

# SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**TWENTY-THIRD DAY**

(Wednesday, March 8, 2017)

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, Buckingham, Burton, Campbell, Creighton, Estes, Garcia, Hall, Hancock, Hinojosa, Huffines, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin, Uresti, Watson, West, Whitmire, Zaffirini.

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

Pastor Darrell Tomasek, Northside Baptist Church, Victoria, offered the invocation as follows:

Heavenly Father, we come to You today, and we ask Your blessing on this assembly. We pray for guidance as they work for the well-being of the citizens of the great state. We pray that You would give wisdom and understanding as they make the decisions that are before them. Father, we recognize that these are not merely Senators that sit before us, but these are men and women, all with families and responsibilities beyond their task here. We pray for Your blessing upon them as individuals. We also recognize that they do not merely represent themselves as they gather here, but the people who make up their various districts. We pray for these people as well, that they might be able to openly and vigorously pursue the lives to which You have called them. We recognize that it is only through Your guidance and Your blessing that Texas will continue to prosper. It is in Jesus' name I pray. 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.

## MESSAGES FROM THE GOVERNOR

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

March 8, 2017  
Austin, Texas

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

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

To be members of the Council on Sex Offender Treatment for terms to expire February 1, 2023:

Charissa S. Dvorak

Heath, Texas

(replacing Ronnie Ann Fanning of Waco whose term expired)

Aaron P. Pierce, Ph.D.

Temple, Texas

(Dr. Pierce is being reappointed)

To be members of the Public Safety Commission for terms to expire as indicated:

To Expire January 1, 2020:

A. Cynthia "Cindy" Leon

Mission, Texas

(replacing Steve P. "Steve" Mach of Houston who resigned)

To Expire January 1, 2022:

Steve P. "Steve" Mach

Houston, Texas

(replacing A. Cynthia "Cindy" Leon of Mission whose term expired)

Jason K. Pulliam

San Antonio, Texas

(replacing Faith S. Johnson of Cedar Hill whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

**PHYSICIAN OF THE DAY**

Senator Watson was recognized and presented Dr. Poonam Rane of Austin as the Physician of the Day.

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

**GUESTS PRESENTED**

Senator Lucio was recognized and introduced to the Senate a City of Harlingen and City of San Benito delegation.

Senator Lucio also introduced a Brownsville Chamber of Commerce delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Birdwell was recognized and introduced to the Senate a Leadership Cleburne delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Campbell was recognized and introduced to the Senate Randolph Middle School seventh-grade students.

The Senate welcomed its guests.

**(Senator Bettencourt in Chair)**

**SENATE RESOLUTION 307**

Senator Perry offered the following resolution:

**SR 307**, Recognizing March 8, 2017, as Wilbarger County and City of Vernon Day.

The resolution was read and was adopted without objection.

**GUESTS PRESENTED**

Senator Perry was recognized and introduced to the Senate a Wilbarger County and City of Vernon Day delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Hinojosa was recognized and introduced to the Senate a CITGO Petroleum Corporation delegation, accompanied by Vice-president of Strategic Shareholder Relations Rafael Gomez, Manager of Government and Public Relations Larry Elizondo, Vice-president and General Manager for Corpus Christi Refinery Art Klein, and Martin Hubert.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator West was recognized and introduced to the Senate a Parkland Health and Hospital System Day delegation.

The Senate welcomed its guests.

**(President in Chair)**

**SENATE RESOLUTION 312**

Senator Kolkhorst offered the following resolution:

**SR 312**, Celebrating March 8, 2017, as Golden Crescent Day.

The resolution was again read.

The resolution was previously adopted on Monday, February 27, 2017.

**GUESTS PRESENTED**

Senator Kolkhorst was recognized and introduced to the Senate a Golden Crescent Day delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Buckingham was recognized and introduced to the Senate a City of Killeen delegation.

The Senate welcomed its guests.

**RESOLUTIONS SIGNED**

The President announced the signing of the following enrolled resolutions in the presence of the Senate: **HCR 40, HCR 80, SCR 28.**

**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.

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

Senator Kolkhorst submitted the following Motion In Writing:

Mr. President:

I move to suspend Senate Rule 11.13 so that committees may meet during the reading and referral of bills.

KOLKHORST

The Motion In Writing was read and prevailed without objection.

**(Senator Menéndez in Chair)**

**(President in Chair)**

**GUESTS PRESENTED**

Senator Campbell was recognized and introduced to the Senate a Buda Area Chamber of Commerce delegation.

Senator Campbell also recognized a Texas Military Department Day delegation.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Taylor of Galveston was recognized and introduced to the Senate a Clear Lake Area Chamber of Commerce delegation.

The Senate welcomed its guests.

**CONCLUSION OF MORNING CALL**

The President at 11:36 a.m. announced the conclusion of morning call.

**COMMITTEE SUBSTITUTE  
SENATE BILL 7 ON SECOND READING**

Senator Bettencourt moved that Senate Rule 7.13; Section 5, Article III of the Texas Constitution; and the regular order of business be suspended and that **CSSB 7** be taken up for consideration at this time:

**CSSB 7**, Relating to improper relationships between educators and students; creating a criminal offense and expanding the applicability of an existing offense.

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

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 7** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 21.044(g), Education Code, is amended to read as follows:

- (g) Each educator preparation program must provide information regarding:
- (1) the skills that educators are required to possess, the responsibilities that educators are required to accept, and the high expectations for students in this state;
  - (2) the effect of supply and demand forces on the educator workforce in this state;
  - (3) the performance over time of the educator preparation program;
  - (4) the importance of building strong classroom management skills; ~~and~~
  - (5) the framework in this state for teacher and principal evaluation, including the procedures followed in accordance with Subchapter H; and
  - (6) appropriate relationships, boundaries, and communications between educators and students.

The amendment to **CSSB 7** 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.

Senator Taylor of Collin offered the following amendment to the bill:

**Floor Amendment No. 2**

Amend **CSSB 7** (senate committee report) as follows:

(1) In the recital to SECTION 6 of the bill, amending Section 21.058, Education Code (page 4, line 4), strike "21.058(a) and (b)" and substitute "21.058(a), (b), (c), (c-1), and (c-2)".

