

SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FORTY-SEVENTH DAY

(Continued)

(Friday, May 3, 2019)

AFTER RECESS

The Senate met at 9:00 a.m. and was called to order by Senator Hughes.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Friday, May 3, 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:

HB 332

Nevárez

Relating to the eligibility of a retired or former judge for assignment in certain proceedings.

HB 888

Landgraf

Relating to creating the criminal offense of misrepresenting a child as a family member at a port of entry and providing certain benefits to the misrepresented child.

HB 1131

Cole

Relating to the creation of a state financing program administered by the Texas Public Finance Authority to assist school districts with certain expenses; granting authority to issue bonds or other obligations.

HB 1548

Springer

Relating to the operation of golf carts, neighborhood electric vehicles, and off-highway vehicles; authorizing fees.

HB 2048

Zerwas

Relating to the repeal of the driver responsibility program and the amount and allocation of state traffic fine funds; eliminating program surcharges; authorizing and increasing criminal fines; increasing a fee.

HB 3041

Turner, Chris

Relating to the renewal of a preauthorization for a medical or health care service.

HB 3124

Wilson

Relating to tuition and fees charged by The Texas A&M University System for certain national laboratory or national laboratory operator employees and dependents.

HB 3167

Oliverson

Relating to county and municipal approval procedure for land development applications.

HB 4306

Biedermann

Relating to border security infrastructure enhancement projects and the creation of a fund to pay for those projects; allocating the earnings on the balance of that fund and reimbursement of related expenditures; including a study on water retention infrastructure near the border.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

**SESSION HELD FOR
LOCAL AND UNCONTESTED CALENDAR**

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

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

SCR 58 (Perry)

Designating Levelland as the official City of Mosaics of Texas.

(31-0)

CSSB 239 (Nelson)

Relating to meetings for certain special purpose districts.

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

SB 504 (Seliger)

Relating to the inclusion of certain information in postsecondary education and career counseling academies developed for certain school counselors and other postsecondary advisors employed by a school district.

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

SB 696 (Huffman)

Relating to peace officer instruction on the trafficking of persons and compelling prostitution.

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

CSSB 712 (Lucio)

Relating to prohibiting the use of certain aversive techniques on students enrolled in public schools.

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

CSSB 939 (Creighton)

Relating to the limitations periods for certain suits against real estate appraisers and appraisal firms.

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

CSSB 941 (Johnson)

Relating to the expiration of the municipal sales and use tax for street maintenance in certain municipalities.

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

CSSB 1024 (Perry)

Relating to access to services in an area annexed by certain tier 1 municipalities under a service plan.

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

CSSB 1147 (Buckingham)

Relating to conditions of community supervision applicable to certain intoxication offenses.

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

CSSB 1177 (Menéndez)

Relating to offering certain evidence-based services in lieu of other mental health or substance use disorder services by a Medicaid managed care organization.

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

CSSB 1236 (Hall)

Relating to authority of the Hunt Memorial Hospital District to appoint, contract for, or employ physicians.

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

CSSB 1239 (Johnson)

Relating to continuing education requirements for surgical technologists.

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

SB 1280 (West)

Relating to the deferral or abatement of the collection of ad valorem taxes on an appreciating residence homestead.

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

CSSB 1400 (Campbell)

Relating to the location of the Alamo Cenotaph.

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

CSSB 1519 (Kolkhorst)

Relating to establishing a council on long-term care facilities and the duties of that council.

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

SB 1540 (Menéndez)

Relating to the designation of support services liaison officers at public institutions of higher education.

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

CSSB 1552 (Lucio)

Relating to state supported living centers.

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

CSSB 1579 (Alvarado)

Relating to the creation of certain emergency services districts.

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

CSSB 1649 (Kolkhorst)

Relating to assistance with the establishment, operation, and oversight of public defenders' offices and a review of certain criminal defense attorney's fees by the Texas Indigent Defense Commission.

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

CSSB 1700 (Whitmire)

Relating to the discharge of a prisoner from a county jail.

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

SB 1734 (Paxton)

Relating to the dissolution of a non-profit direct-support organization.

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

CSSB 1739 (Menéndez)

Relating to payment for care provided by a chiropractor under certain health benefit plans; providing administrative penalties.

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

SB 1754 (Huffman)

Relating to the prosecution of the offense of taking or attempting to take a weapon from certain officers, investigators, employees, or officials.

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

CSSB 1859 (Hancock)

Relating to business entities.

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

CSSB 1969 (Hancock)

Relating to ratification of defective corporate acts of nonprofit corporations; authorizing a fee.

