

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-FOURTH DAY

(Monday, April 24, 2017)

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

The roll was called and the following Senators were present: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Garcia, Hall, Hancock, Hinojosa, Huffines, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin, Uresti, Watson, West, Whitmire, Zaffirini.

Absent-excused: Miles.

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

Pastor Wayne Calder, First United Methodist Church, Caldwell, offered the invocation as follows:

God of us all, Your love never ends. When all else fails, You still are God. Forgive us for the moments where we are all too quick to listen to others and all too slow to listen to You. Help us to press as deeply into You for answers and guidance as we do one another. It brings You great joy when we strive to live for You, to look at life from Your perspective instead of ours alone. Help us to be alert to our own inner motives that may be driven by fear or selfishness. Give all of us strength to discover common ground and compromise and patience as we find our way to that ground. I pray for our leaders and give You thanks for their willingness to serve our country in this way. When they are faced with doubt, give them light; when they are in conflict, give them wisdom; when they are overwhelmed, give them peace; and when they feel despair, bring hope. Please continue to strengthen their homes, families, and marriages. I pray that today we all would honor the words of the Reverend John Wesley that we seek to do all the good we can, by all the means we can, in all the ways we can, in all the places we can, at all the times we can, to all the people we can, as long as ever we can. Amen.

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

The motion prevailed without objection.

LEAVE OF ABSENCE

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

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, April 24, 2017 - 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 21 Huberty
Relating to the public school finance system.

HB 89 King, Phil
Relating to state contracts with and investments in companies that boycott Israel.

HB 100 Paddie
Relating to the regulation of transportation network companies; requiring an occupational permit; authorizing a fee.

HB 122 Dutton
Relating to the age of criminal responsibility and to certain substantive and procedural matters related to that age.

HB 208 Springer
Relating to designating October 19 as Breast Reconstruction Awareness Day.

HB 264 Hernandez
Relating to public outreach materials to foster awareness of certain public school curriculum requirements.

HB 265 Hernandez
Relating to the composition of the board of trustees of the Employees Retirement System of Texas.

HB 354 Raney
Relating to the process for establishing speed limits on roads near certain schools.

HB 355 Raney
Relating to prohibiting certain sex offenders from residing on the campus of a public or private institution of higher education.

HB 357 Huberty
Relating to the eligibility of the children of certain first responders for free prekindergarten programs in public schools.

HB 367

Bernal

Relating to the authority of a public school to donate food to a nonprofit organization to be served to students of the school.

HB 442

Martinez, "Mando"

Relating to the online publication of home addresses of certain occupational license holders.

HB 451

Moody

Relating to waiver of immunity in certain employment discrimination actions in connection with a workers' compensation claim.

HB 518

Darby

Relating to the retention and use of sales tax revenue collected by certain retailers to provide job training and placement services to certain persons.

HB 594

VanDeaver

Relating to procedures for the dissolution of a county hospital authority.

HB 728

Guerra

Relating to the establishment by the State Board of Education of an advanced computer science program for high school students.

HB 755

Parker

Relating to the use by certain tax-exempt organizations of certain payments made in connection with real property transfers to provide educational activities through certain schools.

HB 776

Ashby

Relating to the removal of home addresses from personal financial statements filed by certain persons.

HB 789

Meyer

Relating to minimum scores required for students in certain school districts to pass an examination for acceleration or for credit.

HB 822

Canales

Relating to designating April as Sexual Assault Awareness Month.

HB 871

Roberts

Relating to child and family support services for families in crisis, including authorization agreements.

HB 873

Pickett

Relating to prohibiting certain establishments serving the public from restricting a peace officer or special investigator from carrying a weapon on the premises.

HB 932

Johnson, Jarvis

Relating to the collection of information concerning the number of juvenile offenders committed to the Texas Juvenile Justice Department who have been in foster care.

HB 999

Israel

Relating to requiring the election of directors of certain districts to be held on a uniform election date.

- HB 1014** Alonzo
Relating to the composition of the board of trustees of the Employees Retirement System of Texas.
- HB 1022** Wray
Relating to a written declaration to designate a guardian before the need for a guardian arises.
- HB 1041** González, Mary
Relating to the review of certain privately operated residential facilities for persons released on parole or to mandatory supervision.
- HB 1043** Blanco
Relating to a court order authorizing temporary care of a minor child.
- HB 1083** Perez
Relating to authorizing a regulatory authority to establish reduced water utility rates funded by donations for the benefit of certain elderly customers.
- HB 1093** Alvarado
Relating to petty cash funds for county welfare departments in certain populous counties.
- HB 1099** Canales
Relating to a residential tenant's right to summon police or other emergency assistance.
- HB 1107** Reynolds
Relating to county regulation of roadside vendors and solicitors.
- HB 1117** Wray
Relating to eligibility for the Texas Armed Services Scholarship Program.
- HB 1140** Anderson, Charles "Doc"
Relating to the allocation categories for state funding of public transportation.
- HB 1186** Anderson, Rodney
Relating to the procedure for claiming an exemption from ad valorem taxation by the Dallas County Utility and Reclamation District of certain property subject to a tax abatement agreement with the district and to the validation of certain actions of the district.
- HB 1221** Stephenson
Relating to the designation of a portion of U.S. Highway 90 Alternate as the Johnnie David Hutchins Memorial Highway.
- HB 1247** Pickett
Relating to notice provided to vehicle owners and lienholders by operators of vehicle storage facilities.
- HB 1331** Zerwas
Relating to the creation of the Fort Bend County Municipal Utility District No. 224; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