(2) At the end of SECTION 6 of the bill, following amended Section 21.058(b), Education Code (page 4, between lines 28 and 29), insert the following:

(c) A school district or open-enrollment charter school that receives notice under Subsection (b) of the revocation of a certificate issued under this subchapter shall:

(1) immediately remove the person whose certificate has been revoked from campus or from an administrative office, as applicable, to prevent the person from having any contact with a student; and

(2) if the person is employed under a probationary, continuing, or term contract under this chapter, with the approval of the board of trustees or governing body or a designee of the board or governing body:

(A) suspend the person without pay;

(B) provide the person with written notice that the person's contract is void as provided by Subsection (c-2); and

(C) terminate the employment of the person as soon as practicable.

(c-1) If a school district or open-enrollment charter school becomes aware that a person employed by the district or school under a probationary, continuing, or term contract under this chapter has been convicted of or received deferred adjudication for a felony offense, and the person is not subject to Subsection (c), the district or school may, with the approval of the board of trustees or governing body or a designee of the board of trustees or governing body:

(1) suspend the person without pay;

(2) provide the person with written notice that the person's contract is void as provided by Subsection (c-2); and

(3) terminate the employment of the person as soon as practicable.

(c-2) A person's probationary, continuing, or term contract is void if, with the approval of the board of trustees or governing body or a designee of the board or governing body, the school district or open-enrollment charter school takes action under Subsection (c)(2)(B) or (c-1)(2).

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

SECTION \_\_\_\_\_. Article 42.01, Code of Criminal Procedure, is amended by adding Section 12 to read as follows:

Sec. 12. In addition to the information described by Section 1, the judgment should reflect affirmative findings entered pursuant to Article 42.0192.

SECTION \_\_\_\_\_. Chapter 42, Code of Criminal Procedure, is amended by adding Article 42.0192 to read as follows:

Art. 42.0192. FINDING REGARDING OFFENSE RELATED TO PERFORMANCE OF PUBLIC SERVICE. (a) In the trial of an offense described by Section 814.013 or 824.009, Government Code, the judge shall make an affirmative finding of fact and enter the affirmative finding in the judgment in the case if the judge determines that the offense committed was related to the defendant's employment described by Section 814.013(b) or Section 824.009(b), Government Code, while a member of the Employees Retirement System of Texas or the Teacher Retirement System of Texas.

(b) A judge who makes the affirmative finding described by this article shall make the determination and provide the notice required by Section 814.013(l) or 824.009(l), Government Code, as applicable.

SECTION \_\_\_\_\_. Subchapter A, Chapter 814, Government Code, is amended by adding Section 814.013 to read as follows:

Sec. 814.013. CERTAIN EMPLOYEES AND ANNUITANTS INELIGIBLE FOR RETIREMENT ANNUITY; RESUMPTION OR RESTORATION OF ELIGIBILITY. (a) In this section, "qualifying felony" means an offense that is punishable as a felony under the following sections of the Penal Code:

(1) Section 15.01 (criminal attempt), Section 15.02 (criminal conspiracy), Section 15.03 (criminal solicitation), or Section 15.031 (criminal solicitation of a minor);

(2) Section 19.02 (murder), Section 19.03 (capital murder), Section 19.04 (manslaughter), or Section 19.05 (criminally negligent homicide);

(3) Section 20.02 (unlawful restraint);

(4) Section 20.03 (kidnapping) or Section 20.04 (aggravated kidnapping);

(5) Section 20.05 (smuggling of persons);

(6) Section 20A.02 (trafficking of persons);

(7) Section 21.02 (continuous sexual abuse of young child or children);

(8) Section 21.11 (indecenty with a child);

(9) Section 21.12 (improper relationship between educator and student);

(10) Section 22.01 (assault);

(11) Section 22.011 (sexual assault) or Section 22.021 (aggravated sexual assault);

(12) Section 22.04 (injury to a child, elderly individual, or disabled individual);

(13) Section 22.041 (abandoning or endangering child);

(14) Section 33.021 (online solicitation of a minor);

(15) Section 43.05 (compelling prostitution);

(16) Section 43.25 (sexual performance by a child);

(17) Section 43.26 (possession or promotion of child pornography); or

(18) Section 43.251 (employment harmful to children).

(a-1) In this section, a "qualifying felony" includes any federal offense that contains elements that are substantially similar to the elements of a felony offense described in Subsection (a).

(b) This section applies only to a person who is a member or an annuitant of the retirement system and is or was an employee of the Texas Juvenile Justice Department in one of that department's institutional schools.

(c) Except as provided by Subsection (e), a person is not eligible to receive a service retirement annuity from the retirement system if the person is convicted of a qualifying felony the victim of which is a student.

(d) The retirement system shall suspend payments of an annuity to a person who is not eligible to receive a service retirement annuity under Subsection (c), as determined by the retirement system, on receipt by the retirement system of:

(1) notice of a conviction for a qualifying felony under Subsection (f) or (l);

(2) notice of a conviction for a qualifying felony from a district court or district attorney; or

(3) any other information the retirement system determines by rule is sufficient to establish a conviction for a qualifying felony.

(e) A person whose conviction is overturned on appeal or who meets the requirements for innocence under Section 103.001(a)(2), Civil Practice and Remedies Code:

(1) is entitled to receive an amount equal to the accrued total of payments and interest earned on the payments withheld during the suspension period; and

(2) may resume receipt of annuity payments on payment to the retirement system of an amount equal to the contributions refunded to the person under Subsection (g).

(f) Not later than the 30th day after the date of a person's conviction for a qualifying felony, the school at which the person was employed shall provide written notice of the conviction to the retirement system. The notice must comply with rules adopted by the board of trustees under Subsection (k).

(g) A person who is not eligible to receive a service retirement annuity under Subsection (c) is entitled to a refund of the person's retirement annuity contributions, including interest earned on those contributions.

(h) Benefits payable to an alternate payee under Chapter 804 who is recognized by a domestic relations order established before September 1, 2017, are not affected by a person's ineligibility to receive a retirement annuity under Subsection (c).

