

SENATE JOURNAL

EIGHTY-FOURTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

THIRTY-SEVENTH DAY

(Monday, April 20, 2015)

The Senate met at 2:00 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Bettencourt, Birdwell, Burton, Campbell, Creighton, Ellis, Eltife, Estes, Fraser, Garcia, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, L. Taylor, V. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

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

Pastor A. W. Anthony Mays, Mount Sinai Missionary Baptist Church, Austin, offered the invocation as follows:

O Lord God, maker of all things created, seen and unseen, You are the maker even of the unexplored heavenly bodies, the stars and galaxies. You know the secrets and mysteries of the oceans and the great depths of the dark seas. We cherish the precious privilege that we can call You our Father. Because You have heard our prayers before, I ask You to hear this prayer which I pray in the name of Jesus the Christ, who is Lord. I ask You to favor us now with Your spiritual presence. Please, dear Lord God, make Yourself fully known in this place. Humbly I ask You to endow this assembly of legislators and servants with Your perfect wisdom and with Your precious spirit. I ask that You lead and guide those in this assembly who bear great responsibilities, even as Your earthly representatives. Lead them in the path of Your will. Your holy word teaches that You have ordained government for the good of mankind. Cause that purpose to be realized through the decisions of laws and policies enacted and affirmed by this body of persons. Cause their coming together in these assemblies and these committees to make our state a better state as a result. Your word teaches that without vision the people perish. Please grant those who lead to possess such vision which lifts the least and strengthens the weak. And may there be the goal of justice for all who serve. Protect each of these

persons throughout the periods of their service and always. Encourage them in their labors. I pray this prayer over them and for them in Jesus' name. Amen.

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

The motion prevailed without objection.

LEAVE OF ABSENCE

On motion of Senator Whitmire, Senator Seliger was granted leave of absence for today on account of important business.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, April 20, 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:

HB 104 White, James
Relating to the practice of barbering and cosmetology at certain events.

HB 163 Larson
Relating to interstate cooperation to address regional water issues.

HB 168 Larson
Relating to privileged parking for Distinguished Flying Cross medal recipients.

HB 188 Thompson, Senfronia
Relating to the composition, duties, and continuation of the human trafficking prevention task force.

HB 219 White, James
Relating to the designation of Farm-to-Market Road 1293 in Hardin County as the Game Warden Wesley W. Wagstaff Memorial Highway.

HB 315 Raymond
Relating to the issuance of "In God We Trust" specialty license plates.

HB 388 Raymond
Relating to the duration of protective orders issued in cases of family violence against persons who are subsequently confined or imprisoned.

HB 389 Bell
Relating to the Montgomery County Hospital District.

- HB 431** White, James
Relating to the creation of an advisory committee to examine and recommend revisions to any state laws pertaining to juvenile records.
- HB 481** Stephenson
Relating to the designation of a segment of Farm-to-Market Road 1301 in Wharton County as the Master Sergeant Mike C. Peña Memorial Highway.
- HB 577** Flynn
Relating to pay, benefits and requirements for state active duty service members.
- HB 598** Clardy
Relating to the designation of a segment of State Highway 21 in Nacogdoches County as the Bob Luman Memorial Highway.
- HB 601** Clardy
Relating to the premises covered by mixed beverage permits for certain county-owned facilities.
- HB 615** Clardy
Relating to authorizing the sale of certain real property held by the Health and Human Services Commission to the City of Rusk.
- HB 643** Harless
Relating to the procedures for discharging bail in certain criminal proceedings.
- HB 663** King, Ken
Relating to the designation of a portion of State Highway 207 in Armstrong County as the Hamblen Memorial Highway.
- HB 671** Clardy
Relating to an intercollegiate athletics fee at Stephen F. Austin State University; authorizing imposition of a fee.
- HB 679** Turner, Sylvester
Relating to a study on homeless youth.
- HB 705** Farrar
Relating to access to a financial institution account of a person who dies intestate.
- HB 745** Bohac
Relating to the installation of solar-powered stop signs by a property owners' association.
- HB 781** Burkett
Relating to caregiver screening and training by substitute care providers for children in the conservatorship of the Department of Family and Protective Services.
- HB 792** Clardy
Relating to the issuance of specialty license plates for antique buses.
- HB 795** Springer
Relating to the Haskell County Hospital District; authorizing the issuance of bonds.
- HB 797** Flynn
Relating to the Hunt Memorial Hospital District; authorizing the issuance of bonds.

- HB 826** Giddings
Relating to the provision of information relating to the modification of a child support order in certain suits affecting the parent-child relationship.
- HB 833** Clardy
Relating to certain holders of motor home manufacturer's and dealer's licenses.
- HB 896** Hernandez
Relating to creating a criminal offense regarding the breach of computer security.
- HB 906** Paddie
Relating to the qualifications for appointment as a veterans county service officer.
- HB 909** Phillips
Relating to the tasting of alcoholic beverages by students enrolled in certain courses.
- HB 931** Murphy
Relating to an individual's eligibility to receive unemployment compensation benefits on the individual's waiting period claim.
- HB 949** Lucio III
Relating to the obligation of certain retail public utilities to mitigate their system water loss.
- HB 975** Geren
Relating to charitable raffles conducted by certain professional sports team charitable foundations; creating a criminal offense.
- HB 978** Price
Relating to the designation of the Route 66 Historic Corridor.
- HB 1039** Geren
Relating to the sale by package stores of containers of liquor with a capacity of less than six fluid ounces.
- HB 1054** Clardy
Relating to developmental education programs under the Texas Success Initiative for public institutions of higher education.
- HB 1077** Kuempel
Relating to the membership of the Electrical Safety and Licensing Advisory Board.
- HB 1133** Miller, Rick
Relating to the composition of the Texas Military Preparedness Commission.
- HB 1146** Kacal
Relating to persons who may operate a public water supply system.
- HB 1147** Kacal
Relating to the operation of all-terrain vehicles and recreational off-highway vehicles.
- HB 1148** Kacal
Relating to the investment training requirement for certain municipal officers.

- HB 1151** Thompson, Senfronia
Relating to sexual harassment protection for unpaid interns.
- HB 1180** Burkett
Relating to certain information included on a searchable database on the Department of Family and Protective Services' Internet website.
- HB 1217** Thompson, Senfronia
Relating to reporting information for certain foster children who are missing or are victims of sex trafficking.
- HB 1224** Lucio III
Relating to the purposes for which the assets of certain revolving funds administered by the Texas Water Development Board may be used.
- HB 1334** Clardy
Relating to the appeal of a residential eviction suit.
- HB 1336** Bonnen, Dennis
Relating to fees of office for the Velasco Drainage District.
- HB 1348** Geren
Relating to the approval of certain alcoholic beverages by the Texas Alcoholic Beverage Commission.
- HB 1376** Paddie
Relating to the application of certain concealed handgun license laws to community supervision and corrections department officers and juvenile probation officers; reducing a fee.
- HB 1379** Sheets
Relating to the standard valuation for life insurance, accident and health insurance, and annuities and the nonforfeiture requirements of certain life insurance policies; amending provisions that may be subject to a criminal penalty.
- HB 1415** Kuempel
Relating to establishment or use of cemeteries in certain municipalities.
- HB 1417** Elkins
Relating to peace officer identification cards.
- HB 1579** Lucio III
Relating to the sale and purchase of shark fins or products derived from shark fins; creating a criminal offense.
- HB 1598** Miller, Doug
Relating to the Texas military forces oath of affirmation.
- HB 1617** Paddie
Relating to authorizing certain real property transactions involving the Department of Public Safety of the State of Texas.
- HB 1657** Vo
Relating to the determination of an experience-rated employer's eligibility for a surplus credit rate under the Texas Unemployment Compensation Act.

