

SENATE JOURNAL

EIGHTY-FOURTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

SECOND DAY

(Continued)

(Monday, January 26, 2015)

AFTER RECESS

The Senate met at 2:05 p.m. and was called to order by the President.

RESOLUTIONS SIGNED

The President announced the signing of the following enrolled resolutions in the presence of the Senate: **SCR 3, SCR 4.**

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, January 26, 2015 - 1

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

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

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

HCR 48 Kuempel

Inviting the governor to address a joint session of the legislature on February 17, 2015.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

SENATE BILLS AND RESOLUTION ON FIRST READING

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

SB 21 by Zaffirini

Relating to authorizing the issuance of revenue bonds to fund capital projects at public institutions of higher education.

To Committee on Higher Education.

SB 22 by Zaffirini

Relating to outcomes-based funding for general academic teaching institutions.

To Committee on Higher Education.

SB 23 by Zaffirini

Relating to providing free full-day prekindergarten for certain children.

To Committee on Education.

SB 24 by Zaffirini

Relating to training for members of the governing board of a public institution of higher education.

To Committee on Higher Education.

SB 25 by Zaffirini

Relating to the use of a portable wireless communication device while operating a motor vehicle; creating an offense; providing penalties.

To Committee on Transportation.

SB 26 by Zaffirini

Relating to state government worksite breast-feeding policies.

To Committee on Business and Commerce.

SB 27 by Zaffirini

Relating to the online broadcast of open meetings of institutions of higher education.

To Committee on Higher Education.

SB 28 by Zaffirini

Relating to immunity from liability for public and open-enrollment charter school campuses that maintain a supply of anaphylaxis medicine for emergency use.

To Committee on State Affairs.

SB 29 by Zaffirini

Relating to the immunization data included in and excluded from the immunization registry.

To Committee on Health and Human Services.

SB 30 by Zaffirini

Relating to financial eligibility for the Texas home living (TxHmL) waiver program.

To Committee on Health and Human Services.

SB 31 by Zaffirini

Relating to the authority of certain volunteer firefighter and emergency services organizations to hold tax-free sales or auctions.

To Committee on Finance.

SB 32 by Zaffirini

Relating to the services provided by a colonia self-help center.

To Committee on Intergovernmental Relations.

SB 33 by Zaffirini

Relating to the offense of hazing.
To Committee on Criminal Justice.

SB 34 by Zaffirini

Relating to a report concerning information security for this state's information resources.
To Committee on Business and Commerce.

SB 35 by Zaffirini

Relating to the acknowledgment by management of risks identified in state agency information security plans.
To Committee on Business and Commerce.

SB 36 by Zaffirini

Relating to requiring the Texas Higher Education Coordinating Board to maintain an inventory of postsecondary educational programs and services for persons with intellectual and developmental disabilities.
To Committee on Higher Education.

SB 37 by Zaffirini

Relating to a study of the participation of individuals with intellectual or developmental disabilities in public higher education.
To Committee on Higher Education.

SB 38 by Zaffirini

Relating to creation of an employment-first task force advisory committee.
To Committee on Health and Human Services.

SB 39 by Zaffirini

Relating to the preference given by state and local governmental entities, including public institutions of higher education, to agricultural products produced or grown in this state.
To Committee on Business and Commerce.

SB 40 by Zaffirini

Relating to leave for junior college district or university system employees who are physically assaulted while on duty.
To Committee on Higher Education.

SB 41 by Zaffirini

Relating to exemptions for disabled peace officers from payment of tuition and fees at public institutions of higher education.
To Committee on Higher Education.

SB 42 by Zaffirini

Relating to the selection process for student members of the board of regents of a state university or state university system.
To Committee on Higher Education.

SB 43 by Zaffirini

Relating to the institutions of higher education eligible to participate in the Texas Science, Technology, Engineering, and Mathematics (T-STEM) Challenge Scholarship program.

To Committee on Higher Education.

SB 44 by Zaffirini

Relating to matching private grants given to enhance additional research activities at institutions of higher education.

To Committee on Higher Education.

SB 45 by Zaffirini, Uresti

Relating to the designation of a portion of Interstate Highway 37 as the Trooper Terry Wayne Miller Memorial Highway.

To Committee on Transportation.

SB 46 by Zaffirini

Relating to the confidentiality of certain property tax appraisal photographs.

To Committee on Business and Commerce.

SB 47 by Zaffirini

Relating to a study concerning enforcement of following distance laws in this state.

To Committee on Transportation.

SB 48 by Zaffirini

Relating to the events eligible for funding from the Major Events trust fund.

To Committee on Business and Commerce.

SB 49 by Zaffirini

Relating to the transfer of a student from the school district of the student's residence to another district.

To Committee on Education.

SB 50 by Zaffirini

Relating to ad valorem tax liens on personal property.

To Committee on Finance.

SB 51 by Zaffirini

Relating to local option elections to legalize or prohibit the operation of eight-liners and the imposition of a fee on eight-liner owners; providing penalties.