(i) On conviction of a person for a qualifying felony, a court may, in the interest of justice and in the same manner as in a divorce proceeding, award half of the service retirement annuity forfeited by the person as the separate property of an innocent spouse if the annuity is partitioned or exchanged by written agreement of the spouses as provided by Subchapter B, Chapter 4, Family Code. The amount awarded to the innocent spouse may not be converted to community property.

(j) Ineligibility for a retirement annuity under this section does not impair a person's right to any other retirement benefit for which the person is eligible.

(k) The board of trustees of the retirement system shall adopt rules and procedures to implement this section.

(l) A court shall notify the retirement system of the terms of a person's conviction for a qualifying felony.

SECTION \_\_\_\_\_. Subchapter A, Chapter 824, Government Code, is amended by adding Section 824.009 to read as follows:

Sec. 824.009. CERTAIN EMPLOYEES AND ANNUITANTS INELIGIBLE FOR RETIREMENT ANNUITY; RESUMPTION OR RESTORATION OF ELIGIBILITY. (a) In this section, "qualifying felony" means an offense that is punishable as a felony under the following sections of the Penal Code:

(1) Section 15.01 (criminal attempt), Section 15.02 (criminal conspiracy), Section 15.03 (criminal solicitation), or Section 15.031 (criminal solicitation of a minor);

(2) Section 19.02 (murder), Section 19.03 (capital murder), Section 19.04 (manslaughter), or Section 19.05 (criminally negligent homicide);

(3) Section 20.02 (unlawful restraint);

(4) Section 20.03 (kidnapping) or Section 20.04 (aggravated kidnapping);

(5) Section 20.05 (smuggling of persons);

(6) Section 20A.02 (trafficking of persons);

(7) Section 21.02 (continuous sexual abuse of young child or children);



(8) Section 21.11 (indecenty with a child);

(9) Section 21.12 (improper relationship between educator and student);

(10) Section 22.01 (assault);

(11) Section 22.011 (sexual assault) or Section 22.021 (aggravated sexual assault);

(12) Section 22.04 (injury to a child, elderly individual, or disabled individual);

(13) Section 22.041 (abandoning or endangering child);

(14) Section 33.021 (online solicitation of a minor);

(15) Section 43.05 (compelling prostitution);

(16) Section 43.25 (sexual performance by a child);

(17) Section 43.26 (possession or promotion of child pornography); or

(18) Section 43.251 (employment harmful to children).

(a-1) In this section, a "qualifying felony" includes any federal offense that contains elements that are substantially similar to the elements of a felony offense described in Subsection (a).

(b) This section applies only to a person who is a member or an annuitant of the retirement system.

(c) Except as provided by Subsection (e), a person is not eligible to receive a service retirement annuity from the retirement system if the person is convicted of a qualifying felony the victim of which is a student.

(d) The retirement system shall suspend payments of an annuity to a person who is not eligible to receive a service retirement annuity under Subsection (c), as determined by the retirement system, on receipt by the retirement system of:

(1) notice of a conviction for a qualifying felony under Subsection (f) or (l);

(2) notice of a conviction for a qualifying felony from a district court or district attorney; or

(3) any other information the retirement system determines by rule is sufficient to establish a conviction for a qualifying felony.

(e) A person whose conviction is overturned on appeal or who meets the requirements for innocence under Section 103.001(a)(2), Civil Practice and Remedies Code:

(1) is entitled to receive an amount equal to the accrued total of payments and interest earned on the payments withheld during the suspension period; and

(2) may resume receipt of annuity payments on payment to the retirement system of an amount equal to the contributions refunded to the person under Subsection (g).

(f) Not later than the 30th day after the date of a person's conviction for a qualifying felony, the school at which the person was employed shall provide written notice of the conviction to the retirement system. The notice must comply with rules adopted by the board of trustees under Subsection (k).

(g) A person who is not eligible to receive a service retirement annuity under Subsection (c) is entitled to a refund of the person's retirement annuity contributions, including interest earned on those contributions.

(h) Benefits payable to an alternate payee under Chapter 804 who is recognized by a domestic relations order established before September 1, 2017, are not affected by a person's ineligibility to receive a retirement annuity under Subsection (c).

(i) On conviction of a person for a qualifying felony, a court may, in the interest of justice and in the same manner as in a divorce proceeding, award half of the service retirement annuity forfeited by the person as the separate property of an innocent spouse if the annuity is partitioned or exchanged by written agreement of the spouses as provided by Subchapter B, Chapter 4, Family Code. The amount awarded to the innocent spouse may not be converted to community property.

(j) Ineligibility for a retirement annuity under this section does not impair a person's right to any other retirement benefit for which the person is eligible.

(k) The board of trustees of the retirement system shall adopt rules and procedures to implement this section.

(l) A court shall notify the retirement system of the terms of a person's conviction of a qualifying felony.

SECTION \_\_\_\_\_. Section 12, Article 42.01, Code of Criminal Procedure, and Article 42.0192, Code of Criminal Procedure, as added by this Act, apply only to a judgment of conviction entered on or after the effective date of this Act.

SECTION \_\_\_\_\_. (a) Not later than December 31, 2017, the board of trustees of the Employees Retirement System of Texas shall adopt the rules necessary to implement Section 814.013, Government Code, as added by this Act.

(b) Not later than December 31, 2017, the board of trustees of the Teacher Retirement System of Texas shall adopt the rules necessary to implement Section 824.009, Government Code, as added by this Act.

SECTION \_\_\_\_\_. Sections 814.013 and 824.009, Government Code, as added by this Act, apply only to an offense committed on or after the effective date of rules adopted in accordance with those sections. An offense committed before that date is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of rules adopted in accordance with Sections 814.013 and 824.009, Government Code, as added by this Act, if any element of the offense occurred before that date.

The amendment to **CSSB 7** was read.

Senator Taylor of Collin withdrew Floor Amendment No. 2.

Senator West offered the following amendment to the bill:

### **Floor Amendment No. 3**

Amend **CSSB 7** (senate committee report) as follows:

(1) In the recital to SECTION 3 of the bill, on page 2, line 15, between "(b-2)" and "and (i)", insert ", (c-1),".

