; and

(B) the ability to provide services or products to participating children in a manner in which the children are not counted toward the district's or school's average daily attendance;

(4) for a private tutor, therapist, or teaching service, demonstrates that:

(A) the tutor or therapist or each employee of the teaching service who intends to provide educational services to a participating child:

(i) is an educator employed by or a retired educator formerly employed by a school accredited by the agency, an organization recognized by the agency, or an organization recognized by the Texas Private School Accreditation Commission;

(ii) holds a relevant license or accreditation issued by a state, regional, or national certification or accreditation organization; or

(iii) is employed in or retired from a teaching or tutoring capacity at a higher education provider;

(B) the tutor or therapist or each employee of the teaching service who intends to provide educational services to a participating child provides to the comptroller a national criminal history record information review completed for the tutor, therapist, or employee, as applicable, within a period established by comptroller rule or authorizes the comptroller or the comptroller's designee to conduct a national criminal history record information review of the tutor, therapist, or employee as prescribed by comptroller rule; and

(C) the tutor or therapist or each employee of the teaching service who intends to provide educational services to a participating child is not:

(i) required to be discharged or refused to be hired by a school district under Section 22.085; or

(ii) included in the registry under Section 22.092;

(5) for a higher education provider, demonstrates nationally recognized postsecondary accreditation; or

(6) notwithstanding Subdivision (2), for a private provider serving children in prekindergarten or kindergarten, demonstrates that the provider meets the requirements to be an eligible private provider under Section 29.171.

(b-1) The comptroller may approve a vendor of educational products that provides products or services described by Section 29.359(a)(1)(C), (2), (4), (6), (8), or (9) for participation in the program in accordance with comptroller rule.

(c) The comptroller may approve only an education service provider located in this state or vendor of educational products registered to do business in this state.

(d) An education service provider or vendor of educational products shall provide information requested by the comptroller to verify the provider's or vendor's eligibility for preapproval under this section. The comptroller may not approve a provider or vendor if the comptroller cannot verify the provider's or vendor's eligibility for preapproval.

(e) Each applicant for approval under this section shall submit to the comptroller documentation demonstrating that each person employed by the applicant or provider who will interact with a participating child is not identified as having engaged in misconduct described by Section 22.093(c)(1)(A) or (B) using the interagency reportable conduct search engine established under Chapter 810, Health and Safety Code.

(f) The comptroller or the comptroller's designee shall review the documentation for each person described by Subsection (e). Each applicant for approval under this section must provide the comptroller or the comptroller's designee with any information requested by the comptroller or designee to enable the comptroller or designee to complete the review.

(g) An education service provider or vendor of educational products must agree to:

(1) abide by the disbursement schedule under Section 29.360(c) and all other requirements of this subchapter;

(2) accept money from the program only for education-related expenses approved under Section 29.359;

(3) notify the comptroller not later than the 30th day after the date that the provider or vendor no longer meets the requirements of this section; and

(4) return any money received, including any interest or other additions received related to the money, in violation of this subchapter or other relevant law to the comptroller for deposit into the program fund.

(h) An education service provider or vendor of educational products that receives approval under this section may participate in the program until the earliest of the date on which the provider or vendor:

(1) no longer meets the requirements under this section; or

(2) violates this subchapter or other relevant law.

Sec. 29.3585. PROVIDER AND VENDOR SUSPENSION AND REMOVAL.

(a) The comptroller shall immediately suspend a preapproved education service provider or vendor of educational products on finding that the provider or vendor:

(1) is ineligible under this subchapter for participation in the program; or

(2) has failed to remain in good standing by complying with a program requirement under this subchapter or other applicable law.

(b) A payment may not be made from a program participant's account to a suspended provider or vendor.

(c) On suspension under this section, the comptroller shall immediately send notice of the suspension to the suspended provider or vendor and each certified educational assistance organization by first class mail and e-mail. The notice must include a statement that:

- (1) specifies the grounds for suspending the provider or vendor;
- (2) no additional payments may be made to the provider or vendor from a program participant's account during the provider's or vendor's suspension; and
- (3) the provider or vendor has 30 days to respond and take any corrective action required to comply with program requirements and applicable law.

(d) Not later than the 30th day after the date the comptroller provides notice of suspension under Subsection (c), the comptroller shall:

- (1) remove the provider or vendor from the program;
- (2) conditionally reinstate the provider or vendor and require the provider or vendor to perform a specified action; or
- (3) unconditionally reinstate the provider or vendor.

(e) On removing a provider or vendor from the program, the comptroller shall notify the provider or vendor and each certified educational assistance organization of the removal.

Sec. 29.359. APPROVED EDUCATION-RELATED EXPENSES. (a) Subject to Subsection (b), a participating parent may request that program money be spent only for the following education-related expenses incurred by a participating child at a preapproved education service provider or vendor of educational products:

- (1) tuition and fees for:
 - (A) a private school;
 - (B) a higher education provider;
 - (C) an online educational course or program; or
 - (D) a program that provides training for an industry-based credential approved by the agency;
- (2) the purchase of textbooks or other instructional materials or uniforms required by a private school, higher education provider, or course in which the child is enrolled, including purchases made through a third-party vendor of educational products;
- (3) fees for classes or other educational services provided by a school district or open-enrollment charter school if the classes or services do not qualify the child to be included in the school's average daily attendance;
- (4) costs related to academic assessments;
- (5) fees for services provided by a private tutor or teaching service;
- (6) fees for transportation provided by a fee-for-service transportation provider for the child to travel to and from a preapproved education service provider or vendor of educational products;
- (7) fees for educational therapies or services provided by a practitioner or provider, only for fees that are not covered by any federal, state, or local government benefits such as Medicaid or the Children's Health Insurance Program (CHIP) or by any private insurance that the child is enrolled in at the time of receiving the therapies or services;

(8) costs of computer hardware or software and other technological devices required by an education service provider or vendor of educational products or prescribed by a physician to facilitate a child's education, not to exceed in any year 10 percent of the total amount transferred to the participating child's account that year; and

(9) costs of breakfast or lunch provided to a child during the school day by a private school.

(b) Money transferred under the program to a participating child's account may not be used to pay any person who is related to the program participant within the third degree by consanguinity or affinity, as determined under Chapter 573, Government Code.

(c) A finding that a program participant requested that program money be spent to pay for an expense not allowed under Subsection (a) does not affect the validity of any payment requested by the participant for an approved education-related expense that is allowed under that subsection.

Sec. 29.360. PROGRAM EXPENDITURES. (a) The comptroller shall disburse from the program fund to each certified educational assistance organization the amount specified under Section 29.361(a) for each participating child served by the organization.

(b) To initiate payment to an education service provider or vendor of educational products for an education-related expense approved under Section 29.359, the participating parent must submit a request in a form prescribed by comptroller rule to the certified educational assistance organization that serves the child.

(c) Subject to Subsection (d) and Sections 29.362(f) and 29.364, on receiving a request under Subsection (b), a certified educational assistance organization shall verify that the request is for an expense approved under Section 29.359 and, not later than the 10th business day after the date the organization verifies the request, send payment to the education service provider or vendor of educational products.

(d) A disbursement under this section may not exceed the applicable participating child's account balance.

(e) A certified educational assistance organization shall provide participating parents with electronic access to:

(1) view the participating child's current account balance;

(2) initiate the payment request process under Subsection (b); and

(3) view a summary of past account activity, including payments from the account to education service providers and vendors of educational products.

(f) A payment system established by a certified educational assistance organization may not allow a program participant to:

(1) withdraw cash or remove funds from a participating child's account; or

(2) receive payment or reimbursement directly from the program.

(g) A certified educational assistance organization may not require a program participant to pay a fee to the organization or an affiliate of the organization related to the use of a participating child's account, including a transaction fee.

Sec. 29.361. AMOUNT OF TRANSFER TO PARTICIPANT ACCOUNT; FINANCING. (a) Regardless of the deadline by which the participating parent applies for enrollment in the program under Section 29.356(a) and except as provided by

Subsections (b), (b-1), and (d) of this section, a certified educational assistance organization shall transfer in accordance with Section 29.362 each school year that a participating child participates in the program money distributed to the organization from money available under Section 29.353 to the child's account to be held in trust for the benefit of the child in an amount equal to:

(1) 85 percent of the estimated statewide average amount of state and local funding per student in average daily attendance for the most recent school year for which that information is available, as provided by the agency; or

(2) for a child with a disability, subject to Subsection (b), the sum of the amount described by Subdivision (1) and the amount the school district in which the child would otherwise be enrolled would be entitled to receive for the child calculated based on the child's individualized education program, as determined in accordance with Section 29.3615, and the provisions of Chapter 48 that provide funding based on a child's participation in a school district's special education program under Subchapter A applicable for the school year preceding the school year in which the child initially enrolls in the program.

