

SENATE JOURNAL

EIGHTY-FOURTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-NINTH DAY

(Monday, May 11, 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 Eric Schulze, Calvary Lutheran Church, Richland Hills, was introduced by Senator Burton and offered the invocation as follows:

Almighty God, our heavenly Father, we thank and praise You for this day and for blessing our lives in so many ways. We thank You for revealing Your great love to us through Your son, Jesus Christ. We thank You for this great country with its freedoms, for the love of family and friends, and for the opportunity to live with meaning and purpose. Bless the leaders of our land that we may be a people at peace among ourselves and a blessing to other nations of the Earth. I thank You that You have called the Members of this Senate by their election to lead and govern the residents of our great state. Grant them wisdom and discernment, courage and compassion, kindness and justice as they serve Your people. Help them to use their authority to serve You faithfully. Guide their deliberations and decisions that they may glorify You and promote the well-being of all people who have entrusted them with leadership. We pray in Your holy 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.

PHYSICIANS OF THE DAY

Senator Watson was recognized and presented Drs. John and Judith Egerton of Austin as the Physicians of the Day.

The Senate welcomed the Egertons and thanked them for their participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

May 11, 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 appointment:

To be a member of the State Cemetery Committee for a term to expire February 1, 2021:

Benjamin M. "Ben" Hanson
Austin, Texas

Mr. Hanson is replacing Scott P. Sayers, Jr. of Austin whose term expired.

Respectfully submitted,
/s/Greg Abbott
Governor

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 11:19 a.m. announced the conclusion of morning call.

COMMITTEE SUBSTITUTE SENATE BILL 1510 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 1510** at this time on its second reading:

CSSB 1510, Relating to authority of the county auditor to examine and audit the records of certain special 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 1510 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 1510** 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 983 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 983** at this time on its second reading:

CSSB 983, Relating to restrictions on the assessment of the fee charged for issuance of certain birth records.

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 983 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 983** 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.

STATEMENT REGARDING SENATE BILL 983

Senator Ellis submitted the following statement regarding **SB 983**:

We voted for SB 983 because it is a minimal step in the right direction to fix a broken voter ID system. Unfortunately, the bill did not move until after the 5th Circuit Court of Appeals asked during oral arguments of the ongoing voter ID trial why the Texas Legislature had not done anything to fix deficiencies in the state's voter ID law.

SB 983 is a limited step that does not address all of the costs imposed on Texans for the purpose of obtaining an election identification certificate. For example, the bill does not address the cost that Texans who were born out of the state have to incur for obtaining their birth certificate in order to vote. The bill also does not address the fact that many voters do not have a car and will have to rely on public transportation to travel to a far-away Texas Department of Public Safety office to obtain an election identification certificate. Nor does it address the fact that many voters may have to miss work or arrange for daycare to obtain a so-called free ID because DPS offices are not open at night and on the weekend.

Most importantly, SB 983 does not remedy the disenfranchisement of voting rights that has taken place as a result of the voter ID law. The U.S. District Court of the Southern District of Texas found the voter ID law creates an "unconstitutional burden on the right to vote, has an impermissible discriminatory effect against Hispanics and African-Americans, and was imposed with an unconstitutional discriminatory purpose."

If we truly want to ensure that all Texans have the ability to have their voice heard via the ballot box, the Texas Senate should consider legislation that expands the right to vote instead of making minor fixes to the voter ID law that has already been proven to have a discriminatory intent and effect.

ELLIS	URESTI
GARCIA	WATSON
HINOJOSA	WEST
LUCIO	WHITMIRE
MENÉNDEZ	ZAFFIRINI
RODRÍGUEZ	

**COMMITTEE SUBSTITUTE
SENATE BILL 1315 ON SECOND READING**

Senator Watson moved to suspend the regular order of business to take up for consideration **CSSB 1315** at this time on its second reading:

CSSB 1315, Relating to low income housing tax credits awarded for at-risk developments.

The motion prevailed.

Senators Huffines 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 a viva voce vote.

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

Nays: Huffines, V. Taylor.

**COMMITTEE SUBSTITUTE
SENATE BILL 1315 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 **CSSB 1315** 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, Huffman, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Huffines, V. Taylor.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 1022 ON SECOND READING**

Senator Uresti moved to suspend the regular order of business to take up for consideration **CSSB 1022** at this time on its second reading:

CSSB 1022, Relating to an unsworn declaration made by a private process server in the performance of the server's job duties.

The motion prevailed.

Senators Burton and Hall 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: Burton, Hall.

COMMITTEE SUBSTITUTE SENATE BILL 1022 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 **CSSB 1022** be placed on its third reading and final passage.

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

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

Nays: Burton, Hall.

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

HOUSE BILL 1051 ON SECOND READING

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1051** at this time on its second reading:

HB 1051, Relating to the creation of a campus of the Texas State Technical College System in Ellis County.

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

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

HOUSE BILL 1051 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 **HB 1051** 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 BILL 2038 ON SECOND READING

Senator Ellis moved to suspend the regular order of business to take up for consideration **SB 2038** at this time on its second reading:

SB 2038, Relating to the qualifications of directors of the Spectrum Management District.

The motion prevailed.

Senator 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 a viva voce vote.

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

Nays: V. Taylor.

SENATE BILL 2038 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 2038** be placed on its third reading and final passage.

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

Nays: V. Taylor.

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 234 ON SECOND READING**

Senator Zaffirini moved to suspend the regular order of business to take up for consideration **CSSB 234** at this time on its second reading:

CSSB 234, Relating to the creation and operation of a park and recreation district in counties that share a border on the San Marcos River and to the authority of the district to collect fees and issue bonds; creating a criminal offense and providing penalties.

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

Yeas: Bettencourt, Campbell, Ellis, Eltife, Garcia, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Menéndez, Nichols, Rodríguez, Schwertner, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Creighton, Estes, Fraser, Hall, Hancock, Nelson, Perry, V. Taylor.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 234 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 234** be placed on its third reading and final passage.

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

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

Nays: Birdwell, Burton, Estes, Hall, Hancock, V. Taylor.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 10.

Yeas: Bettencourt, Campbell, Ellis, Eltife, Garcia, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Menéndez, Nichols, Rodríguez, Schwertner, Seliger, L. Taylor, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Creighton, Estes, Fraser, Hall, Hancock, Nelson, Perry, V. Taylor.

**COMMITTEE SUBSTITUTE
SENATE BILL 1894 ON SECOND READING**

Senator Garcia moved to suspend the regular order of business to take up for consideration **CSSB 1894** at this time on its second reading:

CSSB 1894, Relating to the powers and duties of navigation districts, port authorities, and boards of trustees of municipal port facilities.

The motion prevailed.

Senators Huffines, Perry, Schwertner, and V. Taylor asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Garcia offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1894** as follows:

(1) Strike SECTION 3 of the bill, amended Section 60.034, Water Code (page 1, lines 44-52).

(2) Strike SECTION 6 of the bill, amended Section 60.038, Water Code (page 2, lines 8-32).

(3) Renumber the SECTIONS of the bill accordingly.

The amendment to **CSSB 1894** was read.

Senator Garcia moved to temporarily postpone further consideration of the bill.

The motion prevailed.

Question: Shall Floor Amendment No. 1 to **CSSB 1894** be adopted?

**COMMITTEE SUBSTITUTE
SENATE BILL 1650 ON SECOND READING**

Senator Eltife moved to suspend the regular order of business to take up for consideration **CSSB 1650** at this time on its second reading:

CSSB 1650, Relating to credit services organizations and extensions of consumer credit, including extensions of consumer credit facilitated by credit services organizations.

The motion prevailed.

Senator Hall 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: Hall.

**COMMITTEE SUBSTITUTE
SENATE BILL 1650 ON THIRD READING**

Senator Eltife moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1650** be placed on its third reading and final passage.

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

Nays: Hall.

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

SENATE BILL 507 ON SECOND READING

Senator Lucio moved to suspend the regular order of business to take up for consideration **SB 507** at this time on its second reading:

SB 507, Relating to the placement of video cameras in self-contained classrooms providing special education services.

The motion prevailed by the following vote: Yeas 24, Nays 7.

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

Nays: Estes, Hall, Hancock, Nelson, Nichols, Perry, Schwertner.

The bill was read second time.

Senator Lucio offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 507** (senate committee printing) by striking all text below the enacting clause and substituting the following:

SECTION 1. Section 26.009(b), Education Code, is amended to read as follows:

(b) An employee of a school district is not required to obtain the consent of a child's parent before the employee may make a videotape of a child or authorize the recording of a child's voice if the videotape or voice recording is to be used only for:

- (1) purposes of safety, including the maintenance of order and discipline in common areas of the school or on school buses;
- (2) a purpose related to a cocurricular or extracurricular activity;
- (3) a purpose related to regular classroom instruction; ~~or~~
- (4) media coverage of the school; or
- (5) a purpose related to the promotion of student safety under Section 29.022.

SECTION 2. Subchapter A, Chapter 29, Education Code, is amended by adding Section 29.022 to read as follows:

Sec. 29.022. VIDEO SURVEILLANCE OF CLASSROOMS. (a) In order to promote student safety on request by a parent, trustee, or staff member, a school district or open-enrollment charter school shall provide equipment, including a video camera, to each school in the district or each charter school campus in which a student receiving special education services in a self-contained classroom is enrolled. Each school or campus that receives equipment shall place, operate, and maintain one or more video cameras in each self-contained classroom in which a majority of the students in regular attendance are:

- (1) provided special education and related services; and
- (2) assigned to a self-contained classroom for at least 50 percent of the instructional day.

(b) A school or campus that places a video camera in a classroom in accordance with Subsection (a) shall operate and maintain the camera in the classroom as long as the classroom continues to satisfy the requirements under Subsection (a).

(c) Video cameras placed under this section must be capable of:

(1) covering all areas of the classroom, except that a bathroom or any area in the classroom in which a student's clothes are changed may not be visually monitored; and

(2) recording audio from all areas of the classroom.

(d) Before a school or campus places a video camera in a classroom under this section, the school or campus shall provide written notice of the placement to the parents of a student receiving special education services in the classroom.

(e) A school district or open-enrollment charter school shall retain video recorded from a camera placed under this section for at least six months after the date the video was recorded.

(f) A school district or open-enrollment charter school may solicit and accept gifts, grants, and donations from any person for use in placing video cameras in classrooms under this section.

(g) This section does not:

(1) waive any immunity from liability of a school district or open-enrollment charter school, or of district or school officers or employees; or

(2) create any liability for a cause of action against a school district or open-enrollment charter school or against district or school officers or employees.

(h) A school district or open-enrollment charter school may not:

(1) allow regular or continual monitoring of video recorded under this section; or

(2) use video recorded under this section for teacher evaluation or for any other purpose other than the promotion of safety of students receiving special education services in a self-contained classroom.