- HB 1352** Pickett
Relating to the conveyance of property by a municipality for the public purpose of economic development.
- HB 1440** Bell
Relating to the creation of the Montgomery County Municipal Utility District No. 154; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
- HB 1456** Smithee
Relating to judicial review of certain decisions under the Texas Workers' Compensation Act.
- HB 1486** Price
Relating to peer specialists, peer services, and the provision of those services under the medical assistance program.
- HB 1503** Frullo
Relating to the reporting of attempted child abductions.
- HB 1512** Isaac
Relating to the maximum loan amount made to persons under the owner-builder loan program.
- HB 1555** Kuempel
Relating to the sale of lottery tickets by certain wine and beer retailers.
- HB 1584** King, Tracy O.
Relating to the implementation of county solid waste management programs in certain counties.
- HB 1593** Bohac
Relating to the engagement strategies included in a school district's family engagement plan.
- HB 1657** Phelan
Relating to the renewal of a certificate of registration by certain interior designers.
- HB 1701** Parker
Relating to the presentation of the investment policy of certain governmental entities to a business organization that conducts investment transactions for the entity.
- HB 1761** Smithee
Relating to jurisdiction of the Texas Supreme Court.
- HB 1771** Price
Relating to the use of certain weapons in or on the beds or banks of the Canadian River in Potter County.
- HB 1802** Blanco
Relating to a community outreach campaign to increase awareness of veterans benefits and services.
- HB 1896** Bohac
Relating to the application of and use of revenue from hotel occupancy taxes imposed by municipalities and counties.

- HB 1948** Elkins
Relating to the administration and operation of certain trusts created to provide for the general care and maintenance of perpetual care cemeteries.
- HB 1982** Metcalf
Relating to the board of directors of the Lone Star Groundwater Conservation District.
- HB 2027** Goldman
Relating to the repeal of certain laws regulating the sale or transfer of secondhand watches.
- HB 2053** Oliveira
Relating to the enforcement of workers' compensation compliance and practice requirements.
- HB 2056** Oliveira
Relating to access by the division of workers' compensation to certain designated doctor contracts under the workers' compensation system.
- HB 2061** Oliveira
Relating to service and filing requirements for a party seeking judicial review in certain workers' compensation cases.
- HB 2126** Button
Relating to the franchise tax rate applicable to certain taxable entities that sell telephone prepaid calling cards.
- HB 2176** Parker
Relating to surcharges imposed for the use of a credit card; providing a civil penalty.
- HB 2194** King, Phil
Relating to the board of trustees of the Weatherford Junior College District.
- HB 2263** Gooden
Relating to continued monitoring of certain public school campuses that have been assigned a campus intervention team.
- HB 2275** Paddie
Relating to the regulation of a service contract.
- HB 2308** Lambert
Relating to the issuance of specialty license plates for veterans with disabilities that include the emblem from military academy license plates.
- HB 2386** Bailes
Relating to volunteer firefighter supervision of outdoor burning of waste consisting of plant growth.
- HB 2477** Davis, Sarah
Relating to the authority of certain municipal employees to request the removal and storage of certain abandoned or illegally parked or operated vehicles.
- HB 2504** Hernandez
Relating to the compensation provided to the governing body of certain special districts.

- HB 2579** Holland
Relating to the bond and other coverages required to be maintained by or for the benefit of a savings bank.
- HB 2582** Sheffield
Relating to an exemption for certain quarries from regulation as aggregate production operations.
- HB 2634** Dutton
Relating to enforcement of child support obligations.
- HB 2647** Stephenson
Relating to authorized investments of public funds.
- HB 2648** Stephenson
Relating to including the obligations of Federal Home Loan Banks as authorized investments for a governmental entity.
- HB 2729** Lucio III
Relating to an inventory of credentials and certificates that may be earned by a public high school student through a career and technology education program.
- HB 2761** Cortez
Relating to the powers and duties of a defense based development authority.
- HB 2788** White
Relating to the appointment of emergency services commissioners in certain districts located in more than one county.
- HB 2798** Farrar
Relating to the authority of a county to implement a pilot program to reuse wastewater at county facilities.
- HB 2803** Larson
Relating to the nonsubstantive revision of certain local laws concerning water and wastewater special districts, including conforming amendments.
- HB 2823** Dean
Relating to the issuance and enforcement of a subpoena during the course of an investigation of a residential mortgage loan servicer.
- HB 2825** Gooden
Relating to the dissolution of a levee improvement district by a commissioners court.
- HB 2850** Springer
Relating to the repeal of certain obsolete laws governing state pensions and other similar benefits.
- HB 2928** Stephenson
Relating to including the obligations of Federal Home Loan Banks as authorized investments for a governmental entity and the requirements for certificates of deposit or share certificates held as authorized investments for a governmental entity.
- HB 2933** Bonnen, Dennis
Relating to the licensing and regulation of military optometrists and therapeutic optometrists who provide voluntary charity care.

- HB 2953** Geren
Relating to the definition of a public entertainment facility and the promotion, sponsorship, or advertising of an entertainment event or venue or alcoholic beverage at certain governmentally owned public entertainment facilities.
- HB 2989** Bonnen, Dennis
Relating to payment of an ad valorem tax refund in the event of a tax roll correction that decreases a property owner's tax liability.
- HB 2999** Bonnen, Dennis
Relating to the exemption from ad valorem taxation of property owned by certain medical centers in certain counties.
- HB 3049** Guillen
Relating to the number of hours of work experience required of a plumber's apprentice to take an examination for a plumber's license.
- HB 3107** Ashby
Relating to the production of public information under the public information law.
- HB 3215** Goldman
Relating to the authority of a licensed auctioneer to sell a business that owns vehicles without engaging in business as a motor vehicle dealer.
- HB 3257** Paddie
Relating to the regulation and inspection of boilers.
- HB 3275** Capriglione
Relating to the monitoring of major information resources projects by the Department of Information Resources.
- HB 3563** Koop
Relating to parental notification regarding public school teacher qualifications.
- HB 4038** Bohac
Relating to the definition of "qualifying job" for purposes of certification by the comptroller of public accounts as a qualifying data center.
- HB 4181** Perez
Relating to the electronic transmission of certain notice required for air quality permits.
- HB 4279** King, Tracy O.
Relating to expansion of the territory of the Frio Hospital District and to the election of the board of directors of the district.
- HB 4300** Koop
Relating to the creation and operations of a health care provider participation program by the Dallas County Hospital District.
- HCR 32** Springer
Designating the Bowie knife as the official State Knife of Texas.