(b) The amount transferred to the account of a child with a disability for a school year under Subsection (a)(2) may not exceed \$30,000.

(b-1) Notwithstanding Subsection (a), a participating child who is a home-schooled student, as defined by Section 29.916(a)(1), may not receive transfers under the program to the child's account under Subsection (a) in an amount that exceeds \$2,000 for a school year.

(c) In determining the estimated statewide average amount of state and local funding per student in average daily attendance for a school year under Subsection (a), the commissioner shall:

(1) make the determination not later than January 15 preceding the school year; and

(2) include projected state and local funding under Chapters 48 and 49 and the amount the state is required to contribute to the Teacher Retirement System of Texas under Section 825.404, Government Code, for the school year.

(d) If a child enrolls in the program after the beginning of a school year, the comptroller shall prorate the amount transferred to the participating child's account under Subsection (a) based on the date the child enrolls in the program.

(e) Any money remaining in a participating child's account at the end of a fiscal year is carried forward to the next fiscal year unless another provision of this subchapter mandates the closure of the account.

(f) A participating parent may make payments for the expenses of educational programs, services, and products not covered by money in the account of the parent's child.

(g) A transfer under Subsection (a) may not be funded using federal money or money from the available school fund or the state instructional materials and technology fund.

(h) Transfers to a participating child's account under this subchapter do not constitute taxable income to a participating parent, unless otherwise provided by federal or another state's law.

(i) On dates consistent with satisfying the application deadlines established under Section 29.356(a), the agency shall calculate and report to the comptroller the amount specified under Subsection (a) for each participating child.

Sec. 29.3611. ENROLLMENT IN PUBLIC SCHOOL. Notwithstanding any other provision of this subchapter or other law, if a child ceases participation in the program during a school year due to the child's enrollment in a school district or open-enrollment charter school:

(1) the district or school is entitled to receive an allotment in an amount equal to the basic allotment multiplied by 0.1 for the child's average daily attendance at the district or school for that school year; and

(2) the child may not be considered in evaluating the performance of a school district or open-enrollment charter school under the public school accountability system as prescribed by Chapters 39 and 39A for the first school year after the child ceases participation in the program.

Sec. 29.3615. INDIVIDUALIZED EDUCATION PROGRAMS; EVALUATIONS. (a) The parent of a child who is not enrolled in a school district or open-enrollment charter school may request that a school district conduct a full individual and initial evaluation of the child for purposes of determining the child's eligibility for:

(1) special education services under Subchapter A; and

(2) participation in the program as a child with a disability.

(b) A school district that receives a request under this section shall follow procedures, including for timely completion, for a full individual and initial evaluation in accordance with 20 U.S.C. Sections 1412(a)(10)(A)(ii) and 1414 and Section 29.004 of this code not later than the 45th school day after the date the district receives parental consent to conduct the evaluation.

(c) If a school district determines based on an evaluation conducted under Subsection (b) that a child is eligible for special education services, the district shall develop an individualized education program for the child for purposes of establishing the child's eligibility to participate in the program as a child with a disability.

(d) At the agency's request, a school district or open-enrollment charter school shall provide to the agency a child's individualized education program developed under Section 29.005 or Subsection (c) of this section, as applicable.

(e) The agency may adopt rules as necessary to implement this section, including rules regarding an appeal of a determination of eligibility for special education services and services to be provided as described in an individualized education program developed in accordance with this section.

Sec. 29.362. ADMINISTRATION OF ACCOUNTS. (a) On receipt of money distributed by the comptroller for purposes of making transfers to the accounts of participating children, a certified educational assistance organization shall hold that money in trust for the benefit of children participating in the program and make quarterly transfers to the account of each participating child served by the organization in equal amounts on or before the first day of July, October, January, and April.

(b) Each year, the comptroller may deduct from the total amount of money appropriated for purposes of this subchapter an amount, not to exceed three percent of that total amount, to cover the comptroller's cost of administering the program.

(c) The comptroller may disburse each state fiscal year a total amount, not to exceed five percent of the amount of money appropriated for purposes of the program for that state fiscal year, to the certified educational assistance organizations for the cost of providing services under this subchapter.

(d) On or before the first day of October and February, a certified educational assistance organization shall:

(1) verify with the agency that each participating child is not enrolled in a school district or open-enrollment charter school in a manner in which the child is counted toward the district's or school's average daily attendance for purposes of the allocation of state funding under the Foundation School Program; and

(2) notify the comptroller if the organization determines that a participating child is:

(A) enrolled in a school district or open-enrollment charter school in a manner in which the child is counted toward the district's or school's average daily attendance for purposes of the allocation of state funding under the Foundation School Program; or

(B) not enrolled in a preapproved private school.

(e) The comptroller by rule shall establish a process by which a participating parent may authorize the comptroller or a certified educational assistance organization to make a payment directly from the participant's account to a preapproved education service provider or vendor of educational products for an expense allowed under Section 29.359.

(f) On the date on which a child who participated in the program is no longer eligible to participate in the program under Section 29.355 and payments for any education-related expenses allowed under Section 29.359 from the child's account have been completed, the participating child's account shall be closed and any remaining money returned to the comptroller for deposit in the program fund.

(g) Each quarter, any interest or other earnings attributable to money held by a certified educational assistance organization for purposes of the program shall be remitted to the comptroller for deposit in the program fund.

Sec. 29.363. AUDITING. (a) The comptroller shall contract with a private entity to audit accounts and program participant eligibility data not less than once per year to ensure compliance with applicable law and program requirements. The audit must include a review of:

(1) each certified educational assistance organization's internal controls over program transactions; and

(2) compliance by:

(A) certified educational assistance organizations with Section 29.354 and other program requirements;

(B) program participants with Section 29.357(a) and other program requirements; and

(C) education service providers and vendors of educational products with Section 29.358 and other program requirements.

(b) In conducting an audit, the private entity may require a program participant, education service provider or vendor of educational products, or certified educational assistance organization to provide information and documentation regarding any transaction occurring under the program.

(c) The private entity shall report to the comptroller any violation of this subchapter or other relevant law and any transactions the entity determines to be unusual or suspicious found by the entity during an audit conducted under this section. The comptroller shall report the violation or transaction to:

(1) the applicable certified educational assistance organization;

(2) the education service provider or vendor of educational products, as applicable; and

(3) each participating parent who is affected by the violation or transaction.

Sec. 29.364. SUSPENSION OF ACCOUNT. (a) The comptroller shall suspend the account of a participating child who fails to remain in good standing by complying with applicable law or a requirement of the program.

(b) On suspension of an account under Subsection (a), the comptroller shall notify the participating parent in writing that the account has been suspended and that no additional payments may be made from the account. The notification must specify the grounds for the suspension and state that the participating parent has 30 days to respond and take any corrective action required by the comptroller.

(c) On the expiration of the 30-day period under Subsection (b), the comptroller shall:

(1) order closure of the suspended account;

(2) order temporary reinstatement of the account, conditioned on the performance of a specified action by the participating parent; or

(3) order full reinstatement of the account.

(d) The comptroller may recover money distributed under the program that was used for expenses not allowed under Section 29.359, for a child who was not eligible to participate in the program at the time of the expenditure, or from an education service provider or vendor of educational products that was not approved at the time of the expenditure. The money and any interest or other additions received related to the money may be recovered from the participating parent or the education service provider or vendor of educational products that received the money in accordance with Subtitles A and B, Title 2, Tax Code, or as provided by other law if the participating child's account is suspended or closed under this section. The comptroller shall deposit money recovered under this subsection into the program fund.

Sec. 29.365. TUITION AND FEES; REFUND PROHIBITED. (a) An education service provider or vendor of educational products may not charge a participating child an amount greater than the standard amount charged for that service or product by the provider or vendor.