(2) In SECTION 3 of the bill, strike added Section 21.006(b-2) and amended Section 21.006(c), Education Code (page 2, line 63 through page 3, line 10), and substitute the following:

(b-2) The principal of a school district, district of innovation, or open-enrollment charter school campus must notify the superintendent or director of the school district, district of innovation, or charter school not later than the seventh day after the date:

(1) of an educator's termination of employment or resignation following an alleged incident of misconduct described by Subsection (b); or

(2) the principal knew about an educator's criminal record under Subsection (b)(1).

(c) The superintendent or director must notify the State Board for Educator Certification by filing a report with the board not later than the seventh day after the date the superintendent or director receives a report from a principal under Subsection (b-2) or otherwise learns ~~[knew]~~ about an educator's ~~[employee's criminal record under Subsection (b)(1) or a]~~ termination of employment or resignation following an alleged incident of misconduct described by Subsection (b) or an employee's criminal record under Subsection (b)(1).

(c-1) The report under Subsection (c) must be:

(1) in writing; and

(2) in a form prescribed by the board.

(3) In SECTION 7 of the bill, in added Section 21.0581(a)(2), Education Code (page 4, line 40), strike "or should have known".

The amendment to **CSSB 7** 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. 3.

Senator West offered the following amendment to the bill:

#### **Floor Amendment No. 4**

Amend **CSSB 7** (senate committee report) in SECTION 10 of the bill, in added Section 38.027(c), Education Code, as follows:

(1) On page 5, line 23, strike "and".

(2) On page 5, line 26, between "address" and the underlined period, insert the following:

; and

(3) include provisions instructing a school employee about the proper method for notifying appropriate local administrators about an incident in which a student engages in improper communications with the school employee

The amendment to **CSSB 7** 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. 4.

Senator Huffines offered the following amendment to the bill:

#### **Floor Amendment No. 5**

Amend **CSSB 7** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION . Subchapter B, Chapter 21, Education Code, is amended by adding Section 21.063 to read as follows:

Sec. 21.063. INVESTIGATION RECORDS. (a) A record produced by the board in the course of an investigation involving an alleged incident of educator misconduct, including a record involving a complaint determined to be groundless, is confidential and not subject to disclosure under Chapter 552, Government Code.

(b) Any record produced by the board in the course of an investigation involving an alleged incident of educator misconduct may be used in a disciplinary proceeding against the educator alleged to have engaged in the misconduct, unless a court issues an order prohibiting the use of such a record.

The amendment to **CSSB 7** was read.

Senator Huffines withdrew Floor Amendment No. 5.

Senator Bettencourt moved to postpone further consideration of the bill.

The motion prevailed.

Question: Shall **CSSB 7** as amended be passed to engrossment?

#### **SENATE BILL 24 ON SECOND READING**

Senator Huffman moved that Senate Rule 7.13; Section 5, Article III of the Texas Constitution; and the regular order of business be suspended and that **SB 24** be taken up for consideration at this time:

**SB 24**, Relating to a privilege from disclosure to governmental units for certain evidence concerning sermons delivered by a religious leader.

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

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.

#### **SENATE BILL 24 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 **SB 24** be placed on its third reading and final passage.

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

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

#### **GUESTS PRESENTED**

Senator Zaffirini was recognized and introduced to the Senate a Duval County delegation, accompanied by Freer Mayor Arnold Cantu, Freer City Manager Ana Garcia, Freer Municipal Judge Rachel De Los Santos, San Diego Mayor Araseli "Sally" Lichtenberger, San Diego Mayor Pro Tempore Shelly Gaitan, and San Diego City Director Aleida Luera.

The Senate welcomed its guests.

**COMMITTEE SUBSTITUTE**  
**SENATE BILL 41 ON SECOND READING**

Senator Zaffirini moved that Senate Rule 7.13; Section 5, Article III of the Texas Constitution; and the regular order of business be suspended and that **CSSB 41** be taken up for consideration at this time:

**CSSB 41**, Relating to the demand for an accounting from an attorney in fact or agent of a principal by certain persons.

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

The bill was read second time.

Senator Schwertner offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSSB 41** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in amended Section 751.104(a), Estates Code, strike added Subdivisions (1) through (5) (page 1, lines 29-37), and substitute the following:

(1) the principal; or

(2) if the principal is unable to demand an accounting because of the principal's mental or physical condition:

(A) a guardian or spouse of the principal;

(B) a person named as a successor attorney in fact or agent in the durable power of attorney;

(C) an agent of the principal authorized to make health care decisions on the principal's behalf by a medical power of attorney;

(D) an attorney who represents the principal; or

(E) any other family member of the principal who the court, for good cause shown, finds has standing to demand an accounting under this section.

(2) In SECTION 3 of the bill, in amended Section 752.051, Estates Code, in the Agent's Duties portion of the form, strike page 4, lines 24 through 26, and substitute the following:

(3) if requested by the principal or, if the principal is unable to demand the accounting because of the principal's mental or physical condition, the principal's spouse, agent under a medical power of attorney, legal representative, or, for good cause shown to the court, other family member, provide

The amendment to **CSSB 41** 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.

**CSSB 41** as amended was passed to engrossment by a viva voce vote.

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

**COMMITTEE SUBSTITUTE  
SENATE BILL 41 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 41** 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 36 ON SECOND READING**

Senator Zaffirini moved that Senate Rule 7.13; Section 5, Article III of the Texas Constitution; and the regular order of business be suspended and that **SB 36** be taken up for consideration at this time:

**SB 36**, Relating to the regulation of certain guardianship programs.

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

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.

**SENATE BILL 36 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 **SB 36** 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.

**AT EASE**

The President at 12:57 p.m. announced the Senate would stand At Ease subject to the call of the Chair.

**IN LEGISLATIVE SESSION**

The President at 1:39 p.m. called the Senate to order as In Legislative Session.

**COMMITTEE SUBSTITUTE  
SENATE BILL 7 ON SECOND READING**

The President laid before the Senate **CSSB 7** by Senator Bettencourt on its second reading. The bill had been read second time, amended, and further consideration postponed:

**CSSB 7**, Relating to improper relationships between educators and students; creating a criminal offense and expanding the applicability of an existing offense.

