

SENATE JOURNAL

EIGHTY-FOURTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-SECOND DAY

(Tuesday, April 28, 2015)

The Senate met at 11:00 a.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, Seliger, L. Taylor, V. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

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

Pastor Kevin Gentry, Pleasant Grove Missionary Baptist Church, Maydelle, offered the invocation as follows:

Dear heavenly Father, we thank You for the blessings of life of this day. We ask forgiveness of our trespasses and seek Your strength and guidance. I thank You that You have allowed us to live in a state and nation where we can enjoy the freedoms which we are given, and I am thankful for the men and women who came before us and made sacrifices necessary for us to live as we do today. We recognize that our government is ordained by You, and, Lord, I ask Your blessings on this body and on all of our elected officials. Watch over the Members of our Senate, keep them safe as they travel, and care for their families while they are away. Guide the deliberations of this day, that Your will might be accomplished and that decisions which are made will be best, not only for us but for future generations of Texans to come. All these blessings and favors I ask 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.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Tuesday, April 28, 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 750 Frullo
Relating to a landowner's liability for certain aviation activities on or above the owner's land.

HB 786 Walle
Relating to the right of a public employee to express breast milk in the workplace.

HB 1107 Phillips
Relating to criminal liability for certain federal motor carrier safety violations; creating a criminal offense.

HB 1583 Clardy
Relating to block scheduling for certain associate degree and certificate programs at public junior colleges.

HB 1881 Capriglione
Relating to authorizing certain private schools to charge fees for processing or handling certain payments or payment transactions.

HB 1947 Meyer
Relating to the expiration of licenses for insurance agents and adjusters.

HB 2244 Zerwas
Relating to the regulation of medical waste; adding and amending provisions subject to a criminal penalty.

HB 2557 Zerwas
Relating to certain hospital districts and to certain corporations or organizations formed by those districts.

HB 2559 Zerwas
Relating to leases and other agreements relating to real property entered into by certain hospital districts.

HB 3014 Parker
Relating to the administration of "pay for success" contracts for state agencies.

HB 3227 Hernandez
Relating to the composition of the board of trustees of the Employees Retirement System of Texas.

HB 3291 Raymond
Relating to increasing the punishment for certain offenses involving oil, gas, or condensate or equipment designed for the exploration or production of oil and gas; creating an offense.

HB 3823

Price

Relating to rate-setting and data collection processes under the program of all-inclusive care for the elderly.

HJR 64

Elkins

Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of certain property owned by or leased to or by a university research technology corporation.

HJR 111

Darby

Proposing a constitutional amendment to prohibit using revenues, other money, or account or fund balances dedicated by law for nondedicated general governmental purposes or for certification of appropriations for nondedicated purposes or entities.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

PHYSICIAN OF THE DAY

Senator Watson was recognized and presented Dr. Timothy Vachris of Austin as the Physician of the Day.

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

GUESTS PRESENTED

Senator Hinojosa was recognized and introduced to the Senate a Feria de las Flores delegation.

The Senate welcomed its guests.

(Senator Eltife in Chair)

MESSAGES FROM THE GOVERNOR

The following Messages from the Governor were read and were referred to the Committee on Nominations:

April 28, 2015
Austin, Texas

TO THE SENATE OF THE EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION:

On January 15, 2015, former Governor Rick Perry submitted the name of Myeshi V. Williams-Briley for appointment to the Manufactured Housing Board for a term to expire January 31, 2019.

Because she resigned, I hereby withdraw her nomination and request that the Senate return the appointment to me.

Respectfully submitted,

/s/Greg Abbott
Governor

April 28, 2015
Austin, Texas

TO THE SENATE OF THE EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Texas Optometry Board for terms to expire January 31, 2021:

Ronald Hopping
Friendswood, Texas

(replacing David "Dixon" Golden of Center whose term expired)

Carey Patrick
Fairview, Texas

(replacing Randall Reichle of Houston whose term expired)

Rene Peña
El Paso, Texas

(replacing Cynthia Tyson Jenkins of Irving whose term expired)

Respectfully submitted,

/s/Greg Abbott
Governor

SENATE RESOLUTION 644

Senator Uresti offered the following resolution:

WHEREAS, The City of San Antonio and Bexar County are supporting the National Park Service in its application for World Heritage Site designation for the five Spanish Colonial missions established along the San Antonio River in the 18th century; and

WHEREAS, Determined to expand its influence in the New World, Spain built missions to convert indigenous people to Catholicism, to acclimate them in some measure to Hispanic culture, and to make them subjects of the Spanish crown; these frontier institutions provided not only religious instruction, but also occupational training and education in the Spanish language and system of government; and

WHEREAS, Vibrant communities grew up around these outposts, and the city of San Antonio owes its existence to its five missions, San José y San Miguel de Aguayo, Nuestra Señora de la Purísima Concepción de Acuña, San Francisco de la Espada, San Juan Capistrano, and San Antonio de Valero, better known as the Alamo; these represent the largest concentration of Catholic missions in North America; and

WHEREAS, World Heritage Site designation is granted under the World Heritage Convention, which seeks to enhance understanding, appreciation, and international cooperation for heritage conservation, pursuing an ideal similar to that advanced by the American National Park system; in 1973, the United States became one of the nearly 200 nations to ratify the convention, an independent treaty administered under UNESCO; current sites include the Egyptian pyramids and

Australia's Great Barrier Reef, as well as our nation's own Statue of Liberty and Grand Canyon; if accepted, the San Antonio missions would become the first World Heritage Site in the State of Texas; and

WHEREAS, World Heritage designation confirms the extraordinary cultural significance of sites and contributes to their preservation, and this recognition typically leads to increased international tourism and greater access to historians and preservation specialists; by supporting the National Park Service in its endeavors in behalf of the Spanish Colonial missions, the City of San Antonio and Bexar County are taking an important step to heighten global awareness of these irreplaceable cultural treasures and the richness of Texas history; now, therefore, be it

RESOLVED, That the Senate of the 84th Texas Legislature hereby commend the City of San Antonio and Bexar County for their vision in joining the effort to gain World Heritage Site designation for San Antonio's five Spanish Colonial missions and extend sincere best wishes for success to all those associated with this important project; and, be it further

RESOLVED, That an official copy of this resolution be prepared for the city and county as an expression of high regard by the Texas Senate.