(b) An education service provider or vendor of educational products receiving money distributed under the program may not in any manner rebate, refund, or credit to or share with a program participant, or any person on behalf of a participant, any program money paid or owed by the participant to the provider or vendor.

Sec. 29.366. REFERRAL TO DISTRICT ATTORNEY. If the comptroller obtains evidence of fraudulent use of an account or money distributed under the program or any other violation of law by a certified educational assistance organization, education service provider or vendor of educational products, or program participant, the comptroller shall notify the appropriate local county or district attorney with jurisdiction over, as applicable:

(1) the principal place of business of the organization or provider or vendor;

or

(2) the residence of the program participant.

Sec. 29.367. SPECIAL EDUCATION NOTICE. (a) A certified educational assistance organization shall post on the Internet website established and maintained for the program and provide to each parent who submits an application for the program a notice that:

(1) states that a private school is not subject to federal and state laws regarding the provision of educational services to a child with a disability in the same manner as a school district or open-enrollment charter school; and

(2) provides information regarding rights to which a child with a disability is entitled under federal and state law if the child attends a school district or open-enrollment charter school, including:

(A) rights provided under the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.); and

(B) rights provided under Subchapter A.

(b) A private school in which a child with a disability who is a participating child enrolls shall provide to the participating parent a copy of the notice required under Subsection (a).

Sec. 29.368. PROGRAM PARTICIPANT, PROVIDER, AND VENDOR AUTONOMY. (a) An education service provider or vendor of educational products that receives money distributed under the program is not a recipient of federal financial assistance and may not be considered to be a state actor on the basis of receiving that money.

(b) A state agency or state official may not adopt a rule or take other governmental action related to the program and a certified educational assistance organization may not take action that:

(1) limits or imposes requirements that are contrary to the religious or institutional values or practices of an education service provider, vendor of educational products, or program participant; or

(2) limits an education service provider, vendor of educational products, or program participant from freely:

(A) determining the methods or curriculum to educate students;

(B) determining admissions and enrollment practices, policies, and standards;

(C) modifying or refusing to modify the provider's, vendor's, or participant's religious or institutional values or practices, operations, conduct, policies, standards, assessments, or employment practices based on the provider's, vendor's, or participant's religious values or practices; or

(D) exercising the provider's, vendor's, or participant's religious or institutional practices as the provider, vendor, or participant determines.

Sec. 29.369. STUDENT RECORDS AND INFORMATION. (a) On request by the participating parent or parent of a child seeking to participate in the program, the school district or open-enrollment charter school that the child would otherwise attend shall provide a copy of the child's school records possessed by the district or school, if any, to the child's parent or, if applicable, the private school the child attends.

(b) As necessary to verify a child's eligibility for the program, the agency, a school district, or an open-enrollment charter school shall provide to a certified educational assistance organization any information available to the agency, district, or school requested by the organization regarding a child who participates or seeks to participate in the program, including information regarding the child's school district or open-enrollment charter school enrollment status and whether the child can be counted toward a school district's or open-enrollment charter school's average daily attendance for purposes of the allocation of funding under the Foundation School Program. The organization may not retain information provided under this subsection beyond the period necessary to determine a child's eligibility to participate in the program.

(c) A certified educational assistance organization or an education service provider or vendor of educational products that obtains information regarding a participating child:

(1) shall comply with state and federal law regarding the confidentiality of student educational information; and

(2) may not:

(A) sell information regarding a participating child; or

(B) distribute information regarding a participating child in a manner not described by Paragraph (A) without the program participant's consent.

(d) A student record held by the comptroller or a certified educational assistance organization is confidential and not subject to disclosure under Chapter 552, Government Code. The comptroller or a certified educational assistance organization may redact information that constitutes student records from any information the governmental body discloses under Section 552.021, Government Code, without the necessity of requesting a decision from the attorney general under Subchapter G, Chapter 552, Government Code.

Sec. 29.370. GIFTS, GRANTS, AND DONATIONS. The comptroller may solicit and accept gifts, grants, and donations from any public or private source for any expenses related to the administration of the program, including establishing the program and contracting for the report required under Section 29.371.

Sec. 29.371. ANNUAL REPORT. (a) The comptroller, in collaboration with the agency and the certified educational assistance organizations, shall compile program data and produce an annual longitudinal report regarding:

(1) the number of program applications received, accepted, and wait-listed, disaggregated by age;

(2) program participant satisfaction;

(3) the results of assessment instruments shared in accordance with Section 29.357(a)(2);

(4) the effect of the program on public and private school capacity and availability;

(5) the amount of cost savings accruing to the state as a result of the program;

(6) in a report submitted in an even-numbered year only, an estimate of the total amount of funding required for the program for the next state fiscal biennium;

(7) the amount of gifts, grants, and donations received under Section 29.370; and

(8) based on surveys of former program participants or other sources available to an organization, the number and percentage of children participating in the program who, within one year after graduating from high school, are:

(A) college ready, as indicated by earning a minimum of 12 non-remedial semester credit hours or the equivalent or an associate degree from a postsecondary educational institution;

(B) career ready, as indicated by:

(i) earning a credential of value included in a library of credentials established under Section 2308A.007, Government Code; or

(ii) employment at or above the median wage in the child's region;

or

(C) military ready, as indicated by achieving a passing score set by the applicable military branch on the Armed Services Vocational Aptitude Battery and enlisting in the armed forces of the United States or the Texas National Guard.

(b) In producing the report, the comptroller shall:

(1) use appropriate analytical and behavioral science methodologies to ensure public confidence in the report; and

(2) comply with the requirements regarding the confidentiality of student educational information under the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g).

(c) The report must cover a period of not less than five years and include, subject to Subsection (b)(2), the data analyzed and methodology used.

(d) The comptroller shall provide the report for posting on the Internet website established and maintained for the program.

Sec. 29.3715. COLLECTION AND REPORTING OF DEMOGRAPHIC INFORMATION. (a) The comptroller, in collaboration with the agency and the certified educational assistance organizations, shall collect and report demographic information regarding each participating child. The report must include the following demographic information:

(1) the child's grade;

(2) the child's age;

(3) the child's sex;

(4) the child's race or ethnicity;

(5) the school district in which the child resides;

(6) the district campus that the child would otherwise attend;

(7) the child's zip code;

(8) the child's date of enrollment in the program;

(9) the child's category under Section 29.356(b); and

(10) whether the child has a disability.

(b) Not later than August 1 of each year, the comptroller shall submit a written report to the legislature summarizing the demographic information collected under this section.

Sec. 29.372. RULES; PROCEDURES. The comptroller shall adopt rules and procedures as necessary to implement, administer, and enforce this subchapter.

Sec. 29.373. APPEAL; FINALITY OF DECISIONS. (a) A program participant may appeal to the comptroller an administrative decision made by the comptroller or a certified educational assistance organization under this subchapter, including a decision regarding eligibility, allowable expenses, or the participant's removal from the program.

(b) An appeal under this subchapter does not constitute a contested case for any purpose.

(c) This subchapter may not be construed to confer a property right on a certified educational assistance organization, education service provider, vendor of educational products, or program participant.

(d) A decision of the comptroller made under this subchapter is final and not subject to appeal.

Sec. 29.374. RIGHT TO INTERVENE IN CIVIL ACTION. (a) A program participant, eligible child, education service provider, or vendor of educational products may intervene in any civil action challenging the constitutionality of the program.

(b) A court in which a civil action described by Subsection (a) is filed may require that all program participants, eligible children, education service providers, and vendors of educational products wishing to intervene in the action file a joint brief. A program participant, eligible child, education service provider, or vendor of educational products may not be required to join a brief filed on behalf of the state or a state agency.

SECTION 3. Section 22.092(d), Education Code, is amended to read as follows:

(d) The agency shall provide equivalent access to the registry maintained under this section to:

(1) private schools;

(2) public schools; ~~and~~

(3) nonprofit teacher organizations approved by the commissioner for the purpose of participating in the tutoring program established under Section 33.913; and

(4) the comptroller for the purpose of preapproving education service providers and vendors of educational products under Section 29.358 for participation in the program established under Subchapter J, Chapter 29.

SECTION 4. Section 411.109, Government Code, is amended by adding Subsection (b-1) and amending Subsection (c) to read as follows:

(b-1) The comptroller is entitled to obtain criminal history record information as provided by Subsection (c) about a person who is an employee of an education service provider or vendor of educational products who intends to provide educational services to a child participating in the program established under Subchapter J, Chapter 29, Education Code, and is seeking approval to receive money distributed under that program.

