

SENATE JOURNAL

EIGHTY-FOURTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FIFTY-THIRD DAY

(Continued)

(Wednesday, May 20, 2015)

AFTER RECESS

The Senate met at 8:30 a.m. and was called to order by Senator Hancock.

**SESSION HELD FOR
LOCAL AND UNCONTESTED CALENDAR**

The Presiding Officer announced that the time had arrived to consider bills and resolutions placed on the Local and Uncontested Calendar.

Pursuant to Senate Rule 9.03(d), the following bills and resolutions were laid before the Senate in the order listed, read second time, amended where applicable, passed to engrossment or third reading, read third time, and passed. The votes on passage to engrossment or third reading, suspension of the Constitutional Three-day Rule, and final passage are indicated after each caption. All Members are deemed to have voted "Yea" on viva voce votes unless otherwise indicated.

CSHB 5 (Nelson)

Relating to strategic fiscal reviews of state agencies and programs.
(viva voce vote) (31-0) (31-0)

HB 104 (Eltife)

Relating to the practice of barbering and cosmetology at certain events.
(viva voce vote) (31-0) (31-0)

HB 120 (Nelson)

Relating to the purchase of food and beverages by the Texas Division of Emergency Management for certain division personnel.
(viva voce vote) (31-0) (31-0)

CSHB 163 (Perry)

Relating to interstate cooperation to address regional water issues.
(viva voce vote) (31-0) (31-0)

CSHB 197 (Nelson)

Relating to requiring certain public institutions of higher education to post information regarding mental health resources on the institution's Internet website.
(viva voce vote) (31-0) (31-0)

HB 219 (Nichols)

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

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

HB 239 (Perry)

Relating to storage of flammable liquids at retail service stations in unincorporated areas and certain municipalities.

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

CSHB 315 (Huffines)

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

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

HB 369 (Watson)

Relating to designating May 24 as Lung Cancer Awareness Day.

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

HB 426 (Schwertner)

Relating to the acceptance of employment applications through the online system for listing state agency employment openings maintained by the Texas Workforce Commission.

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

HB 441 (Schwertner)

Relating to the use of a court order as an occupational license.

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

CSHB 482 (Eltife)

Relating to allowing the holder of a brewpub license to sell beer, ale, and malt liquor to certain wholesalers, distributors, and qualified persons outside the state.

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

HB 497 (Uresti)

Relating to the applicability of the law governing saltwater pipeline facilities located in the vicinity of public roads.

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

HB 598 (Nichols)

Relating to the designation of a segment of State Highway 21 in Nacogdoches County as the Bob Luman Memorial Highway.

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

CSHB 663 (Seliger)

Relating to the designation of a portion of State Highway 207 in Armstrong County as the William Hamblen Memorial Highway.

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

HB 745 (V. Taylor)

Relating to the installation of solar-powered stop signs by a property owners' association.

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

CSHB 792 (Nichols)

Relating to the issuance of specialty license plates for antique buses.
(viva voce vote) (31-0) (31-0)

HB 797 (Hall)

Relating to the Hunt Memorial Hospital District; authorizing the issuance of bonds.
(viva voce vote) (31-0) (31-0)

HB 826 (Ellis)

Relating to the provision of information relating to the modification of a child support order in certain suits affecting the parent-child relationship.
(viva voce vote) (31-0) (31-0)

HB 875 (Menéndez)

Relating to the verification of the veteran status of inmates and prisoners.
(viva voce vote) (31-0) (31-0)

HB 904 (Huffman)

Relating to the transfer of certain inmates to the Texas Department of Criminal Justice following pronouncement of the inmate's sentence.
(viva voce vote) (31-0) (31-0)

HB 968 (Garcia)

Relating to civil liability of shareholders and members of certain legal entities that engage in the trafficking of persons.
(viva voce vote) (31-0) (31-0)

HB 978 (Seliger)

Relating to the designation of the Route 66 Historic Corridor.
(viva voce vote) (31-0) (31-0)

HB 995 (Rodríguez)

Relating to the establishment of stormwater control and recapture planning authorities in certain counties.
(viva voce vote) (30-1) "Nay" Burton (30-1) "Nay" Burton

HB 1022 (Rodríguez)

Relating to the eligibility for an exemption from ad valorem taxation of the residence homestead of certain persons with a life estate in the homestead property.
(viva voce vote) (31-0) (31-0)

(Senator Uresti in Chair)**HB 1040** (Hancock)

Relating to the liability of certain sports officials and organizations.
(viva voce vote) (31-0) (31-0)

HB 1052 (Schwertner)

Relating to designating September as Hydrocephalus Awareness Month.
(viva voce vote) (31-0) (31-0)

HB 1146 (Schwertner)

Relating to persons who may operate a public water supply system.
(viva voce vote) (31-0) (31-0)

HB 1187 (Birdwell)

Relating to the designation of a segment of U.S. Highway 287 in Midlothian as the Chris Kyle Memorial Highway.