HCR 53 Gooden

Authorizing the State Preservation Board, subject to state law and rules of the board, to approve and permit the relocation of the Texas Game Warden Memorial to a site at the State Capitol, south of the Sam Houston Building, just outside of the historic grounds.

SB 492 West Sponsor: Koop
Relating to procedures of a county tax assessor-collector for collection of dishonored checks and invoices; authorizing a fee.

SB 550 Campbell Sponsor: Rodriguez, Justin
Relating to the sale or assignment of tax credits for the certified rehabilitation of certified historic structures.

THE HOUSE HAS GRANTED THE REQUEST OF THE SENATE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

SB 1 (non-record vote)

House Conferees with Instructions: Zerwas - Chair/Ashby/Davis, Sarah/Gonzales, Larry/Longoria

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

MESSAGES FROM THE GOVERNOR

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

April 21, 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 a member of the Veterans' Land Board for a term to expire December 29, 2020:

Grant A. Moody
San Antonio, Texas
(replacing Alan L. Johnson of Harlingen whose term expired)

To be members of the Judicial Compensation Commission for terms to expire February 1, 2023:

Isaac M. Castro
Hamlin, Texas
(replacing Michael L. Slack of Austin whose term expired)

Conrith W. Davis
Sugar Land, Texas
(Mr. Davis is being reappointed)

Frederick C. "Fred" Tate

Colleyville, Texas

(replacing William B. "Bill" Brod, Jr. of La Porte whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

April 24, 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 Credit Union Commission for terms to expire February 15, 2023:

Sherri B. Merket

Midland, Texas

(Ms. Merket is being reappointed)

James L. "Jim" Minge

Arlington, Texas

(replacing Gary D. Tuma of Sugar Land whose term expired)

Ricky E. "Rick" Ybarra

Austin, Texas

(replacing Manuel "Manny" Cavazos, IV of Austin whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

April 24, 2017

Austin, Texas

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

On January 13, 2017, I submitted the name of Suehing Woo Yee "Sue" Chiang for appointment to the Texas State Board of Acupuncture Examiners for a term to expire January 31, 2021.

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

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.

SENATE RESOLUTION 664

Senator Taylor of Collin offered the following resolution:

SR 664, In memory of Kathy Staples Boobar.

On motion of Senator Taylor of Collin, the resolution was read and was adopted by a rising vote of the Senate.

In honor of the memory of Kathy Staples Boobar, the text of the resolution is printed at the end of today's *Senate Journal*.

Senator Taylor of Collin was recognized and introduced to the Senate family and friends of Kathy Staples Boobar, accompanied by her husband, Tim Boobar, and daughter, Carly Boobar.

The Senate welcomed its guests and extended its sympathy.

REPORT OF COMMITTEE ON NOMINATIONS

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

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

Member, Board for Lease of Texas Department of Criminal Justice Lands: Erin Elizabeth Lunceford, Harris County.

Members, Board of Pardons and Paroles: David Gutierrez, Bell County; Edward Ray Robertson, Travis County.

Members, Board, Texas Department of Motor Vehicles: Brett Hillman Graham, Grayson County; Catherine Wiles Hardy, Denton County; Gary Wayne Painter, Midland County; Guillermo Trevino, Webb County.

Canadian River Compact Commissioner: Roger Stephen Cox, Randall County.

Members, Board of Directors, Coastal Water Authority: Alan Dee Conner, Liberty County; Thomas Allan Reiser, Harris County; Douglas E. Walker, Chambers County.

Members, Council on Sex Offender Treatment: Charissa Sloan Dvorak, Rockwall County; Ezio DaRosa Leite, Tarrant County; Emily Gray Orozco-Crousen, Taylor County; Aaron Paul Pierce, Bell County; James Allan Taylor, Bexar County.

Commissioner, Division of Workers' Compensation, Texas Department of Insurance: William Brannan, Travis County.

Members, Governing Board, Texas Indigent Defense Commission: Alexander Bunin, Harris County; Jon H. Burrows, Bell County; Richard Arlan Evans, Bandera County; Don Taylor Hase, Tarrant County; Mary Koehler McDonald Medary, Nueces County.

Members, Governing Board, Texas School for the Blind and Visually Impaired: Mary K. Alexander, Cooke County; Jose Javier Muñiz, Cameron County; Tobie Lynn Wortham, Rockwall County.

Members, Parks and Wildlife Commission: Anna Benavides Galo, Webb County; Jeanne Whittenburg Latimer, Bexar County; Stanley Morian, Harris County.

Commissioner, Red River Compact Commission: Clyde Moody Siebman, Grayson County.

NOTICE OF CONSIDERATION OF NOMINATIONS

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

(Senator Hancock in Chair)

CONCLUSION OF MORNING CALL

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

COMMITTEE SUBSTITUTE SENATE BILL 715 ON THIRD READING

Senator Campbell moved to suspend the regular order of business to take up for consideration **CSSB 715** at this time on its third reading and final passage:

CSSB 715, Relating to municipal annexation.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Hall, Hancock, Huffines, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Perry, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin.

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

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 10. (Same as previous roll call)

SENATE BILL 260 ON THIRD READING

Senator Huffines moved to suspend the regular order of business to take up for consideration **SB 260** at this time on its third reading and final passage:

SB 260, Relating to the abolishment of the Office of Immigration and Refugee Affairs and the Governor's Advisory Committee on Immigration and Refugees.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Hall, Hancock, Huffines, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Perry, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin.

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

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 10. (Same as previous roll call)

PHYSICIAN OF THE DAY

Senator Nichols was recognized and presented Dr. Janet Hurley of Whitehouse as the Physician of the Day.

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

(President in Chair)

GUESTS PRESENTED

Senator Uresti was recognized and introduced to the Senate an Atascosa County delegation.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Whitmire was recognized and introduced to the Senate a Houston Professional Fire Fighters Association, Local 341, delegation.