(c) Subject to Section 411.087 and consistent with the public policy of this state, the comptroller is entitled to:

(1) obtain through the Federal Bureau of Investigation criminal history record information maintained or indexed by that bureau that pertains to a person described by Subsection (a), ~~[(a)]~~ (b), or (b-1); and

(2) obtain from the department or any other criminal justice agency in this state criminal history record information maintained by the department or that criminal justice agency that relates to a person described by Subsection (a), ~~[(a)]~~ (b), or (b-1).

SECTION 5. Section 810.002, Health and Safety Code, is amended to read as follows:

Sec. 810.002. APPLICABILITY. This chapter applies to the following state agencies:

- (1) the Department of Family and Protective Services;
- (2) the Health and Human Services Commission;
- (3) the Texas Education Agency; ~~and~~
- (4) the Texas Juvenile Justice Department; and
- (5) the comptroller of public accounts.

SECTION 6. (a) Except as provided by Subsection (b) of this section, Subchapter J, Chapter 29, Education Code, as added by this Act, applies beginning with the 2026-2027 school year.

(b) Section 29.3521(c), Education Code, as added by this Act, applies beginning with the state fiscal biennium beginning September 1, 2027.

SECTION 7. (a) Not later than May 15, 2026, the comptroller of public accounts shall adopt rules as provided by Sections 29.356(d) and 29.372, Education Code, as added by this Act.

(b) The comptroller of public accounts may identify rules required by the passage of Subchapter J, Chapter 29, Education Code, as added by this Act, that must be adopted on an emergency basis for purposes of the 2026-2027 school year and may use the procedures established under Section 2001.034, Government Code, for adopting those rules. The comptroller of public accounts is not required to make the finding described by Section 2001.034(a), Government Code, to adopt emergency rules under this subsection.

SECTION 8. (a) The constitutionality and other validity under the state or federal constitution of all or any part of Subchapter J, Chapter 29, Education Code, as added by this Act, may be determined in an action for declaratory judgment under Chapter 37, Civil Practice and Remedies Code, in a district court in the county in which the violation is alleged to have occurred or where the plaintiff resides or has its principal place of business.

(b) An order, however characterized, of a trial court granting or denying a temporary or otherwise interlocutory injunction or a permanent injunction on the grounds of the constitutionality or unconstitutionality, or other validity or invalidity, under the state or federal constitution of all or any part of Subchapter J, Chapter 29, Education Code, as added by this Act, may be reviewed only by direct appeal to the

Texas Supreme Court filed not later than the 15th business day after the date on which the order was entered. The Texas Supreme Court shall give precedence to appeals under this section over other matters.

(c) The direct appeal is an accelerated appeal.

(d) This section exercises the authority granted by Section 3-b, Article V, Texas Constitution.

(e) The filing of a direct appeal under this section will automatically stay any temporary or otherwise interlocutory injunction or permanent injunction granted in accordance with this section pending final determination by the Texas Supreme Court, unless the supreme court makes specific findings that the applicant seeking such injunctive relief has pleaded and proved that:

(1) the applicant has a probable right to the relief it seeks on final hearing;

(2) the applicant will suffer a probable injury that is imminent and irreparable, and that the applicant has no other adequate legal remedy; and

(3) maintaining the injunction is in the public interest.

(f) An appeal under this section, including an interlocutory, accelerated, or direct appeal, is governed, as applicable, by the Texas Rules of Appellate Procedure, including Rules 25.1(d)(6), 28.1, 32.1, 37.3(a)(1), 38.6(a) and (b), 40.1(b), and 49.4.

(g) This section does not authorize an award of attorney's fees against this state, and Section 37.009, Civil Practice and Remedies Code, does not apply to an action filed under this section.

SECTION 9. It is the intent of the legislature that every provision, section, subsection, sentence, clause, phrase, or word in this Act, and every application of the provisions in this Act to each person or entity, is severable from each other. If any application of any provision in this Act to any person, group of persons, or circumstances is found by a court to be invalid for any reason:

(1) the remaining applications of that provision to all other persons and circumstances shall be severed and may not be affected; and

(2) the court must allow continued operation of the program without regard for the severed provision rather than restrict program operation or participation.

SECTION 10. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2025.

Floor Amendment No. 1

Amend **CSSB 2** (house committee printing) as follows:

(1) On page 2, line 14, between "establish" and "a", insert "and administer".

(2) On page 2, line 16, between "program" and the underlined period, insert the following:

and has the authority to:

(1) execute contracts, agreements, and other instruments for goods and services;

(2) engage the services of private consultants, actuaries, trustees, records administrators, managers, and legal counsel for administrative and technical assistance; and

(3) perform any duty assigned to a certified educational assistance organization under this subchapter

(3) On page 3, line 18, strike "the 2026-2027" and substitute "each".

(4) On page 3, lines 25 and 26, strike "This subsection expires September 1, 2027.".

(5) On page 7, line 12, between "25.001" and the underlined semicolon, insert ", including if the child is a child of a parent who is an active duty member of the United States armed forces".

(6) On page 7, between lines 15 and 16, insert the following:

(a-1) A child's parent may establish proof of the child's residency in this state for purposes of verifying the child's eligibility to participate in the program under Subsection (a)(2) by submitting any of the following documents in the parent's name:

(1) a utility bill;

(2) a lease agreement or mortgage statement;

(3) a driver's license or state ID;

(4) a voter registration certificate;

(5) a letter from a government agency; or

(6) a notarized affidavit of residency.

(7) On page 13 as follows:

(A) on line 12, strike "and".

(B) on line 16, immediately following the underlined semicolon, add the following:
and

(C) the school has continuously operated a campus for at least two school years preceding the date the school seeks approval under this section;

(8) On page 23, lines 19 and 20, strike "Notwithstanding any other provision of this subchapter or other law, if" and substitute "If".

(9) On page 23, line 24, between "receive" and "an", insert ", in addition to other funding to which the district or school is entitled to receive for the child,".

(10) On page 25, line 14, strike "quarterly".

(11) On page 25, lines 15-16, strike "in equal amounts on or before the first day of July, October, January, and April." and substitute the following:
as follows:

(1) not later than July 1, at least one-quarter of the total annual amount;

(2) not later than October 1, one-half of the total annual amount; and

(3) not later than April 1, the total remaining amount after the transfers under Subdivisions (1) and (2).

(12) On page 28, between lines 8 and 9, insert the following:

(d) The state auditor shall audit each certified educational assistance organization's compliance with the organization's duties to verify a child's eligibility to participate in the program under Section 29.355 and verify that a request for payment is for an approved expense under Section 29.360(c). Each organization shall submit to the state auditor documentation of:

(1) each item of residency documentation described by Section 29.355(a-1) reviewed by the organization;

(2) each preapproved education-related expense category reviewed by the organization under Section 29.360(c);

(3) the number of transactions approved by the organization; and

(4) the number of transactions denied by the organization.

(e) The state auditor may review and analyze individual transactions approved by a certified educational assistance organization.

(f) The state auditor shall randomly select 10 percent of program applications on which to perform an eligibility verification audit.

(g) Each education service provider shall provide to the state auditor proof of a third-party audit or financial review consistent with the provider's accreditation commission standards.

(13) On page 29, strike line 9 and substitute "applicable law if".

(14) On page 34, line 8, strike "and".

(15) On page 34, line 26, between "Guard" and the underlined period, insert the following:
; and

(9) the dropout rate, expulsion rate, and graduation rate of participating children who are children with a disability, both aggregated and disaggregated by the child's:

(A) grade level;

(B) age;

(C) sex;

(D) race or ethnicity; and

(E) category under Section 29.356(b)

(16) On page 35, between lines 11 and 12, insert the following:

(e) The comptroller shall provide the report, including assessment data, to the commissioner.

(f) The state auditor shall review and verify the validity of the contents of the comptroller's annual report required under this section. If the state auditor finds any discrepancies in the report, the state auditor may collect the data necessary to verify and audit the data from the comptroller, the applicable certified educational assistance organizations, and the applicable education service providers and vendors of educational products.

(17) On page 40, between lines 24 and 25, insert the following appropriately lettered subsection:

(____) The attorney general shall represent the state in any legal action brought that challenges the constitutionality or validity of all or any part of Subchapter J, Chapter 29, Education Code, as added by this Act.