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

SB 1970 (Hancock)

Relating to the filing of an assumed name certificate by certain business entities.
(viva voce vote) (31-0) (31-0)

CSSB 1971 (Hancock)

Relating to domestic corporations and other domestic entities.
(viva voce vote) (31-0) (31-0)

CSSB 1972 (Hancock)

Relating to derivative proceedings on behalf of for-profit corporations, limited liability companies, and limited partnerships.
(viva voce vote) (31-0) (31-0)

CSSB 2021 (Miles)

Relating to providing access to local health departments and certain health service regional offices under the Medicaid managed care program.
(viva voce vote) (31-0) (31-0)

CSSB 2131 (Powell)

Relating to the application for and loans from the Texas military value revolving loan account.
(viva voce vote) (30-1) "Nay" Schwertner (30-1) "Nay" Schwertner

CSSB 2231 (Watson)

Relating to the exemption of tuition and laboratory fees at public institutions of higher education for certain paramedics.
(viva voce vote) (30-1) "Nay" Schwertner (30-1) "Nay" Schwertner

CSSB 2240 (West)

Relating to an exception to the titling requirement for certain vehicles; creating a criminal offense.
(viva voce vote) (31-0) (31-0)

SB 2354 (Zaffirini)

Relating to judicial review of acts by the Texas Commission on Environmental Quality.
(viva voce vote) (31-0) (31-0)

SB 2456 (Powell)

Relating to the powers and duties of the Karis Municipal Management District of Tarrant County; changing the territory of the district; providing a civil penalty; providing authority to issue bonds.
(viva voce vote) (29-2) "Nays" Bettencourt, Hall (29-2) "Nays" Bettencourt, Hall

CSSB 2480 (Kolkhorst)

Relating to the establishment of the Medicaid Waiver Legislative Oversight Committee.
(viva voce vote) (31-0) (31-0)

SB 2504 (Creighton)

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

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

CSSB 2530 (Fallon)

Relating to the creation of the Van Alstyne Municipal Utility District No. 2 of Collin County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

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

CSSB 2535 (Fallon)

Relating to the powers and duties of the Lakehaven Municipal Utility District; providing authority to issue bonds; providing authority to impose a tax.

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

HB 114 (Birdwell)

Relating to providing public high school students information regarding the availability of college credit awarded for military experience, education, and training obtained during military service.

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

HB 278 (Perry)

Relating to the frequency and location of certain meetings required by a prescriptive authority agreement.

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

HB 476 (Menéndez)

Relating to certain duties of public institutions of higher education and the Department of State Health Services regarding policies on the use of epinephrine auto-injectors by public institutions of higher education.

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

HB 547 (Perry)

Relating to verification of hunting and fishing license information.

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

HB 1518 (Seliger)

Relating to the regulation of the sale of dextromethorphan to minors; providing civil penalties.

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

CSHB 1525 (Nelson)

Relating to the administration and collection of sales and use taxes applicable to sales involving marketplace providers.

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

HB 1953 (Hancock)

Relating to the conversion of plastics and other recoverable materials through pyrolysis or gasification.

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

HB 2153 (Nelson)

Relating to a single local use tax rate as an alternative to combined local use tax rates for computing the amount of local use taxes remote sellers are required to collect and to the allocation of tax revenue collected at that rate.

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

HB 2223 (Perry)

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

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

HB 2641 (Seliger)

Relating to the release of a reversionary interest in certain real property by the Health and Human Services Commission and conditions related to that release.

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

HB 2675 (Birdwell)

Relating to the repeal of the provisions providing for the suspension of the collection of certain fees when the balance in the oil and gas regulation and cleanup fund exceeds a specified amount.

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

HB 2714 (Birdwell)

Relating to the registration of liquefied petroleum gas container manufacturers and the regulation of liquefied petroleum gas licensees; authorizing fees.

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

HB 3226 (Birdwell)

Relating to the terms of dissolution of an oil or gas pooled unit.

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

**SESSION CONCLUDED FOR
LOCAL AND UNCONTESTED CALENDAR**

Senator Hughes announced that the session to consider bills and resolutions placed on the Local and Uncontested Calendar was concluded.

**BILLS REMOVED FROM
LOCAL AND UNCONTESTED CALENDAR**

Senator Hughes and Senator Fallon requested in writing that **CSSB 756** be removed from the Local and Uncontested Calendar.

Senator Bettencourt and Senator Hughes requested in writing that **SB 2520** be removed from the Local and Uncontested Calendar.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 9:31 a.m. adjourned until 10:00 a.m. today.