(i) A video recording of a student made according to this section is confidential and may not be released or viewed except as provided by this subsection or Subsection (j). A school district or open-enrollment charter school shall release a recording for viewing by:

(1) appropriate Department of Family and Protective Services personnel as part of an investigation under Section 261.406, Family Code; or

(2) a peace officer, a school nurse, or a human resources staff member designated by the board of trustees of the school district or the governing body of the open-enrollment charter school in response to a complaint or an investigation of district or school personnel or a complaint of abuse committed by a student.

(j) If the person viewing the video recording determines that the recording documents a violation under Subchapter E, Chapter 261, Family Code, the person shall notify the Department of Family and Protective Services for investigation in accordance with Section 261.406, Family Code. If the person viewing the recording determines that the recording documents a violation of district or school policy, the person may allow access to the recording to appropriate legal and human resources personnel. A recording determined to document a violation of district or school policy may be used as part of a disciplinary action against district or school personnel and shall be released at the request of the student's parent or guardian in a legal proceeding. This subsection does not limit the access of a student's parent to a record regarding the student under the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g) or other law.

(k) The commissioner may adopt rules to implement and administer this section.

SECTION 3. Subchapter E, Chapter 42, Education Code, is amended by adding Section 42.2528 to read as follows:

Sec. 42.2528. EXCESS FUNDS FOR SPECIAL EDUCATION CLASSROOM VIDEO SURVEILLANCE. (a) Notwithstanding any other provision of law, if the commissioner determines that the amount appropriated for the purposes of the Foundation School Program exceeds the amount to which school districts are entitled under this chapter, the commissioner by rule shall establish a grant program through which excess funds are awarded as grants for the purchase of video equipment for monitoring special education classrooms required under Section 29.022.

(b) In awarding grants under this section, the commissioner shall give priority to districts with maintenance and operations tax rates at least equal to the state maximum compressed tax rate, as defined by Section 42.101(a), and lowest amounts of maintenance and operations tax revenue per weighted student.

(c) The commissioner may adopt rules to implement and administer this section.

SECTION 4. (a) Subject to the availability of funds, the commissioner of education shall distribute grant funds in accordance with Section 42.2528, Education Code, as added by this Act, beginning with the 2015-2016 school year.

(b) The change in law made by Section 29.022, Education Code, as added by this Act, applies beginning with the 2016-2017 school year.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.

The amendment to **SB 507** 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: Burton, Creighton, Estes, Fraser, Hall, Hancock, Huffines, Huffman, Kolkhorst, Nelson, Nichols, Perry, Schwertner.

Senator Lucio moved to postpone further consideration of the bill.

The motion prevailed.

Question: Shall **SB 507** as amended be passed to engrossment?

(Senator Eltife in Chair)

HOUSE BILL 181 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 181** at this time on its second reading:

HB 181, Relating to information printed by school districts on high school diplomas.

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

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

HOUSE BILL 181 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 **HB 181** 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.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, May 11, 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 14 Morrison

Relating to the Texas emissions reduction plan.

HB 30 Larson

Relating to the development of seawater and brackish groundwater.

HB 91 Flynn

Relating to the regulation of raw milk and raw milk products; adding a provision subject to a criminal penalty.

HB 96 Flynn

Relating to the authority of the Cash Special Utility District to issue bonds.

HB 127 McClendon

Relating to the issuance of specialty license plates to honor recipients of the Commendation Medal.

HB 257 Farney

Relating to a judge's or justice's significant interest in a business entity that owns, manages, or operates a private correctional or rehabilitation facility.

HB 258 Miles

Relating to the provision of the reason for rejecting a voter registration application.

HB 353 King, Ken

Relating to the application of certain weapons laws to and liability for certain actions of volunteer emergency services personnel licensed to carry a concealed handgun.

HB 382 Canales

Relating to public junior college district branch campuses, including a requirement that the South Texas Community College District establish an extension facility in a certain location.

HB 416 Riddle

Relating to requiring personnel of abortion facilities and certain other facilities performing abortions to complete training on human trafficking.

HB 554 Springer

Relating to a defense to prosecution for the offense of possessing or carrying a weapon in or into the secured area of an airport.

HB 634 Metcalf

Relating to the rights of a guardian of a person in the criminal justice system.

HB 635 Price

Relating to the disposition of fetal remains.

HB 638 Anchia

Relating to annuity payments to surviving spouses and designated beneficiaries of persons wrongfully imprisoned.

- HB 648** Krause
Relating to the selection of directors to the board of directors for the Viridian Municipal Management District.
- HB 659** Raymond
Relating to the waiver of state park, museum, and other state-operated facility entrance fees for persons with certain disabilities.
- HB 682** Sheets
Relating to an exemption from the motor vehicle sales and use tax for certain military servicemembers serving on active duty.
- HB 710** Turner, Sylvester
Relating to procedures for certain persons charged with a violation of a condition of release from the Texas Department of Criminal Justice on parole or to mandatory supervision.
- HB 823** Wu
Relating to criminal liability for certain federal motor carrier safety regulation violations; increasing a criminal penalty.
- HB 830** Larson
Relating to the issuance of Alamo specialty license plates.
- HB 838** Naishtat
Relating to coverage for serious mental illness under certain group health benefit plans.
- HB 839** Naishtat
Relating to eligibility for Medicaid and the child health plan program for certain children.
- HB 866** Thompson, Ed
Relating to the exemption from jury service of a person who is the primary caretaker of another person.
- HB 912** Isaac
Relating to the dismissal of protests against certain decisions and actions of the Texas Commission on Environmental Quality regarding wastewater discharge permits.
- HB 928** Guillen
Relating to state and local planning for and responses to drought.
- HB 939** Dale
Relating to unenforceable restrictive covenants regarding standby electric generators affecting residential homes.
- HB 988** González, Mary
Relating to a study of the feasibility of establishing a visitors center at Hueco Tanks State Park in El Paso County.
- HB 991** Bohac
Relating to the display of notice of federal and state tax rates for motor fuel sold at retail.

- HB 996** Parker
Relating to the effect of certain agreements with a collective bargaining organization on certain state-funded public work contracts.
- HB 1026** Thompson, Ed
Relating to eligibility for appointment as a tabulation supervisor in an election.
- HB 1083** Márquez
Relating to a mental health assessment of certain inmates of the Texas Department of Criminal Justice.
- HB 1096** Murphy
Relating to the residence address of a person for purposes of a response to a confirmation notice sent by the registrar.
- HB 1101** Turner, Sylvester
Relating to extending the period over which the balance of the system benefit fund is to be eliminated.
- HB 1119** Hernandez
Relating to a study assessing the statewide need for the replacement of mile markers on certain highways.
- HB 1166** Burkett
Relating to sworn statements and other documentation provided to support the issuance of a search warrant.
- HB 1169** Flynn
Relating to the confidentiality of certain information in the possession of an appraisal district; amending provisions subject to a criminal penalty.
- HB 1170** Farney
Relating to the applicability to open-enrollment charter schools of certain laws regarding local governments and political subdivisions.
- HB 1171** Farney
Relating to the applicability of certain immunity and liability laws to open-enrollment charter schools.
- HB 1187** Wray
Relating to the designation of a segment of U.S. Highway 287 in Midlothian as the Chris Kyle Memorial Highway.
- HB 1230** Anderson, Rodney
Relating to the prosecution of certain offenses involving the operation of an overweight vehicle.
- HB 1264** Wu
Relating to the preservation of toxicological evidence collected in connection with certain intoxication offenses.
- HB 1329** Naishtat
Relating to the payment of costs incurred by the involuntary commitment of persons with mental illness.

- HB 1360** Isaac
Relating to the exemption of certain vehicles from registration fees.
- HB 1425** Fletcher
Relating to the amount of the fee paid by a defendant for a peace officer's services in executing or processing an arrest warrant, capias, or capias pro fine.
- HB 1431** King, Susan
Relating to the development of a career-oriented foreign language program that public schools may offer.
- HB 1436** Smithee
Relating to appeals regarding dangerous dogs.
- HB 1449** Thompson, Senfronia
Relating to child custody evaluations and adoption evaluations conducted and testimony provided in certain suits affecting the parent-child relationship; providing penalties; creating an offense; authorizing fees.
- HB 1455** King, Phil
Relating to procedures required before certain condominium associations file a suit or initiate an arbitration proceeding for a defect or design claim.
- HB 1458** Bohac
Relating to the sales and use tax exemption for the repair, remodeling, or maintenance of aircraft.
- HB 1481** Murphy
Relating to prohibiting the operation of an unmanned aircraft over certain facilities; creating a criminal offense.
- HB 1541** Burkett
Relating to peer specialists, peer services, and the provision of those services under the medical assistance program.
- HB 1542** Paddie
Relating to the use of digital message display systems in certain public facilities.
- HB 1551** Howard
Relating to money distributed by the School Land Board to the available school fund or to the State Board of Education for investment in the permanent school fund.
- HB 1613** Guillen
Relating to the use of performance on certain assessment instruments designated by the Texas Higher Education Coordinating Board to satisfy requirements concerning high school end-of-course assessment instruments.
- HB 1623** Laubenberg
Relating to the reimbursement of providers for the provision of certain home telemonitoring services under Medicaid.
- HB 1626** Johnson
Relating to the designation of certain areas as banking or credit union development districts to encourage the establishment of branches of banks or credit unions in those areas.

- HB 1629** Johnson
Relating to crowdfunding portal regulations for small business development.
- HB 1631** Phelan
Relating to the enforcement of commercial motor vehicle safety standards in certain municipalities and counties.
- HB 1633** Romero, Jr.
Relating to application and notification requirements for a permit to drill an oil or gas well in or near an easement held by the Texas Department of Transportation.
- HB 1663** Cook
Relating to a defendant's payment of costs associated with a court-appointed counsel.
- HB 1666** Bonnen, Dennis
Relating to the liability of certain persons for damages arising from training exercises to prepare the persons to respond to certain emergencies.
- HB 1702** Blanco
Relating to the elimination of the fee for the Gold Star mother, father, spouse, or family member specialty license plate.
- HB 1715** Oliveira
Relating to a report by the comptroller on wage theft.
- HB 1723** Miles
Relating to the territory included in, the composition of the board of directors of, and the method of assessment of the Harris County Improvement District No. 10 and to clarifying the law to reflect the prior division of the district.
- HB 1724** Sheffield
Relating to the establishment of a state plan for *Streptococcus pneumoniae* education and prevention.
- HB 1743** Galindo
Relating to the use of a credit or charge card by certain state agencies to make certain purchases.
- HB 1790** Márquez
Relating to job performance on behalf of a fire fighter or police officer who is recovering from an off-duty injury.
- HB 1799** Thompson, Senfronia
Relating to the adoption of the Uniform Electronic Legal Material Act.
- HB 1878** Laubenberg
Relating to the provision of telemedicine medical services in a school-based setting, including the reimbursement of providers under the Medicaid program for those services.
- HB 1905** Springer
Relating to the repeal of certain alcoholic beverage taxes and the tax on controlled substances.