The amendments were read.

POINT OF ORDER

Senator Gutierrez raised a point of order that **SB 2** violates Section 35, Article III, Texas Constitution, by containing more than one subject.

Question: Shall the Senate concur in the House amendments to **SB 2**?

AT EASE

The President at 2:21 p.m. announced the Senate would stand At Ease subject to the call of the Chair.

IN LEGISLATIVE SESSION

The President at 2:31 p.m. called the Senate to order as In Legislative Session.

Question: Shall the Senate concur in the House amendments to **SB 2**?

POINT OF ORDER RULING

The President stated that the point of order was respectfully overruled.

Senator Creighton moved to concur in the House amendments to **SB 2**.

The motion prevailed by the following vote: Yeas 19, Nays 12.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, Nichols, West, Zaffirini.

(Senator Flores in Chair)

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Thursday, April 24, 2025 - 2

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 11 Phelan

Relating to licensing reciprocity agreements entered into by the Texas Department of Licensing and Regulation.

HB 18 VanDeaver

Relating to the establishment and administration of certain programs and services providing health care services to rural counties.

HB 27 King

Relating to courses in personal financial literacy for high school students in public schools.

HB 37 Plesa

Relating to perinatal bereavement care provided by certain hospitals, a perinatal bereavement care initiative, and a perinatal bereavement care hospital recognition program.

HB 48 Darby

Relating to the creation of an organized oilfield theft prevention unit within the Department of Public Safety.

HB 106 King

Relating to the maintenance of overhead electrical power lines associated with oil and gas development and production; authorizing an administrative penalty.

HB 252 Walle

Relating to the payment of employment compensation by certain state agencies.

HB 391 Bell, Keith

Relating to board of directors meeting locations of certain special districts.

HB 503 Tepper

Relating to the eligibility of certain counties to participate in the rural sheriff's office salary assistance grant program and the rural prosecutor's office salary assistance grant program.

HB 517 Harris Davila

Relating to the authority of a property owners' association to assess a fine for discolored vegetation or turf during a period of residential watering restriction.

HB 581 González, Mary

Relating to the creation of artificial sexual material harmful to minors.

HB 742 Thompson

Relating to human trafficking prevention, including training for first responders, disclosure of human trafficking information by certain health care facilities, and protection for facility employees who report human trafficking.

HB 754 Thompson

Relating to human trafficking prevention, including training for medical assistants, disclosure of human trafficking information by certain health care facilities, and protection for facility employees who report human trafficking.

HB 972 Noble

Relating to an exemption from ad valorem taxation of a portion of the appraised value of a property other than a residence homestead that is the primary residence of an adult who has an intellectual or developmental disability and who must be related to the owner or trustee of the property within a certain degree by consanguinity.

HB 1024 Shaheen

Relating to the execution of a warrant issued for certain releasees who violate a condition of parole or mandatory supervision related to the electronic monitoring of the releasee.

HB 1035 Talarico

Relating to the contents of an affidavit required to be included with an application for an exemption from ad valorem taxation of all or part of the appraised value of real property used to operate a child-care facility.

HB 1089 Paul

Relating to creation of the gulf coast protection account to be administered by the General Land Office.

HB 1481 Fairly

Relating to school district and open-enrollment charter school policies regarding student use of personal communication devices.

HB 1562 Hernandez

Relating to massage student permits.

HB 1607 Metcalf

Relating to license plates and license plate windshield insignia issued for and displayed on a vehicle; authorizing a fee; creating a criminal offense.

HB 1633 Gerdes

Relating to the criteria considered by groundwater conservation districts before granting or denying a permit or permit amendment.

HB 1689 Gerdes

Relating to the use of certain groundwater export fees collected by a groundwater conservation district.

HB 1690 Gerdes

Relating to an application for a permit for the transfer of groundwater out of a groundwater conservation district.

HB 1696 Canales

Relating to adding a designation on a person's driver's license or commercial driver's license indicating that the person is licensed to carry a handgun.

HB 1716 Darby

Relating to the provision of counseling services by certain providers under Medicaid and reimbursement for those services.

HB 1741 Johnson

Relating to certain proceedings and the provision of treatment and supervision following certain adjudications occurring in a criminal case.

HB 1866 Lujan

Relating to the state law enforcement authority of federal National Park Service law enforcement officers.

HB 2103 Ashby

Relating to the adoption of a mental health leave policy for certain jailers.

HB 2216 Hull

Relating to procedures and grounds related to the removal and placement of children, including for terminating the parent-child relationship, for taking possession of a child, and for certain hearings in a suit affecting the parent-child relationship filed by a governmental entity.

HB 2637

DeAyala

Relating to the practice and procedures for summoning prospective grand jurors and petit jurors and the exemption of certain persons from grand jury and petit jury service.

HB 2669

Guerra

Relating to the establishment of a reporting and education program for the dangers of balloons to livestock.

HB 2884

Landgraf

Relating to the required disclosure of certain financial relationships in civil actions regarding the activities of United States defense contractors.

HB 2986

Moody

Relating to the authority of an appellate court to lift a stay in connection with an interlocutory appeal.

HB 4116

Davis, Aicha

Relating to information made available to a relative or other designated caregiver.

SB 5

Huffman

Sponsor: Craddick

Relating to the creation of the Dementia Prevention and Research Institute of Texas. (Committee Substitute)

SB 262

Perry

Sponsor: Button

Relating to eligibility requirements to practice public accountancy.

Respectfully,

/s/Stephen Brown,

Chief Clerk

House of Representatives

CONCLUSION OF MORNING CALL

The Presiding Officer at 3:56 p.m. announced the conclusion of morning call.

COMMITTEE SUBSTITUTE**SENATE BILL 39 ON THIRD READING**

Senator Birdwell moved to suspend the regular order of business to take up for consideration **CSSB 39** at this time on its third reading and final passage:

CSSB 39, Relating to civil liability of a commercial motor vehicle owner or operator.

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

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, West, Zaffirini.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 240 ON THIRD READING**

Senator Middleton moved to suspend the regular order of business to take up for consideration **CSSB 240** at this time on its third reading and final passage:

CSSB 240, Relating to the designation and use of certain spaces and facilities according to biological sex; authorizing a civil penalty and a private civil right of action.

The motion prevailed by the following vote: Yeas 20, Nays 11.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, West, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11. (Same as previous roll call)

REASON FOR VOTE

Senator Blanco submitted the following reason for vote on **CSSB 240**:

At a time when families across Texas are worried about making ends meet, about keeping their kids safe and educated, I believe Senate Bill 240 is a distraction from the real work Texans sent us here to do.

This bill raises serious questions about enforceability and the appropriate role of law enforcement. Police should be focused on preventing and solving violent crimes, not policing bathroom use. I firmly believe we should be focused on lowering costs, improving our schools, and making our communities safer. For these reasons, I'm voting against Senate Bill 240.

BLANCO

**COMMITTEE SUBSTITUTE
SENATE BILL 618 ON THIRD READING**

Senator Sparks moved to suspend the regular order of business to take up for consideration **CSSB 618** at this time on its third reading and final passage:

CSSB 618, Relating to the unlawful altering of election procedures; providing a civil penalty.

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

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, West, Zaffirini.

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

SENATE BILL 870 ON THIRD READING

Senator Birdwell moved to suspend the regular order of business to take up for consideration **SB 870** at this time on its third reading and final passage:

SB 870, Relating to the open carrying of a handgun by a uniformed school marshal.

The motion prevailed by the following vote: Yeas 23, Nays 8.

Yeas: Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Zaffirini.

Nays: Alvarado, Cook, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, West.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 8. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 1257 ON THIRD READING

Senator Hughes moved to suspend the regular order of business to take up for consideration **CSSB 1257** at this time on its third reading and final passage:

CSSB 1257, Relating to required health benefit plan coverage for gender transition adverse effects and reversals.

The motion prevailed by the following vote: Yeas 20, Nays 11.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, West, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 1717 ON THIRD READING

Senator Middleton moved to suspend the regular order of business to take up for consideration **CSSB 1717** at this time on its third reading and final passage:

CSSB 1717, Relating to the terminology used in statute, resolutions, rules, and other state publications to refer to the partially landlocked body of water on the southeastern periphery of the North American continent.