Question: Shall **CSSB 7** as amended be passed to engrossment?

Senator Taylor of Collin offered the following amendment to the bill:

**Floor Amendment No. 6**

Amend **CSSB 7** (senate committee report) as follows:

(1) In the recital to SECTION 6 of the bill, amending Section 21.058, Education Code (page 4, line 4), strike "21.058(a) and (b)" and substitute "21.058(a), (b), (c), (c-1), and (c-2)".

(2) At the end of SECTION 6 of the bill, following amended Section 21.058(b), Education Code (page 4, between lines 28 and 29), insert the following:

(c) A school district or open-enrollment charter school that receives notice under Subsection (b) of the revocation of a certificate issued under this subchapter shall:

(1) immediately remove the person whose certificate has been revoked from campus or from an administrative office, as applicable, to prevent the person from having any contact with a student; and

(2) if the person is employed under a probationary, continuing, or term contract under this chapter, with the approval of the board of trustees or governing body or a designee of the board or governing body:

(A) suspend the person without pay;

(B) provide the person with written notice that the person's contract is void as provided by Subsection (c-2); and

(C) terminate the employment of the person as soon as practicable.

(c-1) If a school district or open-enrollment charter school becomes aware that a person employed by the district or school under a probationary, continuing, or term contract under this chapter has been convicted of or received deferred adjudication for a felony offense, and the person is not subject to Subsection (c), the district or school may, with the approval of the board of trustees or governing body or a designee of the board of trustees or governing body:

(1) suspend the person without pay;

(2) provide the person with written notice that the person's contract is void as provided by Subsection (c-2); and

(3) terminate the employment of the person as soon as practicable.

(c-2) A person's probationary, continuing, or term contract is void if, with the approval of the board of trustees or governing body or a designee of the board or governing body, the school district or open-enrollment charter school takes action under Subsection (c)(2)(B) or (c-1)(2).

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

SECTION \_\_\_\_\_. Article 42.01, Code of Criminal Procedure, is amended by adding Section 12 to read as follows:

Sec. 12. In addition to the information described by Section 1, the judgment should reflect affirmative findings entered pursuant to Article 42.0192.

SECTION \_\_\_\_\_. Chapter 42, Code of Criminal Procedure, is amended by adding Article 42.0192 to read as follows:

Art. 42.0192. FINDING REGARDING OFFENSE RELATED TO PERFORMANCE OF PUBLIC SERVICE. (a) In the trial of an offense described by Section 824.009, Government Code, the judge shall make an affirmative finding of fact and enter the affirmative finding in the judgment in the case if the judge

determines that the offense committed was related to the defendant's employment described by Section 824.009(b), Government Code, while a member of the Teacher Retirement System of Texas.

(b) A judge who makes the affirmative finding described by this article shall make the determination and provide the notice required by Section 824.009(l), Government Code, as applicable.

SECTION \_\_\_\_\_. Subchapter A, Chapter 824, Government Code, is amended by adding Section 824.009 to read as follows:

Sec. 824.009. CERTAIN EMPLOYEES AND ANNUITANTS INELIGIBLE FOR RETIREMENT ANNUITY; RESUMPTION OR RESTORATION OF ELIGIBILITY. (a) In this section, "qualifying felony" means an offense that is punishable as a felony under the following sections of the Penal Code:

- (1) Section 21.02 (continuous sexual abuse of young child or children);
- (2) Section 21.12 (improper relationship between educator and student); or
- (3) Section 22.011 (sexual assault) or Section 22.021 (aggravated sexual

assault).

(a-1) In this section, a "qualifying felony" includes any federal offense that contains elements that are substantially similar to the elements of a felony offense described in Subsection (a).

(b) This section applies only to a person who is a member or an annuitant of the retirement system.

(c) Except as provided by Subsection (e), a person is not eligible to receive a service retirement annuity from the retirement system if the person is convicted of a qualifying felony the victim of which is a student.

(d) The retirement system shall suspend payments of an annuity to a person who is not eligible to receive a service retirement annuity under Subsection (c), as determined by the retirement system, on receipt by the retirement system of:

- (1) notice of a conviction for a qualifying felony under Subsection (f) or (l);
- (2) notice of a conviction for a qualifying felony from a district court or

district attorney; or

(3) any other information the retirement system determines by rule is sufficient to establish a conviction for a qualifying felony.

(e) A person whose conviction is overturned on appeal or who meets the requirements for innocence under Section 103.001(a)(2), Civil Practice and Remedies Code:

(1) is entitled to receive an amount equal to the accrued total of payments and interest earned on the payments withheld during the suspension period; and

(2) may resume receipt of annuity payments on payment to the retirement system of an amount equal to the contributions refunded to the person under Subsection (g).

(f) Not later than the 30th day after the date of a person's conviction for a qualifying felony, the school at which the person was employed shall provide written notice of the conviction to the retirement system. The notice must comply with rules adopted by the board of trustees under Subsection (k).



(g) A person who is not eligible to receive a service retirement annuity under Subsection (c) is entitled to a refund of the person's retirement annuity contributions, including interest earned on those contributions.

(h) Benefits payable to an alternate payee under Chapter 804 who is recognized by a domestic relations order established before September 1, 2017, are not affected by a person's ineligibility to receive a retirement annuity under Subsection (c).

(i) On conviction of a person for a qualifying felony, a court may, in the interest of justice and in the same manner as in a divorce proceeding, award half of the service retirement annuity forfeited by the person as the separate property of an innocent spouse if the annuity is partitioned or exchanged by written agreement of the spouses as provided by Subchapter B, Chapter 4, Family Code. The amount awarded to the innocent spouse may not be converted to community property.

(j) Ineligibility for a retirement annuity under this section does not impair a person's right to any other retirement benefit for which the person is eligible.

(k) The board of trustees of the retirement system shall adopt rules and procedures to implement this section.

(l) A court shall notify the retirement system of the terms of a person's conviction of a qualifying felony.