URESTI
MENÉNDEZ
ZAFFIRINI

SR 644 was read.

Senator Menéndez moved to add the names of the Lieutenant Governor and Senators to the resolution as signers thereof.

The motion prevailed by a viva voce vote.

All Members are deemed to have voted "Yea" on the motion to add all names except as follows:

Nays: Campbell.

On motion of Senator Uresti, the resolution was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of the resolution except as follows:

Nays: Campbell.

GUESTS PRESENTED

Senator Uresti, joined by Senators Zaffirini and Menéndez, was recognized and introduced to the Senate a Bexar County and City of San Antonio delegation.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Zaffirini was recognized and introduced to the Senate a Karnes County delegation.

The Senate welcomed its guests.

(President in Chair)**BILLS SIGNED**

The President announced the signing of the following enrolled bills in the presence of the Senate after the captions had been read: **SB 903, SB 1985.**

GUESTS PRESENTED

Senator Lucio was recognized and introduced to the Senate the First Baptist School seventh-grade class.

The Senate welcomed its guests.

**INTRODUCTION OF
BILLS AND RESOLUTIONS POSTPONED**

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

There was no objection.

CONCLUSION OF MORNING CALL

The President at 11:43 a.m. announced the conclusion of morning call.

SENATE BILL 1734 ON SECOND READING

Senator Uresti moved to suspend the regular order of business to take up for consideration **SB 1734** at this time on its second reading:

SB 1734, Relating to the eradication of Carrizo cane along the Rio Grande River.

The motion prevailed.

Senators Nelson and Nichols 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: Nelson, Nichols.

SENATE BILL 1734 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 1734** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

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

Nays: Nelson, Nichols.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

SENATE BILL 2049 ON SECOND READING

On motion of Senator Nichols and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 2049** at this time on its second reading:

SB 2049, Relating to qualifications of members of the board of directors of the Lone Star Groundwater Conservation District.

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.

SENATE BILL 2049 ON THIRD READING

Senator Nichols moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2049** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE

SENATE BILL 1880 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 1880** at this time on its second reading:

CSSB 1880, Relating to the authority of the Department of Family and Protective Services to investigate abuse, neglect, or exploitation of individuals receiving services from certain providers.

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.

COMMITTEE SUBSTITUTE

SENATE BILL 1880 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 1880** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

(Senator Bettencourt in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1929 ON SECOND READING**

On motion of Senator Garcia and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1929** at this time on its second reading:

CSSB 1929, Relating to the transfer of jurisdiction and the appointment of an attorney ad litem or guardian ad litem in certain suits affecting the parent-child relationship.

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.

**COMMITTEE SUBSTITUTE
SENATE BILL 1929 ON THIRD READING**

Senator Garcia moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1929** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 2048 ON SECOND READING**

Senator Huffman moved to suspend the regular order of business to take up for consideration **CSSB 2048** at this time on its second reading:

CSSB 2048, Relating to a privilege from disclosure to governmental units for certain evidence concerning sermons delivered by a religious leader.

The motion prevailed.

Senator Zaffirini 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: Zaffirini.

**COMMITTEE SUBSTITUTE
SENATE BILL 2048 ON THIRD READING**

Senator Huffman moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 2048** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 854 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 854** at this time on its second reading:

CSSB 854, Relating to the renewal or amendment of certain permits issued by groundwater conservation 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.

**COMMITTEE SUBSTITUTE
SENATE BILL 854 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 854** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE JOINT RESOLUTION 12 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **SJR 12** at this time on its second reading:

SJR 12, Proposing a constitutional amendment prescribing the purposes for which revenue from motor vehicle registration fees, certain motor vehicle-related taxes, and certain revenues received from the federal government may be used.

The motion prevailed.

Senator Garcia 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: Garcia.

SENATE JOINT RESOLUTION 12 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 **SJR 12** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Garcia.

The resolution was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

SENATE BILL 139 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **SB 139** at this time on its second reading:

SB 139, Relating to use of money in the state highway fund.

The motion prevailed.

Senators Fraser and Garcia 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: Fraser, Garcia.

SENATE BILL 139 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 139** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

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

Nays: Fraser, Garcia.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

(Senator V. Taylor in Chair)

SENATE BILL 1655 ON SECOND READING

Senator West moved to suspend the regular order of business to take up for consideration **SB 1655** at this time on its second reading:

SB 1655, Relating to Texas Higher Education Coordinating Board fees for the administration of certificates of authorization and certificates of authority issued to certain postsecondary educational institutions; authorizing fees.

The motion prevailed.

Senators Fraser 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 29, Nays 2.

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

Nays: Fraser, V. Taylor.

SENATE BILL 1655 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1655** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

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

Nays: Fraser, V. Taylor.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

(President in Chair)

SENATE BILL 1133 ON SECOND READING

On motion of Senator V. Taylor and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1133** at this time on its second reading:

SB 1133, Relating to the repossession of an aircraft.

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.

SENATE BILL 1133 ON THIRD READING

Senator V. Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1133** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

GUESTS PRESENTED

Senator Seliger was recognized and introduced to the Senate the Higgins High School girls' golf team.

The Senate welcomed its guests.

SENATE BILL 762 ON SECOND READING

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **SB 762** at this time on its second reading:

SB 762, Relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.

The motion prevailed.

Senators Garcia and Rodríguez 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: Garcia, Rodríguez.

SENATE BILL 762 ON THIRD READING

Senator Bettencourt moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 762** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

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

Nays: Garcia, Rodríguez.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

REASON FOR VOTE

Senator Burton submitted the following reason for vote on **SB 762**:

I voted for SB 762 because it provides tangible personal property tax relief equally for all payees.

BURTON

SENATE BILL 837 ON SECOND READING

Senator Watson moved to suspend the regular order of business to take up for consideration **SB 837** at this time on its second reading:

SB 837, Relating to a common characteristic or use project in a public improvement district in certain municipalities.

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

Yeas: Bettencourt, Campbell, Creighton, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Menéndez, Nichols, Rodríguez, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Nelson, Perry, Schwertner, V. Taylor.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 837**, (senate committee printing), SECTION 1 of the bill as follows:

(1) One line 20, strike "(a)".