- HB 1683** Bohac
Relating to an identifying number assigned to a notary public by the secretary of state.
- HB 1707** Stephenson
Relating to the methods by which a political subdivision may submit contributions to the Texas Emergency Services Retirement System.
- HB 1716** Oliveira
Relating to the term for a lease of land owned by certain navigation districts.
- HB 1725** Stephenson
Relating to the composition of local boards of the Texas Emergency Services Retirement System.
- HB 1756** Rodriguez, Eddie
Relating to the board of trustees of and distribution of certain benefits by a retirement system for firefighters in certain municipalities.
- HB 1769** Zerwas
Relating to requirements for assisted living facility license applicants.
- HB 1771** Raney
Relating to the donation of sick leave by state employees.
- HB 1776** Kuempel
Relating to the abolishment of the interagency task force on electronic benefits transfers.
- HB 1781** Bonnen, Greg
Relating to access by a sibling of a child separated from the sibling due to an action by the Department of Family and Protective Services.
- HB 1793** Frullo
Relating to reports of certain missing children and to the administration of missing or exploited children prevention grants.
- HB 1853** Button
Relating to the removal of a tenant's personal property after a writ of possession has been issued in an eviction suit.
- HB 1888** Capriglione
Relating to punishment for the offense of driving a commercial motor vehicle without a commercial driver's license; increasing a penalty.
- HB 1914** Bonnen, Dennis
Relating to the frequency with which the Board of Pardons and Paroles considers the eligibility of certain inmates for release on parole.
- HB 1925** Geren
Relating to the transfer of the Texas Farm and Ranch Lands Conservation Program to the Parks and Wildlife Department.
- HB 1926** Kacal
Relating to the governance of certain municipal power agencies; providing authority to issue bonds.

- HB 1934** Kacal
Relating to the Beef Promotion and Research Council of Texas.
- HB 1992** Zerwas
Relating to the granting of undergraduate course credit by advanced placement examination at public institutions of higher education.
- HB 2022** Smith
Relating to the maximum capacity of a container of wine sold to a retail dealer; amending a provision subject to a criminal penalty.
- HB 2037** Geren
Relating to compensation and leave for certain peace officers.
- HB 2052** Bohac
Relating to loss damage waivers in connection with the rental of certain heavy equipment; providing penalties.
- HB 2135** Miller, Doug
Relating to the purchasing of a firearm of an honorably retired or deceased peace officer.
- HB 2145** Smithee
Relating to provisional authority for certain individual insurance license applicants to act as insurance agents; authorizing a fee; requiring an occupational provisional permit.
- HB 2200** Thompson, Senfronia
Relating to the powers of the Greater Greenspoint Management District of Harris County.
- HB 2216** Coleman
Relating to information required of an applicant for a driver's license.
- HB 2255** Larson
Relating to the regulation of plumbing.
- HB 2272** Raney
Relating to surety bond requirements for reserve deputy sheriffs.
- HB 2290** Parker
Relating to designating January as Human Trafficking Prevention Month.
- HB 2296** Smith
Relating to regulation by a municipality of the possession of an open container or the public consumption of alcoholic beverages.
- HB 2350** Anderson, Charles "Doc"
Relating to the amount that may be used to guarantee loans under the Texas Agricultural Finance Authority's agricultural loan guarantee program.
- HB 2394** Darby
Relating to the compelled production of certain customer records by a financial institution.

HB 2439

Smith

Relating to inspections and other activities conducted by engineers in connection with the issuance of certain windstorm and hail insurance.

HB 2515

Muñoz, Jr.

Relating to authority to establish, operate, and maintain a foreign trade zone at or adjacent to the Pharr port of entry.

HB 2568

Morrison

Relating to authorizing a student center fee at the University of Houston-Victoria.

HB 2604

Dale

Relating to a concealed handgun license application that is submitted by a peace officer or a member of the state military forces.

HB 2735

Capriglione

Relating to the sale of alcoholic beverages in certain areas annexed by a municipality.

HB 3245

Crownover

Relating to qualified nonprofit corporations acting for and on behalf of two or more cities.

HB 3536

Landgraf

Relating to the appointment of the commissioners of certain financial regulatory agencies by the Finance Commission of Texas.

HJR 73

Geren

Proposing a constitutional amendment authorizing the legislature to permit professional sports team charitable foundations to conduct charitable raffles.

SB 203

Nelson

Sponsor: Raymond

Relating to the continuation and functions of the Texas Health Services Authority as a quasi-governmental entity and the electronic exchange of health care information.

(Committee Substitute)

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

PHYSICIAN OF THE DAY

Senator Watson was recognized and presented Dr. Dan Freeland of Lakeway as the Physician of the Day.

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

GUESTS PRESENTED

Senator Menéndez was recognized and introduced to the Senate a Methodist Healthcare System of San Antonio delegation, accompanied by organ transplant representatives.

The Senate welcomed its guests.

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

Senator Whitmire submitted the following Motion In Writing:

Mr. President:

I move suspension of Senate Rule 7.07(b) to permit the introduction of the following bills: **SB 2058, SB 2059.**

WHITMIRE

The Motion In Writing was 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 2056 by Bettencourt, Lucio

Relating to the creation of the Montgomery County Municipal Utility District No. 148; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Committee on Intergovernmental Relations.

SB 2057 by V. Taylor

Relating to the creation of the Double R Municipal Utility Districts Nos. 1 and 2 of Hunt County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Committee on Intergovernmental Relations.

SB 2058 by Lucio

Relating to food allergen awareness in food service establishments; authorizing a fee; requiring a food allergen awareness certification for certain food service employees.
To Committee on Health and Human Services.

SB 2059 by Bettencourt

Relating to the composition of the governing body of certain metropolitan rapid transit authorities.
To Committee on Intergovernmental Relations.

SB 2060 by Creighton

Relating to the boundaries of the Harris County Fresh Water Supply District No. 58.
To Committee on Intergovernmental Relations.

SB 2061 by Creighton

Relating to powers and duties of the Porter Special Utility District; providing authority to establish defined areas or designated property, to issue bonds, and to impose taxes for the benefit of defined areas or designated property; granting a limited power of eminent domain in the defined areas or designated property.
To Committee on Intergovernmental Relations.

CONCLUSION OF MORNING CALL

The President at 2:18 p.m. announced the conclusion of morning call.

SENATE BILL 1213 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1213** at this time on its second reading:

SB 1213, Relating to prohibiting the reidentification of certain deidentified information and the release of any reidentified information; creating a criminal offense.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1213 ON THIRD READING

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1213** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

COMMITTEE SUBSTITUTE**SENATE BILL 953 ON SECOND READING**

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 953** at this time on its second reading:

CSSB 953, Relating to an exemption for certain persons who sell signs from the requirement to be licensed as an electrician.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

COMMITTEE SUBSTITUTE**SENATE BILL 953 ON THIRD READING**

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 953** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1071 ON SECOND READING**

On motion of Senator Hinojosa and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1071** at this time on its second reading:

CSSB 1071, Relating to requiring notice of the scheduling of an execution date and the issuance of a warrant of execution.

The bill was read second time.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1071** (senate committee report) as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 23), strike "Subsections (b-1), (b-2), and (b-3)" and substitute "Subsection (b-1)".

(2) In SECTION 1 of the bill, strike added Articles 43.141(b-1), (b-2), and (b-3), Code of Criminal Procedure (page 1, lines 25-45), and substitute the following:

(b-1) A convicting court may not set an execution date unless:

(1) the attorney representing the state files a written motion to set an execution date; and

(2) not later than the 10th day before the date on which the court enters an order setting the execution date, a copy of the motion is served on:

(A) the attorney who represented the condemned person in the most recently concluded stage of a state or federal postconviction proceeding; and

(B) the office of capital writs established under Subchapter B, Chapter 78, Government Code.

The amendment to **CSSB 1071** was read and was adopted without objection.

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

Absent-excused: Seliger.