The Senate welcomed its guests.

COMMITTEE SUBSTITUTE

SENATE BILL 544 ON SECOND READING

On motion of Senator Lucio and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 544** at this time on its second reading:

CSSB 544, Relating to required training for veterans county service officers and assistant veterans county service officers.

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:

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 544 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 544** be placed on its third reading and final passage.

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

Absent-excused: Miles.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 1658 ON SECOND READING**

On motion of Senator Taylor of Galveston and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1658** at this time on its second reading:

CSSB 1658, Relating to the ownership, sale, lease, and disposition of property and management of assets of an open-enrollment charter school.

The bill was read second time.

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

Floor Amendment No. 1

Amend **CSSB 1658** (senate committee report) as follows:

(1) In SECTION 6 of the bill, in added Section 12.1167, Education Code (page 3, line 4), between "require" and the underlined colon, insert "an open-enrollment charter school to".

(2) In SECTION 6 of the bill, in added Section 12.1167, Education Code (page 3, lines 5-12), strike Subdivisions (1) through (4) and substitute the following:

(1) notify the commissioner that the school intends to enter into a transaction with a related party; and

(2) provide an appraisal from a certified appraiser to the agency.

(3) In SECTION 8 of the bill, in added Section 12.1281(e)(2), Education Code (page 5, line 7), between "amount" and the underlined semicolon, insert the following: not later than:

(A) the closing date of the sale of the property if the charter holder is selling the property; or

(B) the 90th day after the charter school's last day of instruction if the charter holder is retaining the property

(4) In SECTION 9 of the bill, in added Section 12.141(a)(1), Education Code (page 6, line 46), strike "including" and substitute the following: including:

(A)

(5) In SECTION 9 of the bill, in added Section 12.141(a)(1), Education Code, (page 6, line 47) following the underlined semicolon, insert the following: and

(B) the agency's personnel costs associated with managing and closing the school;

(6) In SECTION 10 of the bill, in added Section 39.1121(c-1)(2), Education Code (page 7, line 12), strike "Section 12.1282" and substitute "Sections 12.1281 and 12.1282".

The amendment to **CSSB 1658** 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:

Absent-excused: Miles.

CSSB 1658 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:

Absent-excused: Miles.

COMMITTEE SUBSTITUTE SENATE BILL 1658 ON THIRD READING

Senator Taylor of Galveston moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1658** be placed on its third reading and final passage.

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

Absent-excused: Miles.

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

SENATE BILL 1500 ON SECOND READING

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1500** at this time on its second reading:

SB 1500, Relating to certain vehicle protection products.

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:

Absent-excused: Miles.

SENATE BILL 1500 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 1500** be placed on its third reading and final passage.

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

Absent-excused: Miles.

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

SENATE BILL 1147 ON SECOND READING

Senator Watson moved to suspend the regular order of business to take up for consideration **SB 1147** at this time on its second reading:

SB 1147, Relating to the establishment of the Texas State Music Museum and Texas Music Foundation; authorizing fees.

The motion prevailed.

Senators Birdwell, Burton, Hall, Huffines, Hughes, Lucio, Perry, and Taylor of Collin 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 **SB 1147** (senate committee printing) in SECTION 1 of the bill, by striking added Section 446.005(c), Government Code (page 2, line 12).

The amendment to **SB 1147** 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:

Absent-excused: Miles.

SB 1147 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: Birdwell, Burton, Hall, Huffines, Hughes, Lucio, Perry, Taylor of Collin.

Absent-excused: Miles.

SENATE BILL 1147 ON THIRD READING

Senator Watson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1147** be placed on its third reading and final passage.

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

Yeas: Bettencourt, Buckingham, Campbell, Creighton, Estes, Garcia, Hancock, Hinojosa, Huffines, Huffman, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Hall, Hughes, Perry, Taylor of Collin.

Absent-excused: Miles.

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

Yeas: Bettencourt, Buckingham, Campbell, Creighton, Estes, Garcia, Hancock, Hinojosa, Huffman, Kolkhorst, Menéndez, Nelson, Nichols, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Burton, Hall, Huffines, Hughes, Lucio, Perry, Taylor of Collin.

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 2065 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 2065** at this time on its second reading:

CSSB 2065, Relating to the licensing and regulation of certain occupations and activities.

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:

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 2065 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 2065** be placed on its third reading and final passage.

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

Absent-excused: Miles.

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

(Senator Menéndez in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 907 ON SECOND READING**

Senator Birdwell moved to suspend the regular order of business to take up for consideration **CSSB 907** at this time on its second reading:

CSSB 907, Relating to the definition of the least restrictive environment for the placement of children in foster care.

The motion prevailed.

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

The bill was read second time.

Senator Uresti offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 907** (senate committee printing) by striking SECTION 2 of the bill (page 1, lines 32-38) and substituting the following:

SECTION 2. Section 263.001, Family Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) With respect to a child who is older than six years of age and who is removed from the child's home, if a suitable relative or other designated caregiver is not available as a placement for the child, placing the child in a foster home or a general residential operation operating as a cottage home is considered the least restrictive setting.

(d) With respect to a child who is six years of age or younger and who is removed from the child's home, if a suitable relative or other designated caregiver is not available as a placement for the child, the least restrictive setting for the child is placement in:

(1) a foster home; or

(2) a general residential operation operating as a cottage home, only if the department determines it is in the best interest of the child.

The amendment to **CSSB 907** 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:

Absent-excused: Miles.

Senator Schwertner offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 907** (senate committee printing) by striking SECTION 5 of the bill (page 1, lines 57-59) and substituting the following:

SECTION 5. (a) This Act takes effect only if a specific appropriation for the implementation of the Act is provided in a general appropriations act of the 85th Legislature.

(b) If the Department of Family and Protective Services receives a formal determination from the United States Department of Health and Human Services stating that implementing the changes in law made by this Act will result in a reduction in federal funding under either Title IV-E, Social Security Act (42 U.S.C. Section 670, et seq.) or a related source of federal funds, the Department of Family and Protective Services may not implement this Act.

