

SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FIFTEENTH DAY

(Continued)

(Thursday, February 21, 2019)

AFTER RECESS

The Senate met at 11:00 a.m. and was called to order by President Pro Tempore Watson.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Thursday, February 21, 2019 - 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:

HCR 60 Landgraf

Recognizing February 21, 2019, as Andrews County Day at the State Capitol.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

SENATE BILLS AND RESOLUTIONS ON FIRST READING

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

SB 526 by Kolkhorst

Relating to the allocation to and use by the Parks and Wildlife Department and Texas Historical Commission of certain proceeds from the imposition of state sales and use taxes on sporting goods.

To Committee on Finance.

SB 527 by Rodríguez

Relating to voter registration application form distribution information reported through the Public Education Information Management System.

To Committee on State Affairs.

SB 528 by Seliger

Relating to the limitation on the maintenance and operation tax of the North Plains Groundwater Conservation District.

To Committee on Water and Rural Affairs.

SB 529 by Birdwell

Relating to public access to juvenile court proceedings.

To Committee on Criminal Justice.

SB 530 by Birdwell

Relating to civil and administrative penalties assessed or imposed for violations of laws protecting drinking water, public water supplies, and bodies of water.

To Committee on Water and Rural Affairs.

SB 531 by Birdwell

Relating to sources of funding for the Texas emissions reduction plan.

To Committee on Natural Resources and Economic Development.

SB 532 by Birdwell

Relating to the licensure and registration of persons engaged in certain activities pertaining to compressed natural gas or liquefied natural gas containers and systems.

To Committee on Natural Resources and Economic Development.

SB 533 by Birdwell

Relating to the severance tax exemption for oil and gas produced from certain inactive wells.

To Committee on Natural Resources and Economic Development.

SB 534 by Birdwell

Relating to the notice of a hearing to adopt a proposed rule under the Texas Clean Air Act.

To Committee on Natural Resources and Economic Development.

SB 535 by Campbell

Relating to the prosecution of and punishment for the offense of unlawfully carrying a handgun by a license holder.

To Committee on State Affairs.

SB 536 by Zaffirini

Relating to associate judges for guardianship proceedings and protective services proceedings in certain courts.

To Committee on State Affairs.

SB 537 by Kolkhorst

Relating to the purchase of food and beverages by the Texas Department of Transportation for certain employees responding to emergencies or disasters.

To Committee on Transportation.

SB 538 by Johnson

Relating to the issuance of a driver's license or personal identification certificate to a youth experiencing homelessness.

To Committee on Transportation.

SB 539 by Johnson

Relating to a study on the state certification of music therapists.

To Committee on Business and Commerce.

SB 540 by Kolkhorst

Relating to the period for which a property owner may receive a residence homestead exemption from ad valorem taxation for property that is rendered uninhabitable or unusable as a result of a disaster.

To Committee on Property Tax.

SB 541 by Alvarado

Relating to the designation of an emergency management planner by state agencies.

To Committee on Business and Commerce.

SB 542 by Watson

Relating to the allocation of housing tax credits to developments within proximate geographical areas.

To Committee on Intergovernmental Relations.

SB 543 by Watson

Relating to prohibiting the allocation of low income housing tax credits to certain applicants.

To Committee on Intergovernmental Relations.

SB 544 by Watson

Relating to the administration of federal funds under the Cranston-Gonzalez National Affordable Housing Act.

To Committee on Intergovernmental Relations.

SB 545 by Watson

Relating to the evaluation of applications for certain financial assistance administered by the Texas Department of Housing and Community Affairs.

To Committee on Intergovernmental Relations.

SB 546 by Watson

Relating to the governance of public housing authorities.

To Committee on Intergovernmental Relations.

SB 547 by Watson

Relating to the period for which certain property acquired by a charitable organization to provide low-income housing may be exempted from ad valorem taxation.

To Committee on Property Tax.

SB 548 by Birdwell, Bettencourt, Campbell, Creighton, Flores, Hall, Hinojosa, Menéndez, Nelson, Paxton, Perry, Rodríguez, Schwertner, West, Whitmire
Relating to complaints filed with and certain other filings submitted to the Texas Ethics Commission.

To Committee on State Affairs.