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

CSSB 1071 as amended was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1071 ON THIRD READING**

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1071** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 168 ON SECOND READING

On motion of Senator Uresti and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 168** at this time on its second reading:

SB 168, Relating to temporary waiver of superintendent certification for employment of public school district superintendents.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 168 ON THIRD READING

Senator Uresti moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 168** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 1512 ON SECOND READING

On motion of Senator Hancock and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1512** at this time on its second reading:

CSSB 1512, Relating to the Texas Department of Motor Vehicles fund.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

COMMITTEE SUBSTITUTE SENATE BILL 1512 ON THIRD READING

Senator Hancock moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1512** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1452 ON SECOND READING**

On motion of Senator Bettencourt and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1452** at this time on its second reading:

CSSB 1452, Relating to the power of a commissioners court to authorize ad valorem tax sales of real property to be conducted by means of online auctions.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1452 ON THIRD READING**

Senator Bettencourt moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1452** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1394 ON SECOND READING**

On motion of Senator Hancock and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1394** at this time on its second reading:

CSSB 1394, Relating to the presentation of evidence in appraisal review board hearings on protests.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1394 ON THIRD READING**

Senator Hancock moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1394** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

(Senator Schwertner in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1714 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1714** at this time on its second reading:

CSSB 1714, Relating to the release of student academic information by a public institution of higher education for certain purposes and the manner in which the information is used.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1714 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1714** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE JOINT RESOLUTION 52 ON SECOND READING

Senator Campbell moved to suspend the regular order of business to take up for consideration **SJR 52** at this time on its second reading:

SJR 52, Proposing a constitutional amendment repealing the requirement that state officers elected by voters statewide reside in the state capital.

The motion prevailed.

Senator Estes asked to be recorded as voting "Nay" on suspension of the regular order of business.

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

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

Nays: Estes.

Absent-excused: Seliger.

SENATE JOINT RESOLUTION 52 ON THIRD READING

Senator Campbell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SJR 52** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Estes.

Absent-excused: Seliger.

The resolution was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

SENATE BILL 914 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 914** at this time on its second reading:

SB 914, Relating to a council on long-term care facility surveys and informal dispute resolution.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 914 ON THIRD READING

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 914** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 1020 ON SECOND READING

On motion of Senator Creighton and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1020** at this time on its second reading:

SB 1020, Relating to the designation of the trustee of an express trust as a beneficiary of a trust account or a P.O.D. payee of a P.O.D. account.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1020 ON THIRD READING

Senator Creighton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1020** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 1791 ON SECOND READING

Senator Ellis moved to suspend the regular order of business to take up for consideration **SB 1791** at this time on its second reading:

SB 1791, Relating to disclosures on selection or modification of an account by a customer of a financial institution.

The motion prevailed.

Senator Burton asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Ellis offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1791** (committee printing) as follows:

(1) Between SECTIONS 1 and 2 of the bill, insert the following:

(d) This section does not apply to a credit union.

SECTION 2. Subchapter B, Chapter 113, Estates Code, is amended by adding Section 113.0531 to read as follows:

Sec. 113.0531. USE OF FORM AND DISCLOSURE BY CREDIT UNIONS.

(a) A credit union is considered to have disclosed the information provided by this subchapter if the credit union uses the form provided by Section 113.052.

(b) If a credit union varies the format of the form provided by Section 113.052, the credit union may make disclosures in the account agreement or in any other form that discloses the information provided by this subchapter.

(c) If the customer receives disclosure of the ownership rights to an account and the names of the parties are indicated, a credit union may combine any of the provisions in, and vary the format of, the form and notices described in Section 113.052 in:

(1) a universal account form with options listed for selection and additional disclosures provided in the account agreement; or

(2) any other manner that adequately discloses the information provided by this subchapter.

(2) Renumber subsequent SECTIONS of the bill accordingly.

The amendment to **SB 1791** was read and was adopted without objection.

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

Absent-excused: Seliger.

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

SB 1791 as amended was passed to engrossment by a viva voce vote.

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

Nays: Burton.

Absent-excused: Seliger.

SENATE BILL 1791 ON THIRD READING

Senator Ellis moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1791** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Burton.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 503 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **CSSB 503** at this time on its second reading:

CSSB 503, Relating to financial assistance to local governmental entities affected by the realignment of defense jobs or facilities.

The motion prevailed.

Senator Huffines asked to be recorded as voting "Nay" on suspension of the regular order of business.

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

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

Nays: Huffines.

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 503 ON THIRD READING**

Senator Perry moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 503** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Huffines.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1879 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1879** at this time on its second reading:

CSSB 1879, Relating to the allocation of certain grants from the fund for veterans' assistance.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1879 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1879** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 1056 ON SECOND READING

Senator Hinojosa moved to suspend the regular order of business to take up for consideration **SB 1056** at this time on its second reading:

SB 1056, Relating to the eligibility for indigent status for purposes of the driver responsibility program.

The motion prevailed.

Senator Schwertner asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1056** (senate committee printing) by striking SECTION 2 of the bill (page 1, lines 35 through 38) and substituting the following:

SECTION 2. The change in law made by this Act to Section 708.158, Transportation Code, applies only to a surcharge assessed on or after the effective date of this Act, including a surcharge assessed for a conviction for an offense that occurred before the effective date of this Act. The state is not required to refund a surcharge collected before the effective date of this Act.

The amendment to **SB 1056** was read and was adopted without objection.

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

Absent-excused: Seliger.

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

SB 1056 as amended was passed to engrossment by a viva voce vote.

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

Nays: Schwertner.

Absent-excused: Seliger.

SENATE BILL 1056 ON THIRD READING

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1056** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Schwertner.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

(President in Chair)

SENATE BILL 476 ON SECOND READING

Senator Kolkhorst moved to suspend the regular order of business to take up for consideration **SB 476** at this time on its second reading:

SB 476, Relating to the duties of certain law enforcement officials under procedures regulating the making or transfer of firearms.

The motion prevailed by the following vote: Yeas 23, Nays 7.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor, West, Whitmire.

Nays: Ellis, Garcia, Menéndez, Rodríguez, Uresti, Watson, Zaffirini.

Absent-excused: Seliger.

The bill was read second time and was passed to engrossment by the following vote: Yeas 23, Nays 7. (Same as previous roll call)

SENATE BILL 473 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 473** at this time on its second reading:

SB 473, Relating to defenses and exceptions to the prosecution of the criminal offense of the possession, manufacture, transport, repair, or sale of certain prohibited explosive weapons, firearms, and related items.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 473 ON THIRD READING

Senator Perry moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 473** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 1385 ON SECOND READING

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1385** at this time on its second reading:

SB 1385, Relating to the authorization of the imposition of administrative penalties on providers participating in certain Medicaid waiver programs.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1385 ON THIRD READING

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1385** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 950 ON SECOND READING

On motion of Senator Uresti and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 950** at this time on its second reading:

SB 950, Relating to certain procedural measures in a suit affecting a parent-child relationship to protect a child against child neglect or physical or sexual abuse.

The bill was read second time.

Senator Uresti offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 950** (senate committee printing) as follows:

(1) In SECTION 2 of the bill, in added Section 153.0071(e-1)(1)(B), Family Code, on page 1, line 56, between "Procedure," and "or", insert "on the basis of an offense committed by the person when the person was 17 years of age or older".

(2) Strike SECTION 4 of the bill (page 2, lines 10-14), and renumber subsequent SECTIONS of the bill appropriately.

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

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

Nays: Garcia.

Absent-excused: Seliger.

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

SB 950 as amended was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 950 ON THIRD READING

Senator Uresti moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 950** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1406 ON SECOND READING**

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1406** at this time on its second reading:

CSSB 1406, Relating to the protection of certain children through the operation of the child safety check alert list.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1406 ON THIRD READING**

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1406** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 268 ON SECOND READING

Senator Watson moved to suspend the regular order of business to take up for consideration **SB 268** at this time on its second reading:

SB 268, Relating to the duties of a magistrate to inform an arrested person of consequences of a plea of guilty or nolo contendere.

The motion prevailed.

Senators Creighton, Hall, Hancock, Huffines, Kolkhorst, Perry, L. Taylor, and V. Taylor asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time and was passed to engrossment by the following vote: Yeas 22, Nays 8.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Ellis, Eltife, Estes, Fraser, Garcia, Hinojosa, Huffman, Lucio, Menéndez, Nelson, Nichols, Rodríguez, Schwertner, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Creighton, Hall, Hancock, Huffines, Kolkhorst, Perry, L. Taylor, V. Taylor.

Absent-excused: Seliger.

SENATE BILL 268 ON THIRD READING

Senator Watson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 268** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 24, Nays 6.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Ellis, Eltife, Estes, Fraser, Garcia, Hall, Hinojosa, Huffman, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Creighton, Hancock, Huffines, Kolkhorst, L. Taylor, V. Taylor.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 8.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Ellis, Eltife, Estes, Fraser, Garcia, Hinojosa, Huffman, Lucio, Menéndez, Nelson, Nichols, Rodríguez, Schwertner, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Creighton, Hall, Hancock, Huffines, Kolkhorst, Perry, L. Taylor, V. Taylor.