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

HB 1235 (Estes)

Relating to the annexation of certain territory by the Wise County Water Control and Improvement District No. 1.

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

CSHB 1251 (West)

Relating to the transfer of compensation experience for purposes of the Texas Unemployment Compensation Act.

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

HB 1261 (Uresti)

Relating to the comptroller's report on the effect of certain tax provisions.

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

HB 1264 (Huffman)

Relating to the preservation of toxicological evidence collected in connection with certain intoxication offenses.

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

HB 1293 (Huffman)

Relating to the confidentiality of identifying information of victims of stalking; creating a criminal offense.

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

HB 1331 (Fraser)

Relating to the treatment and recycling for beneficial use of certain waste arising out of or incidental to the drilling for or production of oil or gas.

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

HB 1372 (Zaffirini)

Relating to the creation of the Cotton Center 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.

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

HB 1415 (Uresti)

Relating to establishment or use of cemeteries in certain municipalities.

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

HB 1417 (Creighton)

Relating to peace officer identification cards.

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

HB 1428 (Zaffirini)

Relating to the administration of housing funds set aside for persons with disabilities through the homebuyer assistance program.

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

HB 1466 (Huffman)

Relating to Parks and Wildlife Department procedures for the transfer of ownership of boats or outboard motors; providing penalties; creating a criminal offense.

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

HB 1500 (Rodríguez)

Relating to certain temporary orders in a suit for modification of an order in a suit affecting the parent-child relationship.

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

HB 1560 (Ellis)

Relating to investment options for property recovered in a suit by a next friend or guardian ad litem on behalf of a minor or incapacitated person.

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

HB 1707 (Huffman)

Relating to the methods by which a political subdivision may submit contributions to the Texas Emergency Services Retirement System.

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

HB 1725 (Huffman)

Relating to the composition of local boards of the Texas Emergency Services Retirement System.

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

HB 1814 (V. Taylor)

Relating to the online renewal of driver's licenses of certain active duty military personnel and relatives.

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

(Senator Perry in Chair)**HB 1819** (Fraser)

Relating to the date for the election of directors of the Hill Country Underground Water Conservation District.

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

HB 1833 (Rodríguez)

Relating to agreements of certain counties to acquire, construct, maintain, or operate a toll bridge.

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

CSHB 1902 (Zaffirini)

Relating to the regulation and use of graywater and alternative onsite water.

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

HB 1953 (Hinojosa)

Relating to the deadline for counties and municipalities to provide notice of a proposed property tax rate.

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

HB 1963 (Creighton)

Relating to the designation of a portion of State Highway 87 as the Texas Game Warden Michael C. Pauling Memorial Highway.

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

CSHB 1992 (Seliger)

Relating to the granting of undergraduate course credit by advanced placement examination at public institutions of higher education.

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

HB 2038 (Hancock)

Relating to legal representation for certain emergency services districts.

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

HB 2050 (Zaffirini)

Relating to voter information provided by a voter registrar to the secretary of state.

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

HB 2052 (Seliger)

Relating to loss damage waivers in connection with the rental of certain heavy equipment; providing penalties.

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

HB 2115 (Nichols)

Relating to the initial inspection period for motor vehicles purchased by certain commercial fleet buyers.

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

HB 2179 (Perry)

Relating to hearings that concern the issuance of permits by a groundwater conservation district.

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

HB 2181 (L. Taylor)

Relating to designating the Interstate Highway 45 causeway to Galveston the George and Cynthia Mitchell Memorial Causeway.

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

HB 2189 (Creighton)

Relating to a developmentally disabled offender program established by the Texas Department of Criminal Justice.

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

HB 2207 (Eltife)

Relating to the foreclosure sale of property subject to an oil or gas lease.

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

HB 2244 (Creighton)

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

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

CSHB 2261 (Hinojosa)

Relating to the transfer or termination of certain timeshare interests.

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

HB 2293 (West)

Relating to the certification by the comptroller to the commissioner of education of the taxable value of property in each school district.

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

(Senator Schwertner in Chair)**HB 2339** (Eltife)

Relating to consumption of alcoholic beverages in public entertainment facilities.

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

CSHB 2455 (Rodríguez)

Relating to the establishment of a task force to promote uniformity in the collection and reporting of information relating to family violence, sexual assault, stalking, and human trafficking.

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

HB 2515 (Lucio)

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

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

HB 2519 (Watson)

Relating to expenditures made by emergency services districts and the sale of district property.

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

HB 2552 (Nelson)

Relating to the powers and duties of the Canyon Falls Municipal Utility District No. 1 of Denton County; providing authority to issue bonds and impose a tax.

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

HB 2557 (West)

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

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

HB 2628 (Garcia)

Relating to the development and alignment by the Texas Higher Education Coordinating Board of curricula for certain educational programs.

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

HB 2667 (Eltife)

Relating to the abolishment of certain programs administered by the Texas Economic Development Bank.