The motion prevailed by the following vote: Yeas 20, Nays 11.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, West, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 1727 ON THIRD READING

Senator Perry moved to suspend the regular order of business to take up for consideration **CSSB 1727** at this time on its third reading and final passage:

CSSB 1727, Relating to procedures related to juvenile justice proceedings, the adjudication and disposition of cases involving delinquent conduct, and certain offenses or conduct committed by a child or by a person placed in or committed to certain juvenile facilities; changing the eligibility for community supervision.

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

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, West, Zaffirini.

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

SENATE BILL 1832 ON THIRD READING

Senator Parker moved to suspend the regular order of business to take up for consideration **SB 1832** at this time on its third reading and final passage:

SB 1832, Relating to providing for an election by the parent of a student who was victimized by a public school employee to transfer the student to another public school campus or receive funding for the student to attend private school.

The motion prevailed by the following vote: Yeas 19, Nays 12.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, Nichols, West, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 19, Nays 12. (Same as previous roll call)

SENATE BILL 1183 ON THIRD READING

Senator Creighton moved to suspend the regular order of business to take up for consideration **SB 1183** at this time on its third reading and final passage:

SB 1183, Relating to electronic benefits transfer cards used by or for recipients of benefits under certain assistance programs.

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

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, J. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, West, Zaffirini.

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

COMMITTEE SUBSTITUTE SENATE BILL 2743 ON THIRD READING

Senator Hughes, on behalf of Senator Hagenbuch, moved to suspend the regular order of business to take up for consideration **CSSB 2743** at this time on its third reading and final passage:

CSSB 2743, Relating to the prosecution of certain election offenses.

The motion prevailed by the following vote: Yeas 19, Nays 12.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hagenbuch, Hall, Hancock, A. Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Parker, Paxton, Perry, Schwertner, Sparks.

Nays: Alvarado, Blanco, Cook, Eckhardt, Gutierrez, J. Hinojosa, Johnson, Menéndez, Miles, Nichols, West, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 19, Nays 12. (Same as previous roll call)

SENATE RULE 7.07(b) SUSPENDED (Permission to Introduce) (Motions In Writing)

The following Senators submitted the following Motions In Writing:

Mr. President:

The following members hereby request to suspend Senate Rule 7.07 (b) to permit the introduction of bills and resolutions as follows:

SB 3058 by Kolkhorst, Relating to certain improvements made and programs developed by the Post Oak Savannah Groundwater Conservation District.

SB 3059 by Campbell, Relating to the preservation, maintenance, restoration, and protection of the Alamo complex and surrounding area by the Alamo Commission.

The Motions In Writing were read and prevailed without objection.

SENATE BILLS ON FIRST READING

The following bills were introduced, read first time, and referred to the committees indicated:

SB 3058 by Kolkhorst

Relating to certain improvements made and programs developed by the Post Oak Savannah Groundwater Conservation District.

To Committee on Water, Agriculture, and Rural Affairs.

SB 3059 by Campbell

Relating to the preservation, maintenance, restoration, and protection of the Alamo complex and surrounding area by the Alamo Commission.

To Committee on State Affairs.

HOUSE BILLS ON FIRST READING

The following bills received from the House were read first time and referred to the committees indicated:

HB 6 to Committee on Education K-16.

HB 14 to Committee on Business and Commerce.

HB 43 to Committee on Water, Agriculture, and Rural Affairs.

HB 100 to Committee on Education K-16.

HB 136 to Committee on Health and Human Services.

HB 149 to Committee on Business and Commerce.

HB 204 to Committee on Finance.

HB 206 to Committee on Natural Resources.

HB 307 to Committee on Criminal Justice.

HB 467 to Committee on Local Government.

HB 685 to Committee on Water, Agriculture, and Rural Affairs.

HB 1130 to Committee on State Affairs.

HB 1393 to Committee on State Affairs.

HB 1644 to Committee on Criminal Justice.

HB 2027 to Committee on Economic Development.

HB 2118 to Committee on Transportation.

HB 2176 to Committee on Jurisprudence.

HB 2468 to Committee on Business and Commerce.

HB 2488 to Committee on Business and Commerce.

HB 2525 to Committee on Local Government.

HB 2596 to Committee on Criminal Justice.

HB 2890 to Committee on Natural Resources.

HB 2894 to Committee on Finance.

HB 3077 to Committee on Finance.

HB 3114 to Committee on Education K-16.

HB 3204 to Committee on Education K-16.

SENATE RULE 11.13 SUSPENDED
(Consideration of Bills in Committees)
(Motion In Writing)

Senator Zaffirini submitted the following Motion In Writing:

Mr. President:

I move to suspend Senate Rule 11.13 to permit committees to meet during consideration of the Local and Uncontested Calendar.

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The Motion In Writing was read and prevailed without objection.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Kolkhorst and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Health and Human Services might meet at 4:50 p.m. today at the brass rail.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator King and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Economic Development might meet at 4:50 p.m. today in the Press Room, 2E.9.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Birdwell and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Natural Resources might meet at 4:56 p.m. today and consider the following bills:

SB 2082, SB 2203.

MOTION TO RECESS

On motion of Senator Zaffirini and by unanimous consent, the Senate at 4:38 p.m. agreed to recess, upon conclusion of the Local and Uncontested Calendar Session, until 11:00 a.m. Monday, April 28, 2025.

(Senator A. Hinojosa in Chair)

**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. Notice of consideration of the local calendar was given by Senator Hall yesterday.

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.

SCR 4 (Eckhardt)

Designating Pflugerville as the official Trail Capital of Texas for a 10-year period ending in 2035.

(31-0)

SCR 18 (Parker)

Designating the Town of Trophy Club as the official Texas Town of Patriotism for a 10-year period ending in 2035.

(31-0)

SCR 43 (A. Hinojosa)

Designating Port Aransas as the official Fishing Capital of Texas for a 10-year period ending in 2035.

(31-0)

SB 269 (Perry)

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

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

SB 330 (Huffman)

Relating to an election to approve a reduction or reallocation of funding or resources for certain county prosecutors' offices.

(viva voce vote) (26-5) "Nays" Cook, Eckhardt, Gutierrez, Menéndez, West (26-5) "Nays" Cook, Eckhardt, Gutierrez, Menéndez, West

SB 434 (Miles)

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

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

SB 437 (J. 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 438 (J. Hinojosa)

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

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

CSSB 463 (Campbell)

Relating to the definition of facility for purposes of workplace violence prevention requirements.

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

SB 528 (Schwertner)

Relating to inpatient competency restoration services.

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

SB 604 (West)

Relating to the posting of information regarding certain bonds guaranteed by the permanent school fund.

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

CSSB 663 (Huffman)

Relating to the approval of a community supervision and corrections department's budget and strategic plan.

(viva voce vote) (25-6) "Nays" Cook, Creighton, Eckhardt, Hughes, Miles, West (25-6) "Nays" Cook, Creighton, Eckhardt, Hughes, Miles, West

SB 668 (Hughes)

Relating to the disclosure of information with regard to artificial intelligence.

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

SB 682 (Hughes)

Relating to the designation of a portion of Farm-to-Market Road 2493 in Smith County as the Captain Kevin Williams and Firefighter Austin Cheek Memorial Highway.

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

CSSB 747 (King)

Relating to public school policies and programs regarding the production or distribution of certain intimate visual material by public school students.

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

SB 841 (Hughes)

Relating to the beneficiaries of trust funds paid or received in connection with an improvement on specific real property.

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

SB 912 (Blanco)

Relating to the verification of health care practitioner continuing education compliance through the establishment of continuing education tracking systems.

(viva voce vote) (28-3) "Nays" Hagenbuch, Hughes, Parker (28-3) "Nays" Hagenbuch, Hughes, Parker

SB 968 (Zaffirini)

Relating to the licensing and regulation of the practice of podiatry.

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

CSSB 1020 (Huffman)

Relating to personal bond offices, to the notification provided to a judge regarding tampering with an electronic monitoring device while released on bond or community supervision, and to the availability of certain information regarding a person required to submit to an electronic monitoring program or being supervised by a community supervision and corrections department.

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

CSSB 1044 (Parker)

Relating to newborn screening tests for Duchenne muscular dystrophy.

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

CSSB 1138 (Miles)

Relating to first responder policies for emergencies occurring at a group home in certain municipalities and counties.