SECTION \_\_\_\_\_. Section 12, Article 42.01, Code of Criminal Procedure, and Article 42.0192, Code of Criminal Procedure, as added by this Act, apply only to a judgment of conviction entered on or after the effective date of this Act.

SECTION \_\_\_\_\_. Not later than December 31, 2017, the board of trustees of the Teacher Retirement System of Texas shall adopt the rules necessary to implement Section 824.009, Government Code, as added by this Act.

SECTION \_\_\_\_\_. Section 824.009, Government Code, as added by this Act, apply only to an offense committed on or after the effective date of rules adopted in accordance with those sections. An offense committed before that date is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of rules adopted in accordance with 824.009, Government Code, as added by this Act, if any element of the offense occurred before that date.

The amendment to **CSSB 7** 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. 6.

**CSSB 7** as amended was passed to engrossment by a viva voce vote.

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

### COMMITTEE SUBSTITUTE SENATE BILL 7 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 7** 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.

### RECESS AND MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 1:50 p.m. agreed to recess until 11:00 a.m. tomorrow for the introduction of bills and resolutions on first reading.

The Senate further agreed to adjourn, upon completion of the introduction of bills and resolutions on first reading, in memory of Texans who lost their lives and in honor of those injured in the recent Texas Panhandle wildfires and the Bastrop Community Senior Center tour bus-train accident, until 2:00 p.m. Monday, March 13, 2017.

### TWENTY-THIRD DAY

(Continued)

(Thursday, March 9, 2017)

### AFTER RECESS

The Senate met at 11:30 a.m. and was called to order by Senator Watson.

### SENATE BILLS AND RESOLUTIONS ON FIRST READING

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

**SB 315** by Hinojosa, Nichols, Schwertner, Taylor of Collin, Watson

Relating to the continuation and functions of the Texas Medical Board; authorizing a fee.

To Committee on Health and Human Services.

**SB 316** by Hinojosa, Nichols, Schwertner, Taylor of Collin, Watson

Relating to powers and duties of certain prescribers and dispensers of controlled substances and the regulatory agencies that issue a license, certification, or registration to the prescriber or dispenser; following the recommendations of the Sunset Advisory Commission.

To Committee on Health and Human Services.

**SB 1151** by Buckingham

Relating to the protection of expressive activities at public institutions of higher education.

To Committee on Higher Education.

**SB 1152** by Menéndez

Relating to excused absences from public school for the purpose of pursuing enlistment in a branch of the armed services of the United States or the Texas National Guard.

To Committee on Veteran Affairs and Border Security.

**SB 1153** by Menéndez

Relating to parental rights and information regarding certain intervention strategies used with public school students.

To Committee on Education.

**SB 1154** by Menéndez

Relating to coverage for serious mental illness under certain group health benefit plans.

To Committee on Business and Commerce.

**SB 1155** by Menéndez

Relating to fees paid to certain credit services organizations in connection with certain extensions of consumer credit.

To Committee on Business and Commerce.

**SB 1156** by Menéndez

Relating to the Alamo complex account; making an appropriation.

To Committee on Finance.

**SB 1157** by Hughes

Relating to limiting the liability of certain healthcare providers.

To Committee on State Affairs.

**SB 1158** by Miles

Relating to certified food managers in food establishments in certain counties.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1159** by Garcia

Relating to exempting course materials purchased, used, or consumed by certain students from the sales and use tax.

To Committee on Finance.

**SB 1160** by Garcia

Relating to a prohibition on sex discrimination in compensation.

To Committee on Natural Resources and Economic Development.

**SB 1161** by Garcia

Relating to access to certain preventive health and family planning services.

To Committee on Health and Human Services.

**SB 1162** by Garcia

Relating to the payment of gratuities to certain employees.

To Committee on Natural Resources and Economic Development.

**SB 1163** by Garcia

Relating to establishing and funding a grant program for testing evidence collected in relation to sexual assaults or other sex offenses; authorizing voluntary contributions.

To Committee on Criminal Justice.

**SB 1164** by Taylor of Collin

Relating to the authority of a municipality or county to adopt fees that generate substantial revenue.

To Committee on Intergovernmental Relations.

**SB 1165** by Garcia

Relating to judicial proceedings on a petition to set aside a conviction or an order of expunction of arrest records and files for certain victims of trafficking of persons or compelling prostitution who are convicted of certain offenses.

To Committee on Criminal Justice.

**SB 1166** by Bettencourt, Garcia

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

To Committee on Education.

**SB 1167** by Bettencourt

Relating to abolishing certain county boards of education, boards of county school trustees, and offices of county school superintendent.

To Committee on Education.

**SB 1168** by Uresti

Relating to the disqualification of directors of the Middle Pecos Groundwater Conservation District.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1169** by Uresti

Relating to confinement as a condition of community supervision.

To Committee on Criminal Justice.

**SB 1170** by Taylor of Galveston

Relating to authorization by the Texas Higher Education Coordinating Board for certain public junior colleges to offer baccalaureate degree programs.

To Committee on Higher Education.

**SB 1171** by Estes

Relating to the suspension and reactivation of the operation of the Texas Health Reinsurance System.

To Committee on Business and Commerce.

**SB 1172** by Perry

Relating to the regulation of seed by a political subdivision.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1173** by Perry

Relating to evaluation of public school performance.

To Committee on Education.

**SB 1174** by Hinojosa

Relating to the provision of prosthetic devices for certain recipients under Medicaid.

To Committee on Health and Human Services.

**SB 1175** by Hinojosa

Relating to the dissolution of water districts.

To Committee on Intergovernmental Relations.

**SB 1176** by Campbell

Relating to the transfer of alcoholic beverages between certain noncontiguous permitted premises.

To Committee on Business and Commerce.

**SB 1177** by Hughes

Relating to requirements for charter schools established for the benefit of certain juvenile offenders.

To Committee on Education.

**SB 1178** by Nelson

Relating to the creation of an additional judicial district in Denton County and the jurisdiction of certain county criminal courts in Denton.

To Committee on State Affairs.

**SB 1179** by Nelson

Relating to purchasing and contracting practices of coordinated county transportation authorities.

To Committee on Transportation.

**SB 1180** by Hughes

Relating to financial assistance paid to the survivors of certain law enforcement officers and employees killed in the line of duty.