(2) Between lines 38 and 39 insert the following:

(b) A municipality may undertake a project that confers a special benefit on areas that share a common characteristic or use. The areas may be noncontiguous.

(c) This section does not prohibit a municipality from or limit a municipality to establishing a district that includes a noncontiguous area authorized by this subchapter.

(d) A municipality that undertakes a project under this section may:

(1) adopt procedures for the collection of assessments under this chapter that are consistent with the municipality's procedures for the collection of a hotel occupancy tax under Chapter 351, Tax Code; and

(2) pursue remedies for the failure to pay an assessment under this chapter that are available to the municipality for failure to pay a hotel occupancy tax under Chapter 351, Tax Code.

(e) Notwithstanding Section 372.005(b), Local Government Code, a petition for the establishment of a public improvement district under this section is sufficient only if signed by:

(1) owners of taxable real property representing more than 60 percent of the appraised value of taxable real property liable for assessment under the proposal, as determined by the current roll of the appraisal district in which the property is located; and

(2) record owners of real property liable for assessment under the proposal who:

(A) constitute more than 60 percent of all record owners of property that is liable for assessment under the proposal; or

(B) own taxable real property that constitutes more than 60 percent of the area of all taxable real property that is liable for assessment under the proposal.

The amendment to **SB 837** was read and was adopted without objection.

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

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

SB 837 as amended was passed to engrossment by the following vote: Yeas 18, Nays 13.

Yeas: Bettencourt, Campbell, Creighton, Ellis, Eltife, Estes, Garcia, Hinojosa, Lucio, Menéndez, Nichols, Rodríguez, Seliger, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Nelson, Perry, Schwertner, L. Taylor, V. Taylor.

SENATE BILL 918 ON SECOND READING

On motion of Senator Nichols and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 918** at this time on its second reading:

SB 918, Relating to the procedure for claiming an exemption from ad valorem taxation of the property of a veteran's organization.

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.

SENATE BILL 918 ON THIRD READING

Senator Nichols moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 918** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

(Senator Huffman in Chair)

GUEST PRESENTED

Senator Bettencourt, joined by Senator Lucio, was recognized and introduced to the Senate Ms. America 2014-2015, Stephanie Mills.

The Senate welcomed its guest.

COMMITTEE SUBSTITUTE

SENATE BILL 735 ON SECOND READING

Senator Fraser moved to suspend the regular order of business to take up for consideration **CSSB 735** at this time on its second reading:

CSSB 735, Relating to discovery of evidence of the net worth of a defendant in connection with a claim for exemplary damages.

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

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

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

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

SENATE BILL 1756 ON SECOND READING

Senator V. Taylor moved to suspend the regular order of business to take up for consideration **SB 1756** at this time on its second reading:

SB 1756, Relating to agreements between the Department of Public Safety and counties for the provision of renewal and duplicate driver's license and other identification certificate services; authorizing a fee.

The motion prevailed.

Senator Uresti 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: Uresti.

SENATE BILL 1756 ON THIRD READING

Senator V. Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1756** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Uresti.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 735 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 **CSSB 735** be placed on its third reading and final passage:

CSSB 735, Relating to discovery of evidence of the net worth of a defendant in connection with a claim for exemplary damages.

The motion prevailed by the following vote: Yeas 26, Nays 5.

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

Nays: Ellis, Menéndez, Rodríguez, West, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 11.

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

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

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 677 ON SECOND READING**

On motion of Senator Creighton and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 677** at this time on its second reading:

CSSB 677, Relating to the savings incentive program for state agencies.

The bill was read second time.

Senator Schwertner offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 677** (senate committee printing) as follows:

(1) In the recital to SECTION 1 of the bill (page 1, line 30), strike "and (e)" and substitute "(e), and (f)".

(2) In SECTION 1 of the bill, in proposed Section 2108.103(e), Government Code (page 2, line 6), between "e" and "A", insert the following:

A state agency may not provide a bonus under Subsection (c)(2) to an employee of the agency who serves in an upper management position, including the chief executive or chief administrator of the agency.

(f)

The amendment to **CSSB 677** was read and was adopted without objection.

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

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

CSSB 677 as amended was passed to engrossment without objection.

All Members are deemed to have voted "Yea" on the passage to engrossment.

**COMMITTEE SUBSTITUTE
SENATE BILL 677 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 **CSSB 677** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

**COMMITTEE SUBSTITUTE
SENATE BILL 19 ON SECOND READING**

Senator V. Taylor moved to suspend the regular order of business to take up for consideration **CSSB 19** at this time on its second reading:

CSSB 19, Relating to the ethics of public officers and related requirements; creating criminal offenses.

The motion prevailed by the following vote: Yeas 25, Nays 6.

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

Nays: Ellis, Garcia, Hinojosa, Rodríguez, Uresti, Zaffirini.

The bill was read second time.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 19** (senate committee printing) as follows:

(1) In the heading to ARTICLE 1 of the bill (page 1, line 24), strike "DISCLOSURE OF CONTRACTS WITH GOVERNMENTAL ENTITIES" and substitute "DISCLOSURE PROVISIONS".

(2) In SECTION 1.01 of the bill, in added Section 572.023(b)(15)(C)(ii), Government Code (page 3, line 9), strike "; and" and substitute ";".

(3) In SECTION 1.01 of the bill, in added Section 572.023(b)(16)(E)(iv), Government Code (page 3, line 30), between "\$25,000 or more" and the period, insert the following:

; and

(17) identification of any other source of earned or unearned income not reported under another provision of this subsection, including public benefits or a pension, individual retirement account, or other retirement plan, and the category of the amount of income derived from each source

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 18, Nays 12.

Yeas: Burton, Campbell, Creighton, Ellis, Eltife, Fraser, Garcia, Hinojosa, Huffines, Lucio, Menéndez, Nichols, Rodríguez, V. Taylor, Uresti, Watson, West, Whitmire.

Nays: Bettencourt, Birdwell, Estes, Hall, Hancock, Huffman, Kolkhorst, Nelson, Perry, Schwertner, L. Taylor, Zaffirini.

Absent: Seliger.

Senator Rodríguez offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 19** (senate committee printing) as follows:

(1) In the heading to ARTICLE 1 of the bill (page 1, line 24), strike "DISCLOSURE OF CONTRACTS WITH GOVERNMENTAL ENTITIES" and substitute "DISCLOSURE PROVISIONS".