Absent-excused: Seliger.

(Senator Schwertner in Chair)

SENATE BILL 1364 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1364** at this time on its second reading:

SB 1364, Relating to electronic filing of certain reports; providing a penalty.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1364 ON THIRD READING

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1364** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE CONCURRENT RESOLUTION 34 ON SECOND READING

Senator Creighton moved to suspend the regular order of business to take up for consideration **SCR 34** at this time on its second reading:

SCR 34, Directing the Texas Water Development Board to conduct a feasibility study on the use of brackish groundwater sources in Montgomery County.

The motion prevailed.

Senator V. Taylor asked to be recorded as voting "Nay" on suspension of the regular order of business.

The resolution was read second time and was adopted by the following vote: Yeas 29, Nays 1.

Nays: V. Taylor.

Absent-excused: Seliger.

SENATE BILL 1522 ON SECOND READING

On motion of Senator Estes and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1522** at this time on its second reading:

SB 1522, Relating to designating the fourth Saturday in July as National Day of the Cowboy.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1522 ON THIRD READING

Senator Estes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1522** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 4 ON SECOND READING**

Senator L. Taylor moved to suspend the regular order of business to take up for consideration **CSSB 4** at this time on its second reading:

CSSB 4, Relating to a franchise or insurance premium tax credit for contributions made to certain educational assistance organizations; adding provisions subject to a criminal penalty.

The motion prevailed by the following vote: Yeas 19, Nays 11.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Perry, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Menéndez, Nichols, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

The bill was read second time.

Senator Menéndez offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 4** (senate committee report) in SECTION 1 of the bill, in added Section 171.552(b)(1)(E) (page 2, line 8) between "need" and the underlined semicolon, by inserting "without considering a student's race, color, religion, ancestry, age, national origin, disability, sex, sexual orientation, gender identity, legal residence, or citizenship status".

The amendment to **CSSB 4** was read.

On motion of Senator L. Taylor, Floor Amendment No. 1 was tabled by the following vote: Yeas 18, Nays 12.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Lucio, Nelson, Nichols, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Kolkhorst, Menéndez, Perry, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

Senator Ellis offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 4** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 171.553, Tax Code (page 3, line 28), between "REQUIREMENTS." and "A", insert "(a)".

(2) In SECTION 1 of the bill, in added Section 171.553, Tax Code (page 3, between lines 50 and 51), insert the following:

(b) The policy statement of a nonpublic school required by Subsection (a)(4)(B) regarding curriculum must include a statement that the curriculum standards used by the nonpublic school do not include common core state standards developed by the Common Core State Standards Initiative.

The amendment to **CSSB 4** was read.

On motion of Senator L. Taylor, Floor Amendment No. 2 was tabled by the following vote: Yeas 18, Nays 12.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Lucio, Nelson, Nichols, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Kolkhorst, Menéndez, Perry, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 3

Amend **CSSB 4** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in added Section 171.553, Tax Code (page 3, line 28), between "REQUIREMENTS." and "A", insert "(a)".

(2) In SECTION 1 of the bill, in added Section 171.553, Tax Code (page 3, lines 40-43), strike Subdivision (2) and substitute the following:

(2) annual administration of the appropriate assessment instrument required under Section 39.023, Education Code, and receipt of an acceptable annual campus performance rating assigned by the commissioner of education under Section 39.054, Education Code;

(3) In SECTION 1 of the bill, in added Section 171.553, Tax Code (page 3, between lines 50 and 51), insert the following:

(b) A nonpublic school that enrolls an eligible student must:

(1) submit to the Texas Education Agency any information necessary to permit the commissioner of education to assign the school an annual campus performance rating under Section 39.054, Education Code; and

(2) comply with any requirement of the commissioner of education or the Texas Education Agency for the assignment of the campus performance rating in the manner in which an independent school district or public school must comply with the requirement.

RODRÍGUEZ
GARCIA

The amendment to **CSSB 4** was read.

On motion of Senator L. Taylor, Floor Amendment No. 3 was tabled by the following vote: Yeas 18, Nays 12.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Lucio, Nelson, Nichols, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Kolkhorst, Menéndez, Perry, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

Senator Menéndez offered the following amendment to the bill:

Floor Amendment No. 4

Amend **CSSB 4** (senate committee report), in SECTION 1 of the bill, in added Section 171.555(d), Tax Code (page 4, line 55), by striking "may continue" and substituting "is entitled".

The amendment to **CSSB 4** was read.

On motion of Senator L. Taylor, Floor Amendment No. 4 was tabled by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Menéndez, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

CSSB 4 was passed to engrossment by the following vote: Yeas 18, Nays 12.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Perry, Schwertner, L. Taylor, V. Taylor.

Nays: Burton, Ellis, Garcia, Hinojosa, Menéndez, Nichols, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

REASON FOR VOTE

Senator Burton submitted the following reason for vote on **CSSB 4**:

I am a strong supporter of school choice but believe that creating private school scholarships via franchise tax credit subsidies limits the scope of the program, creates a barrier to eliminating the franchise tax and blocks efforts at broader and fairer school choice. For these reasons I voted against SB 4, a bill that establishes a program to provide a limited number of private school scholarships subsidized by franchise tax credits.

BURTON

**COMMITTEE SUBSTITUTE
SENATE BILL 1420 ON SECOND READING**

On motion of Senator Hancock and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1420** at this time on its second reading:

CSSB 1420, Relating to notices of appraised value sent to property owners by the chief appraisers of appraisal districts.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1420 ON THIRD READING**

Senator Hancock moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1420** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

SENATE BILL 1766 ON SECOND READING

On motion of Senator Creighton and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1766** at this time on its second reading:

SB 1766, Relating to exemptions from certain regulation for small honey production operations.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

SENATE BILL 1766 ON THIRD READING

Senator Creighton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1766** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1366 ON SECOND READING**

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1366** at this time on its second reading:

CSSB 1366, Relating to the allocation to the Parks and Wildlife Department of the proceeds from taxes imposed on the sale, storage, or use of sporting goods.

The bill was read second time and was passed to engrossment without objection.

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

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 1366 ON THIRD READING**

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1366** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 3 ON SECOND READING**

Senator Birdwell moved to suspend the regular order of business to take up for consideration **CSSB 3** at this time on its second reading:

CSSB 3, Relating to the powers and duties of the Texas Department of Public Safety, military and law enforcement training, and the investigation, prosecution, punishment, and prevention of certain offenses; creating an offense and increasing a criminal penalty; authorizing fees.

The motion prevailed.

Senators Ellis, Garcia, Menéndez, and Rodríguez asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 3** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0164 to read as follows:

Sec. 411.0164. 50-HOUR WORKWEEK FOR COMMISSIONED OFFICERS. Notwithstanding any other law, the department may implement a 10-hour workday and 50-hour workweek for commissioned officers of the department.

The amendment to **CSSB 3** was read and was adopted without objection.

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

Absent-excused: Seliger.