- HB 1930** White, James
Relating to strategic planning for the operation of community supervision and corrections departments.
- HB 1949** Springer
Relating to the annexation of county roads.
- HB 1982** Miller, Rick
Relating to the transfer of certain state property from the Texas Department of Transportation to the University of Houston.
- HB 2004** Darby
Relating to a pilot project to provide emergency telemedicine medical services in rural areas.
- HB 2014** Sheets
Relating to the authority of military personnel to obtain certification to teach career and technology education classes in public schools.
- HB 2025** Gonzales, Larry
Relating to participation of certain school districts in the three-year high school diploma plan pilot program.
- HB 2055** Davis, Sarah
Relating to the establishment of a sentinel surveillance program for emerging and neglected tropical diseases.
- HB 2100** Hernandez
Relating to the creation of the East Houston Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.
- HB 2123** King, Phil
Relating to participation of the state military forces in the state group benefits program.
- HB 2162** Simmons
Relating to municipal regulation of the use of alarm systems; authorizing a municipal fee.
- HB 2168** Muñoz, Jr.
Relating to the payment date for annuities from the Teacher Retirement System of Texas.
- HB 2186** Cook
Relating to suicide prevention training for certain educators and other employees of a school district.
- HB 2257** White, James
Relating to certain emergency services districts that are exempted from filing an audit report.
- HB 2300** Riddle
Relating to eliminating telegraph transmission as a method to communicate certain information in a criminal case.

- HB 2302** Riddle
Relating to the mandatory dismissal of misdemeanor charges against certain defendants determined to be incompetent to stand trial.
- HB 2313** Bohac
Relating to an exemption from the sales and use tax for items sold by certain nonprofit organizations through a vending machine; adding a provision subject to a criminal offense.
- HB 2401** Isaac
Relating to the powers of the Crosswinds Municipal Utility District; providing authority to issue bonds for road projects.
- HB 2407** Miller, Doug
Relating to the creation of the Comal Trinity Groundwater Conservation District; providing authority to issue bonds; providing authority to impose assessments, fees, or surcharges.
- HB 2448** White, James
Relating to the creation of an advisory committee to examine the state jail system within the Texas Department of Criminal Justice.
- HB 2489** Leach
Relating to regulation by a property owners' association of residential leases or rental agreements.
- HB 2493** Parker
Relating to the self-directed and semi-independent status of the State Securities Board; authorizing fees.
- HB 2621** Raney
Relating to the board of trustees of the Blinn Junior College District.
- HB 2644** Blanco
Relating to notice given of election precinct boundary changes.
- HB 2665** Moody
Relating to access to and receipt of certain information regarding a ward by certain relatives of the ward.
- HB 2683** Miller, Rick
Relating to the licensing and regulation of dyslexia practitioners and therapists by the Texas Department of Licensing and Regulation; imposing an administrative penalty; authorizing fees.
- HB 2691** King, Tracy O.
Relating to a sales and use tax exemption and an oil and gas severance tax credit for the use of alternative base fluids in energized fracturing operations; imposing a civil penalty.
- HB 2704** King, Tracy O.
Relating to the sale, use, or possession of an incorrect weighing or measuring device; creating a criminal offense.

- HB 2752** Zerwas
Relating to a chronic respiratory disease state strategic plan developed by the Department of State Health Services.
- HB 2776** Murphy
Relating to certain premium discounts and rating programs for certain residential property insurance policies.
- HB 2778** Elkins
Relating to the elections for which federal postcard applicant voters may be sent ballots by e-mail.
- HB 2830** Martinez, "Mando"
Relating to the duty of a county to refund an amount of \$2 or less paid to the county clerk or district clerk.
- HB 2870** Alonzo
Relating to the regulation of firefighters and fire departments by the Texas Commission on Fire Protection.
- HB 2896** Parker
Relating to apportionment of certain receipts of a broadcaster under the franchise tax.
- HB 2920** Naishtat
Relating to the eligibility of a former or retired statutory probate court judge for assignment as a visiting judge.
- HB 2946** Phillips
Relating to certain laws governing the intersections of railroad tracks and public roadways.
- HB 2977** Coleman
Relating to counties and certain other political subdivisions; authorizing fees.
- HB 3056** Reynolds
Relating to the procedures for applying for a ballot to be voted by mail; affecting the prosecution of a criminal offense.
- HB 3057** Murr
Relating to the creation of a pilot program for the purpose of controlling certain predatory animals.
- HB 3070** Thompson, Senfronia
Relating to the disposition of remains.
- HB 3089** Galindo
Relating to fire protection sprinkler systems in certain residential high-rise buildings in certain counties; creating a criminal offense.
- HB 3136** Naishtat
Relating to the use of a small estate affidavit to distribute certain intestate estates.
- HB 3150** Huberty
Relating to the calculation of taxable wages paid by a professional employer organization for purposes of the Texas Unemployment Compensation Act.

- HB 3160** Alonzo
Relating to an exception to the period of filing an application for the grant of letters testamentary or of administration of a decedent's estate.
- HB 3220** Martinez, "Mando"
Relating to the powers and duties of the Hidalgo County Water Control and Improvement District No. 18; providing authority to issue bonds; providing authority to impose fees and taxes.
- HB 3298** Larson
Relating to a study conducted by the Texas Water Development Board regarding the development of a market and conveyance network for water in this state.
- HB 3302** Darby
Relating to highway landscaping projects.
- HB 3307** Miller, Rick
Relating to the authority of the Employees Retirement System of Texas to make available a TRICARE Military Health System supplemental plan.
- HB 3310** Paul
Relating to the funding policies, actuarial valuations, and reporting requirements of certain public retirement systems.
- HB 3311** Alvarado
Relating to the scoring criteria for an application for a low income housing tax credit and the allocation of those credits to developments reserved for elderly persons.
- HB 3348** Clardy
Relating to authorization by the Texas Higher Education Coordinating Board for certain public junior colleges to offer baccalaureate degree programs.
- HB 3356** Lucio III
Relating to regulation of production of wells for retail public utilities by a groundwater conservation district.
- HB 3405** Isaac
Relating to the territory and authority of the Barton Springs-Edwards Aquifer Conservation District to regulate certain wells for the production of groundwater.
- HB 3433** Sheffield
Relating to level of care designations for hospitals that provide neonatal and maternal care.
- HB 3476** Coleman
Relating to the provision and reimbursement of, or benefits for, home telemonitoring services, telemedicine medical services, and telehealth services under Medicaid and certain health benefit plans provided to certain retired public employees.
- HB 3512** Davis, Sarah
Relating to lobbying activities and the registration of lobbyists.
- HB 3517** Davis, Sarah
Relating to requirements governing registration and authorized activities of certain lobbyists; expanding the applicability of an occupational registration.

- HB 3538** Smithee
Relating to the adoption of the Uniform Interstate Family Support Act of 2008.
- HB 3547** Larson
Relating to a voluntary veteran's employment preference for private employers.
- HB 3576** Alvarado
Relating to restrictions on the use, transfer, and sale of housing developments that have received certain financial assistance administered by the Texas Department of Housing and Community Affairs.
- HB 3596** Huberty
Relating to public school safety and security policies, procedures, and practices.
- HB 3603** Burns
Relating to the creation of the Joshua Farms Municipal Management District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments or fees.
- HB 3605** Burns
Relating to the creation of the Joshua Farms Municipal Management District No. 2; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments or fees.
- HB 3623** Gonzales, Larry
Relating to the exemption from ad valorem taxation of property owned by the National Hispanic Institute.
- HB 3628** Geren
Relating to the adoption by the Department of Public Safety of rules governing the use of unmanned aircraft in the Capitol Complex; creating a criminal offense.
- HB 3656** King, Susan
Relating to the use of telephone interpreter services in any criminal proceeding before a judge or magistrate.
- HB 3658** King, Susan
Relating to the development and administration of a parent orientation and education pilot program for recipients of subsidized child-care services.
- HB 3682** Geren
Relating to the categorization and resolution of violations of laws enforced by the Texas Ethics Commission.
- HB 3683** Geren
Relating to the electronic filing of personal financial statements with the Texas Ethics Commission.
- HB 3748** Farney
Relating to the coordination of educational support services for and information regarding students who are currently or were formerly placed in foster care.
- HB 3880** Goldman
Relating to the requirements for placement on a general primary election ballot as a candidate for certain judicial offices.

- HB 3901** Miller, Rick
Relating to the repossession of an aircraft.
- HB 3902** Vo
Relating to providing a voter in a party primary notice of party conventions.
- HB 4015** Martinez Fischer
Relating to land bank demonstration programs.
- HB 4062** Coleman
Relating to limitations on the percentage of money awarded by the Cancer Prevention and Research Institute of Texas for certain uses.
- HB 4069** Smith
Relating to the regulation of barbering and cosmetology.
- HB 4112** Burns
Relating to the rights of an owner of groundwater.
- HB 4128** Metcalf
Relating to the creation of the Montgomery County Municipal Utility District No. 147; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
- HB 4140** Metcalf
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.
- HB 4149** Keough
Relating to the powers, operations, and boundaries of The Woodlands Township; authorizing a fee.
- HB 4155** Farney
Relating to the creation of the Vineyard Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.
- HB 4156** Reynolds
Relating to the creation of Missouri City Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.
- HB 4159** Aycock
Relating to the creation of the Bell County Municipal Utility District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
- HB 4160** Farney
Relating to the creation of the Burnet County Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
- HB 4188** Bonnen, Greg
Relating to the powers and duties of the Galveston County Municipal Utility District No. 35; providing authority to issue bonds and impose fees and taxes.

- HB 4189** Bonnen, Greg
Relating to the powers and duties of the Galveston County Municipal Utility District No. 36; providing authority to issue bonds and impose fees and taxes.
- HCR 35** Farney
Designating the cowboy hat as the official State Hat of Texas.
- HCR 104** Sheets
Designating #txlege as the official hashtag of the Texas Legislature.
- HCR 105** Sheets
Designating #Texas as the official hashtag of Texas.
- HCR 106** Sheets
Designating #TexasToDo as the official state hashtag of Texas Tourism.
- HCR 114** Johnson
Recognizing the Operation Blue Shield initiative.
- HJR 79** Workman
Applying to the Congress of the United States to call a convention under Article V of the United States Constitution for the limited purpose of proposing an amendment to the constitution to provide for a federal balanced budget.
- SB 435** Lucio Sponsor: Coleman
Relating to the powers and duties of a county treasurer.
- SB 449** Bettencourt Sponsor: Gonzales, Larry
Relating to the titling, registration, and operation of an autocycle.
- SB 458** Lucio Sponsor: Bonnen, Greg
Relating to the aerospace and aviation office of the Texas Economic Development and Tourism Office and to the aerospace and aviation advisory committee.
- SB 574** Watson Sponsor: Naishtat
Relating to the creation of the State Cemetery preservation trust fund.
- SB 660** Rodríguez Sponsor: Blanco
Relating to regional coordinators within the veteran entrepreneur program.
- SB 797** Lucio Sponsor: Guerra
Relating to a grant program to reduce wait times for agricultural inspections of vehicles at ports of entry along the Texas-Mexico border.
(Amended)
- SB 947** Zaffirini Sponsor: Howard
Relating to a study and report by the Texas Higher Education Coordinating Board on the feasibility of providing off-campus employment positions through the Texas college work-study program.
- SB 970** Perry Sponsor: Kacal
Relating to the failure to handle certain animals in accordance with rules of the Texas Animal Health Commission; amending provisions subject to a criminal penalty.
- SB 971** Perry Sponsor: Kacal
Relating to requirements for certain farm vehicles when operating on a highway.