To Committee on State Affairs.

SB 52 by Nelson

Relating to the computation of the franchise tax; decreasing the rates of the franchise tax.

To Committee on Finance.

SB 53 by Nelson

Relating to strategic fiscal reviews for state agencies and programs.

To Committee on Finance.

SB 54 by Nelson

Relating to the drug testing of certain persons seeking benefits under the Temporary Assistance for Needy Families (TANF) program.

To Committee on Health and Human Services.

SB 55 by Nelson

Relating to the creation of a grant program to support community mental health programs for veterans with mental illness.

To Committee on Veteran Affairs and Military Installations.

SB 56 by Nelson

Relating to the resident physician expansion grant program.

To Committee on Higher Education.

SB 57 by Nelson

Relating to information collected by a regional tollway authority.

To Committee on Transportation.

SB 58 by Nelson

Relating to the enforcement of commercial vehicle safety standards by certain counties.

To Committee on Transportation.

SB 59 by Nelson

Relating to exempting the procurement of services for victims of family violence from competitive bidding requirements.

To Committee on Business and Commerce.

SB 60 by Nelson

Relating to children's advocacy centers.

To Committee on State Affairs.

SB 61 by Huffines

Relating to the allocation and use of revenue derived from certain transportation-related taxes.

To Committee on Finance.

SB 62 by Huffines

Relating to accounting for, and recovery from the federal government of, costs incurred by this state as a result of the presence of persons who are not lawfully present in the United States.

To Committee on Finance.

SB 63 by Huffines

Relating to the qualifications for and time that a person may serve in certain offices.

To Committee on State Affairs.

SB 64 by Huffines

Relating to appellate court procedures and deadlines in a civil action.

To Committee on State Affairs.

SB 65 by Ellis

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

To Committee on Natural Resources and Economic Development.

SB 66 by Hinojosa

Relating to the use of epinephrine auto-injectors on public and open-enrollment charter school campuses and at off-campus school-sanctioned events.

To Committee on Education.

SB 67 by Ellis

Relating to the minimum wage.

To Committee on Natural Resources and Economic Development.

SB 68 by Ellis

Relating to the minimum wage, including authorizing a county or municipality to establish a minimum wage.

To Committee on Natural Resources and Economic Development.

SB 69 by Ellis

Relating to a notification requirement if a public school campus or open-enrollment charter school does not have a nurse assigned to the campus during all instructional hours.

To Committee on Education.

SB 70 by Ellis

Relating to reports issued by the comptroller on the effect of certain tax provisions.

To Committee on Finance.

SB 71 by Ellis

Relating to the eligibility of land for appraisal for ad valorem tax purposes as recreational, park, or scenic land.

To Committee on Finance.

SB 72 by Ellis

Relating to the availability of free prekindergarten programs in public schools.

To Committee on Education.

SB 73 by Ellis

Relating to limits on the size of prekindergarten classes in public schools.

To Committee on Education.

SB 74 by Ellis

Relating to placing the State Board of Education under periodic review by the Sunset Advisory Commission.

To Committee on Education.

SB 75 by Ellis

Relating to insurer rating practices requiring prior approval.

To Committee on Business and Commerce.

SB 76 by Ellis

Relating to prohibition of certain insurance discrimination.
To Committee on Business and Commerce.

SB 77 by Ellis

Relating to the development of a climate adaptation plan by certain entities.
To Committee on Natural Resources and Economic Development.

SB 78 by Ellis

Relating to the matters to be considered in developing the state water plan.
To Committee on Agriculture, Water and Rural Affairs.

SB 79 by Ellis

Relating to prohibition of the use of credit scoring in underwriting and rating certain personal lines of insurance coverage.
To Committee on Business and Commerce.

SB 80 by Ellis

Relating to a periodic review of state and local tax preferences.
To Committee on Finance.

SB 81 by Ellis

Relating to the creation of a commission to examine and prevent wrongful convictions.
To Committee on Criminal Justice.

SB 82 by Ellis

Relating to community supervision for certain drug possession offenses.
To Committee on Criminal Justice.

SB 83 by Ellis

Relating to prohibited deceptive or disenfranchising practices regarding an election; providing penalties.
To Committee on State Affairs.

SB 84 by Ellis

Relating to the registration of voters at a polling place and related procedures.
To Committee on State Affairs.

SB 85 by Ellis

Relating to the eligibility of certain persons younger than 18 years of age to preregister to vote.
To Committee on State Affairs.

SB 86 by Ellis

Relating to early voting by mail by any qualified voter.
To Committee on State Affairs.

SB 87 by Ellis

Relating to the elimination of smoking in certain workplaces and public places; providing penalties.
To Committee on Health and Human Services.

SB 88 by Ellis

Relating to health education curriculum and instruction in public schools.
To Committee on Education.