(2) Add the following appropriately numbered SECTIONS to ARTICLE 1 of the bill and renumber remaining SECTIONS of that ARTICLE accordingly:

SECTION _____. Section 572.021, Government Code, is amended to read as follows:

Sec. 572.021. FINANCIAL STATEMENT REQUIRED. (a) Except as provided by Section 572.0211, a state officer, a partisan or independent candidate for an office as an elected officer, and a state party chair shall file with the commission a verified financial statement complying with Sections 572.022 through 572.0252.

(b) Each financial statement filed under this subchapter must be submitted electronically through a secure website maintained by the commission.

SECTION _____. Section 572.032, Government Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Financial statements filed under this subchapter are public records. The commission shall maintain the statements in separate alphabetical files and in a manner that is accessible to the public during regular office hours and make the statements available in a searchable format to the public on the commission's website not later than the 15th day after the date the statement is required to be filed or is actually filed, whichever is later.

(d) The commission is not required to continue to make available on its website a financial statement that may be destroyed under Subsection (c). The commission may not make available on its website a financial statement that the commission is required to destroy under Subsection (c).

(3) Add the following appropriately numbered ARTICLE to the bill and renumber subsequent ARTICLES accordingly:

ARTICLE _____. REPEALER

SECTION _____. Section 572.032(b), Government Code, is repealed.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 16, Nays 14.

Yeas: Ellis, Eltife, Garcia, Hinojosa, Huffines, Kolkhorst, Lucio, Menéndez, Perry, Rodríguez, Schwertner, V. Taylor, Uresti, Watson, West, Whitmire.

Nays: Bettencourt, Birdwell, Burton, Campbell, Creighton, Estes, Fraser, Hall, Hancock, Huffman, Nelson, Nichols, L. Taylor, Zaffirini.

Absent: Seliger.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 3

Amend **CSSB 19** (senate committee report) in SECTION 2.03 of the bill by striking added Section 572.063, Government Code (page 4, line 66 through page 5, line 8), and substituting the following:

Sec. 572.063. CERTAIN REFERRALS FOR LEGAL SERVICES PROHIBITED. (a) A member of the legislature or an executive officer elected in a statewide election who is a member of the State Bar of Texas or who is licensed to

practice law in another state, a federal court, or a United States territory may make or receive a referral for legal services for monetary compensation or any other benefit only if the referral:

(1) complies with the rules of the State Bar of Texas; and

(2) is evidenced by a written contract between the parties who are subject to the referral.

(b) A person commits an offense if the person violates this section. An offense under this section is a Class A misdemeanor.

HINOJOSA
URESTI

The amendment to **CSSB 19** was read.

Senator Hinojosa temporarily withdrew Floor Amendment No. 3.

Senator Huffines offered the following amendment to the bill:

Floor Amendment No. 4

Amend **CSSB 19** (senate committee printing) as follows:

(1) In the recital to SECTION 2.03 of the bill (page 4, line 42), strike "Sections 572.062 and 572.063" and substitute "Sections 572.062, 572.063, and 572.064".

(2) In SECTION 2.03 of the bill, immediately following added Section 572.063, Government Code (page 5, between lines 8 and 9), insert the following:

SECTION _____. Subchapter C, Chapter 572, Government Code, is amended by adding Section 572.064 to read as follows:

Sec. 572.064. CURRENT AND FORMER LEGISLATORS AND STATEWIDE ELECTED OFFICEHOLDERS: CERTAIN EMPLOYMENT AND CONTRACTING PROHIBITED. (a) A member of the legislature, a person who holds a statewide elected office, or a business entity in which a member of the legislature or a person who holds a statewide elected office has a controlling interest may not employ or contract with another person who is a member of the legislature or who holds a statewide elected office or another business entity in which a member of the legislature or a person who holds a statewide elected office has a controlling interest.

(b) A former member of the legislature, a person who formerly held a statewide elected office, or a business entity in which a former member of the legislature or a person who formerly held a statewide elected office has a controlling interest may not, before the second anniversary of the date the last term for which the former member or officeholder was elected or appointed ends, employ or contract with a member of the legislature, a person who holds a statewide elected office, or a business entity in which a member of the legislature or a person who holds a statewide elected office has a controlling interest.

(c) In this section, "controlling interest" has the meaning assigned by Section 572.053(b).

(3) Add the following appropriately lettered subsection to SECTION 3.01 of the bill (page 5, between lines 53 and 54):

() Section 572.064(b), Government Code, as added by this Act, applies only to a member of the legislature or a person who holds a statewide elected office who ceases to be a member or who ceases to hold that office on or after the effective date of this Act.

The amendment to **CSSB 19** was read and failed of adoption by the following vote: Yeas 6, Nays 24, Present-not voting 1.

Yeas: Burton, Creighton, Huffines, Kolkhorst, Perry, V. Taylor.

Nays: Birdwell, Campbell, Ellis, Eltife, Estes, Fraser, Garcia, Hall, Hancock, Hinojosa, Huffman, Lucio, Menéndez, Nelson, Nichols, Rodríguez, Schwertner, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Present-not voting: Bettencourt.

(Senator Eltife in Chair)

Senator Uresti offered the following amendment to the bill:

Floor Amendment No. 5

Amend **CSSB 19** (senate committee printing) as follows:

(1) In the recital to SECTION 2.03 of the bill (page 4, line 42), strike "Sections 572.062 and 572.063" and substitute "Sections 572.062, 572.063, and 572.064".

(2) In SECTION 2.03 of the bill, following added Section 572.063, Government Code (page 5, between lines 8 and 9), insert the following:

Sec. 572.064. COMPENSATION FROM FINANCIAL INSTITUTIONS PROHIBITED; CRIMINAL OFFENSE. (a) In this section, "financial institution" means a bank, credit union, or savings and loan association.

(b) A member of the legislature or an executive officer elected in a statewide election may not receive any monetary compensation or other benefit from a position associated with a financial institution.

(c) A person commits an offense if the person violates this section. An offense under this section is a Class B misdemeanor.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 17, Nays 10, Present-not voting 4.