SB 1117 Zaffirini Sponsor: Naishtat
 Relating to housing services provided through the transitional living services program to certain children in the conservatorship of the Department of Family and Protective Services.

SB 1666 Hancock Sponsor: Larson
 Relating to excepting manufacturers engaged in certain commercial research and development from certain provisions of the Texas Controlled Substances Act.

SB 1753 Campbell Sponsor: Davis, Sarah
 Relating to the identification requirements of certain health care providers associated with a hospital.

THE HOUSE HAS REFUSED TO CONCUR IN THE SENATE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

HB 751 (non-record vote)

House Conferees: Zerwas - Chair/Crownover/Davis, Sarah/Sheffield/Thompson, Senfronia

Respectfully,

/s/Robert Haney, Chief Clerk
 House of Representatives

COMMITTEE SUBSTITUTE SENATE BILL 1894 ON SECOND READING

The Presiding Officer laid before the Senate **CSSB 1894** by Senator Garcia on its second reading. The bill had been read second time, an amendment offered, and further consideration postponed:

CSSB 1894, Relating to the powers and duties of navigation districts, port authorities, and boards of trustees of municipal port facilities.

Question: Shall Floor Amendment No. 1 to **CSSB 1894** be adopted?

Senator Garcia withdrew Floor Amendment No. 1.

CSSB 1894 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, Perry, Schwertner, V. Taylor.

COMMITTEE SUBSTITUTE SENATE BILL 1894 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 1894** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

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

Nays: Huffines, Perry, Schwertner, V. Taylor.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 4. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 2065 ON SECOND READING**

Senator Estes moved to suspend the regular order of business to take up for consideration **CSSB 2065** at this time on its second reading:

CSSB 2065, Relating to the rights of certain religious organizations and individuals relating to a marriage that violates a sincerely held religious belief.

(President in Chair)

POINT OF ORDER

Senator Garcia raised a point of order that required committee meeting minutes were not filed pursuant to Senate Rule 11.11(d).

POINT OF ORDER WITHDRAWN

Senator Garcia withdrew the point of order.

Question recurring on the motion to suspend the regular order of business for **CSSB 2065**, the motion prevailed by the following vote: Yeas 21, Nays 10.

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

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

The bill was read second time.

Senator Menéndez offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 2065** (senate committee report) in Section 1 of the bill in added Section 2.601, Family Code (page 1, line 32), after the word "minister" and before the word "may" insert "acting in that capacity"

The amendment to **CSSB 2065** was read.

On motion of Senator Estes, Floor Amendment No. 1 was tabled by the following vote: Yeas 21, Nays 10.

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

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

Senator Menéndez offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 2065** (senate committee printing) in SECTION 1 of the bill, in added Subchapter G, Chapter 2, Family Code (page 1, between lines 45 and 46), by adding the following section to that subchapter and renumbering provision of that subchapter and correcting cross-references as necessary:

Sec. 2.603. NOTICE REQUIRED. An organization or individual described by Section 2.601 that refuses, based on a sincerely held religious belief, to provide services, accommodations, facilities, goods, and or privileges under Section 2.601 shall post notice of that fact in all places of business of the organization or individual, including an Internet website. The notice may refer to the religious beliefs of the organization or individual. The notice must specifically state the persons to whom, and the marriages in connection with which, the organization or individual refuses to provide services, accommodations, facilities, goods, or privileges.

The amendment to **CSSB 2065** was read.

On motion of Senator Estes, Floor Amendment No. 2 was tabled 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.

CSSB 2065 was passed to engrossment by the following vote: Yeas 21, Nays 10.

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

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

**COMMITTEE SUBSTITUTE
SENATE BILL 1216 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 1216** at this time on its second reading:

CSSB 1216, Relating to providing for the review of certain county departments of education by the Sunset Advisory Commission.

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 1216 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 1216** 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 BILL 2046 ON SECOND READING

Senator V. Taylor moved to suspend the regular order of business to take up for consideration **SB 2046** at this time on its second reading:

SB 2046, Relating to equal opportunity for access by home-schooled students to University Interscholastic League-sponsored activities; authorizing a fee.

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

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

Nays: Nichols, Rodríguez, Schwertner, Seliger, Watson.

The bill was read second time and was passed to engrossment by the following vote: Yeas 27, Nays 4.

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

Nays: Nichols, Rodríguez, Seliger, Watson.

SENATE BILL 2046 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 2046** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

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

Nays: Nichols, Rodríguez, Seliger, Watson.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 4. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1897 ON SECOND READING**

Senator L. Taylor moved to suspend the regular order of business to take up for consideration **CSSB 1897** at this time on its second reading:

CSSB 1897, Relating to public school accountability, including the powers and duties of the commissioner of education regarding open-enrollment charter schools.

The motion prevailed by the following vote: Yeas 22, Nays 9.

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

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

The bill was read second time and was passed to engrossment by the following vote: Yeas 22, Nays 9. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1897 ON THIRD READING**

Senator L. 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 1897** be placed on its third reading and final passage.

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

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

Nays: Ellis, Garcia, Menéndez, Nichols, Rodríguez, Uresti.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 9.

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

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

**COMMITTEE SUBSTITUTE
SENATE BILL 208 ON SECOND READING**

Senator Campbell moved to suspend the regular order of business to take up for consideration **CSSB 208** at this time on its second reading:

CSSB 208, Relating to the continuation and functions of the Texas Workforce Commission; affecting the rates and imposition of certain fees and assessments.

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

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

Nays: Lucio, Menéndez, Perry, Rodríguez, Watson, Zaffirini.

The bill was read second time.

Senator Campbell offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 208** (senate committee printing) as follows:

(1) In SECTION 24 of the bill, strike added Section 351.002(b), Labor Code (page 7, lines 22-46), and substitute the following:

(b) The department or commission, as appropriate, shall seek federal approval, if required:

(1) for the commission, beginning on September 1, 2016, to administer the following services and programs under this subtitle that the department operated before that date under the federal Rehabilitation Act of 1973 (29 U.S.C. Sections 720 through 751):

(A) the vocational rehabilitation program for individuals with visual impairments;

(B) the vocational rehabilitation program for individuals with other disabilities;

(C) the Independent Living Services Program for older individuals who are blind; and

(D) the Criss Cole Rehabilitation Center;

(2) for the commission, beginning on September 1, 2016, to administer the program for vending facilities operated by blind persons under Chapter 355, including the Business Enterprises Program under the Randolph-Sheppard Act (20 U.S.C. Section 107 et seq.), that the department operated before that date; and

(3) to designate within the commission the state unit under 29 U.S.C. Section 721 that is responsible for administering the state's vocational rehabilitation program.

(2) In SECTION 24 of the bill, strike added Chapters 353 and 354, Labor Code (page 13, line 69, through page 15, line 20).

(3) In SECTION 27 of the bill, in the repealer (page 19), strike lines 32, 34, and 35.

(4) In SECTION 27 of the bill, in the repealer (page 19), strike line 38 and substitute the following appropriately numbered subdivision:

() Subchapters E and F, Chapter 117, Human Resources Code;

(5) Renumber the subdivisions of SECTION 27 appropriately.

The amendment to **CSSB 208** was read and was adopted without objection.

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

Senator Zaffirini offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 208** (senate committee printing) as follows:

(1) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill and any cross-references to those SECTIONS accordingly:

SECTION _____. (a) Chapter 351, Labor Code, as added by this Act, is amended by adding Sections 351.0021 and 351.0022 to read as follows:

Sec. 351.0021. LEGISLATIVE OVERSIGHT COMMITTEE. (a) In this section, "committee" means the Legislative Oversight Committee established under this section.

(b) The Legislative Oversight Committee is created to facilitate the transfer of vocational rehabilitation services and other services and programs under this subtitle with, to the greatest degree possible, no negative effect on the delivery of services to clients.

(c) The committee is composed of 11 voting members, as follows:

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

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

(3) three members of the public, appointed by the governor.

(d) The executive commissioner, the commissioner of assistive and rehabilitative services, and the executive director serve as ex officio, nonvoting members of the committee.

(e) A member of the committee serves at the pleasure of the appointing official.

(f) The lieutenant governor and the speaker of the house of representatives shall each designate a presiding co-chair from among their respective appointments.

(g) A member of the committee may not receive compensation for serving on the committee but is entitled to reimbursement for travel expenses incurred by the member while conducting the business of the committee as provided by the General Appropriations Act.

(h) The committee shall:

(1) facilitate the transfer of vocational rehabilitation services and other services and programs under this subtitle with, to the greatest degree possible, no negative effect on the delivery of services to clients;

(2) advise the executive director, the executive commissioner, and the commissioner of assistive and rehabilitative services concerning:

(A) the services and programs to be transferred under this subtitle and the funds and obligations that are related to the services and programs; and

(B) the transfer of the services and programs and related records, property, funds, and obligations from the department to the commission as provided by this subtitle; and

(3) meet at the call of either chair.

(i) Chapter 551, Government Code, applies to the committee.

(j) The committee shall submit a report to the governor, lieutenant governor, speaker of the house of representatives, and legislature not later than December 1 of each even-numbered year. The report must include an update on the progress of and issues related to the transfer of vocational rehabilitation services and other services

and programs under this subtitle from the department to the commission, including the need for any additional statutory changes required to complete the transfer of services and programs to the commission in accordance with this subtitle.

(k) The committee is abolished August 31, 2019.

(l) This section expires September 1, 2019.