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 3** (senate committee printing) by striking SECTION 2 of the bill (page 1, line 39 through page 3, line 13) and substituting the following:

SECTION 2. Article 2.12, Code of Criminal Procedure, is amended to conform to S.B. 219, Acts of the 84th Legislature, Regular Session, 2015, and further amended to read as follows:

Art. 2.12. WHO ARE PEACE OFFICERS. The following are peace officers:

(1) sheriffs, their deputies, and those reserve deputies who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(2) constables, deputy constables, and those reserve deputy constables who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(3) marshals or police officers of an incorporated city, town, or village, and those reserve municipal police officers who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(4) rangers, ~~and~~ officers, and members of the reserve officer corps commissioned by the Public Safety Commission and the Director of the Department of Public Safety;

(5) investigators of the district attorneys', criminal district attorneys', and county attorneys' offices;

(6) law enforcement agents of the Texas Alcoholic Beverage Commission;

(7) each member of an arson investigating unit commissioned by a city, a county, or the state;

(8) officers commissioned under Section 37.081, Education Code, or Subchapter E, Chapter 51, Education Code;

(9) officers commissioned by the General Services Commission;

(10) law enforcement officers commissioned by the Parks and Wildlife Commission;

(11) airport police officers commissioned by a city with a population of more than 1.18 million located primarily in a county with a population of 2 million or more that operates an airport that serves commercial air carriers;

(12) airport security personnel commissioned as peace officers by the governing body of any political subdivision of this state, other than a city described by Subdivision (11), that operates an airport that serves commercial air carriers;

(13) municipal park and recreational patrolmen and security officers;

(14) security officers and investigators commissioned as peace officers by the comptroller;

(15) officers commissioned by a water control and improvement district under Section 49.216, Water Code;

(16) officers commissioned by a board of trustees under Chapter 54, Transportation Code;

(17) investigators commissioned by the Texas Medical Board;

(18) officers commissioned by:

(A) the board of managers of the Dallas County Hospital District, the Tarrant County Hospital District, the Bexar County Hospital District, or the El Paso County Hospital District under Section 281.057, Health and Safety Code;

(B) the board of directors of the Ector County Hospital District under Section 1024.117, Special District Local Laws Code; and

(C) the board of directors of the Midland County Hospital District of Midland County, Texas, under Section 1061.121, Special District Local Laws Code;

(19) county park rangers commissioned under Subchapter E, Chapter 351, Local Government Code;

(20) investigators employed by the Texas Racing Commission;

(21) officers commissioned under Chapter 554, Occupations Code;

(22) officers commissioned by the governing body of a metropolitan rapid transit authority under Section 451.108, Transportation Code, or by a regional transportation authority under Section 452.110, Transportation Code;

(23) investigators commissioned by the attorney general under Section 402.009, Government Code;

(24) security officers and investigators commissioned as peace officers under Chapter 466, Government Code;

(25) ~~[an officer employed by the Department of State Health Services under Section 431.2471, Health and Safety Code;~~

~~(26)~~ officers appointed by an appellate court under Subchapter F, Chapter 53, Government Code;

(26) ~~(27)~~ officers commissioned by the state fire marshal under Chapter 417, Government Code;

(27) ~~(28)~~ an investigator commissioned by the commissioner of insurance under Section 701.104, Insurance Code;

(28) ~~(29)~~ apprehension specialists and inspectors general commissioned by the Texas Juvenile Justice Department as officers under Sections 242.102 and 243.052, Human Resources Code;

(29) ~~(30)~~ officers appointed by the inspector general of the Texas Department of Criminal Justice under Section 493.019, Government Code;

(30) ~~(31)~~ investigators commissioned by the Texas Commission on Law Enforcement under Section 1701.160, Occupations Code;

(31) ~~(32)~~ commission investigators commissioned by the Texas Private Security Board under Section 1702.061 ~~[1702.061(f)]~~, Occupations Code;

(32) ~~(33)~~ the fire marshal and any officers, inspectors, or investigators commissioned by an emergency services district under Chapter 775, Health and Safety Code;

(33) ~~(34)~~ officers commissioned by the State Board of Dental Examiners under Section 254.013, Occupations Code, subject to the limitations imposed by that section;

(34) ~~(35)~~ investigators commissioned by the Texas Juvenile Justice Department as officers under Section 221.011, Human Resources Code; and

(35) [~~36~~] the fire marshal and any related officers, inspectors, or investigators commissioned by a county under Subchapter B, Chapter 352, Local Government Code.

The amendment to **CSSB 3** was read and was adopted without objection.

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

Absent-excused: Seliger.

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 3

Amend **CSSB 3** (senate committee printing) in SECTION 7 of the bill, in added Section 411.0209(a), Government Code (page 5, line 45), by striking "To prevent the unlawful transfer of contraband from this state to the United Mexican States and other unlawful activity, the department shall investigate the feasibility of providing" and substituting "The department shall provide".

The amendment to **CSSB 3** was read and was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 3 except as follows:

Absent-excused: Seliger.

Senator Huffman offered the following amendment to the bill:

Floor Amendment No. 4

Amend **CSSB 3** (Senate Committee Printing) as follows:

(1) In SECTION 8 of the bill, strike added Section 411.054, Government Code (page 5, line 59, through page 6, line 13), and substitute the following:

Sec. 411.054. INCIDENT-BASED CRIME STATISTICS REPORTING GOAL.

(a) The department shall establish a goal that, not later than September 1, 2019, at least 36 percent of all local law enforcement agencies that submitted to the department during the state fiscal biennium ending August 31, 2015, information and statistics concerning criminal offenses committed in the jurisdiction of those agencies will:

(1) have implemented an incident-based reporting system that meets the reporting requirements of the National Incident-Based Reporting System of the Uniform Crime Reporting Program of the Federal Bureau of Investigation; and

(2) be using the system described by Subdivision (1) to submit to the department information and statistics concerning criminal offenses committed in the jurisdiction of the local law enforcement agency.

(b) The department shall:

(1) periodically analyze implementation and use of the system described by Subsection (a)(1); and

(2) identify which specific, additional local law enforcement agencies the department needs to implement the system described by Subsection (a)(1) to generate reasonable estimates of the number and types of criminal offenses that are committed in this state.

(c) In identifying specific, additional local law enforcement agencies under Subsection (b)(2), the department shall:

(1) consult with stakeholders, including local law enforcement agencies and local and statewide law enforcement associations; and

(2) consider, at a minimum:

(A) geographic distribution of local law enforcement agencies;

(B) the number of peace officers at a local law enforcement agency;

(C) the jurisdiction of a local law enforcement agency;

(D) population density and composition of the area served by a local law enforcement agency;

(E) access to transportation networks in the area served by a local law enforcement agency;

(F) the relationship of a local law enforcement agency to other components of the criminal justice system; and

(G) crime reporting practices of persons residing in the area served by a local law enforcement agency.

(d) The department shall provide quarterly reports to the Legislative Budget Board that include:

(1) the local law enforcement agencies that have been identified as subjects for the implementation of the system described by Subsection (a)(1); and

(2) any available information regarding local law enforcement agencies' progress in implementing and using the system described by Subsection (a)(1) to submit to the department information and statistics described by Subsection (a)(2).

(e) The department shall adopt rules to implement this section.

(2) In SECTION 15 of the bill (page 9, line 34), strike "411.054(b)" and substitute "411.054(e)".

The amendment to **CSSB 3** was read and was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 4 except as follows:

Absent-excused: Seliger.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 5

Amend **CSSB 3** (Senate Committee Printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 201, Transportation Code, is amended by adding Subchapter Q to read as follows:

SUBCHAPTER Q. COORDINATED BORDER INFRASTRUCTURE GRANT PROGRAM

Sec. 201.1001. DEFINITIONS. In this subchapter:

(1) "Border region" means the portion of this state that is not more than 100 miles from the border between Texas and the United Mexican States.

(2) "Fund" means the coordinated border infrastructure fund established under this subchapter.

Sec. 201.1002. COORDINATED BORDER INFRASTRUCTURE FUND. (a) The coordinated border infrastructure fund is a special fund in the state treasury outside the general revenue fund. The fund consists of:

(1) funds appropriated by the legislature to the credit of the fund;
(2) any federal funds received by the state deposited to the credit of the fund;

(3) matching state funds in an amount required by federal law;

(4) money from any other available source; and

(5) investment earnings on the money on deposit in the fund.

(b) The department shall administer the fund and money in the fund may be appropriated only for the purposes of this subchapter.

(c) Section 404.071, Government Code, does not apply to the fund.

Sec. 201.1003. GRANT PROGRAM. (a) The department shall develop policies and procedures to administer a program under this subchapter to make grants to entities described by Subsection (b) for:

(1) construction of and improvements to transportation and supporting infrastructure in the border region that facilitate cross-border motor vehicle, cargo, and rail movement, including highway and rail infrastructure and related public safety and safety enforcement facilities;

(2) operational improvements in the border region, including improvements relating to electronic data interchange and use of telecommunications, that expedite cross-border motor vehicle, cargo, and rail movement;

(3) modifications to regulatory procedures to expedite safe and efficient cross-border motor vehicle, cargo, and rail movement; or

(4) international coordination of transportation planning, programming, and border operation with the United Mexican States that relate to expediting cross-border motor vehicle, cargo, and rail movement.