(c) For the purpose of Subsection (b) of this section, "formal determination" means a written opinion or penalty assessment contained in a Child and Family Services Review conducted by the Administration for Children and Families in the United States Department of Health and Human Services regarding the federal funding implications of the implementation of this Act.

The amendment to **CSSB 907** was read and was adopted by a viva voce vote.

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

Absent-excused: Miles.

CSSB 907 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: Garcia, Rodríguez, Watson.

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 907 ON THIRD READING**

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 907** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 3.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Hall, Hancock, Hinojosa, Huffines, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin, Uresti, West, Whitmire, Zaffirini.

Nays: Garcia, Rodríguez, Watson.

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 3. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 2080 ON SECOND READING**

On motion of Senator Taylor of Galveston and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 2080** at this time on its second reading:

CSSB 2080, Relating to a requirement that school districts and open-enrollment charter schools report certain information regarding children with disabilities who reside in residential facilities.

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:

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 2080 ON THIRD READING**

Senator Taylor of Galveston moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 2080** be placed on its third reading and final passage.

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

Absent-excused: Miles.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 1253 ON SECOND READING**

Senator West moved to suspend the regular order of business to take up for consideration **CSSB 1253** at this time on its second reading:

CSSB 1253, Relating to the electronic recording and admissibility of certain custodial interrogations.

The motion prevailed.

Senators Huffman, Nichols, Schwertner, Taylor of Galveston, and Taylor of Collin asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator West offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1253** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in added Article 2.32(a), Code of Criminal Procedure (page 1, lines 28-35), strike Subdivision (1) and renumber subsequent subdivisions accordingly.

(2) In SECTION 1 of the bill, in added Article 2.32(a)(2), Code of Criminal Procedure (page 1, lines 38-39), strike "an authentic, accurate, and unaltered record of a custodial interrogation" and substitute "authentic, accurate, and unaltered".

(3) In SECTION 1 of the bill, in added Article 2.32(c)(2), Code of Criminal Procedure (page 2, line 25), strike ", without interruption,".

(4) In SECTION 1 of the bill, in added Article 2.32, Code of Criminal Procedure (page 2, lines 57-60), strike Subsection (e) and reletter subsequent subsections accordingly.

(5) In SECTION 1 of the bill, in added Article 2.32(f), Code of Criminal Procedure (page 2, line 62), strike "except".

(6) Strike SECTION 2 of the bill (page 2, line 64, through page 3, line 31) and substitute the following:

SECTION 2. Article 38.22, Code of Criminal Procedure, is amended by adding Section 9 to read as follows:

Sec. 9. Notwithstanding any other provision of this article, no oral, sign language, or written statement that is made by a person accused of an offense listed in Article 2.32(b) and made as a result of a custodial interrogation occurring in a place of detention, as that term is defined by Article 2.32, is admissible against the accused in a criminal proceeding unless:

(1) an electronic recording was made of the statement, as required by Article 2.32(b); or

(2) the attorney representing the state offers proof satisfactory to the court that good cause, as described by Article 2.32(d), existed that made electronic recording of the custodial interrogation infeasible.

(7) In SECTION 3 of the bill (page 3, line 32), strike "Article 38.24" and substitute "Section 9, Article 38.22".

(8) In SECTION 3 of the bill (page 3, line 34), strike "September" and substitute "March".

The amendment to **CSSB 1253** 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:

Absent-excused: Miles.

CSSB 1253 as amended was passed to engrossment by the following vote: Yeas 25, Nays 5.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Garcia, Hall, Hancock, Hinojosa, Huffines, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Perry, Rodríguez, Seliger, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Huffman, Nichols, Schwertner, Taylor of Galveston, Taylor of Collin.

Absent-excused: Miles.

COMMITTEE SUBSTITUTE SENATE BILL 1253 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1253** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 5.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Garcia, Hall, Hancock, Hinojosa, Huffines, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Perry, Rodríguez, Seliger, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Huffman, Nichols, Schwertner, Taylor of Galveston, Taylor of Collin.

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 5. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE CONCURRENT RESOLUTION 24 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **CSSCR 24** at this time on its second reading:

CSSCR 24, Urging the United States Congress to continue joint federal-state funding of Texas Medicaid while transferring administration of the program to the Texas Legislature.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Hall, Hancock, Huffines, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Perry, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin.

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

Absent-excused: Miles.

The resolution was read second time and was adopted by the following vote: Yeas 20, Nays 10. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1743 ON SECOND READING**

Senator Zaffirini moved to suspend the regular order of business to take up for consideration **CSSB 1743** at this time on its second reading:

CSSB 1743, Relating to transferring the Office for the Prevention of Developmental Disabilities to The University of Texas at Austin and renaming the office the Office for Healthy Children.

The motion prevailed.

Senators Burton, Creighton, Hall, Huffines, and Taylor of Collin 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, Creighton, Hall, Huffines, Taylor of Collin.

Absent-excused: Miles.

**COMMITTEE SUBSTITUTE
SENATE BILL 1743 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 1743** be placed on its third reading and final passage.

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

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Estes, Garcia, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Creighton, Hall, Huffines, Taylor of Collin.

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 5.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Estes, Garcia, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Burton, Creighton, Hall, Huffines, Taylor of Collin.

Absent-excused: Miles.

(President in Chair)

SENATE BILL 1187 ON SECOND READING

Senator West moved to suspend the regular order of business to take up for consideration **SB 1187** at this time on its second reading:

SB 1187, Relating to the offense of operating a motor vehicle without financial responsibility.

The motion prevailed.

Senators Huffines and Nelson 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, Nelson.

Absent-excused: Miles.

SENATE BILL 1187 ON THIRD READING

Senator West moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1187** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

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

Nays: Huffines, Nelson.