Sec. 351.0022. TRANSITION PLAN. (a) The transfer of vocational rehabilitation services and other services and programs under this subtitle must be accomplished in accordance with a transition plan developed by the executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner that ensures that the transfer and provision of services and programs are accomplished in a careful and deliberative manner. Specifically, the transition plan must include:

(1) the specific steps and methods for the transfer or disposition of all obligations, rights, contracts, leases, records, property, and funds, including unexpended and unobligated appropriations, relating to the services and programs transferred from the department to the commission under this subtitle, including the plans for leased office or building space and the transition of data and information technology systems supporting the services and programs;

(2) the identification of all full-time equivalent employee positions that are associated with the department's administration of the services and programs to be transferred to the commission, including the full-time equivalent employee positions that are associated with the Health and Human Services Commission's administrative support of those transferring services and programs;

(3) measures to ensure that unnecessary disruption to the provision of transferred services and programs does not occur;

(4) a strategy for integrating the department's vocational rehabilitation staff into the commission's local workforce development boards and centers as required by Section 351.004;

(5) a strategy for integrating vocational rehabilitation programs for individuals with visual impairments and for individuals with other disabilities as required by Section 352.101; and

(6) a schedule for implementing the transfer of the services and programs.

(b) In developing the transition plan, the executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner shall, before submitting the plan to the Legislative Oversight Committee and the governor as required by Subsection (d):

(1) hold public hearings in various geographic areas in this state regarding the plan; and

(2) solicit and consider input from appropriate stakeholders.

(c) To the extent allowed by federal law, public hearings under Subsection (b) may be combined with other public hearings required under federal law in relation to the adoption of a state plan for vocational rehabilitation services.

(d) As soon as practicable after September 1, 2015, but not later than March 1,

2016, the executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner shall submit the transition plan to the Legislative Oversight Committee and the governor. The Legislative Oversight Committee shall comment on and make recommendations regarding any concerns or adjustments to the transition plan the committee determines appropriate. The executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner may not finalize the transition plan until the comments and recommendations of the committee regarding the transition plan have been reviewed and considered.

(e) The department, commission, and Health and Human Services Commission shall post on the agencies' respective Internet websites:

(1) the transition plan developed under this section;

(2) any adjustments to the transition plan recommended by the Legislative Oversight Committee;

(3) a statement regarding whether the recommended adjustments were adopted or otherwise incorporated; and

(4) if a recommended adjustment was not adopted, the justification for not adopting the adjustment.

(f) This section expires September 1, 2019.

(b) Not later than October 1, 2015:

(1) the lieutenant governor, the speaker of the house of representatives, and the governor shall make the appointments to the Legislative Oversight Committee as required by Section 351.0021, Labor Code, as added by this section; and

(2) the lieutenant governor and the speaker of the house of representatives shall each designate a presiding co-chair of the Legislative Oversight Committee in accordance with Section 351.0021, Labor Code, as added by this section.

(c) This section takes effect only if S.B. No. 200, 84th Legislature, Regular Session, 2015, or similar legislation of the 84th Legislature, Regular Session, 2015:

(1) does not become law; or

(2) is enacted and becomes law, but does not provide for the establishment of a Health and Human Services Transition Legislative Oversight Committee to facilitate the consolidation of the health and human services system in this state.

SECTION ____. (a) Section 531.0203, Government Code, as added by S.B. No. 200, 84th Legislature, Regular Session, 2015, is amended by adding Subsection (d-1) to read as follows:

(d-1) The commissioner of assistive and rehabilitative services and the executive director of the Texas Workforce Commission serve as ex officio, nonvoting members of the committee in addition to the executive commissioner. This subsection expires August 31, 2019.

(b) Chapter 351, Labor Code, as added by this Act, is amended by adding Sections 351.0021 and 351.0022 to read as follows:

Sec. 351.0021. ADDITIONAL DUTIES OF HEALTH AND HUMAN SERVICES TRANSITION LEGISLATIVE OVERSIGHT COMMITTEE. (a) In this section, "committee" means the Health and Human Services Transition Legislative Oversight Committee established under Section 531.0203, Government Code.

(b) In addition to the requirements of Section 531.0203(h), Government Code, the committee shall:

(1) facilitate the transfer of vocational rehabilitation services and other services and programs under this subtitle with, to the greatest degree possible, no negative effect on the delivery of services to clients; and

(2) advise the executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner concerning:

(A) the services and programs to be transferred under this subtitle and the funds and obligations that are related to the services and programs; and

(B) the transfer of the services and programs and related records, property, funds, and obligations from the department to the commission as provided by this subtitle.

(c) In addition to the requirements for the report specified by Section 531.0203(j), Government Code, the committee shall include in the report under that subsection an update on the progress of and issues related to the transfer of vocational rehabilitation services and other services and programs under this subtitle from the department to the commission, including the need for any additional statutory changes required to complete the transfer of services and programs to the commission in accordance with this subtitle.

(d) This section expires September 1, 2019.

Sec. 351.0022. TRANSITION PLAN. (a) In addition to the requirements under Section 531.0204, Government Code, the executive commissioner shall work with the executive director and the commissioner of assistive and rehabilitative services to ensure the transition plan under that section includes a plan for the transfer of vocational rehabilitation services and other services and programs from the department to the commission that ensures the transfer is accomplished in a careful and deliberative manner. Specifically, the transition plan must include:

(1) the specific steps and methods for the transfer or disposition of all obligations, rights, contracts, leases, records, property, and funds, including unexpended and unobligated appropriations, relating to the services and programs transferred from the department to the commission under this subtitle, including the plans for leased office or building space and the transition of data and information technology systems supporting the services and programs;

(2) the identification of all full-time equivalent employee positions that are associated with the department's administration of the services and programs to be transferred to the commission, including the full-time equivalent employee positions that are associated with the Health and Human Services Commission's administrative support of those transferring services and programs;

(3) measures to ensure that unnecessary disruption to the provision of transferred services and programs does not occur;

(4) a strategy for integrating the department's vocational rehabilitation staff into the commission's local workforce development boards and centers as required by Section 351.004;

(5) a strategy for integrating vocational rehabilitation programs for individuals with visual impairments and for individuals with other disabilities as required by Section 352.101; and

(6) a schedule for implementing the transfer of the services and programs.

(b) To the extent allowed by federal law, public hearings held under Section 531.0204(c), Government Code, if appropriate, may be combined with other public hearings required under federal law in relation to the adoption of a state plan for vocational rehabilitation services.

(c) The plan for the transfer of vocational rehabilitation services and other services and programs required by this section must be included as part of the transition plan submitted to the Health and Human Services Transition Legislative Oversight Committee, the governor, and the Legislative Budget Board under Section 531.0204(e), Government Code, by the date prescribed by that subsection. In addition, the plan must be separately submitted to that committee and the governor as soon as practicable after September 1, 2015. The committee shall comment on the plan in conjunction with making comments on the transition plan as required by Section 531.0204(e), Government Code.

(d) If in making comments and recommendations on the transition plan under Section 531.0204(e), Government Code, the Health and Human Services Transition Legislative Oversight Committee has comments, concerns, or recommendations regarding the elements of the plan required by this section, the committee shall provide those comments, concerns, and recommendations to the executive director and the commissioner of assistive and rehabilitative services in addition to the executive commissioner. The executive director, the commissioner of assistive and rehabilitative services, and the executive commissioner may not finalize the plan required by this section until the comments, concerns, and recommendations of the committee specifically regarding that plan have been reviewed and considered.

(e) This section expires September 1, 2019.

(c) Not later than October 1, 2015, the lieutenant governor, the speaker of the house of representatives, and the governor shall make the additional appointments to the Health and Human Services Transition Legislative Oversight Committee required by Section 531.0203(d-1), Government Code, as added by this section.

(d) This section takes effect only if S.B. No. 200, 84th Legislature, Regular Session, 2015:

(1) is enacted and becomes law; and

(2) provides for the establishment of a Health and Human Services Transition Legislative Oversight Committee to facilitate the consolidation of the health and human services system in this state.

(2) In SECTION 31 of the bill (page 20, line 32), between "SECTION 31." and "As soon", insert "(a)".

(3) In SECTION 31 of the bill, on page 20 between lines 53 and 54, insert the following:

(b) The plan for leased office or building space required by Subsection (a) of this section must be included in the transition plan as specified by Section 351.0022, Labor Code, as added by this Act.

(4) In SECTION 32 of the bill, on page 21 between lines 21 and 22, insert the following:

(e) The plan for transitioning data and information technology systems that support the administration of services and programs under Subtitle C, Title 4, Labor Code, as added by this Act, required by Subsection (a) of this section must be included in the transition plan as specified by Section 351.0022, Labor Code, as added by this Act.

The amendment to **CSSB 208** was read and was adopted without objection.

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

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

CSSB 208 as amended was passed to engrossment by the following vote: Yeas 25, Nays 6.

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

Nays: Lucio, Menéndez, Perry, Rodríguez, Watson, Zaffirini.

COMMITTEE SUBSTITUTE SENATE BILL 208 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 **CSSB 208** be placed on its third reading and final passage.

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

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

Nays: Lucio, Menéndez, Perry, Rodríguez, Watson, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 6. (Same as previous roll call)

COMMITTEE SUBSTITUTE HOUSE BILL 39 ON SECOND READING

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 39** at this time on its second reading:

CSHB 39, Relating to guardianships for incapacitated persons and to substitutes for guardianships for certain adults with disabilities.

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

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

**COMMITTEE SUBSTITUTE
HOUSE BILL 39 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 **CSHB 39** 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 1989 ON SECOND READING**

Senator Menéndez moved to suspend the regular order of business to take up for consideration **CSSB 1989** at this time on its second reading:

CSSB 1989, Relating to underwriting standards for evaluating applications for low income housing tax credits.

The motion prevailed.

Senator 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 a viva voce vote.

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

Nays: V. Taylor.

**COMMITTEE SUBSTITUTE
SENATE BILL 1989 ON THIRD READING**

Senator Menéndez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1989** be placed on its third reading and final passage.

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

Nays: V. Taylor.

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

SENATE BILL 1241 ON SECOND READING

Senator L. Taylor moved to suspend the regular order of business to take up for consideration **SB 1241** at this time on its second reading:

SB 1241, Relating to authority of school districts, home-rule school districts, and open-enrollment charter schools to establish innovation zones and the authority of school districts to obtain designation as districts of innovation.

POINT OF ORDER

Senator Menéndez raised a point of order that Senate Rule 7.12, Printing of Bills, was violated.

POINT OF ORDER WITHDRAWN

Senator Menéndez withdrew the point of order.

Question recurring on the suspension of the regular order of business for **SB 1241**, the motion prevailed by the following vote: Yeas 21, Nays 10.

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

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

The bill was read second time.

Senator L. Taylor offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1241** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in added Section 12A.002(b), Education Code (page 1, line 48), strike "A" and substitute "Subject to Subsection (b-1), a".

(2) In SECTION 1 of the bill, immediately following added Section 12A.002(b), Education Code (page 1, between lines 56 and 57), insert the following:

(b-1) A campus may be included in an innovation zone only if the most recent performance rating under Section 39.054 for the campus reflects at least acceptable performance.