(b) The department may make a grant under the program only to:

(1) a governmental entity located in a department district that is adjacent to the border between this state and the United Mexican States; or

(2) a private entity that owns or operates an international port of entry between this state and the United Mexican States.

Sec. 201.1004. MATCHING FUNDS. To be eligible to receive a grant under the program, matching funds must be provided, from any source, in an amount determined by the department that is equal to at least 20 percent of the amount of the grant.

Sec. 201.1005. CERTAIN PROJECTS. An entity described by Section 201.1003(b) may construct a project in the United Mexican States using funds provided under this subchapter if:

(1) the project directly and predominantly facilitates cross-border motor vehicle and cargo movement at an international port of entry into the border region; and

(2) before receiving funds under this subchapter, the United Mexican States or a political subdivision of the United Mexican States that is responsible for the operation of the facility to be constructed provides satisfactory assurances to the department that any facility constructed with the funds will be:

(A) constructed in accordance with standards equivalent to applicable standards in this state; and

(B) properly maintained and used over the life cycle of the facility for the purpose described in Subdivision (1).

Sec. 201.1006. RULES. The commission shall adopt rules to implement this subchapter.

The amendment to **CSSB 3** was read.

On motion of Senator Birdwell, Floor Amendment No. 5 was tabled by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Menéndez, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 6

Amend **CSSB 3** (senate committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS as appropriate:

SECTION ____ . Chapter 411, Government Code, is amended by adding Subchapter P to read as follows:

SUBCHAPTER P. STATE LAW ENFORCEMENT OPERATIONS OVERSIGHT COMMITTEE

Sec. 411.431. DEFINITION. In this subchapter, "committee" means the State Law Enforcement Operations Oversight Committee established under this subchapter.

Sec. 411.432. STATE LAW ENFORCEMENT OPERATIONS OVERSIGHT COMMITTEE. (a) A State Law Enforcement Operations Oversight Committee is established to ensure transparency of state operations targeting transnational gang and cartel activity.

(b) Members of the committee are appointed as follows:

(1) five members of the senate appointed by the lieutenant governor;

(2) five members of the house of representatives appointed by the speaker of the house of representatives; and

(3) one public member appointed by the governor.

(c) A member of the committee serves at the will of the appointing official.

(d) The lieutenant governor and the speaker of the house of representatives shall appoint the chair of the committee on an alternating basis. The chair of the committee serves a one-year term that expires September 1 of each year.

(e) A member of the committee is not entitled to receive compensation for service on the committee or reimbursement for expenses incurred in the performance of official duties as a member of the committee.

(f) Chapter 2110 does not apply to the committee.

Sec. 411.433. POWERS AND DUTIES. (a) The committee has the powers and duties of a general investigating committee under Sections 301.020, 301.024, and 301.028, including access to confidential and law enforcement sensitive information.

(b) The committee:

(1) shall monitor and regularly report to the legislature on the progress of state operations targeting transnational gang and cartel activity, including monitoring conditions at the local level;

(2) may request from the department, the Parks and Wildlife Department, and the Texas military forces reports and any other information related to border operations considered necessary by the committee;

(3) if necessary, shall cooperate with local and federal officials to perform the committee's duties;

(4) shall meet monthly to carry out the committee's duties; and

(5) shall monitor and regularly report to the legislature regarding the impact of state operations targeting transnational gang and cartel activity on the protection of due process, the civil and human rights of border residents and visitors, and the private property rights of landowners.

(c) The committee may meet and consult with and advise local governments and federal authorities.

Sec. 411.434. REPORTS TO COMMITTEE. (a) The department, the Parks and Wildlife Department, and the Texas military forces shall submit monthly reports to the committee:

(1) on the status and progress of law enforcement operations, activities, programs, and investigations targeting transnational gang and cartel activity;

(2) providing a detailed analysis of spending, including any incremental costs, for operations, activities, programs, and investigations targeting transnational gang and cartel activity, including:

(A) salaries, equipment, and capital purchases; and

(B) any contracts related to operations, activities, programs, and investigations targeting transnational gang and cartel activity, and for each contract:

(i) the procurement process for the contract;

(ii) to whom the contract was awarded;

(iii) the amount of the contract; and

(iv) if the contract was an emergency purchase under Section 2155.137, state that fact and the reason why it was considered an emergency; and

(3) that include:

(A) the impact of state operations, activities, programs, and investigations targeting transnational gang and cartel activity on the resources of local law enforcement authorities and the attrition of local law enforcement officers; and

(B) recommendations on minimizing the disruption to local law enforcement authorities from state operations, activities, programs, and investigations targeting transnational gang and cartel activity.

(b) The department, the Parks and Wildlife Department, and the Texas military forces shall:

(1) brief the committee in person at the request of the committee; and

(2) respond to any committee request for reports or other information under Section 411.433.

SECTION __. Not later than September 1, 2015, the appointing officials described by Section 411.432, Government Code, as added by this Act, shall appoint the members of the State Law Enforcement Operations Oversight Committee established under that section. The speaker of the house of representatives shall make the first appointment to chair the committee as provided by that section.

The amendment to **CSSB 3** was read.

On motion of Senator Birdwell, Floor Amendment No. 6 was tabled by the following vote: Yeas 23, Nays 7.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor, Uresti, West, Whitmire.

Nays: Ellis, Garcia, Lucio, Menéndez, Rodríguez, Watson, Zaffirini.

Absent-excused: Seliger.

Senator Lucio offered the following amendment to the bill:

Floor Amendment No. 7

Amend **CSSB 3** (senate committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter B, Chapter 402, Government Code, is amended by adding Section 402.038 to read as follows:

Sec. 402.038. TRANSNATIONAL AND ORGANIZED CRIME DIVISION.

(a) The office of the attorney general shall establish a transnational and organized crime division.

(b) To address matters related to border security and organized crime, the transnational and organized crime division shall:

(1) establish within the division a prosecution unit to provide critical assistance to local prosecutors;

(2) using existing funds, establish within the division a trafficking of persons unit to:

(A) assist local law enforcement agencies and local prosecutors in investigating and prosecuting trafficking of persons and related crimes; and

(B) work with the appropriate local and state agencies to identify victims of trafficking of persons and to provide the types of assistance available for those victims under Chapter 56, Code of Criminal Procedure; and

(3) develop initiatives to provide greater state assistance, support, and coordination among state law enforcement agencies, local law enforcement agencies, and local prosecutors.

(c) Assistance provided by the division under this section may include the assistance authorized under Section 402.028.

SECTION _____. Not later than December 1, 2015, the office of the attorney general shall establish the transnational and organized crime division as required by Section 402.038, Government Code, as added by this Act.

The amendment to **CSSB 3** was read and was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 7 except as follows:

Absent-excused: Seliger.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 8

Amend **CSSB 3** (senate committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.00711 to read as follows:

Sec. 411.00711. TRAINING FOR COMMISSIONED OFFICERS ASSIGNED TO TEXAS-MEXICO BORDER REGION. Department officers assigned to work in a department region that includes one or more counties along the Texas-Mexico border must be annually certified regarding appropriate training, including academy and in-service training, in the following:

(1) immigration law as it relates to protections for victims of crime or persecution;

(2) use of force and tactical withdrawal as a way to reduce need for use of lethal force;

(3) social and cultural sensitivity toward border communities and the impact of border operations on communities and residents;

(4) language and basic cultural awareness of major migrant-sending nations;

(5) best practices in community policing;

(6) how to respond to grievances and where to refer complaints; and

(7) how to identify and address vulnerable populations, including persons expressing potential grounds for asylum, children, victims of crime and human trafficking, and individuals fleeing persecution or torture.

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0198 to read as follows:

Sec. 411.0198. OMBUDSMAN FOR TEXAS-MEXICO BORDER OPERATIONS-RELATED CONCERNS. (a) In this section, "ombudsman" means the ombudsman for Texas-Mexico border operations-related concerns established under this section.

(b) The director shall appoint an ombudsman for Texas-Mexico border operations-related concerns. The ombudsman shall report directly to the director.

(c) To serve as ombudsman, a person must be knowledgeable in civil and human rights law.

(d) The ombudsman shall receive and resolve complaints from individuals and employers and assist in resolving problems with the Texas-Mexico border operations components of the department.