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

HB 2735 (Hancock)

Relating to the sale of alcoholic beverages in certain areas annexed by a municipality.
(viva voce vote) (31-0) (31-0)

HB 2767 (Perry)

Relating to the powers, duties, and administration of groundwater conservation districts; amending provisions that authorize fees.
(viva voce vote) (31-0) (31-0)

HB 2788 (Perry)

Relating to the authority of a retail public water utility to require an operator of a correctional facility to comply with water conservation measures.
(viva voce vote) (30-1) "Nay" V. Taylor (30-1) "Nay" V. Taylor

HB 2853 (West)

Relating to the municipal sales and use tax for street maintenance.
(viva voce vote) (30-1) "Nay" V. Taylor (30-1) "Nay" V. Taylor

HB 2900 (Creighton)

Relating to compliance with federal voting system standards.
(viva voce vote) (31-0) (31-0)

CSHB 3003 (Garcia)

Relating to the appointment of counsel in certain suits affecting the parent-child relationship.
(viva voce vote) (31-0) (31-0)

HB 3062 (West)

Relating to the Jobs and Education for Texans Grant Program.
(viva voce vote) (31-0) (31-0)

HB 3067 (L. Taylor)

Relating to the amount that may be donated by contract by certain populous counties to crime stoppers or crime prevention organizations.
(viva voce vote) (31-0) (31-0)

CSHB 3078 (Seliger)

Relating to the creation of an advisory committee to recommend a uniform pre-nursing curriculum for undergraduate professional nursing programs offered by public institutions of higher education.
(viva voce vote) (31-0) (31-0)

HB 3211 (Whitmire)

Relating to training requirements for peace officers appointed to supervisory positions.
(viva voce vote) (31-0) (31-0)

HB 3245 (Hancock)

Relating to qualified nonprofit corporations acting for and on behalf of two or more cities.
(viva voce vote) (31-0) (31-0)

HB 3337 (Nelson)

Relating to training and education for state agency administrators and employees.
(viva voce vote) (31-0) (31-0)

HB 3513 (Perry)

Relating to the Fisher County Hospital District.
(viva voce vote) (31-0) (31-0)

HB 3536 (Eltife)

Relating to the appointment of the commissioners of certain financial regulatory agencies by the Finance Commission of Texas.
(viva voce vote) (31-0) (31-0)

(Senator Hancock in Chair)**HB 3538** (West)

Relating to the adoption of the Uniform Interstate Family Support Act of 2008.
(viva voce vote) (31-0) (31-0)

CSHB 3545 (Lucio)

Relating to the establishment of an infrastructure improvement council by the Rio Grande Regional Water Authority; providing authority to impose a voluntary assessment.

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

HB 3555 (Eltife)

Relating to certain administrative procedures and enforcement authority relating to state banks, state trust companies, and bank holding companies.

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

CSHB 3680 (Zaffirini)

Relating to the confidentiality of certain information stored as part of the preparation of reports and personal financial statements required to be filed with the Texas Ethics Commission.

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

HB 3741 (Eltife)

Relating to standards for elevators, escalators, and related equipment; authorizing a fee.

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

HB 3868 (Rodríguez)

Relating to the designation of Westside Drive in El Paso County as the Don Juan de Onate Trail.

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

HB 4127 (Creighton)

Relating to the creation of the Foster Municipal Utility District No. 1 of Montgomery County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

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

HCR 56 (Hancock)

Authorizing the lieutenant governor and speaker to appoint interim joint committees.
(31-0)

HCR 65 (Lucio)

Designating the western honey bee as the official State Pollinator of Texas.
(31-0)

HCR 69 (Nichols)

Designating the city of Jasper as the official Butterfly Capital of Texas.
(31-0)

HCR 70 (L. Taylor)

Authorizing the State Preservation Board to approve and permit the construction of a monument at the state Capitol Complex, at a site outside the historic Capitol grounds, honoring veterans of the wars in Iraq and Afghanistan.
(31-0)

CSSB 1227 (Seliger)

Relating to payment of covered claims based on assignment.
(viva voce vote) (31-0) (31-0)

CSSB 1908 (Perry)

Relating to the issuance of general obligation bonds by the Lynn County Hospital District.
(viva voce vote) (31-0) (31-0)

SB 2072 (Campbell)

Relating to the creation of the Hays County Municipal Utility District No. 7; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
(viva voce vote) (30-1) "Nay" Hall (30-1) "Nay" Hall

**BILLS REMOVED FROM
LOCAL AND UNCONTESTED CALENDAR**

Senator Hancock and Senator Kolkhorst requested in writing that **HB 473** be removed from the Local and Uncontested Calendar.

Senator Garcia and Senator Hancock requested in writing that **HB 2100** be removed from the Local and Uncontested Calendar.

Senator Kolkhorst and Senator Hancock requested in writing that **HB 3185** be removed from the Local and Uncontested Calendar.

Senator Eltife and Senator Seliger requested in writing that **HB 3911** be removed from the Local and Uncontested Calendar.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 9:16 a.m. adjourned, in memory of Richard Martin, until 11:00 a.m. today.