SB 549 by West

Relating to the operation of motor-assisted scooters.

To Committee on Transportation.

SB 550 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 551 by Kolkhorst, Zaffirini

Relating to inaccurate or incomplete permit applications for solid waste facilities.

To Committee on Natural Resources and Economic Development.

SB 552 by Schwertner, Birdwell, Buckingham, Campbell, Fallon, Hall, Hinojosa, Hughes, Lucio, Miles, Nichols, Perry, Rodríguez, Seliger, Zaffirini

Relating to notice of a property owner's rights relating to the examination or survey of property by an entity with eminent domain authority.

To Committee on State Affairs.

SB 553 by Schwertner, Birdwell, Buckingham, Campbell, Fallon, Hall, Hinojosa, Hughes, Lucio, Miles, Nichols, Perry, Seliger, Zaffirini

Relating to the acquisition of certain real property in conjunction with the acquisition of real property for a public use through eminent domain procedures.

To Committee on State Affairs.

SB 554 by Schwertner, Birdwell, Buckingham, Campbell, Fallon, Hall, Hinojosa, Hughes, Lucio, Nichols, Perry, Seliger, Zaffirini

Relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

To Committee on State Affairs.

SB 555 by Schwertner, Birdwell, Buckingham, Campbell, Fallon, Hall, Hinojosa, Hughes, Lucio, Miles, Nichols, Perry, Rodríguez, Seliger, Zaffirini

Relating to liability for the additional tax imposed on land appraised for ad valorem tax purposes as agricultural land if the use of the land changes as a result of a condemnation.

To Committee on Property Tax.

SB 556 by Kolkhorst

Relating to Medicaid reimbursement for dental services provided to adults with disabilities.

To Committee on Health and Human Services.

SB 557 by Kolkhorst

Relating to use of the electronic funds transfer system operated by the comptroller.

To Committee on State Affairs.

SB 558 by Huffman

Relating to the creation of a central database containing information about defendants required to have an ignition interlock device installed on a motor vehicle and submission of information to and access to information in that database.

To Committee on Criminal Justice.

SB 559 by Miles

Relating to patient medical records regarding maternal death.

To Committee on Health and Human Services.

SB 560 by Kolkhorst

Relating to a plan and report on court-ordered representation for certain suits affecting the parent-child relationship.

To Committee on Health and Human Services.

SB 561 by Zaffirini

Relating to the jurisdiction of, and qualifications of judges and justices of the peace for, certain courts.

To Committee on State Affairs.

SB 562 by Zaffirini

Relating to the delivery of certain mental health information regarding a defendant transferred from a county to the custody of the Texas Department of Criminal Justice, the commitment of certain defendants for competency restoration, and the use of telepsychiatry in determining whether a defendant is manifestly dangerous before commitment.

To Committee on Criminal Justice.

SB 563 by Perry

Relating to the reporting of information about the use of federal money for flood research, planning, and mitigation projects.

To Committee on Water and Rural Affairs.

SB 564 by Rodríguez, Alvarado

Relating to collecting data regarding unaccompanied minors in certain child-care facilities.

To Committee on Health and Human Services.

SB 565 by Campbell

Relating to the authority of the governing body of a school district to waive the new jobs creation requirement for the purpose of eligibility for a limitation on the appraised value of property for school district maintenance and operations ad valorem tax purposes under the Texas Economic Development Act.

To Committee on Natural Resources and Economic Development.

SB 566 by Perry

Relating to the deployment of advanced metering and meter information networks by certain non-ERCOT utilities.

To Committee on Business and Commerce.

SB 567 by Kolkhorst

Relating to the duration of a bingo occasion.
To Committee on State Affairs.

SB 568 by Huffman

Relating to the regulation of child-care facilities and family homes; providing administrative penalties.
To Committee on Health and Human Services.

SB 569 by Huffman

Relating to the regulation of listed family homes.
To Committee on Health and Human Services.

SB 570 by Creighton

Relating to a franchise tax credit for entities that employ certain students in certain paid internship or similar programs.
To Committee on Finance.

SB 571 by Rodríguez

Relating to the authority of a municipality to lower speed limits on certain highways.
To Committee on Transportation.

SB 572 by Kolkhorst

Relating to foods produced by a cottage food production operation and a cottage food industry study.
To Committee on Health and Human Services.