Yeas: Birdwell, Creighton, Eltife, Fraser, Garcia, Hall, Hancock, Hinojosa, Huffines, Lucio, Menéndez, Perry, Rodríguez, Uresti, Watson, West, Whitmire.

Nays: Bettencourt, Burton, Campbell, Estes, Huffman, Nelson, Nichols, Schwertner, Seliger, Zaffirini.

Present-not voting: Ellis, Kolkhorst, L. Taylor, V. Taylor.

REASON FOR VOTE

Senator L. Taylor submitted the following reason for vote on Floor Amendment No. 5:

As required by current law and disclosed on various personal financial statements, I currently serve as a member of the Board of Directors of a Texas headquartered Bank and therefore, chose to recuse myself from voting on Floor Amendment No. 5 of Senate Bill 19 to avoid any perceived conflict of interest relating to the amendment and its content.

L. TAYLOR

Senator Huffines offered the following amendment to the bill:

Floor Amendment No. 6

Amend **CSSB 19** by striking SECTION 3.01(b) of the bill (senate committee printing, page 5, lines 44-47) and relettering remaining subsections of that SECTION accordingly.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 24, Nays 7.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Ellis, Eltife, Fraser, Garcia, Hall, Hancock, Huffines, Huffman, Kolkhorst, Lucio, Nelson, Nichols, Schwertner, Seliger, L. Taylor, V. Taylor, Watson, West, Whitmire.

Nays: Estes, Hinojosa, Menéndez, Perry, Rodríguez, Uresti, Zaffirini.

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 7

Amend **CSSB 19** (senate committee printing) by adding the following appropriately number ARTICLE to the bill and renumber subsequent ARTICLES of the bill accordingly:

ARTICLE ____. Ethics Commission Reports

SECTION __.01. Chapter 571, Government Code, SECTION 571.0771(a) is amended as follows:

Sec. 571.0771. CORRECTED STATEMENTS, REGISTRATIONS, AND REPORTS CONSIDERED TIMELY FILED.

(a) A statement, registration, or report required that is filed with the commission is not considered to be late for purposes of any applicable civil or criminal penalty for late filing of the statement, registration, or report if:

(1) any error or omission in the statement, registration, or report as originally filed was made in good faith; and

(2) not later than the 14th business day after the date the person filing the statement, registration, or report learns that the statement, registration, or report as originally filed is inaccurate or incomplete, the person files:

(A) a corrected or amended statement, registration, or report; and

(B) an affidavit stating that the error or omission in the original statement, registration, or report was made in good faith.

The amendment to **CSSB 19** was read and was adopted without objection.

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

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 8

Amend **CSSB 19** (senate committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering subsequent ARTICLES of the bill accordingly:

ARTICLE __. VACANCY ON CERTAIN CONVICTIONS

SECTION __.01. Chapter 301, Government Code, is amended by adding Subchapter Z to read as follows:

SUBCHAPTER Z. MISCELLANEOUS PROVISIONS

Sec. 301.901. VACANCY ON FINAL FELONY CONVICTION OF MEMBER OF LEGISLATURE. A member of the legislature convicted of a felony vacates the member's office on the date the conviction becomes final.

The amendment to **CSSB 19** was read and was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 8.

(President in Chair)

Senator Lucio offered the following amendment to the bill:

Floor Amendment No. 9

Amend **CSSB 19** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the subsequent SECTIONS of the bill appropriately:

SECTION ____. Subchapter A, Chapter 141, Election Code, is amended by adding Section 141.005 to read as follows:

Sec. 141.005. DRUG TESTING REQUIREMENT FOR PERSONS ELECTED TO PUBLIC OFFICE. (a) At the time a person files for a public elective office, the person must submit to a drug test to determine if the person has used a controlled substance, as that term is defined by Section 481.002, Health and Safety Code.

(b) The authority responsible for determining eligibility for the office to which the person is elected shall administer a drug test required under this section at the person's expense.

(c) After completion of a drug test required under this section, the authority that administered the drug test shall:

(1) obtain a waiver of confidentiality from the person with respect to the results of the drug test; and

(2) submit the results of the drug test to the Texas Ethics Commission.

(d) The Texas Ethics Commission shall publish the results of a drug test conducted under this section on the commission's Internet website not later than 30 days after receiving the results.

(e) The secretary of state shall adopt rules to administer this section.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 22, Nays 9.

Yeas: Bettencourt, Birdwell, Burton, Campbell, Creighton, Eltife, Fraser, Garcia, Hall, Hancock, Hinojosa, Kolkhorst, Lucio, Menéndez, Perry, Schwertner, Seliger, L. Taylor, V. Taylor, Uresti, Watson, Zaffirini.

Nays: Ellis, Estes, Huffines, Huffman, Nelson, Nichols, Rodríguez, West, Whitmire.

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 10

Amend **CSSB 19** (senate committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the appropriate ARTICLE of the bill and renumber subsequent SECTIONS of those ARTICLES accordingly:

SECTION _____. Sections 305.0061(a), (b), and (c), Government Code, are amended to read as follows:

(a) If a registrant or a person on the registrant's behalf and with the registrant's consent or ratification makes expenditures that exceed \$50 ~~[60 percent of the amount of the legislative per diem in]~~ a day for transportation or lodging for a member of the legislative or executive branch or for the immediate family of a member of the legislative or executive branch, the registrant shall also state the following on the report filed under Section 305.006:

(1) the name of the member of the legislative or executive branch in whose behalf the expenditure is made;

(2) the place and date of the transportation or lodging; and

(3) the purpose of the transportation or lodging.

(b) If a registrant or a person on the registrant's behalf and with the registrant's consent or ratification makes expenditures that exceed \$50 ~~[60 percent of the amount of the legislative per diem in]~~ a day for food and beverages for a member of the legislative or executive branch or for the immediate family of a member of the legislative or executive branch or makes expenditures that exceed \$50 ~~[60 percent of the amount of the legislative per diem in]~~ a day for entertainment for a member of the legislative or executive branch or for the immediate family of a member of the legislative or executive branch, the registrant shall also state the following on the report filed under Section 305.006:

(1) the name of the member of the legislative or executive branch in whose behalf the expenditure is made;

(2) the place and date of the expenditure; and

(3) the amount of the expenditure by the appropriate category of the amount, as determined by the commission.