(3) In SECTION 1 of the bill, strike added Section 12A.010, Education Code (page 3, lines 29-42), and substitute the following:

Sec. 12A.010. TERMINATION OR RENEWAL. (a) A governing body may terminate an innovation zone that contains only campuses under the governing body's authority or withdraw campuses from participation in an innovation zone that also contains campuses under the authority of another governing body if:

(1) the innovation zone fails to meet performance goals established for the zone under this subchapter; or

(2) one or more campuses included in the innovation zone receives an unacceptable performance rating under Section 39.054 for two consecutive school years.

(b) The commissioner may terminate an innovation zone if:

(1) the innovation zone fails to meet performance goals established for the zone under this subchapter; or

(2) one or more of the campuses included in the innovation zone receives an unacceptable performance rating under Section 39.054 for two consecutive school years.

(c) Unless the innovation zone is terminated by the governing body or bodies before the commissioner takes action under this subsection, the commissioner shall terminate an innovation zone if one or more of the campuses included in the innovation zone receives an unacceptable performance rating under Section 39.054 for three consecutive school years.

(d) Subject to the approval of the participating governing bodies and the commissioner, an innovation zone may be renewed automatically for successive terms not to exceed five years each if:

(1) the zone meets performance goals established for the zone under this subchapter; and

(2) each campus included in the zone meets the requirement imposed by Section 12A.002(b-1) at the time of renewal.

(e) A decision by the commissioner under this section is final and may not be appealed.

(4) In SECTION 1 of the bill, in added Section 12A.051(a), Education Code (page 3, line 62), strike "A" and substitute "Subject to Subsection (a-1), a".

(5) In SECTION 1 of the bill, immediately following added Section 12A.051(a), Education Code (page 3, between lines 64 and 65), insert the following:

(a-1) A school district is eligible for designation as a district of innovation only if the district's most recent performance rating under Section 39.054 reflects at least acceptable performance.

(6) In SECTION 1 of the bill, in added Section 12A.058, Education Code (page 5, between lines 49 and 50), insert the following appropriately lettered subsection and reletter subsequent subsections in added Section 12A.058, Education Code, and cross-references to those subsections, accordingly:

() The commissioner shall terminate a district's designation as a district of innovation if the district receives for three consecutive school years:

(1) an unacceptable academic performance rating under Section 39.054;

(2) an unacceptable financial accountability rating under Section 39.082; or

(3) any combination of one or more unacceptable ratings under Subdivision

(1) and one or more unacceptable ratings under Subdivision (2).

The amendment to **SB 1241** was read and was adopted without objection.

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

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 2

Amend **SB 1241** (senate committee printing) by adding the following appropriately numbered SECTIONS and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter D, Chapter 11, Education Code, is amended by adding Section 11.1544 to read as follows:

Sec. 11.1544. QUALIFYING OPEN-ENROLLMENT CHARTER SCHOOL PARTNERSHIP. (a) An independent school district may establish a qualifying partnership with an open-enrollment charter school in accordance with this section.

(b) A qualifying partnership between an independent school district and an open-enrollment charter school exists if the partnership agreement:

(1) confers on the open-enrollment charter school the right to use a district facility at no cost; and

(2) requires district-level collaboration with the open-enrollment charter school in at least one of the following areas:

(A) teacher and leader development;

(B) personalized learning; or

(C) college readiness and persistence.

(c) For the duration of a qualifying partnership between an independent school district and an open-enrollment charter school, each campus and program of the district is subject to this code and rules adopted under this code only to the extent that the code and rules apply to an open-enrollment charter school.

SECTION _____. Section 11.157, Education Code, is amended to read as follows:

Sec. 11.157. CONTRACTS FOR EDUCATIONAL SERVICES. (a) The board of trustees of an independent school district may contract with a public or private entity for that entity to provide educational services for the district.

(b) If the board of trustees of an independent school district contracts under Subsection (a) for educational services provided by an open-enrollment charter school, the contract between the board and the charter holder must:

(1) specify whether students served under the contract will be funded as provided by Section 12.106 or as provided by Chapters 41 and 42;

(2) allocate to the district or open-enrollment charter school accountability data relating to the students served under the contract; and

(3) include other terms necessary to implement the purposes of the contract.

(c) Notwithstanding any other provision of this code, the commissioner shall give effect to contract terms described by Subsections (b)(1) and (2) in providing funding under the Foundation School Program and in implementing the state accountability system under Chapter 39.

SECTION _____. Section 12.0522(d), Education Code, is amended to read as follows:

(d) Subchapter D applies to a campus granted a district charter under this section as though the campus were granted a charter under Subchapter D, and the campus is considered an open-enrollment charter school. The district charter must determine whether students served at the campus will be funded as provided by Section 12.106 or as provided by Chapters 41 and 42, and the commissioner shall give effect to that determination.

The amendment to **SB 1241** was read.

Senator Bettencourt withdrew Floor Amendment No. 2.

Senator L. Taylor moved to temporarily postpone further consideration of the bill.

The motion prevailed.

Question: Shall **SB 1241** as amended be passed to engrossment?

**COMMITTEE SUBSTITUTE
SENATE BILL 1697 ON SECOND READING**

Senator Huffman moved to suspend the regular order of business to take up for consideration **CSSB 1697** at this time on its second reading:

CSSB 1697, Relating to the confidentiality of certain information regarding procedures and substances used in the execution of a convict.

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

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

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

The bill was read second time.

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1697** (senate committee report) as follows:

(1) In SECTION 1 of the bill in added Section 552.1081, Government Code (page 1, line 25), between "CONVICT." and "Information" insert "(a)".

(2) In SECTION 1 of the bill in added Section 552.1081, Government Code (page 1, line 32), strike "any person or entity that" and substitute "the residential address or telephone number of a person who".

(3) In SECTION 1 of the bill in added Section 552.1081, Government Code (page 1, between lines 34 and 35), insert the following:

(b) Subsection (a) may not be construed to protect the identifying information of an entity that manufactures, transports, tests, procures, compounds, prescribes, dispenses, or provides a substance or supplies used in an execution.

(4) In SECTION 2 of the bill in added Article 43.14(b)(2), Code of Criminal Procedure (page 1, line 52), strike "or entity that" and substitute "who".

The amendment to **CSSB 1697** was read.

On motion of Senator Huffman, Floor Amendment No. 1 was tabled by the following vote: Yeas 23, Nays 8.

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

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

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 1697** (senate committee report) in SECTION 2 of the bill, in amended Article 43.14, Code of Criminal Procedure, (page 1, between lines 56 and 57) by inserting the following:

(c) Notwithstanding Subsection (b) and Section 552.101, Government Code, on a determination by the Texas Department of Criminal Justice that there is a defect or complication with a substance to be used in an execution, the pharmacy that compounded the substance, or the laboratory that performed the requisite testing, the department immediately shall provide the attorney representing the convict all information regarding such defect(s). The attorney representing the convict may disclose the information only to an investigator, expert, consulting legal counsel, or agent for the attorney, and those individuals may not disclose the information to a third party.

The amendment to **CSSB 1697** was read.

On motion of Senator Huffman, Floor Amendment No. 2 was tabled by the following vote: Yeas 22, Nays 9.

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

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

CSSB 1697 was passed to engrossment by the following vote: Yeas 23, Nays 8.

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

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

SENATE BILL 1241 ON SECOND READING

The President laid before the Senate **SB 1241** by Senator L. Taylor on its second reading. The bill had been read second time, amended, an amendment withdrawn, and further consideration postponed:

SB 1241, Relating to authority of school districts, home-rule school districts, and open-enrollment charter schools to establish innovation zones and the authority of school districts to obtain designation as districts of innovation.

Question: Shall **SB 1241** as amended be passed to engrossment?

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

SB 1241 as amended was passed to engrossment by the following vote: Yeas 21, Nays 10.

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

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

SENATE BILL 1241 ON THIRD READING

Senator L. 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 1241** be placed on its third reading and final passage.

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

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

Nays: Ellis, Kolkhorst, Menéndez, Rodríguez, Uresti, Watson.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 9.

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

Nays: Ellis, Hinojosa, Kolkhorst, Lucio, Menéndez, Rodríguez, Uresti, Watson, Whitmire.

(Senator Hancock in Chair)

COMMITTEE SUBSTITUTE

SENATE BILL 161 ON SECOND READING

Senator Rodríguez moved to suspend the regular order of business to take up for consideration **CSSB 161** at this time on its second reading:

CSSB 161, Relating to a study regarding the costs of educating students of limited English proficiency in public schools.

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

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

Nays: Burton, Hall, Kolkhorst, Perry, Schwertner.

The bill was read second time.

Senator V. Taylor offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 161** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 29.068(a)(2), Education Code (page 1, line 40), strike "and".

(2) In SECTION 1 of the bill, in added Section 29.068(a)(3), Education Code (page 1, line 44), between "grade" and the underlined period, insert the following:
; and

(4) identify measures that may lower costs and improve outcomes, including the following measures:

(A) implementation of:

- (i) new technologies;
- (ii) new teaching mediums; and
- (iii) new teaching techniques; and
- (B) changes to the duration of the academic calendar and school day

The amendment to **CSSB 161** was read and was adopted without objection.

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

Senator Garcia offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 161** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in added Section 29.068, Education Code (page 1, between lines 44 and 45), insert the following:

(a-1) In addition to the determinations required by Subsection (a), the agency shall include in the study a determination of whether the compensatory education allotment under Section 42.152 provides adequate funding to schools to provide supplemental educational services to students eligible for those services, including students of limited English proficiency.

(2) In SECTION 1 of the bill, in added Section 29.068, Education Code (page 1, between lines 48 and 49), insert the following:

(c) This section expires September 1, 2016.

The amendment to **CSSB 161** was read.

Senator Garcia withdrew Floor Amendment No. 2.

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

CSSB 161 as amended was passed to engrossment by the following vote: Yeas 26, Nays 5.

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

Nays: Burton, Hall, Kolkhorst, Perry, Schwertner.

COMMITTEE SUBSTITUTE SENATE BILL 161 ON THIRD READING

Senator Rodríguez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 161** be placed on its third reading and final passage.

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

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

Nays: Burton, Hall, Kolkhorst, Perry, Schwertner.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, May 11, 2015 - 2

The Honorable President of the Senate
Senate Chamber
Austin, Texas

Mr. President:

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

THE HOUSE HAS PASSED THE FOLLOWING MEASURES:

SB 172 Huffman Sponsor: Clardy
Relating to the addition of certain substances to Penalty Groups 1-A and 2 of the Texas Controlled Substances Act for criminal prosecution and other purposes.

SB 173 Huffman Sponsor: Clardy
Relating to the designation for criminal prosecution and other purposes of certain chemicals commonly referred to as synthetic cannabinoids as controlled substances and controlled substance analogues under the Texas Controlled Substances Act.

SB 473 Perry Sponsor: Frullo
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.

SB 503 Perry Sponsor: Rodriguez, Eddie
Relating to financial assistance to local governmental entities affected by the realignment of defense jobs or facilities.