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

CSSB 1143 (Blanco)

Relating to certain planning, notification, and evaluation requirements with respect to certain workforce development programs in this state.

(viva voce vote) (27-4) "Nays" Hagenbuch, Middleton, Parker, Sparks (27-4) "Nays" Hagenbuch, Middleton, Parker, Sparks

CSSB 1236 (Hughes)

Relating to the relationship between pharmacists or pharmacies and health benefit plan issuers or pharmacy benefit managers.

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

CSSB 1244 (Schwertner)

Relating to unclaimed personal property, including virtual currency.

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

CSSB 1325 (Johnson)

Relating to contracting by public and private schools for the provision of medication for respiratory distress and training in administering that medication.

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

CSSB 1335 (Zaffirini)

Relating to decedents' estates.

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

SB 1369 (Hughes)

Relating to the designation of a portion of State Highway 11 in Morris County as the Army Staff Sergeant Samuel T. Castle Memorial Highway.

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

CSSB 1418 (Campbell)

Relating to the terminology used to refer to certain assessment instruments administered to public school students.

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

SB 1422 (Hughes)

Relating to the designation of a portion of Farm-to-Market Road 852 in Upshur County as the Petty Officer Billy Machen Bridge.

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

CSSB 1455 (Hagenbuch)

Relating to the funding mechanism for the regulation of workers' compensation and workers' compensation insurance; authorizing surcharges.

(viva voce vote) (27-4) "Nays" Creighton, King, Kolkhorst, Middleton (27-4) "Nays" Creighton, King, Kolkhorst, Middleton

CSSB 1468 (Schwertner)

Relating to the authority of the board of regents of The Texas A&M University System to construct, acquire, improve, extend, and equip utility systems located on university system property.

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

SB 1495 (Schwertner)

Relating to the establishment of an Electric Vehicle Supply Equipment Advisory Board.

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

SB 1534 (Zaffirini, Parker)

Relating to a study and report by the Texas Higher Education Coordinating Board regarding health physics education in this state.

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

CSSB 1579 (Blanco)

Relating to the appointment of a receiver for and sale of certain parcels of land that are abandoned, unoccupied, and undeveloped in certain municipalities.

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

SB 1580 (Blanco)

Relating to the composition of the governing body of a local mental health authority.

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

SB 1612 (Johnson)

Relating to construction contract trust funds.

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

CSSB 1624 (Johnson)

Relating to the purposes for which the Texas Water Bank and the Texas Water Trust may accept and hold water rights.

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

CSSB 1667 (Zaffirini)

Relating to the procedures for the expunction of arrest records and files; authorizing a fee.

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

SB 1734 (West)

Relating to status of certain documents or instruments purporting to convey title to or an interest in real property.

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

CSSB 1745 (Creighton)

Relating to the name, rights, powers, and privileges of the Cedar Port Navigation and Improvement District.

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

CSSB 1746 (Creighton)

Relating to the relocation or removal of dredged spoils or materials by a navigation district.

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

SB 1760 (Zaffirini)

Relating to guardianships for persons who are incapacitated; changing a fee.

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

SB 1784 (Parker)

Relating to notice provided by a health care provider before initiating debt collection against a patient.

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

SB 1860 (Hughes)

Relating to the applicability of laws protecting minors from harmful material on digital services.

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

CSSB 1862 (Hughes)

Relating to interstate notification by the voter registrar of certain applicants for voter registration.

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

CSSB 1864 (Johnson)

Relating to egg grading and the selling of ungraded eggs; authorizing a fee.

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

CSSB 1896 (Huffman)

Relating to the provision of information regarding an arrested person and the victim of the offense to a magistrate for purposes of an order for emergency protection.

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

CSSB 1898 (Johnson)

Relating to the discharge or use of certain firefighting foams for testing or training.

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

CSSB 1920 (West)

Relating to the requirement that a person submit an application for an exemption from ad valorem taxation for certain property used for human burial.

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

CSSB 1940 (Hughes)

Relating to authorizing a beneficiary designation that transfers a manufactured home classified as personal property at the owner's death.

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

SB 1952 (Paxton, Sparks)

Relating to the administration and operation of the school health and related services program.

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

SB 1998 (Huffman)

Relating to a preceptorship program in a pediatric subspecialty for medical students in this state.

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

SB 2032 (Paxton)

Relating to certain requirements regarding a contract between a single source continuum contractor and the Department of Family and Protective Services.

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

(Senator Cook in Chair)**CSSB 2052** (Birdwell)

Relating to suits affecting the parent-child relationship between a parent and a nonparent.

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

CSSB 2068 (Bettencourt)

Relating to the duty of an appraisal district to keep confidential certain identifying information provided by a property owner.

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

SB 2073 (Zaffirini)

Relating to the authority of an appraisal district to purchase, finance the purchase of, or lease real property or construct or finance the construction of improvements to real property.

(viva voce vote) (26-5) "Nays" Hall, Hancock, Hughes, Middleton, Sparks (26-5)
"Nays" Hall, Hancock, Hughes, Middleton, Sparks

CSSB 2121 (Johnson)

Relating to the regulation of certain business entities that act as data brokers.

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

SB 2127 (Zaffirini)

Relating to the assignment of certain retired and former justices and judges.

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

CSSB 2141 (Zaffirini)

Relating to the issuance of specialty license plates to state and federal judges.

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

SB 2145 (Perry)

Relating to the authority of the advisory body of a public improvement district and the board of directors of a reinvestment zone to hold a meeting by a telecommunication device.

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

CSSB 2161 (Flores)

Relating to expenses incurred in the appeal of rates for water or sewer service charged to certain customers.

(viva voce vote) (26-5) "Nays" Cook, Eckhardt, Gutierrez, Menéndez, Schwertner (26-5) "Nays" Cook, Eckhardt, Gutierrez, Menéndez, Schwertner

CSSB 2167 (Paxton)

Relating to the licensing and regulation of massage therapy.

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

SB 2196 (Johnson)

Relating to the period during which an order for emergency protection remains in effect.

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

SB 2207 (Hall)

Relating to prohibiting the Texas Medical Board from regulating certain physician advertising.

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

SB 2216 (Hughes)

Relating to security of election system equipment.

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

SB 2246 (West)

Relating to motor vehicle titles for salvage vehicles.

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

CSSB 2323 (Johnson)

Relating to the disclosure of certain information regarding a record of a collision or violation involving a person operating a railroad locomotive or train.

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

CSSB 2332 (Parker)

Relating to aircraft owned and operated by the Department of Public Safety.

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

SB 2395 (Creighton)

Relating to general obligation bonds issued by school districts.

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

SB 2431 (Campbell)

Relating to requiring foreign language credit opportunities for students enrolled in study abroad programs offered by certain institutions of higher education in this state.

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

SB 2439 (Zaffirini)

Relating to the operation of off-highway vehicles.

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

SB 2443 (Zaffirini)

Relating to electronic delivery of documents sent or received by the Texas Department of Licensing and Regulation.

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

SB 2581 (Hancock)

Relating to the repeal of a provision governing the operation of jail commissaries in certain counties.

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

CSSB 2601 (Blanco)

Relating to the landowner compensation program.

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

SB 2629 (Creighton)

Relating to organization of, meetings of, and voting by condominium unit owners' associations and property owners' associations.

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

SB 2702 (Creighton)

Relating to the licensing and regulation of persons who may repair or test backflow prevention assemblies.

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

SB 2705 (Hagenbuch)

Relating to fees for the issuance of certain specialty license plates and an exemption from vehicle registration for certain trailers, semitrailers, tractors, and implements of husbandry.

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

SB 2798 (Creighton)

Relating to certain statutes of limitations for criminal offenses, including the statute of limitations for certain fraud offenses.

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

CSSB 2873 (Kolkhorst)

Relating to the requirement that certain tax reports be filed electronically.

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

SB 2881 (Hughes)

Relating to the access and communications settings for accounts of minor users of digital services.

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

SB 2964 (Hughes)

Relating to an opportunity to correct certain defects in an early voting ballot voted by mail.

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

CSSB 3034 (Bettencourt)

Relating to the designation of a portion of State Highway 249 in Grimes and Montgomery Counties as the Doug Pitcock Aggie Expressway.