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1326 ON SECOND READING**

Senator Zaffirini moved to suspend the regular order of business to take up for consideration **CSSB 1326** at this time on its second reading:

CSSB 1326, Relating to procedures regarding criminal defendants who are or may be persons with a mental illness or an intellectual disability.

The motion prevailed.

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

The bill was read second time.

Senator Zaffirini offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1326** (senate committee printing) as follows:

(1) Strike SECTIONS 30 and 31 of the bill (page 14, line 5, through page 16, line 33).

(2) In SECTION 34 of the bill (page 18, line 39), strike "Articles 46B.090(h), (n), and (o)" and substitute "Article 46B.090(o)".

(3) In SECTION 35 of the bill (page 18, lines 44 and 45), strike "Article 46B.090(c), Code of Criminal Procedure, as amended by this Act, and".

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

SECTION _____. Articles 46B.090(f) and (n), Code of Criminal Procedure, are amended to read as follows:

(f) To contract with the department under Subsection (b), a provider of jail-based competency restoration services must demonstrate to the department that:

(1) the provider:

(A) has previously provided jail-based competency restoration services for one or more years; or

(B) is a local mental health authority that has previously provided competency restoration services;

(2) the provider's jail-based competency restoration program:

(A) uses a multidisciplinary treatment team to provide clinical treatment that is:

(i) directed toward the specific objective of restoring the defendant's competency to stand trial; and

(ii) similar to the clinical treatment provided as part of a competency restoration program at an inpatient mental health facility;

(B) employs or contracts for the services of at least one psychiatrist; and

(C) ~~assigns staff members to defendants participating in the program at an average ratio not lower than 3.7 to 1; and~~

~~(D)~~ provides weekly treatment hours commensurate to the treatment hours provided as part of a competency restoration program at an inpatient mental health facility;

(3) the provider is certified by a nationwide nonprofit organization that accredits health care organizations and programs, such as the Joint Commission on Health Care Staffing Services, or the provider is a local mental health authority in good standing with the department; and

(4) the provider has a demonstrated history of successful jail-based competency restoration outcomes or, if the provider is a local mental health authority, a demonstrated history of successful competency restoration outcomes.

(n) If the department develops and implements a jail-based restoration of competency pilot program under this article, not later than December 1, 2018 ~~[2016]~~, the commissioner of the department shall submit a report concerning the pilot program to the presiding officers of the standing committees of the senate and house of representatives having primary jurisdiction over health and human services issues and over criminal justice issues. The report must include the information collected by the department during the pilot program and the commissioner's evaluation of the outcome of the program as of the date the report is submitted.

SECTION _____. Section 574.034(g), Health and Safety Code, is amended to read as follows:

(g) An order for temporary inpatient or outpatient mental health services shall state that treatment is authorized for not longer than 45 ~~[90]~~ days, except that the order may specify a period not to exceed 90 days if the judge finds that the longer period is necessary. ~~[The order may not specify a shorter period.]~~

The amendment to **CSSB 1326** 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:

Absent-excused: Miles.

CSSB 1326 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: Nichols.

Absent-excused: Miles.

COMMITTEE SUBSTITUTE SENATE BILL 1326 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 1326** be placed on its third reading and final passage.

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

Nays: Nichols.

Absent-excused: Miles.

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

COMMITTEE SUBSTITUTE SENATE BILL 1073 ON SECOND READING

Senator Hancock moved to suspend the regular order of business to take up for consideration **CSSB 1073** at this time on its second reading:

CSSB 1073, Relating to registration statement and reporting requirements of insurers in an insurance holding company system.

The motion prevailed.

Senator Taylor of Collin 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: Taylor of Collin.

Absent-excused: Miles.

COMMITTEE SUBSTITUTE SENATE BILL 1073 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 1073** be placed on its third reading and final passage.

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

Nays: Taylor of Collin.

Absent-excused: Miles.

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

SENATE BILL 975 ON SECOND READING

Senator Birdwell moved to suspend the regular order of business to take up for consideration **SB 975** at this time on its second reading:

SB 975, Relating to the security of high-speed rail operated by a private entity.

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

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Garcia, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Burton, Estes, Hall, Huffines, Nelson, Taylor of Collin.

Absent-excused: Miles.

The bill was read second time.

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 975** (senate committee printing) in SECTION 1 of the bill as follows:

(1) In added Section 112.201, Transportation Code (page 1, line 27), strike "intercity".

(2) Strike added Section 112.203(b), Transportation Code (page 1, lines 38 through 41), and substitute the following:

(b) In carrying out the powers and duties under this subchapter, the Department of Public Safety:

(1) has the same authority granted to the Texas Department of Transportation under Subchapter B, Chapter 111; and

(2) shall ensure that rules and standards adopted under this subchapter are consistent with applicable federal rules, regulations, and standards.

(3) In added Section 112.203, Transportation Code (page 1, line 44), strike "line" and substitute "operator".

(4) Strike added Section 112.204(a), Transportation Code (page 1, lines 46 through 54), and substitute the following:

(a) A high-speed rail operator shall:

(1) in the manner required by law for intercity passenger railroads, implement all security requirements of the Transportation Security Administration or its successor agency;

(2) conduct periodic risk-based threat and vulnerability assessments; and

(3) in consultation with the Transportation Security Administration, implement appropriate security measures in response to results of the assessments, which may include:

(A) establishing effective intrusion protection and access controls for railroad-owned facilities and the rail corridor;

(B) instituting active or passive passenger screening protocols; and

(C) providing appropriate levels of on-board security for all revenue service trains.

(5) In added Section 112.205(a), Transportation Code (page 2, lines 8 and 9), strike "coordinate security activities and investigations with local law enforcement" and substitute "coordinate security activities and investigations with federal, state, and local law enforcement".

(6) In added Section 112.205(b), Transportation Code (page 2, line 14), strike "security issues" and substitute "safety and security issues".

The amendment to **SB 975** 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:

Absent-excused: Miles.

SB 975 as amended was passed to engrossment by the following vote: Yeas 24, Nays 6.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Garcia, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Burton, Estes, Hall, Huffines, Nelson, Taylor of Collin.