SB 1093 Creighton Sponsor: Sheets
Relating to credit to certain ceding insurers for reinsurance ceded to certain assuming insurers.

SB 1366 Kolkhorst Sponsor: Gonzales, Larry
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.

SB 1507 Garcia Sponsor: Naishtat
Relating to the appointment of a forensic director responsible for statewide coordination and oversight of forensic mental health services overseen by the Department of State Health Services.
(Committee Substitute/Amended)

SB 1791 Ellis Sponsor: Farrar
Relating to disclosures on selection or modification of an account by a customer of a financial institution.

SB 1828

Zaffirini

Sponsor: Fletcher

Relating to the creation of the offense of cargo theft.
(Amended)

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

**COMMITTEE SUBSTITUTE
SENATE BILL 514 ON SECOND READING**

Senator L. Taylor moved to suspend the regular order of business to take up for consideration **CSSB 514** at this time on its second reading:

CSSB 514, Relating to a deduction under the franchise tax for certain contracts with the federal government.

The motion prevailed.

Senators Burton, Garcia, Huffines, 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: Burton, Garcia, Huffines, Rodríguez.

**COMMITTEE SUBSTITUTE
SENATE BILL 514 ON THIRD READING**

Senator L. 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 514** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

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

Nays: Burton, Garcia, Huffines, Rodríguez.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 4. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1916 ON SECOND READING**

Senator Watson moved to suspend the regular order of business to take up for consideration **CSSB 1916** at this time on its second reading:

CSSB 1916, Relating to the escheat of United States savings bonds.

The motion prevailed.

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

The bill was read second time.

Senator Watson offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1916** (senate committee printing), in SECTION 1 of the bill, in added Section 74.653(a), Property Code (page 1, line 52), immediately after "expense of the proceedings.", by inserting "On request of the comptroller, the attorney general shall represent the comptroller in the civil action.".

The amendment to **CSSB 1916** 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.

CSSB 1916 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: Hall, Kolkhorst, V. Taylor.

COMMITTEE SUBSTITUTE SENATE BILL 1916 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 **CSSB 1916** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

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

Nays: Hall, Kolkhorst, V. Taylor.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 3. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 811 ON SECOND READING

Senator Rodríguez moved to suspend the regular order of business to take up for consideration **CSSB 811** at this time on its second reading:

CSSB 811, Relating to providing a translated copy of a student's individualized education program to parents unable to speak English.

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

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

Nays: Bettencourt, Hall, Nichols, Perry, Schwertner.

The bill was read second time and was passed to engrossment by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 811 ON THIRD READING**

Senator Rodríguez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 811** be placed on its third reading and final passage.

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

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

Nays: Bettencourt, Hall, Nichols, Perry, Schwertner.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 1376 ON SECOND READING**

Senator Lucio moved to suspend the regular order of business to take up for consideration **CSSB 1376** at this time on its second reading:

CSSB 1376, Relating to natural disaster housing recovery.

The motion prevailed.

Senators Burton, Campbell, Hall, and 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: Burton, Campbell, Hall, Huffines.

**COMMITTEE SUBSTITUTE
SENATE BILL 1376 ON THIRD READING**

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1376** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

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

Nays: Burton, Campbell, Hall, Huffines.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 4. (Same as previous roll call)

REMARKS ORDERED PRINTED

On motion of Senator L. Taylor and by unanimous consent, the remarks by Senators Lucio and L. Taylor regarding **CSSB 1376** were ordered reduced to writing and printed in the *Senate Journal* as follows:

Senator L. Taylor: Thank you, Mr. President. And, Senator Lucio, I appreciate this bill you're working on. I did have some concerns. If you'll remember during our hearing on this bill, they would talk about these temporary to permanent. You remember that? Where they build part of it, and they'd build the permanent. So, people would have a, you know, the temporary need is right after a storm, within a month or so, you need a place to live. And so, they had a quick way of bringing in the temporary. And throughout your bill, it keeps referring to permanent, and I just want to make sure that your bill is not intended to prevent them being able to come in with a temporary immediately, then add on to that and make it more permanent. Because I think that was a really neat innovation they were doing, and we certainly don't want to slow down the process of people having a place to live during the time they are recovering from a catastrophic event. So, my question is, when you refer to permanent throughout this bill, you're not precluding the use of what they termed a temporary to permanent, where the mods are going in to some. I just want to make sure we don't preclude the idea that we could come in with something temporary that could be turned into something permanent down the road, so we don't slow people down for a year or two waiting for temporary housing.

Senator Lucio: That's a very good question, and the answer is no, no. That's not our legislative intent here.

COMMITTEE SUBSTITUTE SENATE BILL 1875 ON SECOND READING

On motion of Senator Uresti and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1875** at this time on its second reading:

CSSB 1875, Relating to funding to counties for transportation infrastructure projects located in areas of the state affected by increased oil and gas production.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1875** (senate committee printing), in SECTION 5 of the bill, as follows:

(1) In amended Section 256.103(b)(3), Transportation Code (page 3, line 5), strike "10" and substitute "20".

(2) In amended Section 256.103(b)(4), Transportation Code (page 3, line 11), strike "40" and substitute "30".

The amendment to **CSSB 1875** 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 Uresti and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

CSSB 1875 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 1875 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 **CSSB 1875** 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 1178 ON SECOND READING

Senator Huffines moved to suspend the regular order of business to take up for consideration **CSSB 1178** at this time on its second reading:

CSSB 1178, Relating to an interim study on an education savings account program.

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

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

Nays: Ellis, Garcia, Hinojosa, Menéndez, Perry, Rodríguez, Seliger, Uresti, Watson, Zaffirini.

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

BILLS AND RESOLUTION SIGNED

The President announced the signing of the following enrolled bills and resolution in the presence of the Senate after the captions had been read:

SB 344, SB 901, SB 925, SB 1353, SB 1703.

HB 975, HJR 73.

HB 1016, HB 1042, HB 1219, HB 1443, HB 1740, HB 2092, HB 3031, HB 3858, HB 4126, HB 4129, HB 4132.

**COMMITTEE SUBSTITUTE
SENATE BILL 1178 ON THIRD READING**

Senator Huffines moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1178** be placed on its third reading and final passage.

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

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.

Nays: Ellis, Garcia, Menéndez, Rodríguez, Seliger, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 10.

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

Nays: Ellis, Garcia, Hinojosa, Menéndez, Perry, Rodríguez, Seliger, Uresti, Watson, Zaffirini.

SENATE BILL 507 ON SECOND READING

The President laid before the Senate **SB 507** by Senator Lucio on its second reading. The bill had been read second time, amended, and further consideration postponed:

SB 507, Relating to the placement of video cameras in self-contained classrooms providing special education services.

Question: Shall **SB 507** as amended be passed to engrossment?

VOTE RECONSIDERED

On motion of Senator Huffines and by unanimous consent, the vote by which Floor Amendment No. 1 was adopted was reconsidered.

Question: Shall Floor Amendment No. 1 to **SB 507** be adopted?

Senator Bettencourt offered the following amendment to Floor Amendment No. 1:

Floor Amendment No. 2

Amend Floor Amendment No. 1 by Lucio to **SB 507** on page 4, lines 10-27, by striking SECTION 3 and renumbering the subsequent sections appropriately.

The amendment to Floor Amendment No. 1 to **SB 507** was read and was adopted without objection.

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

Question recurring on the adoption of Floor Amendment No. 1 to **SB 507**, the amendment as amended was adopted by a viva voce vote.

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

Nays: Hall.

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

SB 507 as amended was passed to engrossment by the following vote: Yeas 24, Nays 7.

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

Nays: Creighton, Hall, Huffines, Nelson, Nichols, Perry, Schwertner.

SENATE BILL 507 ON THIRD READING

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 507** be placed on its third reading and final passage.

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

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

Nays: Creighton, Hall, Nelson, Nichols, Perry, Schwertner.

The bill was read third time and was passed by the following vote: Yeas 24, Nays 7.

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

Nays: Creighton, Hall, Huffines, Nelson, Nichols, Perry, Schwertner.

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: **SCR 45**.

WHITMIRE

The Motion In Writing was read and prevailed without objection.

COMMITTEE SUBSTITUTE
SENATE BILL 1697 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 1697** be placed on its third reading and final passage:

CSSB 1697, Relating to the confidentiality of certain information regarding procedures and substances used in the execution of a convict.

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

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

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

The bill was read third time and was passed by the following vote: Yeas 23, Nays 8.

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

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

REPORT OF COMMITTEE ON NOMINATIONS

Senator Hancock, on behalf of 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:

Member, Advisory Committee to the Texas Board of Criminal Justice on Offenders with Medical or Mental Impairments: Denise Oncken, Harris County.

Member, Board of Directors, Coastal Water Authority: Alan Dee Conner, Liberty County.

Commissioner, Jefferson and Orange County Board of Pilot Commissioners: Bradley Andrew Rutledge, Orange County.

Members, Board of Directors, Sabine River Authority of Texas: J. D. Jacobs, Rockwall County; David Wayne Koonce, Shelby County; Clarence Earl Williams, Orange County.

Members, Board of Directors, San Jacinto River Authority: James Carlyle Alexander, Montgomery County; Michael Gerard Bleier, Montgomery County; Lloyd Brent Tisdale, Montgomery County.

Member, State Cemetery Committee: Carolyn King Hodges, Harris County.

Member, State Soil and Water Conservation Board: Larry Don Jacobs, Montgomery County.

Member, Texas Commission of Licensing and Regulation: Catherine Rodewald, Denton County.

Members, Board of Trustees, Texas Municipal Retirement System: James Paul Jeffers, Nacogdoches County; David A. Landis, Ochiltree County; Julie Oakley, Burnet County.

Member, Texas Physician Assistant Board: Jason Paul Cooper, Midland County.

Member, Board of Directors, Texas Small Business Industrial Development Corporation: A. Mario Castillo, Tom Green County.

Member, Texas State Board of Examiners of Professional Counselors: Efrain Avila-Juarbe, Bexar County.

Members, Texas State Board of Pharmacy: Buford T. Abeldt, Angelina County; Christopher Michael Dembny, Collin County; L. Suzan Kedron, Dallas County; Bradley Alan Miller, Travis County; Dennis Fred Wiesner, Travis County.

NOTICE OF CONSIDERATION OF NOMINATIONS

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

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 4:16 p.m. agreed to adjourn, in memory of Jim Wright and the Texans who lost their lives during recent storms, upon completion of the introduction of bills and resolutions on first reading, until 11:00 a.m. tomorrow.

SENATE RESOLUTION ON FIRST READING

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

SCR 45 by Hinojosa

Designating September as Valley Voter Awareness Month for a 10-year period beginning in 2015.

To Committee on Administration.

HOUSE BILLS AND RESOLUTIONS ON FIRST READING

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

HB 175 To Committee on Health and Human Services.

HB 263 To Committee on State Affairs.