(c) If a registrant or a person on the registrant's behalf and with the registrant's consent or ratification gives to a member of the legislative or executive branch, or to the immediate family of a member of the legislative or executive branch, a gift or an award or memento, the value of which exceeds \$50 per gift, award, or memento, the registrant shall also state the following on the report filed under Section 305.006:

(1) the name of the member of the legislative or executive branch in whose behalf the expenditure is made;

(2) a general description of the gift, award, or memento; and

(3) the amount of the expenditure by the appropriate category of the amount, as determined by the commission.

(2) Add the following appropriately numbered ARTICLE to the bill and renumber subsequent ARTICLES accordingly:

ARTICLE ____ . REPEALER

SECTION ____ . ____ . Section 305.0061(g), Government Code, is repealed.

(3) Add the following appropriately numbered SECTION to ARTICLE 3 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION ____ . ____ . The changes in law made by this Act to Section 305.0061, Government Code, apply only to a gift, award, or memento given to or expenditures for transportation, lodging, food, beverages, or entertainment made for a member of the legislative or executive branch or the immediate family of a member of the legislative or executive branch on or after September 1, 2015. A gift, award, or memento given to or an expenditure for transportation, lodging, food, beverages, or entertainment made for a member of the legislative or executive branch or the immediate family of a member of the legislative or executive branch before September 1, 2015, is governed by the law in effect on the date the gift, award, or memento was given, or the date the expenditure for transportation, lodging, food, beverages, or entertainment was made, and the former law is continued in effect for that purpose.

(4) Strike SECTION 3.02 of the bill (page 5, line 54) and substitute the following:

SECTION 3.02. (a) Except as otherwise provided by this section, this Act takes effect January 10, 2017.

(b) The amendment of Section 305.0061, Government Code, by this Act takes effect September 1, 2015.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 31, Nays 0.

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 11

Amend **CSSB 19** (senate committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the appropriate ARTICLE of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION __. __. Section 305.0061, Government Code, is amended by adding Subsection (h) to read as follows:

(h) If more than one registrant or persons acting on behalf of more than one registrant and with each registrant's consent or ratification collaborate to make an expenditure described by Section 305.006(b) together, each registrant shall report the total value of the shared expenditure as required by Subsection (a), (b), or (c), if the total value of the shared expenditure exceeds the amount provided under Subsection (a), (b), or (c).

(2) Add the following appropriately numbered SECTION to ARTICLE 3 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION __.__. The changes in law made by this Act in adding Section 305.0061(h), Government Code, apply only to a gift, award, or memento given to or expenditures for transportation, lodging, food, beverages, or entertainment made for a member of the legislative or executive branch or the immediate family of a member of the legislative or executive branch on or after September 1, 2015. A gift, award, or memento given to or an expenditure for transportation, lodging, food, beverages, or entertainment made for a member of the legislative or executive branch or the immediate family of a member of the legislative or executive branch before September 1, 2015, is governed by the law in effect on the date the gift, award, or memento was given, or the date the expenditure for transportation, lodging, food, beverages, or entertainment was made, and the former law is continued in effect for that purpose.

(3) Strike SECTION 3.02 of the bill (page 5, line 54) and substitute the following:

SECTION 3.02. (a) Except as otherwise provided by this section, this Act takes effect January 10, 2017.

(b) The amendment of Section 305.0061, Government Code, by this Act takes effect September 1, 2015.

The amendment to **CSSB 19** was read and was adopted by the following vote: Yeas 31, Nays 0.

Senator Ellis offered the following amendment to the bill:

Floor Amendment No. 12

Amend **CSSB 19** (senate committee printing) as follows:

(1) In the heading to ARTICLE 1 of the bill (page 1, line 24), strike "DISCLOSURE OF CONTRACTS WITH GOVERNMENTAL ENTITIES" and substitute "DISCLOSURE PROVISIONS".

(2) Add the following appropriately numbered SECTIONS to ARTICLE 1 of the bill and renumber subsequent SECTIONS of that ARTICLE accordingly:

SECTION __.__. The heading to Subchapter B, Chapter 572, Government Code, is amended to read as follows:

SUBCHAPTER B. PERSONAL FINANCIAL DISCLOSURE [STATEMENT]

SECTION __.__. Subchapter B, Chapter 572, Government Code, is amended by adding Section 572.035 to read as follows:

Sec. 572.035. SUBMISSION OF FEDERAL TAX RETURN. (a) Notwithstanding any other law, each member of the legislature shall submit the member's most recent federal income tax return to the commission not later than August 31 of each year.

(b) The information contained in the tax return, other than information that is confidential under Section 552.117, is public information.

The amendment to **CSSB 19** was read.

On motion of Senator V. Taylor, Floor Amendment No. 12 was tabled by the following vote: Yeas 18, Nays 13.

Yeas: Bettencourt, Birdwell, Burton, Creighton, Estes, Hall, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Nelson, Nichols, Schwertner, Seliger, L. Taylor, V. Taylor, Zaffirini.

Nays: Campbell, Ellis, Eltife, Fraser, Garcia, Lucio, Menéndez, Perry, Rodríguez, Uresti, Watson, West, Whitmire.

Question: Shall **CSSB 19** as amended be passed to engrossment?

AT EASE

The President at 3:32 p.m. announced the Senate would stand At Ease subject to the call of the Chair.

IN LEGISLATIVE SESSION

The President at 4:26 p.m. called the Senate to order as In Legislative Session.

Question: Shall **CSSB 19** as amended be passed to engrossment?

Senator Hinojosa withdrew Floor Amendment No. 3.

Senator Huffman offered the following amendment to the bill:

Floor Amendment No. 13

Amend **CSSB 19** (senate committee report) as follows:

(1) In ARTICLE 1 of the bill, insert an appropriately numbered SECTION and renumber the existing SECTIONS accordingly:

SECTION __.__. Section 572.0252, Government Code, is amended to read as follows:

Sec. 572.0252. INFORMATION ABOUT LEGAL REFERRALS. A state officer who is an attorney shall report on the financial statement:

(1) making or receiving any referral for compensation for legal services; ~~and~~

(2) the date the referral is made or received;

(3) the style of the case referred, if applicable; and

(4) the percentage of the legal fee paid or received that was agreed to between the parties to the referral, or, if the fee is not a percentage, the agreed amount of the fee paid or received ~~[the category of the amount of any fee accepted for making a referral for legal services].~~

(2) In the recital to SECTION 2.03 of the bill (page 4, line 42), strike "Sections 572.062 and 572.063" and substitute "Section 572.062."