SB 573 by Miles

Relating to the definition of "affected person" for purposes of a contested case hearing held by or for the Texas Commission on Environmental Quality regarding certain environmental permit applications.
To Committee on Water and Rural Affairs.

SB 574 by Miles

Relating to a franchise tax credit for entities that establish a grocery store or healthy corner store in a food desert.
To Committee on Finance.

SB 575 by Perry

Relating to the designation of a portion of U.S. Highway 84 in Lubbock County as the Trooper Jerry Don Davis Memorial Highway.
To Committee on Transportation.

SB 576 by Fallon

Relating to the determination of resident status of students by public institutions of higher education.
To Committee on State Affairs.

SB 577 by Hall

Relating to the repeal of the driver responsibility program and the amount and allocation of state traffic fine funds; increasing a criminal fine.
To Committee on Transportation.

SB 579 by Hughes

Relating to the exemption from ad valorem taxation of certain property owned by the TexAmericas Center.

To Committee on Property Tax.

SB 580 by Campbell

Relating to modification of certain prescription drug benefits and coverage offered by certain health benefit plans.

To Committee on Business and Commerce.

SB 581 by Perry

Relating to the exemption of certain commercial weighing or measuring devices from registration and inspection requirements.

To Committee on Agriculture.

SB 582 by Perry

Relating to the distribution of benefits under the supplemental nutrition assistance program.

To Committee on Health and Human Services.

SB 583 by Hinojosa

Relating to the appointment of a local public defender's office to represent indigent defendants in criminal cases.

To Committee on Criminal Justice.

SB 584 by Watson

Relating to the prosecution of the offense of sexual assault.

To Committee on Criminal Justice.

SB 585 by Watson

Relating to sexual harassment, sexual assault, dating violence, and stalking at public and private postsecondary educational institutions; providing an administrative penalty.

To Committee on Higher Education.

SB 586 by Watson

Relating to the training of peace officers for family violence and sexual assault assignments.

To Committee on Criminal Justice.

SB 587 by Watson

Relating to the collection and reporting of information relating to the investigation and prosecution of sexual assault offenses.

To Committee on Criminal Justice.

SB 588 by Watson

Relating to the collection, storage, and analysis of sexual assault evidence and evidence of other sex offenses.

To Committee on Criminal Justice.

SB 589 by Watson

Relating to the prohibition of certain required nondisclosure and arbitration agreements.

To Committee on State Affairs.

SB 590 by Watson

Relating to the cancellation and nonrenewal of certain liability and commercial property insurance policies.

To Committee on Business and Commerce.

SB 591 by Watson

Relating to an adult education program provided under an adult high school diploma and industry certification charter school program, eligibility of certain students for Foundation School Program benefits, and reporting requirements regarding the dropout status of certain students.

To Committee on Education.

SB 592 by Watson

Relating to the creation of the Brickston Municipal Utility District; 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 593 by Rodríguez

Relating to access to a county jail prisoner's health benefits coverage information for mental health service providers.

To Committee on Criminal Justice.

SB 594 by Kolkhorst

Relating to the creation of a business advisory council on disaster recovery and mitigation.

To Committee on Business and Commerce.

SB 595 by Kolkhorst

Relating to an annual audit by the state auditor regarding certain community development block grant disaster recovery program money.

To Committee on Intergovernmental Relations.

SB 596 by Buckingham

Relating to protests before appraisal review boards.

To Committee on Property Tax.

SB 597 by Buckingham

Relating to a prohibition on the imposition by an appraisal district or the appraisal review board for an appraisal district of a fee in connection with a protest filed with the board.

To Committee on Property Tax.

SB 598 by Buckingham

Relating to the authority of an appraisal review board to determine the appraised value of property that is the subject of a protest to be an amount greater than the appraised value as shown in the appraisal records.

To Committee on Property Tax.

SB 599 by Buckingham

Relating to the use of information concerning the value of certain comparable properties in determining the value of property in an ad valorem tax protest.

To Committee on Property Tax.

SB 600 by Buckingham

Relating to voter approval of a proposed ad valorem tax rate that exceeds the rollback tax rate, including the date for holding the election to approve the tax rate; making conforming changes.

To Committee on Property Tax.

