

# SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**FIFTY-SEVENTH DAY**

(Sunday, May 19, 2019)

The Senate met at 4:17 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

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

Senator Whitmire offered the invocation as follows:

Our heavenly Father, I thank You for allowing us to gather together today to serve You. May we always remember we serve You as we work to make Texas a better place to live and work. I ask You to watch over our families as we gather in this beautiful building to serve You. And, for sure, I ask You to watch over our first responders and our military men and women as they serve and allow them to return safely to their families. Also, Father, remind us while we serve You that we can disagree with one another without being disagreeable. And if we would do unto others as we would have them do unto us, we could accomplish so much more. Certainly, this would apply to State Senators and State Representatives as we continue to work together. This I pray in Jesus' name. 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.

## MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Sunday, May 19, 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 4765** Huberty  
Relating to the creation of the Harris County Improvement District No. 27; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
- SB 73** Nelson Sponsor: Leach  
Relating to personal information that may be omitted from certain records and licenses.
- SB 170** Perry Sponsor: Price  
Relating to reimbursement of rural hospitals under Medicaid.
- SB 195** Perry Sponsor: Parker  
Relating to collecting and reporting by the Department of Family and Protective Services and the Health and Human Services Commission of certain information relating to certain alcohol and controlled substance use and treatment.
- SB 386** Nelson Sponsor: Stucky  
Relating to a common characteristic or use project in a public improvement district in certain municipalities.
- SB 401** Hancock Sponsor: Cyrier  
Relating to legislative oversight of deferred maintenance projects.
- SB 430** Lucio Sponsor: Dominguez  
Relating to designating June 13 as Blue Tie Day.
- SB 436** Nelson Sponsor: Price  
Relating to statewide initiatives to improve maternal and newborn health for women with opioid use disorder.
- SB 476** Hancock Sponsor: Goldman  
Relating to requirements for and municipal regulation of dogs in an outdoor dining area of a food service establishment.
- SB 496** Perry Sponsor: Murr  
Relating to factors the Texas Historical Commission considers in reviewing an application for a grant or loan through the historic courthouse preservation program.
- SB 522** Zaffirini Sponsor: Sanford  
Relating to the development of an individualized education program for a public school student with a visual impairment.
- SB 733** Perry Sponsor: Cyrier  
Relating to the authorization of a fee for participation in the Managed Lands Deer Program.
- SB 942** Johnson Sponsor: Metcalf  
Relating to the use of money in the state water pollution control revolving fund.

- SB 1024** Perry Sponsor: Craddick  
Relating to access to services in an area annexed by certain tier 1 municipalities under a service plan.
- SB 1082** Taylor Sponsor: Deshotel  
Relating to the feasibility of creating and maintaining a coastal barrier system.
- SB 1092** Nichols Sponsor: Canales  
Relating to certain contracts requiring competitive bidding by the Texas Department of Transportation.
- SB 1239** Johnson Sponsor: Oliverson  
Relating to continuing education requirements for surgical technologists.
- SB 1262** Johnson Sponsor: Button  
Relating to the allocation of hotel occupancy tax revenue collected by certain municipalities.
- SB 1268** Watson Sponsor: Moody  
Relating to a statement presented in a criminal case by a victim, close relative of a deceased victim, or guardian of a victim.
- SB 1376** Paxton Sponsor: Patterson  
Relating to eliminating certain requirements imposed on school districts and other educational entities.
- SB 1680** West Sponsor: Rose  
Relating to the approval of certain private or independent institutions of higher education to participate in the tuition equalization grant program.
- SB 1682** Huffman Sponsor: Bonnen, Greg  
Relating to establishing a contingency reserve account under the Texas Public School Employees Group Insurance Program.
- SB 1822** Campbell Sponsor: Flynn  
Relating to prepaid funeral benefits.
- SB 1824** Perry Sponsor: Murphy  
Relating to the exclusion from total revenue of certain payments made by a performing rights society for purposes of computing the franchise tax.
- SB 1840** Hinojosa Sponsor: Murr  
Relating to the assistance and technology fund and use of money in the fund.
- SB 1856** Paxton Sponsor: Murphy  
Relating to the payment of certain ad valorem tax refunds.
- SB 1947** Watson Sponsor: Sheffield  
Relating to the regulation of the prescribing and dispensing of controlled substances by veterinarians.
- SB 2075** Paxton Sponsor: Miller  
Relating to public school compliance with dyslexia screening, reading instrument requirements, and a requirement that a school district notify certain parents or guardians of a program providing students with reading disabilities the ability to borrow audiobooks free of charge.