(3) In SECTION 2.03 of the bill, strike added Section 572.063, Government Code (page 4, line 66, through page 5, line 8).

(4) Strike SECTION 3.01(c) of the bill (page 5, lines 48-53).

The amendment to **CSSB 19** was read.

Senator V. Taylor moved to table Floor Amendment No. 13.

The motion to table was lost by the following vote: Yeas 3, Nays 27.

Yeas: Fraser, Hancock, V. Taylor.

Nays: Bettencourt, Birdwell, Burton, Campbell, Creighton, Ellis, Eltife, Garcia, Hall, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Absent: Estes.

Question recurring on the adoption of Floor Amendment No. 13 to **CSSB 19**, the amendment was adopted without objection.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 13 except as follows:

Absent: Estes.

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

CSSB 19 as amended was passed to engrossment by the following vote: Yeas 31, Nays 0.

COMMITTEE SUBSTITUTE SENATE BILL 19 ON THIRD READING

Senator V. Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 19** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SESSION TO CONSIDER EXECUTIVE APPOINTMENTS

The President announced the time had arrived to consider executive appointments to agencies, boards, and commissions. Notice of submission of these names for consideration was given yesterday by Senator Birdwell.

Senator Birdwell moved confirmation of the nominees reported yesterday by the Committee on Nominations.

The President asked if there were requests to sever nominees.

Senator Watson requested that the following nominees be severed:

Members, Finance Commission of Texas: Stacy G. London, Harris County; Lori B. McCool, Kendall County; Larry L. Patton, El Paso County; Paul Wood Plunket, Dallas County.

The request was granted.

NOMINEES CONFIRMED

The following nominees, not severed and reported yesterday by the Committee on Nominations, were confirmed by the following vote: Yeas 31, Nays 0.

Members, Health and Human Services Council: Sharon Swift Butterworth, El Paso County; Antonio Falcon, Starr County; Benny G. Raimer, Galveston County.

Commissioners, Jefferson and Orange County Board of Pilot Commissioners: Gerald Raymond Callas, Jefferson County; Steven Michael Hale, Jefferson County; James Scott, Jefferson County; Milton Bradley Taylor, Orange County.

Members, Board of Regents, Midwestern State University: Ralph C. Crosnoe, Wichita County; Shawn Gaylord Hessing, Tarrant County, Nancy Lynn Marks, Wichita County.

Members, State Board for Educator Certification: Susan Simpson Hull, Dallas County; Leon Luis Leal, Tarrant County.

Members, State Health Services Council: Maria Del Carmen Pagan, Hidalgo County; Nancy Jo Been Townes, Hood County; Jay Solomon Zeidman, Harris County.

Member, Texas Alcoholic Beverage Commission: Ida Louise Clement Steen, Bexar County.

Members, Board of Trustees, Texas County and District Retirement System: Robert Allen Eckels, Harris County; Mary Louisa Garcia, Tarrant County; Deborah M. Hunt, Williamson County; Bridget Gayl McDowell, Callahan County; Robert Campbell Willis, Polk County.

Members, Texas Higher Education Coordinating Board: Dora Gonzalez Alcala, Val Verde County; Sada Cumber, Fort Bend County; Fred Farias, Hidalgo County; Harold Wayne Hahn, El Paso County; John Thomas Steen, Bexar County.

Members, Texas Historical Commission: John W. Crain, Dallas County; Thomas Marvin Hatfield, Travis County; Gilbert Eric Peterson, Brewster County.

NOMINEES CONFIRMED

The following severed nominees, reported yesterday by the Committee on Nominations, were confirmed by the following vote: Yeas 27, Nays 0, Present-not voting 4.

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

Present-not voting: Kolkhorst, L. Taylor, V. Taylor, Watson.

Members, Finance Commission of Texas: Stacy G. London, Harris County; Lori B. McCool, Kendall County; Larry L. Patton, El Paso County; Paul Wood Plunket, Dallas County.

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

Senator Estes submitted the following Motion In Writing:

Mr. President:

I move suspension of Senate Rule 7.07(b) to permit the introduction of the following bill: **SB 2065**.

ESTES

The Motion In Writing was read and prevailed without objection.

STATEMENT REGARDING SENATE BILL 2065

Senator Watson submitted the following statement regarding **SB 2065**:

It is typical and traditional that a motion to file a bill late deals with bills that are routine or local. It is unusual and unexpected for such a motion to deal with a very controversial item. This motion was made at the end of a very long day in which the Senate was involved in a lengthy debate over a controversial ethics bill. It was made at a time when members were gathering up to leave the floor and go to deal with other matters, go to committee meetings elsewhere in the Capitol or voting on the floor. I do not support this approach or the motion. As evidence of the desire to push this through without appropriate recognition and notice, Senate Bill 2065 was quickly set for a committee hearing to be held not even 48 hours later. Senate Bill 2065 has significant statewide ramifications and needs a thorough vetting by senators and the public. For that reason, I supported Sen. José Menéndez' request for written notice of the hearing under Rule 11.19.

WATSON

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 4:42 p.m. agreed to adjourn, upon completion of the introduction of bills and resolutions on first reading, until 11:00 a.m. tomorrow.

(Senator V. Taylor in Chair)

SENATE BILL ON FIRST READING

The following bill was introduced, read first time, and referred to the committee indicated:

SB 2065 by Estes

Relating to the rights of certain religious organizations and individuals relating to a marriage that violates a sincerely held religious belief.

To Committee on State Affairs.

HOUSE BILLS ON FIRST READING

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

HB 698 To Committee on Health and Human Services.

HB 744 To Committee on Education.

HB 824 To Committee on Business and Commerce.

HB 1042 To Committee on Agriculture, Water, and Rural Affairs.

HB 1049 To Committee on Business and Commerce.

HB 1246 To Committee on State Affairs.

HB 1378 To Committee on Finance.

HB 1717 To Committee on Natural Resources and Economic Development.

HB 1804 To Committee on Health and Human Services.

HB 1833 To Committee on Transportation.

HB 1933 To Committee on Finance.