Absent-excused: Miles.

SENATE BILL 975 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 **SB 975** be placed on its third reading and final passage.

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

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Garcia, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Menéndez, Nichols, Perry, Rodríguez, Schwertner, Seliger, Taylor of Galveston, Uresti, Watson, West, Whitmire, Zaffirini.

Nays: Burton, Estes, Hall, Huffines, Nelson, Taylor of Collin.

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 24, Nays 6. (Same as previous roll call)

SENATE BILL 949 ON THIRD READING

Senator Kolkhorst moved to suspend the regular order of business to take up for consideration **SB 949** at this time on its third reading and final passage:

SB 949, Relating to a limitation on the amount of attorney's fees awarded in a case assigned to a special three-judge district court.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Burton, Campbell, Creighton, Estes, Hall, Hancock, Huffines, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Perry, Schwertner, Seliger, Taylor of Galveston, Taylor of Collin.

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

Absent-excused: Miles.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 10. (Same as previous roll call)

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

Senator Nelson submitted the following Motion In Writing:

Mr. President:

I move to suspend Senate Rule 11.13 to allow the Conference Committee on Senate Bill 1 to meet today during session.

NELSON

The Motion In Writing was read and prevailed without objection.

PERMISSION TO INTRODUCE GRANTED
(Motion In Writing)

Mr. President:

The following members hereby request to suspend Senate Rule 7.07(b), Limitations on Introduction, to permit the introduction of bills and resolutions as listed below:

On motion of Senator Perry: **SB 2283**.

The Motion In Writing was read and prevailed without objection.

SENATE BILLS ON FIRST READING

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

SB 320 by Nichols

Relating to the creation of River Ranch Improvement District of Liberty County; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

To Committee on Intergovernmental Relations.

SB 321 by Nichols

Relating to the creation of the River Ranch Municipal Utility District of Liberty County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

To Committee on Intergovernmental Relations.

SB 2283 by Perry

Relating to the regulation of dangerous dogs and dogs that attack persons in certain municipalities.

To Committee on Agriculture, Water, and Rural Affairs.

SB 2284 by Creighton

Relating to the creation of the Harris County Municipal Utility District No. 544; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Intergovernmental Relations.

SB 2285 by Creighton

Relating to the boundaries of the Harris County Fresh Water Supply District No. 58.

To Committee on Intergovernmental Relations.

HOUSE BILLS ON FIRST READING

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

HB 13 to Committee on Health and Human Services.

HB 29 to Committee on Criminal Justice.

HB 71 to Committee on Health and Human Services.

HB 89 to Committee on Business and Commerce.

HB 217 to Committee on Finance.

HB 269 to Committee on Criminal Justice.

HB 281 to Committee on Criminal Justice.
HB 455 to Committee on Finance.
HB 491 to Committee on Criminal Justice.
HB 777 to Committee on Finance.
HB 791 to Committee on State Affairs.
HB 886 to Committee on Agriculture, Water, and Rural Affairs.
HB 920 to Committee on Transportation.
HB 1116 to Committee on Business and Commerce.
HB 1128 to Committee on Business and Commerce.
HB 1227 to Committee on Business and Commerce.
HB 1495 to Committee on State Affairs.
HB 1545 to Committee on Criminal Justice.
HB 1829 to Committee on Administration.
HB 2095 to Committee on Business and Commerce.
HB 2124 to Committee on Health and Human Services.
HB 2964 to Committee on Business and Commerce.
HB 3451 to Committee on Agriculture, Water, and Rural Affairs.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Huffman and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on State Affairs might meet and consider **SB 1752** today.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Hancock and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Business and Commerce might meet and consider **HB 89** tomorrow.

CO-AUTHORS OF SENATE BILL 693

On motion of Senator Garcia, Senators Taylor of Galveston and Zaffirini will be shown as Co-authors of **SB 693**.

CO-AUTHOR OF SENATE BILL 966

On motion of Senator Watson, Senator Menéndez will be shown as Co-author of **SB 966**.

CO-AUTHOR OF SENATE BILL 975

On motion of Senator Birdwell, Senator Schwertner will be shown as Co-author of **SB 975**.

CO-AUTHOR OF SENATE BILL 1123

On motion of Senator Zaffirini, Senator West will be shown as Co-author of **SB 1123**.

CO-AUTHOR OF SENATE BILL 1133

On motion of Senator Hinojosa, Senator Zaffirini will be shown as Co-author of **SB 1133**.

CO-AUTHOR OF SENATE BILL 1253

On motion of Senator West, Senator Zaffirini will be shown as Co-author of **SB 1253**.

CO-AUTHOR OF SENATE BILL 1326

On motion of Senator Zaffirini, Senator Perry will be shown as Co-author of **SB 1326**.

CO-AUTHORS OF SENATE BILL 1658

On motion of Senator Taylor of Galveston, Senators Lucio and West will be shown as Co-authors of **SB 1658**.

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 37

On motion of Senator Hinojosa, Senator Garcia will be shown as Co-author of **SCR 37**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 660 by Lucio, In memory of Fernando S. Flores.

SR 661 by Lucio, In memory of Orlando A. "Lonnie" Correa.

Congratulatory Resolutions

SR 653 by Garcia, Recognizing the dedication of an Official Texas Historical Marker in honor of the life of James Robert Cade.

SR 655 by Bettencourt, Recognizing Rita Polland on the occasion of her 90th birthday.

SR 656 by Huffman, Recognizing the dedication of an Official Texas Historical Marker for the Morse-Bragg Cemetery.

SR 657 by Lucio, Recognizing Homero Martinez III for being named associate director of the Veterans Affairs Texas Valley Coastal Bend Health Care System.

SR 658 by Watson, Recognizing the Texas Association of Student Financial Aid Administrators on the occasion of its 50th anniversary.

SR 659 by Lucio, Recognizing the Oliveira Middle School Symphonic Band for its achievements.

SR 662 by Menéndez, Recognizing the Sikh festival of Vaisakhi.