SB 601 by Hall, Birdwell, Buckingham, Nichols, Watson

Relating to the continuation and functions of the Texas Veterans Commission.

To Committee on Veteran Affairs and Border Security.

SB 602 by Hall, Birdwell, Buckingham, Nichols, Watson

Relating to the continuation and functions of the Texas Military Department.

To Committee on Veteran Affairs and Border Security.

SB 603 by Hall, Birdwell, Buckingham, Nichols

Relating to the continuation and functions of the Office of Consumer Credit Commissioner and the licensing and registration of persons regulated by that state agency.

To Committee on Business and Commerce.

SB 604 by Buckingham, Birdwell

Relating to the continuation and functions of the Texas Department of Motor Vehicles and to the operations of certain other entities performing functions associated with the department.

To Committee on Transportation.

SB 605 by Buckingham, Birdwell

Relating to the continuation and functions of the Texas Historical Commission.

To Committee on Natural Resources and Economic Development.

SB 606 by Watson, Birdwell, Buckingham, Nichols

Relating to the Lower Colorado River Authority, following recommendations of the Sunset Advisory Commission.

To Committee on Water and Rural Affairs.

SB 607 by Watson, Birdwell, Buckingham, Nichols

Relating to the operations and functions of the Veterans' Land Board and the sunset review date for and programs administered by the board.

To Committee on Veteran Affairs and Border Security.

SB 608 by Watson, Birdwell, Buckingham, Nichols

Relating to the continuation and functions of the School Land Board.

To Committee on Education.

SB 609 by Watson, Birdwell, Buckingham, Nichols

Relating to the continuation and functions of the Texas Board of Professional Geoscientists.

To Committee on Business and Commerce.

SB 610 by Nichols, Birdwell

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

To Committee on Health and Human Services.

SB 611 by Nichols, Birdwell, Buckingham, Hall, Watson

Relating to the creation of the Texas Behavioral Health Executive Council and to the continuation and transfer of the regulation of psychologists, marriage and family therapists, professional counselors, and social workers to the Texas Behavioral Health Executive Council; providing civil and administrative penalties; authorizing a fee.

To Committee on Health and Human Services.

SB 612 by Hall, Birdwell, Buckingham, Nichols, Watson

Relating to the continuation and functions of the State Office of Risk Management.

To Committee on Business and Commerce.

SB 613 by Watson, Birdwell, Buckingham, Hall, Nichols

Relating to the continuation and functions of the Texas State Board of Public Accountancy.

To Committee on Business and Commerce.

SB 614 by Nichols, Birdwell, Buckingham, Hall

Relating to the continuation and functions of the Finance Commission of Texas, the Texas Department of Banking, and the Department of Savings and Mortgage Lending and to the regulation of certain financial institutions and businesses.

To Committee on Business and Commerce.

SB 615 by Buckingham, Birdwell, Hall, Nichols, Watson

Relating to the operations and functions of the Texas Windstorm Insurance Association and the sunset review date for and programs administered by the association; authorizing a fee.

To Committee on Business and Commerce.

SCR 17 by Hughes

Authorizing the lieutenant governor and speaker to appoint joint committees.

To Committee on Administration.

SCR 18 by Campbell

Designating Kyle as the official Pie Capital of Texas for a 10-year period beginning in 2019.

To Committee on Administration.

SJR 36 by Buckingham

Proposing a constitutional amendment to prohibit an appraisal district or the appraisal review board for an appraisal district from requiring a property owner to pay a fee in connection with a protest filed by the owner with the board.

To Committee on Property Tax.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 234 by West, In memory of John Ingram.

SR 237 by Watson, In memory of Dovie Lee Greene Jackson.

SR 240 by Buckingham, In memory of Gene Pemberton.

Congratulatory Resolution

SR 238 by Birdwell, Recognizing the Grandview High School football team for winning a state championship.

Official Designation Resolution

SR 191 by Seliger, Recognizing February 21, 2019, as Andrews County Day.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 11:16 a.m. adjourned until 3:00 p.m. Monday, February 25, 2019.

APPENDIX

RESOLUTIONS ENROLLED

February 20, 2019

SR 205, SR 214, SR 217, SR 221, SR 222, SR 223, SR 225, SR 226