HB 1937 To Committee on State Affairs.

HB 2019 To Committee on Natural Resources and Economic Development.

HB 2089 To Committee on Finance.

HB 2133 To Committee on Business and Commerce.

HB 2152 To Committee on Veteran Affairs and Military Installations.

HB 2213 To Committee on Business and Commerce.

HB 2491 To Committee on Business and Commerce.

HB 2538 To Committee on Natural Resources and Economic Development.

HB 2628 To Committee on Higher Education.

HB 2717 To Committee on Business and Commerce.

HB 3545 To Committee on Intergovernmental Relations.

CO-AUTHORS OF SENATE BILL 19

On motion of Senator V. Taylor, Senators Birdwell, Huffines, and Lucio will be shown as Co-authors of **SB 19**.

CO-AUTHOR OF SENATE BILL 139

On motion of Senator Perry, Senator Schwertner will be shown as Co-author of **SB 139**.

CO-AUTHOR OF SENATE BILL 677

On motion of Senator Creighton, Senator Bettencourt will be shown as Co-author of **SB 677**.

CO-AUTHOR OF SENATE BILL 904

On motion of Senator Hinojosa, Senator L. Taylor will be shown as Co-author of **SB 904**.

CO-AUTHORS OF SENATE BILL 961

On motion of Senator Rodríguez, Senators Hinojosa, V. Taylor, and Uresti will be shown as Co-authors of **SB 961**.

CO-AUTHOR OF SENATE BILL 1069

On motion of Senator West, Senator Garcia will be shown as Co-author of **SB 1069**.

CO-AUTHOR OF SENATE BILL 1092

On motion of Senator L. Taylor, Senator Bettencourt will be shown as Co-author of **SB 1092**.

CO-AUTHOR OF SENATE BILL 1170

On motion of Senator Garcia, Senator West will be shown as Co-author of **SB 1170**.

CO-AUTHORS OF SENATE BILL 1252

On motion of Senator Hall, Senators Kolkhorst, Perry, and V. Taylor will be shown as Co-authors of **SB 1252**.

CO-AUTHORS OF SENATE BILL 1304

On motion of Senator Menéndez, Senators Garcia and Zaffirini will be shown as Co-authors of **SB 1304**.

CO-AUTHOR OF SENATE BILL 1305

On motion of Senator Menéndez, Senator Zaffirini will be shown as Co-author of **SB 1305**.

CO-AUTHOR OF SENATE BILL 1638

On motion of Senator Zaffirini, Senator West will be shown as Co-author of **SB 1638**.

CO-AUTHOR OF SENATE BILL 1734

On motion of Senator Uresti, Senator Zaffirini will be shown as Co-author of **SB 1734**.

CO-AUTHOR OF SENATE BILL 1781

On motion of Senator Menéndez, Senator Zaffirini will be shown as Co-author of **SB 1781**.

CO-AUTHOR OF SENATE BILL 1929

On motion of Senator Garcia, Senator Zaffirini will be shown as Co-author of **SB 1929**.

CO-AUTHOR OF SENATE BILL 1984

On motion of Senator Huffman, Senator Campbell will be shown as Co-author of **SB 1984**.

CO-AUTHORS OF SENATE BILL 2048

On motion of Senator Huffman, Senators Bettencourt and Burton will be shown as Co-authors of **SB 2048**.

CO-AUTHOR OF SENATE JOINT RESOLUTION 12

On motion of Senator Perry, Senator Schwertner will be shown as Co-author of **SJR 12**.

CO-AUTHORS OF SENATE JOINT RESOLUTION 66

On motion of Senator Huffman, Senators Campbell and Zaffirini will be shown as Co-authors of **SJR 66**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 643 by L. Taylor, In memory of Nathan Charles Fritsch.

SR 648 by Fraser, In memory of Howard Newton Cox.

Congratulatory Resolutions

SR 641 by Perry, Recognizing Kenneth Dierschke on the occasion of his retirement.

SR 645 by Seliger, Recognizing the 15th Annual Breast Cancer Awareness Chili and Barbecue Cook-off.

SR 646 by Birdwell, Recognizing Toni Brown-Belew on the occasion of her retirement.

SR 647 by Kolkhorst, Congratulating Alyssa Marie Michalke on her selection as commander of the Texas A&M University Corps of Cadets.

SR 649 by Fraser, Recognizing the 25- and 50-year members of the Senate Ladies Club.

SR 650 by Fraser, Recognizing Max Hartmann on the occasion of his retirement.

SR 652 by West, Recognizing Warren Seay Jr. for his contributions to the DeSoto Independent School District.

Official Designation Resolution

SR 651 by Fraser, Recognizing May 6, 2015, as Texas Environmental Excellence Awards Day.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 4:52 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 28, 2015

STATE AFFAIRS — **CSSB 142, CSSB 409, CSSB 455, CSSB 550, CSSB 640, CSSB 681, CSSB 1341, CSSB 1523, CSSB 1726, CSSB 1733, CSSB 1876, CSSB 1970, SB 733, SB 813, SB 821, SB 1072, SB 1727, SB 1779, SB 1925**

AGRICULTURE, WATER, AND RURAL AFFAIRS — **SB 1815, SB 1978, SB 1206**

INTERGOVERNMENTAL RELATIONS — **CSSB 1760, SB 2033, SB 2032**

BUSINESS AND COMMERCE — HB 1219, SB 1229, SB 1485

AGRICULTURE, WATER, AND RURAL AFFAIRS — CSSB 963

EDUCATION — SB 1896, SB 1567, SB 1867, SB 1771, SB 1569, SB 2062, CSSB 213, CSSB 1483, CSSB 669

BILLS AND RESOLUTION ENGROSSED

April 27, 2015

SB 239, SB 367, SB 900, SB 945, SB 1070, SB 1081, SB 1139, SB 1461, SB 1626, SB 1638, SB 1881, SB 1984, SJR 66

BILLS AND RESOLUTIONS ENROLLED

April 27, 2015

SB 903, SB 1985, SR 611, SR 626, SR 627, SR 628, SR 629, SR 630, SR 631, SR 632, SR 633, SR 634, SR 635, SR 636, SR 637, SR 638, SR 639, SR 640

SENT TO GOVERNOR

April 28, 2015

SB 903, SB 1985