(viva voce vote) (25-6) "Nays" Alvarado, Eckhardt, Gutierrez, Johnson, West, Zaffirini (25-6) "Nays" Alvarado, Eckhardt, Gutierrez, Johnson, West, Zaffirini

BILLS REMOVED FROM LOCAL AND UNCONTESTED CALENDAR

Senator West and Senator Hall requested in writing that **SB 227** be removed from the Local and Uncontested Calendar.

Senator West and Senator Hall requested in writing that **SB 584** be removed from the Local and Uncontested Calendar.

Senator Huffman and Senator Hall requested in writing that **SB 1013** be removed from the Local and Uncontested Calendar.

Senator Miles and Senator Hall requested in writing that **SB 1137** be removed from the Local and Uncontested Calendar.

Senator A. Hinojosa and Senator Hall requested in writing that **SB 1169** be removed from the Local and Uncontested Calendar.

Senator Kolkhorst and Senator Hall requested in writing that **SB 1200** be removed from the Local and Uncontested Calendar.

Senator Campbell and Senator Hall requested in writing that **SB 1299** be removed from the Local and Uncontested Calendar.

Senator Campbell and Senator Hall requested in writing that **SB 1410** be removed from the Local and Uncontested Calendar.

Senator Hughes and Senator Hall requested in writing that **SB 1999** be removed from the Local and Uncontested Calendar.

Senator King and Senator Hall requested in writing that **SB 2004** be removed from the Local and Uncontested Calendar.

Senator Hughes and Senator Hall requested in writing that **SB 2429** be removed from the Local and Uncontested Calendar.

Senator Menéndez and Senator Hall requested in writing that **SB 2717** be removed from the Local and Uncontested Calendar.

SESSION CONCLUDED FOR LOCAL AND UNCONTESTED CALENDAR

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

CO-AUTHOR OF SENATE BILL 39

On motion of Senator Birdwell, Senator A. Hinojosa will be shown as Co-author of **SB 39**.

CO-AUTHOR OF SENATE BILL 82

On motion of Senator Hall, Senator Hagenbuch will be shown as Co-author of **SB 82**.

CO-AUTHOR OF SENATE BILL 240

On motion of Senator Middleton, Senator Hughes will be shown as Co-author of **SB 240**.

CO-AUTHOR OF SENATE BILL 401

On motion of Senator Paxton, Senator Campbell will be shown as Co-author of **SB 401**.

CO-AUTHORS OF SENATE BILL 843

On motion of Senator Kolkhorst, Senators Birdwell and Sparks will be shown as Co-authors of **SB 843**.

CO-AUTHORS OF SENATE BILL 884

On motion of Senator Kolkhorst, Senators Parker and Sparks will be shown as Co-authors of **SB 884**.

CO-AUTHOR OF SENATE BILL 1020

On motion of Senator Huffman, Senator Bettencourt will be shown as Co-author of **SB 1020**.

CO-AUTHOR OF SENATE BILL 1164

On motion of Senator Zaffirini, Senator Miles will be shown as Co-author of **SB 1164**.

CO-AUTHORS OF SENATE BILL 1183

On motion of Senator Creighton, Senators Bettencourt and Kolkhorst will be shown as Co-authors of **SB 1183**.

CO-AUTHOR OF SENATE BILL 1212

On motion of Senator Paxton, Senator Middleton will be shown as Co-author of **SB 1212**.

CO-AUTHORS OF SENATE BILL 1325

On motion of Senator Johnson, Senators Blanco and West will be shown as Co-authors of **SB 1325**.

CO-AUTHOR OF SENATE BILL 1349

On motion of Senator Hughes, Senator Bettencourt will be shown as Co-author of **SB 1349**.

CO-AUTHOR OF SENATE BILL 1468

On motion of Senator Schwertner, Senator Kolkhorst will be shown as Co-author of **SB 1468**.

CO-AUTHORS OF SENATE BILL 1717

On motion of Senator Middleton, Senators Creighton and A. Hinojosa will be shown as Co-authors of **SB 1717**.

CO-AUTHOR OF SENATE BILL 1730

On motion of Senator Hall, Senator Hagenbuch will be shown as Co-author of **SB 1730**.

CO-AUTHOR OF SENATE BILL 1742

On motion of Senator Hughes, Senator Sparks will be shown as Co-author of **SB 1742**.

CO-AUTHORS OF SENATE BILL 1798

On motion of Senator Middleton, Senators Hagenbuch, Hall, and King will be shown as Co-authors of **SB 1798**.

CO-AUTHOR OF SENATE BILL 2037

On motion of Senator Sparks, Senator Blanco will be shown as Co-author of **SB 2037**.

CO-AUTHORS OF SENATE BILL 2601

On motion of Senator Blanco, Senators Birdwell, Eckhardt, Flores, J. Hinojosa, Kolkhorst, and Zaffirini will be shown as Co-authors of **SB 2601**.

CO-AUTHOR OF SENATE BILL 2722

On motion of Senator Bettencourt, Senator Huffman will be shown as Co-author of **SB 2722**.

CO-AUTHORS OF SENATE BILL 2743

On motion of Senator Hagenbuch, Senators Creighton and A. Hinojosa will be shown as Co-authors of **SB 2743**.

CO-AUTHOR OF SENATE BILL 2881

On motion of Senator Hughes, Senator Paxton will be shown as Co-author of **SB 2881**.

CO-AUTHORS OF SENATE BILL 2907

On motion of Senator West, Senators Creighton and Parker will be shown as Co-authors of **SB 2907**.

CO-SPONSOR OF HOUSE BILL 135

On motion of Senator Campbell, Senator Flores will be shown as Co-sponsor of **HB 135**.

CO-SPONSOR OF HOUSE BILL 1109

On motion of Senator Hall, Senator Flores will be shown as Co-sponsor of **HB 1109**.

CO-SPONSOR OF HOUSE JOINT RESOLUTION 4

On motion of Senator Parker, Senator Creighton will be shown as Co-sponsor of **HJR 4**.

RECESS

Pursuant to a previously adopted motion, the Senate at 5:36 p.m. recessed until 11:00 a.m. Monday, April 28, 2025.

APPENDIX

COMMITTEE REPORTS

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

April 24, 2025

ADMINISTRATION — **CSSCR 19**

WATER, AGRICULTURE, AND RURAL AFFAIRS — **CSSB 2843, CSSB 2801**

EDUCATION K-16 — **CSSB 800, SB 2055, SB 784, CSSB 2986, SB 735**

BUSINESS AND COMMERCE — **CSSB 1012, SB 324**

VETERAN AFFAIRS — **SB 2926, SB 2938, SB 2007**

EDUCATION K-16 — **SB 2138, SB 1242, CSSJR 59**

BILLS ENGROSSED

April 24, 2025

SB 39, SB 240, SB 269, SB 330, SB 434, SB 437, SB 438, SB 463, SB 528, SB 604, SB 618, SB 663, SB 668, SB 682, SB 747, SB 841, SB 843, SB 870, SB 912, SB 968, SB 1020, SB 1044, SB 1138, SB 1143, SB 1152, SB 1164, SB 1183, SB 1236, SB 1244, SB 1257, SB 1299, SB 1325, SB 1335, SB 1349, SB 1369, SB 1418, SB 1422, SB 1455, SB 1468, SB 1495, SB 1534, SB 1579, SB 1580, SB 1612, SB 1624, SB 1667, SB 1717, SB 1727, SB 1734, SB 1745, SB 1746, SB 1760, SB 1784, SB 1832, SB 1860, SB 1862, SB 1864, SB 1868, SB 1896, SB 1898, SB 1920, SB 1940, SB 1952, SB 1998, SB 2032, SB 2037, SB 2052, SB 2068, SB 2073, SB 2121, SB 2127, SB 2141, SB 2145, SB 2161, SB 2167, SB 2196, SB 2207, SB 2216, SB 2246, SB 2323, SB 2332, SB 2349, SB 2395, SB 2431, SB 2439, SB 2443, SB 2581, SB 2601, SB 2629, SB 2702, SB 2705, SB 2743, SB 2788, SB 2798, SB 2873, SB 2881, SB 2964, SB 3034

BILLS AND RESOLUTIONS ENROLLED

April 24, 2025

SB 2, SB 262, SR 429, SR 430, SR 432, SR 442, SR 444, SR 445, SR 446, SR 447

SENT TO GOVERNOR

April 24, 2025

SB 365, SB 569