To Committee on State Affairs.

**SB 1181** by Whitmire

Relating to the purchase of certain insurance coverage and the performance of related risk management services for the University of Houston System and the component institutions of that system.

To Committee on Business and Commerce.

**SB 1182** by Perry

Relating to the prosecution, punishment, and certain civil consequences of conduct causing the birth of a child born addicted to a controlled substance; creating an offense.

To Committee on State Affairs.

**SB 1183** by Perry

Relating to procedures regarding criminal defendants who are or may be persons with a mental illness or an intellectual disability and to the period for which a person may be committed to receive certain temporary mental health services.

To Committee on Criminal Justice.

**SB 1184** by Hughes

Relating to financial assistance paid to the survivors of certain law enforcement officers, firefighters, and other public employees killed in the line of duty.

To Committee on State Affairs.

**SB 1185** by West

Relating to criminal history record information obtained or disseminated by certain private entities; providing a civil penalty.

To Committee on Criminal Justice.

**SB 1186** by West

Relating to requirements for mental health assignment certification for municipal police departments and sheriff's departments.

To Committee on Criminal Justice.

**SB 1187** by West

Relating to the offense of operating a motor vehicle without financial responsibility.

To Committee on Transportation.

**SB 1188** by West

Relating to the offense involving the carrying of handguns by license holders on the premises of certain recreation centers.

To Committee on State Affairs.

**SB 1189** by Garcia

Relating to the provision of information and other services relating to emergency contraception to sexual assault survivors.

To Committee on Health and Human Services.

**SB 1190** by Hughes

Relating to judicial review of certain decisions under the Texas Workers' Compensation Act.

To Committee on Business and Commerce.

**SB 1191** by Hughes

Relating to remedies in certain taxpayer suits against the state.

To Committee on Finance.

**SB 1192** by Buckingham

Relating to an alert for a missing senior citizen or person with Alzheimer's disease.

To Committee on Criminal Justice.

**SB 1193** by Taylor of Collin

Relating to the adoption of the Texas Revised Uniform Fiduciary Access to Digital Assets Act.

To Committee on State Affairs.

**SB 1194** by Garcia

Relating to community outreach on the dangers of abusable synthetic substances.

To Committee on Criminal Justice.

**SB 1195** by Garcia

Relating to studies and reports on the prosecution of criminal cases involving abusable synthetic substances.

To Committee on Criminal Justice.

**SB 1196** by Kolkhorst

Relating to the declaration of a common nuisance involving a computer network or web address.

To Committee on Criminal Justice.

**SB 1197** by Perry

Relating to fees charged by the Rolling Plains Groundwater Conservation District; authorizing a fee.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1198** by Zaffirini, Campbell

Relating to the conversion of the Hays Caldwell Public Utility Agency to the Alliance Regional Water Authority; providing authority to issue bonds; granting the power of eminent domain; providing authority to impose fees.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1199** by Campbell, Menéndez

Relating to service contract providers.

To Committee on Business and Commerce.

**SB 1200** by Campbell

Relating to guidelines for the proper care and display of the United States and Texas flags by public schools.

To Committee on Education.

**SB 1201** by West

Relating to the release of a body worn camera recording to the subject of that recording.

To Committee on Criminal Justice.

**SB 1202** by West

Relating to the rehabilitation, demolition, or change in use of residential property occupied by a tenant.

To Committee on Business and Commerce.

**SB 1203** by Perry

Relating to the issuance of subpoenas or certain other court orders with respect to an online service provider in the investigation or prosecution of certain criminal offenses.

To Committee on Criminal Justice.

**SB 1204** by Perry

Relating to the punishment for the offense of criminal mischief involving the death of a head of cattle or horses.

To Committee on Agriculture, Water, and Rural Affairs.

**SB 1205** by Nichols

Relating to the sharing of death record information between the Department of State Health Services and the Department of Public Safety.

To Committee on Transportation.

**SB 1206** by Perry

Relating to access to certain health records and information regarding a child placed for adoption.

To Committee on Health and Human Services.

**SB 1207** by Schwertner

Relating to the repeal of certain contracting requirements under the Medicaid managed care delivery model.

To Committee on Health and Human Services.

**SB 1208** by Schwertner

Relating to the licensing of certain facilities, homes, and agencies that provide child-care services.

To Committee on Health and Human Services.

**SB 1209** by Uresti

Relating to the eligibility of land for appraisal for ad valorem tax purposes as qualified open-space land on the basis of its use for wildlife management.

To Committee on Finance.

**SB 1210** by Perry

Relating to the creation of an advisory committee to review special education programs available in public schools.

To Committee on Education.

**SB 1211** by Taylor of Galveston

Relating to designation of mathematics innovation zones by the commissioner of education and to the establishment of pay for success programs to provide necessary funding.

To Committee on Education.

**SB 1212** by Taylor of Galveston

Relating to the use of alternative or substitute exit-level assessment instruments to allow certain public school students to receive a high school diploma.

To Committee on Education.

**SB 1213** by Hughes, Burton, Hall, Huffines, Perry

Relating to advance directives or health care or treatment decisions made by or on behalf of patients.

To Committee on State Affairs.

**SB 1214** by Perry

Relating to a succession plan for a regional public defender's office that primarily handles capital cases.

To Committee on Criminal Justice.

**SB 1215** by Hughes

Relating to responsibility for the consequences of defects in the plans, specifications, or other documents for the construction or repair of an improvement to real property.

To Committee on State Affairs.

**SB 1216** by Schwertner

Relating to the Teacher Retirement System of Texas.

To Committee on State Affairs.



**SB 1217** by Buckingham

Relating to the sale of beer and ale by certain manufacturers for off-premises consumption.

To Committee on Business and Commerce.

**SB 1218** by Miles

Relating to transitional child-care services in the Temporary Assistance for Needy Families (TANF) program.

To Committee on Health and Human Services.

**SB 1219** by Miles

Relating to a requirement that the Texas Higher Education Coordinating Board conduct an annual comprehensive evaluation of the impact of the top 10 percent automatic admissions law.

To Committee on Higher Education.