**SB 2151** Kolkhorst Sponsor: Sheffield  
Relating to the Texas Diabetes Council and the state plan for diabetes and obesity treatment and education.

**SB 2208** Nichols Sponsor: Phelan  
Relating to the use of hotel occupancy tax revenue by certain counties.

**SB 2224** Huffman Sponsor: Murphy  
Relating to requiring a public retirement system to adopt a written funding policy.

**SB 2448** Perry Sponsor: Burrows  
Relating to the creation and operations of a health care provider participation program by the Lubbock County Hospital District of Lubbock County, Texas.

**SB 2502** Flores Sponsor: Nevárez  
Relating to the creation of the West Pecos Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

THE HOUSE HAS REFUSED TO CONCUR IN THE SENATE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

**HB 700**

House Conferees: Guillen - Chair/Anderson, Charles "Doc"/Fierro/Lucio III/Wray

**HB 812**

House Conferees: White - Chair/Allen/Bailes/Neave/Stephenson

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**MESSAGE FROM THE HOUSE**

HOUSE CHAMBER

Austin, Texas

Sunday, May 19, 2019 - 2

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:

**SB 18** Huffman Sponsor: Geren  
Relating to the protection of expressive activities at public institutions of higher education.  
(Amended)

- SB 22** Campbell Sponsor: Noble  
Relating to prohibiting certain transactions between a governmental entity and an abortion provider or affiliate of the provider.  
(Amended)
- SB 38** Zaffirini Sponsor: Lozano  
Relating to the offense of hazing.  
(Amended)
- SB 604** Buckingham Sponsor: Paddie  
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.  
(Committee Substitute/Amended)
- SB 708** Zaffirini Sponsor: Raney  
Relating to collection and use of child safety data for licensed day-care centers.  
(Amended)
- SB 810** Perry Sponsor: Cyrier  
Relating to the identification of breeder deer.  
(Committee Substitute)
- SB 916** Johnson Sponsor: Zerwas  
Relating to supportive palliative care.  
(Amended)
- SB 943** Watson Sponsor: Capriglione  
Relating to the disclosure of certain contracting information under the public information law.  
(Committee Substitute)
- SB 952** Watson Sponsor: Lucio III  
Relating to standards for nutrition, physical activity, and screen time for certain child-care facilities and homes.  
(Committee Substitute)
- SB 1096** Perry Sponsor: Oliverson  
Relating to certain benefits provided through the Medicaid managed care program, including pharmacy benefits.  
(Amended)
- SB 1151** Huffman Sponsor: Longoria  
Relating to the comptroller's access to criminal history record information of wrongfully imprisoned persons.  
(Committee Substitute/Amended)
- SB 1164** Rodríguez Sponsor: Moody  
Relating to the disposition of an item bearing a counterfeit trademark seized in connection with a criminal offense.  
(Amended)

**SB 1210** Hancock Sponsor: Harless  
Relating to the removal, destruction, and disposal of certain alcoholic beverages that become unfit for consumption after a natural disaster.  
(Committee Substitute)

**SB 1283** Miles Sponsor: Wu  
Relating to the availability under Medicaid of certain drugs used to treat human immunodeficiency virus or prevent acquired immune deficiency syndrome.  
(Amended)

**SB 1640** Watson Sponsor: Phelan  
Relating to the open meetings law.  
(Amended)

**SB 1827** Menéndez Sponsor: Lambert  
Relating to the possession and emergency administration of an epinephrine auto-injector by law enforcement agencies and peace officers.  
(Committee Substitute)

**SB 1876** Fallon Sponsor: Krause  
Relating to a request for binding arbitration to appeal appraisal review board orders involving two or more contiguous tracts of land.  
(Amended)

**SB 1887** Huffman Sponsor: Murr  
Relating to jurisdiction over certain child protection and juvenile matters involving juvenile offenders.  
(Amended)

**SB 2315** Hinojosa Sponsor: Herrero  
Relating to the creation and operations of a health care provider participation program by the Nueces County Hospital District.  
(Committee Substitute)

**SB 2342** Creighton Sponsor: Leach  
Relating to the jurisdiction of, and practices and procedures in civil cases before, justice courts, county courts, statutory county courts, and district courts.  
(Amended)

**SB 2535** Fallon Sponsor: Sanford  
Relating to the powers and duties of the Lakehaven Municipal Utility District; providing authority to issue bonds; providing authority to impose a tax.  
(Committee Substitute)

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**(Senator Schwertner in Chair)**

**SENATE RESOLUTION 763**

Senator Johnson offered the following resolution:

**SR 763**, Urging support for the rights of Compact of Free Association islanders residing in Texas.

The resolution was read and was adopted without objection.