SECTION _____. Subchapter E, Chapter 437, Government Code, is amended by adding Section 437.232 to read as follows:

Sec. 437.232. TRAINING FOR MEMBERS OF TEXAS MILITARY FORCES ASSIGNED TO COUNTIES ALONG TEXAS-MEXICO BORDER. A member of the Texas military forces serving on state active duty in a county along the Texas-Mexico border must be annually certified regarding appropriate training in the following:

(1) immigration law as it relates to protections for victims of crime or persecution;

(2) use of force and tactical withdrawal as a way to reduce need for use of lethal force;

(3) social and cultural sensitivity toward border communities and the impact of border operations on communities and residents;

(4) language and basic cultural awareness of major migrant-sending nations;

(5) best practices in community policing;

(6) how to respond to grievances and where to refer complaints; and

(7) how to identify and address vulnerable populations, including persons expressing potential grounds for asylum, children, victims of crime and human trafficking, and individuals fleeing persecution or torture.

The amendment to **CSSB 3** was read.

On motion of Senator Birdwell, Floor Amendment No. 8 was tabled by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor.

Nays: Ellis, Garcia, Hinojosa, Menéndez, Rodríguez, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Seliger.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 9

Amend **CSSB 3** (senate committee printing) by striking SECTION 9 of the bill (page 6, lines 14-44) and substituting the following:

SECTION 9. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0141 to read as follows:

Sec. 411.0141. MULTIUSE TRAINING FACILITY. (a) The Texas Facilities Commission shall construct a multiuse training facility to be used by the department, the Texas military forces, county and municipal law enforcement agencies, and any other military or law enforcement agency, including agencies of the federal government, for training purposes.

(b) The Texas Facilities Commission, with the assistance of the department, shall locate and acquire real property for the purpose of constructing the training facility. The governing body of a county or municipality, on behalf of the county or municipality, may donate real property to the department for the training facility. The donation may be in fee simple or otherwise.

(c) The department shall, with the assistance of the Texas Facilities Commission, design the training facility.

(d) On completion of the construction of the training facility, the Texas Facilities Commission shall transfer ownership of the training facility, including the real property and buildings, to the department.

(e) The department shall manage the training facility and may adopt rules necessary to implement this section. The department shall make the training facility available for use by the department, the Texas military forces, county and municipal law enforcement agencies, and any other military or law enforcement agency, including agencies of the federal government. The department may set and collect fees for the use of the training facility.

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LUCIO

The amendment to **CSSB 3** was read and was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 9 except as follows:

Absent-excused: Seliger.

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

CSSB 3 as amended was passed to engrossment by the following vote: Yeas 26, Nays 4.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Ellis, Garcia, Menéndez, Rodríguez.

Absent-excused: Seliger.

**COMMITTEE SUBSTITUTE
SENATE BILL 3 ON THIRD READING**

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 3** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Estes, Fraser, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Perry, Schwertner, L. Taylor, V. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Ellis, Garcia, Menéndez, Rodríguez.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 4. (Same as previous roll call)

SENATE BILL 521 ON SECOND READING

Senator Fraser moved to suspend the regular order of business to take up for consideration **SB 521** at this time on its second reading:

SB 521, Relating to the period for which the Texas Commission on Environmental Quality may grant or renew an emergency authorization relating to the use of state water.

The motion prevailed.

Senator Huffman asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Fraser offered the following committee amendment to the bill:

Committee Amendment No. 1

Amend **SB 521** (introduced version) as follows:

(1) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, line 13), strike "two years [~~120 days~~]" and substitute "270 days".

(2) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, line 19), strike "The commission may renew an [~~Such~~]" and substitute "Such".

(3) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, lines 20-21), strike "authorization granted under Subsection (a) [~~action may be renewed once~~]" and substitute "action maybe renewed once".

(4) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, line 21), strike "successive periods of".

(5) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, lines 21-22), strike "one year each [~~60 days~~]" and substitute "90 days".

(6) In SECTION 1 of the bill, in amended Section 11.139(a), Water Code (page 1, lines 22-23), strike the following:

"The commission may provide for automatic renewals of an authorization for periods of not longer than one year each."

The amendment to **SB 521** was read.

Senator Kolkhorst offered the following amendment to Committee Amendment No. 1:

Floor Amendment No. 1

Amend **SB 521** (Senate committee report) in COMMITTEE AMENDMENT No. 1 of the bill (page 1, line 32), strike "90 days" and substitute "60 days".

The amendment to Committee Amendment No. 1 to **SB 521** was read and was adopted by a viva voce vote.

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

Nays: Watson.

Absent-excused: Seliger.

Question recurring on the adoption of Committee Amendment No. 1 to **SB 521**, the amendment as amended was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Committee Amendment No. 1 as amended except as follows:

Nays: Watson.

Absent-excused: Seliger.

Senator Kolkhorst offered the following amendment to the bill:

Floor Amendment No. 2

Amend **SB 521** (Senate committee report) as follows:

(1) In SECTION 2 of the bill (page 2, lines 2-3), strike "(a) Except as provided by Subsection (b) of this section, the" and substitute "The".

(2) In SECTION 2 of the bill (page 2, lines 12-17), strike the following:

"(b) If on or after the effective date of this Act a person submits to the Texas Commission on Environmental Quality an application for the renewal of an emergency authorization that was granted by the commission before the effective date of this Act, the commission may renew the emergency authorization once for a period of not longer than one year."

The amendment to **SB 521** was read and was adopted by a viva voce vote.

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

Nays: Watson.

Absent-excused: Seliger.

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

SB 521 as amended was passed to engrossment by a viva voce vote.

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

Nays: Huffman.

Absent-excused: Seliger.

SENATE BILL 521 ON THIRD READING

Senator Fraser moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 521** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Huffman.

Absent-excused: Seliger.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

REMARKS ORDERED PRINTED

On motion of Senator Hinojosa and by unanimous consent, the exchange between Senators Hinojosa and Fraser regarding **SB 521** was ordered reduced to writing and printed in the *Senate Journal* as follows:

Senator Hinojosa: Is it your intent that Senate Bill 521, which allows the Texas Commission on Environmental Quality (TCEQ) to issue an emergency permit, order, or amendment to an existing water rights permit from 120 days to 270 days, does not impact the priority date of existing water rights holders in the respective river basins?

Senator Fraser: The emergency order issued by TCEQ under Subchapter D, Chapter 11, Section 11.139, Water Code, is for a limited time period and does not change the priority date established under Section 11.141, Water Code, for any current water rights permit holder.

**SENATE BILL 2020 REREFERRED
(Motion In Writing)**

Senator Creighton submitted a Motion In Writing requesting that **SB 2020** be withdrawn from the Committee on Transportation and rereferred to the Committee on Intergovernmental Relations.

The Motion In Writing was read and prevailed without objection.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Huffman and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on State Affairs might meet today.

**SENATE RULE 11.13 SUSPENDED
(Consideration of Bills in Committees)**

On motion of Senator Huffman and by unanimous consent, Senate Rule 11.13 was suspended to grant the Committee on State Affairs permission to meet while the Senate is meeting today.

REPORT OF COMMITTEE ON NOMINATIONS

Senator Birdwell submitted the following report from the Committee on Nominations:

We, your Committee on Nominations, to which were referred the following appointments, have had same under consideration and report them back to the Senate with a recommendation that they be confirmed:

Members, Public Safety Commission: Manuel Ledesma Flores, Travis County; Faith Simmons Johnson, Dallas County; Steven Patrick Mach, Harris County.

Members, State Board of Dental Examiners: Michael David Tillman, Parker County; Jason Aaron Zimmerman, Tarrant County.

Members, Statewide Health Coordinating Council: Andrew David Crim, Tarrant County; Ayeez A. Lalji, Fort Bend County; Elva Concha LeBlanc, Tarrant County; Roxanne Marie Schroeder, Tarrant County; D. Bailey Wynne, Collin County.

Members, Texas Commission on Law Enforcement: Patricia Elaine Garza, Cameron County; Jason Dewayne Hester, Williamson County; Joel W. Richardson, Randall County.

Members, Texas Council on Autism and Pervasive Developmental Disorders: Ann Morris Hart, Travis County; Pamela Rosenthal Rollins, Dallas County; Stephanie Ann Sokolosky, Cameron County.