SB 89 by Ellis

Relating to the expansion of eligibility for medical assistance to certain persons under the federal Patient Protection and Affordable Care Act.
To Committee on Health and Human Services.

SB 90 by Ellis

Relating to notice and prior approval of health benefit plan rates.
To Committee on Business and Commerce.

SB 91 by Ellis

Relating to a restriction on charges charged for certain extensions of consumer credit that a credit access business obtains for a consumer or assists a consumer in obtaining.
To Committee on Business and Commerce.

SB 92 by Ellis

Relating to regulation of certain credit services organizations and to certain extensions of consumer credit the organizations obtain for a consumer or assist a consumer in obtaining.
To Committee on Business and Commerce.

SB 93 by Ellis

Relating to the repeal of the driver responsibility program.
To Committee on Transportation.

SB 94 by Hinojosa, Nelson

Relating to certain fees charged for the adjudication of pharmacy benefit claims.
To Committee on Business and Commerce.

SB 95 by Hinojosa

Relating to the state's burden of proof in certain criminal asset forfeiture proceedings.
To Committee on Criminal Justice.

SB 96 by Hinojosa

Relating to a prohibition on the use and possession of vapor products on school property.
To Committee on Education.

SB 97 by Hinojosa

Relating to regulation of the sale, distribution, possession, use, and advertising of vapor products; authorizing a fee; creating offenses.
To Committee on Health and Human Services.

SB 98 by Hinojosa, Rodríguez

Relating to authorizing a marriage between two persons of the same sex in this state and repealing the statutory prohibition against the recognition of a civil union or similar relationship entered into in another state between two persons of the same sex.
To Committee on State Affairs.

SB 99 by Hinojosa

Relating to the supervised reentry into the community of certain inmates nearing their date of discharge from the Texas Department of Criminal Justice.
To Committee on Criminal Justice.

SB 100 by Hinojosa

Relating to the enterprise zone program.
To Committee on Natural Resources and Economic Development.

SB 356 by Hancock

Relating to the creation, purpose, implementation, and funding of the County Park Beautification and Improvement Program.
To Committee on Administration.

SJR 26 by Hancock

Proposing a constitutional amendment relating to appropriations for the preservation and perpetuation of certain items of historical value; allowing the legislature and state agencies to accept on behalf of the state gifts of items of historical value and contributions to purchase such items.
To Committee on Administration.

CO-AUTHORS OF SENATE CONCURRENT RESOLUTION 5

On motion of Senator Estes, Senators Kolkhorst and Seliger will be shown as Co-authors of **SCR 5**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 45 by Hinojosa and Lucio, In memory of Scott Crane.

SR 46 by Hinojosa and Lucio, In memory of Elva Longoria Cortez.

SR 48 by Hinojosa, In memory of Margaret Louise Cawood.

HCR 44 (Campbell), In memory of U.S. Army Sergeant Gilberto Lopez Sanchez of New Braunfels.

Welcome and Congratulatory Resolutions

SR 40 by Uresti, Recognizing Gabriela and Guillermo Hoyos on the occasion of their 25th wedding anniversary.

SR 41 by Campbell, Congratulating Jack Ohlrich and Hal Herbelin Jr. for receiving the Outstanding Range Management Award.

SR 42 by Watson, Recognizing Charlie Betts on the occasion of his retirement.

SR 43 by Schwertner, Recognizing Sidney Richardson on the occasion of his 90th birthday.

SR 44 by Hinojosa and Lucio, Recognizing The University of Texas Rio Grande Valley School of Medicine for receiving a grant from the United Health Foundation.

SR 47 by Hinojosa, Recognizing Peter Salazar for being named the 2015 Prevention Officer of the Year.

SR 49 by Lucio, Welcoming William Soto Santiago and Leon Horn to the State Capitol.

SR 50 by Schwertner, Commending Andrew W. Killingsworth for achieving the rank of Eagle Scout.

SR 51 by Schwertner, Commending Scott D. MacMillan for achieving the rank of Eagle Scout.

SR 52 by Schwertner, Commending Jarrod L. Riggins for achieving the rank of Eagle Scout.

SR 53 by Schwertner, Commending Jackson S. Riggins for achieving the rank of Eagle Scout.

SR 54 by Schwertner, Commending Jonathan T. Garay for achieving the rank of Eagle Scout.

SR 57 by Seliger, Recognizing the North Plains Groundwater Conservation District on the occasion of its 60th anniversary.

SR 58 by Seliger, Recognizing W. David Watts for his contributions to The University of Texas of the Permian Basin.

SR 59 by Seliger, Recognizing the Texas Shoot Out BBQ Cook-off.

SR 60 by Kolkhorst, Recognizing Catherine W. Hejl on the occasion of her retirement.

Official Designation Resolution

SR 56 by Campbell, Celebrating Texas Capitol Schoolhouse Day.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 2:17 p.m. adjourned, in memory of Scott Crane and Elva Longoria Cortez, until 11:00 a.m. tomorrow.