HB 307 To Committee on Criminal Justice.

HB 326 To Committee on Criminal Justice.

HB 367 To Committee on Business and Commerce.

HB 394 To Committee on Business and Commerce.

HB 478 To Committee on Criminal Justice.

HB 483 To Committee on Business and Commerce.

HB 510 To Committee on Criminal Justice.

- HB 735** To Committee on Transportation.
- HB 763** To Committee on Business and Commerce.
- HB 764** To Committee on Health and Human Services.
- HB 771** To Committee on Education.
- HB 825** To Committee on State Affairs.
- HB 830** To Committee on Transportation.
- HB 831** To Committee on Business and Commerce.
- HB 905** To Committee on Criminal Justice.
- HB 928** To Committee on Agriculture, Water, and Rural Affairs.
- HB 966** To Committee on State Affairs.
- HB 973** To Committee on Intergovernmental Relations.
- HB 996** To Committee on Business and Commerce.
- HB 1015** To Committee on Criminal Justice.
- HB 1026** To Committee on State Affairs.
- HB 1036** To Committee on Criminal Justice.
- HB 1044** To Committee on Transportation.
- HB 1062** To Committee on Intergovernmental Relations.
- HB 1079** To Committee on State Affairs.
- HB 1096** To Committee on State Affairs.
- HB 1112** To Committee on Veteran Affairs and Military Installations.
- HB 1114** To Committee on State Affairs.
- HB 1170** To Committee on Education.
- HB 1187** To Committee on Administration.
- HB 1264** To Committee on Administration.
- HB 1269** To Committee on Natural Resources and Economic Development.
- HB 1294** To Committee on State Affairs.
- HB 1305** To Committee on Education.
- HB 1311** To Committee on Criminal Justice.
- HB 1436** To Committee on Intergovernmental Relations.
- HB 1449** To Committee on State Affairs.
- HB 1621** To Committee on Business and Commerce.
- HB 1623** To Committee on Health and Human Services.
- HB 1681** To Committee on Intergovernmental Relations.
- HB 1723** To Committee on Intergovernmental Relations.
- HB 1743** To Committee on Business and Commerce.
- HB 1855** To Committee on Criminal Justice.
- HB 1874** To Committee on Health and Human Services.
- HB 1878** To Committee on Education.
- HB 1929** To Committee on Transportation.
- HB 1969** To Committee on Transportation.
- HB 2063** To Committee on Business and Commerce.
- HB 2070** To Committee on Health and Human Services.
- HB 2084** To Committee on Health and Human Services.
- HB 2100** To Committee on Administration.
- HB 2108** To Committee on Veteran Affairs and Military Installations.
- HB 2121** To Committee on Transportation.

HB 2280 To Committee on Administration.
HB 2291 To Committee on Criminal Justice.
HB 2341 To Committee on Finance.
HB 2350 To Committee on Agriculture, Water, and Rural Affairs.
HB 2372 To Committee on Criminal Justice.
HB 2396 To Committee on Higher Education.
HB 2474 To Committee on Health and Human Services.
HB 2505 To Committee on Business and Commerce.
HB 2532 To Committee on Natural Resources and Economic Development.
HB 2616 To Committee on Criminal Justice.
HB 2621 To Committee on Higher Education.
HB 2633 To Committee on State Affairs.
HB 2645 To Committee on Criminal Justice.
HB 2683 To Committee on Health and Human Services.
HB 2704 To Committee on Agriculture, Water, and Rural Affairs.
HB 2731 To Committee on Finance.
HB 2752 To Committee on Health and Human Services.
HB 2861 To Committee on Transportation.
HB 3103 To Committee on Transportation.
HB 3106 To Committee on Education.
HB 3150 To Committee on Natural Resources and Economic Development.
HB 3220 To Committee on Intergovernmental Relations.
HB 3225 To Committee on Transportation.
HB 3298 To Committee on Agriculture, Water, and Rural Affairs.
HB 3307 To Committee on State Affairs.
HB 3348 To Committee on Higher Education.
HB 3538 To Committee on Administration.
HB 3656 To Committee on Criminal Justice.
HB 3747 To Committee on State Affairs.
HB 3748 To Committee on Higher Education.
HB 4011 To Committee on Business and Commerce.
HB 4149 To Committee on Administration.
HCR 105 To Committee on Administration.
HCR 106 To Committee on Administration.
HJR 79 To Committee on State Affairs.

CO-AUTHORS OF SENATE BILL 161

On motion of Senator Rodríguez, Senators Garcia and West will be shown as Co-authors of **SB 161**.

CO-AUTHOR OF SENATE BILL 185

On motion of Senator Perry, Senator Huffines will be shown as Co-author of **SB 185**.

CO-AUTHOR OF SENATE BILL 310

On motion of Senator Campbell, Senator Huffines will be shown as Co-author of **SB 310**.

CO-AUTHOR OF SENATE BILL 514

On motion of Senator L. Taylor, Senator V. Taylor will be shown as Co-author of **SB 514**.

CO-AUTHOR OF SENATE BILL 626

On motion of Senator Hinojosa, Senator Menéndez will be shown as Co-author of **SB 626**.

CO-AUTHOR OF SENATE BILL 674

On motion of Senator Campbell, Senator Zaffirini will be shown as Co-author of **SB 674**.

CO-AUTHOR OF SENATE BILL 983

On motion of Senator Bettencourt, Senator V. Taylor will be shown as Co-author of **SB 983**.

CO-AUTHOR OF SENATE BILL 1034

On motion of Senator Rodríguez, Senator Bettencourt will be shown as Co-author of **SB 1034**.

CO-AUTHORS OF SENATE BILL 1376

On motion of Senator Lucio, Senators Bettencourt, Hinojosa, Nichols, V. Taylor, and Zaffirini will be shown as Co-authors of **SB 1376**.

CO-AUTHOR OF SENATE BILL 1875

On motion of Senator Uresti, Senator Zaffirini will be shown as Co-author of **SB 1875**.

CO-AUTHORS OF SENATE BILL 1894

On motion of Senator Garcia, Senators Lucio and Zaffirini will be shown as Co-authors of **SB 1894**.

CO-AUTHORS OF SENATE BILL 2046

On motion of Senator V. Taylor, Senators Bettencourt and Huffines will be shown as Co-authors of **SB 2046**.

CO-AUTHOR OF SENATE BILL 2065

On motion of Senator Estes, Senator Birdwell will be shown as Co-author of **SB 2065**.

CO-AUTHOR OF SENATE JOINT RESOLUTION 48

On motion of Senator Lucio, Senator Zaffirini will be shown as Co-author of **SJR 48**.

CO-SPONSOR OF HOUSE BILL 10

On motion of Senator Huffman, Senator Hall will be shown as Co-sponsor of **HB 10**.

CO-SPONSOR OF HOUSE BILL 39

On motion of Senator Zaffirini, Senator Schwertner will be shown as Co-sponsor of **HB 39**.

CO-SPONSOR OF HOUSE BILL 80

On motion of Senator Zaffirini, Senator Menéndez will be shown as Co-sponsor of **HB 80**.

CO-SPONSOR OF HOUSE BILL 903

On motion of Senator V. Taylor, Senator Zaffirini will be shown as Co-sponsor of **HB 903**.

CO-SPONSOR OF HOUSE BILL 941

On motion of Senator Perry, Senator Zaffirini will be shown as Co-sponsor of **HB 941**.

CO-SPONSOR OF HOUSE BILL 1133

On motion of Senator V. Taylor, Senator Zaffirini will be shown as Co-sponsor of **HB 1133**.

CO-SPONSOR OF HOUSE BILL 1224

On motion of Senator Perry, Senator Zaffirini will be shown as Co-sponsor of **HB 1224**.

CO-SPONSOR OF HOUSE BILL 1378

On motion of Senator Bettencourt, Senator V. Taylor will be shown as Co-sponsor of **HB 1378**.

CO-SPONSOR OF HOUSE BILL 1736

On motion of Senator Fraser, Senator Huffines will be shown as Co-sponsor of **HB 1736**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 747 by Lucio, In memory of Quirino Z. Martinez.

SR 754 by West, In memory of Floyd Simpson.

SR 755 by Nichols, In memory of Clyde Jordan.

Congratulatory Resolutions

SR 746 by Watson, Recognizing Terry G. McCoy on the occasion of his retirement.

SR 748 by Lucio, Recognizing Mary Mendoza for being named 2015 Texas Social Worker of the Year.

SR 749 by Lucio, Recognizing Mary Altman Yturria on the occasion of her 90th birthday.

SR 750 by Campbell, Recognizing Larkspur Elementary School on the occasion of its 50th anniversary.

SR 751 by Hinojosa, Congratulating Matthew Martinez on his selection as the 2015 Mr. Windfest.

SR 752 by Hancock, Recognizing the National Association of Chemical Distributors.

SR 753 by Watson, Recognizing James G. Nolan for his 20 years of service with the Texas State Guard.

HCR 116 (Menéndez), Paying tribute to the memory of Thomas J. Lee, the first Asian American to serve in the Texas Legislature.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 4:43 p.m. adjourned, in memory of Jim Wright and the Texans who lost their lives during recent storms, 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:

May 11, 2015

BUSINESS AND COMMERCE — HB 2813, CSHB 2145

INTERGOVERNMENTAL RELATIONS — CSHB 2476, HB 795, HB 1068, HB 1148, HB 1662, HB 2002, HB 2410, HB 2515, HB 2559, HB 2878, HB 2913

FINANCE — CSSB 1025

STATE AFFAIRS — CSSB 820, CSHB 3123

CRIMINAL JUSTICE — CSSB 416, CSHB 1546

HEALTH AND HUMAN SERVICES — CSSB 202

VETERAN AFFAIRS AND MILITARY INSTALLATIONS — CSSB 838

EDUCATION — CSSB 1900, HB 440, CSHB 1993, HB 1430

BUSINESS AND COMMERCE — CSSB 1185, CSHB 1964, CSSB 1060, CSHB 1221

INTERGOVERNMENTAL RELATIONS — CSSB 1639

BILLS ENGROSSED

May 8, 2015

SB 813, SB 821, SB 963, SB 998, SB 1001, SB 1002, SB 1005, SB 1034, SB 1086,

SB 1330, SB 1345, SB 1365, SB 1427, SB 1511, SB 1569, SB 1585, SB 1652, SB 1726, SB 1727, SB 1913, SB 1944, SB 2002, SB 2007, SB 2009, SB 2013, SB 2025, SB 2026, SB 2027, SB 2028, SB 2032, SB 2033, SB 2043, SB 2044, SB 2053, SB 2056

RESOLUTIONS ENROLLED

May 8, 2015

SR 741, SR 744, SR 745

SENT TO GOVERNOR

May 11, 2015

SB 344, SB 901, SB 925, SB 1353, SB 1703

SIGNED BY GOVERNOR

May 11, 2015

SB 149, SCR 17