SR 663 by Menéndez, Recognizing Ismael G. Casanova for his service to the Archdiocese of San Antonio.

SR 666 by Hughes, Recognizing the Winnsboro Wrestling Club for its achievements.

SR 667 by Kolkhorst, Recognizing United Evangelical Lutheran Church on the occasion of its 150th anniversary.

SR 668 by Nelson, Recognizing Lockheed Martin Aeronautics on the occasion of its 75th anniversary.

SR 669 by Watson, Recognizing Catholic War Veterans Post 1805 in Austin on the occasion of its 60th anniversary.

SR 670 by Lucio, Recognizing Conjunto Halcón of Los Fresnos High School.

SR 671 by Hughes, Recognizing Tyler Beverages for receiving a Lone Star Safety Award.

Official Designation Resolution

SR 665 by Uresti, Recognizing April 24-28, 2017, as Every Kid Healthy Week.

ADJOURNMENT

On motion of Senator Whitmire, the Senate at 4:02 p.m. adjourned, in memory of Kathy Staples Boobar and Renato E. Cardenas, until 11:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

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

April 24, 2017

TRANSPORTATION — **CSSB 2006**

CRIMINAL JUSTICE — **CSSB 1338, CSSB 1477, CSSB 1584**

TRANSPORTATION — **CSSB 1395, CSSB 1644, CSSB 2076, CSSB 2205**

CRIMINAL JUSTICE — **CSSB 1399**

TRANSPORTATION — **CSSB 928, CSSB 1864, SB 2075**

CRIMINAL JUSTICE — **CSSB 1913**

VETERAN AFFAIRS AND BORDER SECURITY — **CSSB 591, CSSB 805, CSSB 1622, CSSB 1677, CSSB 1698, CSSB 1843, SB 1855**

HIGHER EDUCATION — **CSSB 2118, CSSB 1367, CSSB 1782, CSSB 2119, CSSB 1813, CSSB 1092**

BUSINESS AND COMMERCE — **SB 371, SB 1450, SB 1733, SB 1932, SB 1952, CSSB 10, CSSB 210, CSSB 262, CSSB 589, CSSB 888, CSSB 1148, CSSB 1347, CSSB 1655, CSSB 1731, CSSB 1910**

INTERGOVERNMENTAL RELATIONS — **SB 2261, SB 2260, SB 1526, CSSB 1673, CSSB 814, CSSB 625**

HEALTH AND HUMAN SERVICES — CSSB 919, CSSB 213, CSSB 1758, CSSB 1927, CSSB 1633, CSSB 1599, CSSB 1602, CSSB 1912, CSSB 1929, CSSB 602, CSSB 397, CSSB 687, CSSB 738, CSSB 999

EDUCATION — CSSB 457, CSSB 1480, CSSB 610, CSSB 1353, CSSB 1317, CSSB 1404, CSSB 196, CSSB 1854, CSSB 1481

ADMINISTRATION — CSSCR 5

BUSINESS AND COMMERCE — CSSB 666, CSSB 1510, CSSB 1466, CSSB 1512, CSSB 1630, CSSB 1639, CSSB 1642, CSSB 2127, CSSB 2240, CSSB 1071, CSSB 1070, CSSB 1449

BILLS AND RESOLUTIONS ENGROSSED

April 20, 2017

SB 188, SB 190, SB 239, SB 292, SB 319, SB 441, SB 533, SB 586, SB 873, SB 1034, SB 1129, SB 1208, SB 1343, SB 1349, SB 1386, SB 1476, SB 1494, SB 1504, SB 1533, SB 1736, SB 1871, SB 1922, SB 2001, SB 2242, SJR 34, SJR 36, SJR 43, SJR 60

RESOLUTIONS ENROLLED

April 20, 2017

SR 622, SR 630, SR 645, SR 646, SR 647, SR 648, SR 649, SR 650, SR 651, SR 652

In Memory
of
Kathy Staples Boobar
Senate Resolution 664

WHEREAS, The tragic death of Kathy Staples Boobar of Plano on June 20, 2016, at the age of 49, brought profound sorrow to the family of this cherished wife, mother, daughter, and sister and to the many other people whose lives she touched; and

WHEREAS, Born in Bowling Green, Kentucky, on April 18, 1967, to Harold Staples and Beverly McCormack, the former Kathy Staples grew up with the companionship of two sisters, Karen and Lane; she embraced her adopted state of Texas, where she received a finance degree from The University of Texas at Austin in 1989; after graduating, she was employed for 26 years with Fiduciary Financial Services Wealth Management in Dallas, beginning in an entry-level position and eventually being named president of the company in 2014; and

WHEREAS, In addition to excelling in her professional responsibilities, Ms. Boobar benefited many organizations through her volunteer work, including the Junior League of Collin County and the Plano Area Chapter of the National Charity League; moreover, she served as a board member and treasurer for the Legacy Chapter of the Women's Auxiliary to Children's Medical Center Plano, and she volunteered countless hours of her time in behalf of her congregation at ParkwayHills Baptist Church; and

WHEREAS, This dynamic woman enjoyed the love and support of her husband, Tim Boobar, and she was a devoted and nurturing mother to her daughter, Carly; she was known for her bright smile and for the kindness that she showed others through her words and deeds, and when she was not volunteering, she found fulfillment in traveling and spending time with those dearest to her; and

WHEREAS, Although her passing is an immeasurable loss to her community and to those who shared in the blessing of her life, Kathy Boobar's example of charity, love, and selfless generosity will forever remain a source of inspiration; now, therefore, be it

RESOLVED, That the Senate of the 85th Texas Legislature hereby pay tribute to the memory of Kathy Staples Boobar and extend heartfelt condolences to the members of her family: to her husband, Tim Boobar; to her daughter, Carly Boobar; to her mother, Beverly McCormack; to her father, Harold Staples, and his wife, Patty; to her sister, Lane Anderson; and to her other relatives and friends; and, be it further

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

TAYLOR OF COLLIN