Members, Board of Directors, Texas Health Services Authority: Frederick Joel Buckwold, Harris County; Shannon Kay Sowder Calhoun, Goliad County; David Clark Fleeger, Travis County; Matthew J. Hamlin, Denton County; Bert Elliot Marshall, Collin County; Edward William Marx, Tarrant County; Kathleen K. Mechler, Gillespie County; William A. Phillips, Bexar County; Judith Day Powell, Montgomery County; Jennifer Lynn Rangel, Travis County; Stephen Yurco, Travis County.

NOTICE OF CONSIDERATION OF NOMINATIONS

Senator Birdwell gave notice that he would tomorrow submit to the Senate for consideration nominations to agencies, boards, and commissions of the state.

CO-AUTHOR OF SENATE BILL 3

On motion of Senator Birdwell, Senator Huffines will be shown as Co-author of **SB 3**.

CO-AUTHOR OF SENATE BILL 25

On motion of Senator Zaffirini, Senator Garcia will be shown as Co-author of **SB 25**.

CO-AUTHOR OF SENATE BILL 295

On motion of Senator Schwertner, Senator Zaffirini will be shown as Co-author of **SB 295**.

CO-AUTHOR OF SENATE BILL 473

On motion of Senator Perry, Senator Huffines will be shown as Co-author of **SB 473**.

CO-AUTHOR OF SENATE BILL 476

On motion of Senator Kolkhorst, Senator Huffines will be shown as Co-author of **SB 476**.

CO-AUTHORS OF SENATE BILL 479

On motion of Senator Schwertner, Senators Huffines and V. Taylor will be shown as Co-authors of **SB 479**.

CO-AUTHOR OF SENATE BILL 526

On motion of Senator Birdwell, Senator Burton will be shown as Co-author of **SB 526**.

CO-AUTHORS OF SENATE BILL 714

On motion of Senator Hall, Senators Schwertner and L. Taylor will be shown as Co-authors of **SB 714**.

CO-AUTHOR OF SENATE BILL 722

On motion of Senator Perry, Senator Campbell will be shown as Co-author of **SB 722**.

CO-AUTHOR OF SENATE BILL 1125

On motion of Senator V. Taylor, Senator Uresti will be shown as Co-author of **SB 1125**.

CO-AUTHOR OF SENATE BILL 1172

On motion of Senator Nichols, Senator Kolkhorst will be shown as Co-author of **SB 1172**.

CO-AUTHOR OF SENATE BILL 1279

On motion of Senator Campbell, Senator Uresti will be shown as Co-author of **SB 1279**.

CO-AUTHOR OF SENATE BILL 1364

On motion of Senator Kolkhorst, Senator Huffines will be shown as Co-author of **SB 1364**.

CO-AUTHOR OF SENATE BILL 1369

On motion of Senator Zaffirini, Senator Ellis will be shown as Co-author of **SB 1369**.

CO-AUTHOR OF SENATE BILL 1385

On motion of Senator Schwertner, Senator Zaffirini will be shown as Co-author of **SB 1385**.

CO-AUTHORS OF SENATE BILL 1452

On motion of Senator Bettencourt, Senators Huffines and V. Taylor will be shown as Co-authors of **SB 1452**.

CO-AUTHOR OF SENATE BILL 1699

On motion of Senator Huffman, Senator Uresti will be shown as Co-author of **SB 1699**.

CO-AUTHOR OF SENATE BILL 1749

On motion of Senator Hinojosa, Senator Lucio will be shown as Co-author of **SB 1749**.

CO-AUTHORS OF SENATE BILL 1766

On motion of Senator Creighton, Senators Kolkhorst and Nichols will be shown as Co-authors of **SB 1766**.

CO-AUTHORS OF SENATE BILL 1881

On motion of Senator Zaffirini, Senators Perry and Rodríguez will be shown as Co-authors of **SB 1881**.

CO-AUTHORS OF SENATE BILL 1968

On motion of Senator Huffman, Senators Bettencourt and Campbell will be shown as Co-authors of **SB 1968**.

CO-AUTHOR OF SENATE RESOLUTION 521

On motion of Senator Kolkhorst, Senator Schwertner will be shown as Co-author of **SR 521**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 577 by Watson, In memory of Whitney Cotton.

SR 584 by Ellis, In memory of Patricia Fitzsimmons Gray.

SR 587 by West, In memory of Doris Lee Bass.

SR 590 by Lucio, In memory of Kevin Cardoza.

SR 591 by Lucio, In memory of Eustolio Gonzales.

Congratulatory Resolutions

SR 578 by Watson, Recognizing the North American Gay Amateur Athletic Alliance on the occasion of its 40th Gay Softball World Series.

SR 579 by Huffman, Recognizing Rick Maldonado on the occasion of his retirement.

SR 580 by Menéndez, Recognizing Methodist Healthcare System for its organ donor education campaign.

SR 581 by Kolkhorst, Recognizing the Shiner BBQ Cook-off.

SR 582 by Kolkhorst, Recognizing the Caldwell FFA Booster Club Cook-Off.

SR 583 by Ellis, Recognizing Kenneth Ray Levingston for his service to Jones Memorial United Methodist Church.

SR 585 by Ellis, Recognizing the Houston Chapter of Top Ladies of Distinction, Incorporated, on the occasion of its 50th anniversary.

SR 586 by Hinojosa, Recognizing the CITGO Corpus Christi Refinery on the occasion of its 80th anniversary.

SR 589 by Birdwell, Recognizing members of Howard Students with Purpose on the occasion of their visit to the State Capitol.

SR 592 by Zaffirini, Recognizing Robert Rodriguez for his contributions to the arts and film industry in Texas.

SR 593 by Zaffirini, Recognizing George L. Gonzales on the occasion of his retirement.

SR 594 by Watson and Ellis, Recognizing Don Haynes on the occasion of his retirement.

SR 595 by Watson, Recognizing Robbie Williams on the occasion of her 90th birthday.

Official Designation Resolutions

SR 576 by Schwertner, Proclaiming April 30, 2015, as Williamson County Day.

SR 588 by Nelson and Schwertner, Proclaiming April 19 through 25, 2015, as Texas Osteopathic Medicine Week.

SR 596 by Garcia, Recognizing November 7-11, 2016, as Municipal Courts Week.

SR 597 by Garcia, Recognizing November 2-6, 2015, as Municipal Courts Week.

ADJOURNMENT

On motion of Senator Whitmire, the Senate at 5:58 p.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

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

April 20, 2015

TRANSPORTATION — CSSB 272, CSSB 1294, CSSB 1982

BUSINESS AND COMMERCE — SB 1168, SB 1233, SB 1021, CSSB 862, CSSB 1628, CSSB 864, CSSB 1081, CSSB 1651, CSSB 836, CSSB 1282, CSSB 900, CSSB 988

HEALTH AND HUMAN SERVICES — CSSB 723, CSSB 1540, CSSB 1560, CSSB 1999

EDUCATION — CSSB 925, CSSB 935

TRANSPORTATION — CSSB 321, CSSB 840, CSSJR 62, CSSB 971

BUSINESS AND COMMERCE — CSSB 367, CSSB 1844, CSSB 1877, CSSB 828, CSSB 1878, CSSB 1845

CRIMINAL JUSTICE — CSSB 418, SB 1149, SB 1326, SB 1529, SB 1708, SB 1838, SB 2019, CSSB 107, CSSB 737, CSSB 873, CSSB 158, CSSB 1070, CSSB 662, CSSB 888, CSSB 1853, CSSB 1474

STATE AFFAIRS — SB 716

HIGHER EDUCATION — CSSB 239, CSSB 1205

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — SCR 37, SCR 33, CSSB 1464, CSSB 1532, SB 961, CSSB 2001

BILLS AND RESOLUTION ENGROSSED

April 16, 2015

SB 27, SB 336, SB 397, SB 425, SB 458, SB 685, SB 691, SB 709, SB 788, SB 903, SB 915, SB 1154, SB 1189, SB 1253, SB 1287, SB 1336, SB 1470, SB 1561, SB 1589, SB 1750, SJR 17

RESOLUTIONS ENROLLED

April 16, 2015

SR 555, SR 574, SR 575