**SB 1220** by Miles

Relating to ensuring continuity of education and access to higher education, career information, and skills certification for foster care youth and former foster care youth.

To Committee on Education.

**SB 1221** by Watson

Relating to an annual report submitted to the comptroller by a municipality that imposes certain hotel occupancy taxes.

To Committee on Natural Resources and Economic Development.

**SB 1222** by Taylor of Collin

Relating to the investment of a portion of the economic stabilization fund balance.

To Committee on Finance.

**SB 1223** by Hughes

Relating to suits against the University of Texas at Tyler.

To Committee on State Affairs.

**SB 1224** by Miles

Relating to the establishment of a statewide system for stroke response and treatment.

To Committee on Health and Human Services.

**SB 1225** by Miles

Relating to eligibility requirements for the repayment of certain physician education loans.

To Committee on Higher Education.

**SB 1226** by Huffman, Nelson

Relating to prostitution and trafficking of persons and to certain criminal and civil consequences of that conduct.

To Committee on Criminal Justice.

**SB 1227** by West

Relating to the eligibility of certain criminal defendants for an order of nondisclosure of criminal history record information.

To Committee on Criminal Justice.

**SB 1228** by Menéndez

Relating to the approval by a property owners' association of repairs to residential property after a weather-related or naturally occurring event.

To Committee on Business and Commerce.

**SB 1229** by Menéndez

Relating to solid waste services for rental property and solid waste management programs in the extraterritorial jurisdiction of municipalities in certain counties; authorizing penalties.

To Committee on Intergovernmental Relations.

**SB 1230** by Bettencourt

Relating to the cancellation of a person's voter registration on notice that the person has acknowledged that the person is not a citizen.

To Committee on State Affairs.

**SJR 44** by Garcia, Rodríguez

Proposing a constitutional amendment providing for the recognition of equal rights of all people.

To Committee on State Affairs.

**SJR 45** by Bettencourt

Proposing a constitutional amendment prohibiting the imposition of an individual income tax.

To Committee on Finance.

**SJR 46** by Perry

Proposing a constitutional amendment to set aside general revenue as dedicated to pay for certain state infrastructure projects.

To Committee on Finance.

**SJR 47** by Perry

Proposing a constitutional amendment authorizing the issuance of general obligation bonds to pay for certain state infrastructure projects.

To Committee on Finance.

**SJR 48** by Miles

Proposing a constitutional amendment to permit additional uses of certain dedicated general revenue transferred each fiscal year to the state highway fund.

To Committee on Finance.

**CO-AUTHOR OF SENATE BILL 7**

On motion of Senator Bettencourt, Senator Garcia will be shown as Co-author of **SB 7**.

**CO-AUTHORS OF SENATE BILL 10**

On motion of Senator Hancock, Senators Huffines and Nichols will be shown as Co-authors of **SB 10**.

**CO-AUTHOR OF SENATE BILL 12**

On motion of Senator West, Senator Taylor of Galveston will be shown as Co-author of **SB 12**.

**CO-AUTHORS OF SENATE BILL 15**

On motion of Senator Huffines, Senators Garcia, Menéndez, Rodríguez, and Taylor of Galveston will be shown as Co-authors of **SB 15**.

**CO-AUTHORS OF SENATE BILL 22**

On motion of Senator Taylor of Galveston, Senators Hinojosa and Menéndez will be shown as Co-authors of **SB 22**.

**CO-AUTHORS OF SENATE BILL 24**

On motion of Senator Huffman, Senators Hall, Huffines, Menéndez, Taylor of Galveston, and West will be shown as Co-authors of **SB 24**.

**CO-AUTHOR OF SENATE BILL 275**

On motion of Senator Watson, Senator Menéndez will be shown as Co-author of **SB 275**.

**CO-AUTHOR OF SENATE BILL 292**

On motion of Senator Huffman, Senator Menéndez will be shown as Co-author of **SB 292**.

**CO-AUTHOR OF SENATE BILL 566**

On motion of Senator Perry, Senator Huffines will be shown as Co-author of **SB 566**.

**CO-AUTHOR OF SENATE BILL 586**

On motion of Senator Perry, Senator Estes will be shown as Co-author of **SB 586**.

**CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 4**

On motion of Senator Nichols, Senator Menéndez will be shown as Co-author of **SCR 4**.

**CO-AUTHORS OF SENATE JOINT RESOLUTION 1**

On motion of Senator Campbell, Senators Rodríguez and Taylor of Galveston will be shown as Co-authors of **SJR 1**.

**RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

**Memorial Resolution**

**SR 402** by Watson, In memory of Jack Pope.

**Congratulatory Resolutions**

**SR 397** by Hinojosa, Recognizing CITGO Texas Operations for its 80 years of community involvement.

**SR 399** by West, Recognizing Byron V. Garrett for his work in the fields of education and family relations.

**SR 401** by Schwertner, Recognizing Texas Task Force 1 on the occasion of its 20th anniversary.

### **Official Designation Resolutions**

**SR 360** by West, Recognizing March 8, 2017, Parkland Health and Hospital System Day.

**SR 398** by Birdwell, Recognizing March 16, 2017, as West Day.

**SR 400** by Huffines, Recognizing March 9, 2017, as Coppell Day.

### **ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 11:41 a.m. Thursday, March 9, 2017, adjourned, in memory of Texans who lost their lives and in honor of those injured in the recent Texas Panhandle wildfires and the Bastrop Community Senior Center tour bus-train accident, until 2:00 p.m. Monday, March 13, 2017.

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## **APPENDIX**

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### **COMMITTEE REPORTS**

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

March 8, 2017

FINANCE — **CSSB 854**

HIGHER EDUCATION — **SB 719**

March 9, 2017

STATE AFFAIRS — **CSSB 6**

### **RESOLUTIONS ENROLLED**

March 7, 2017

**SCR 28, SR 280, SR 350, SR 364, SR 370, SR 373, SR 374, SR 375, SR 388, SR 389, SR 390, SR 391, SR 392, SR 393, SR 394, SR 395, SR 396**

### **SENT TO SECRETARY OF STATE**

March 9, 2017

**SCR 28**