### **GUESTS PRESENTED**

Senator Johnson was recognized and introduced to the Senate a Compact of Free Association islanders delegation including Ionadas Miguel, David Manuere, Julynna Joel, Hamilton Allen, and Swina Yakana, Micronesian community leaders.

The Senate welcomed its guests.

### **CONCLUSION OF MORNING CALL**

The Presiding Officer at 4:33 p.m. announced the conclusion of morning call.

### **HOUSE BILL 295 ON SECOND READING**

On motion of Senator Watson and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 295** at this time on its second reading:

**HB 295**, Relating to designating March 30 as Master Sergeant Jonathan J. Dunbar Day.

The bill was read second time and was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 295 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 **HB 295** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 866 ON SECOND READING**

Senator Birdwell moved to suspend the regular order of business to take up for consideration **HB 866** at this time on its second reading:

**HB 866**, Relating to the installation, removal, and replacement of certain gas pipelines; clarifying changes to related administrative penalties.

The motion prevailed.

Senators Campbell, Fallon, and Hall 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 third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Campbell, Fallon, Hall.

**HOUSE BILL 866 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 **HB 866** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Creighton, Flores, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Campbell, Fallon, Hall.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 3. (Same as previous roll call)

**HOUSE BILL 1455 ON SECOND READING**

On motion of Senator Buckingham and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1455** at this time on its second reading:

**HB 1455**, Relating to the audit of wholesale invoices during certain audits of pharmacists and pharmacies.

The bill was read second time.

Senator Hughes offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 1455** (senate committee report) as follows:

(1) In SECTION 2 of the bill, in the transition language (page 1, line 59), strike "The changes in law made by this Act apply" and substitute "Section 1369.2581, Insurance Code, as added by this Act, applies".

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

SECTION \_\_\_\_\_. Chapter 1369, Insurance Code, is amended by adding Subchapter K to read as follows:

**SUBCHAPTER K. CONTRACTS WITH PHARMACISTS AND PHARMACIES**

Sec. 1369.501. DEFINITIONS. In this subchapter:

(1) "Pharmacy benefit manager" has the meaning assigned by Section 4151.151.

(2) "Pharmacy services administrative organization" means an entity that contracts with a pharmacist or pharmacy to conduct on behalf of the pharmacist or pharmacy the pharmacist's or pharmacy's business with a third-party payor, including a pharmacy benefit manager, in connection with pharmacy benefits and to assist the pharmacist or pharmacy by providing administrative services, including negotiating, executing, and administering a contract with a third-party payor and communicating with the third-party payor in connection with a contract or pharmacy benefits.



Sec. 1369.502. APPLICABILITY OF SUBCHAPTER. (a) This subchapter applies only to a health benefit plan that provides benefits for medical or surgical expenses incurred as a result of a health condition, accident, or sickness, including an individual, group, blanket, or franchise insurance policy or insurance agreement, a group hospital service contract, or an individual or group evidence of coverage or similar coverage document that is offered by:

- (1) an insurance company;
- (2) a group hospital service corporation operating under Chapter 842;
- (3) a health maintenance organization operating under Chapter 843;
- (4) an approved nonprofit health corporation that holds a certificate of authority under Chapter 844;
- (5) a multiple employer welfare arrangement that holds a certificate of authority under Chapter 846;
- (6) a stipulated premium company operating under Chapter 884;
- (7) a fraternal benefit society operating under Chapter 885;
- (8) a Lloyd's plan operating under Chapter 941; or
- (9) an exchange operating under Chapter 942.

(b) Notwithstanding any other law, this subchapter applies to:

(1) a small employer health benefit plan subject to Chapter 1501, including coverage provided through a health group cooperative under Subchapter B of that chapter;

(2) a standard health benefit plan issued under Chapter 1507;

(3) health benefits provided by or through a church benefits board under Subchapter I, Chapter 22, Business Organizations Code;

(4) group health coverage made available by a school district in accordance with Section 22.004, Education Code;

(5) a regional or local health care program operated under Section 75.104, Health and Safety Code; and

(6) a self-funded health benefit plan sponsored by a professional employer organization under Chapter 91, Labor Code.

(c) This subchapter does not apply to an issuer or provider of health benefits or a pharmacy benefit manager administering pharmacy benefits under a workers' compensation insurance policy or other form of providing medical benefits under Title 5, Labor Code.

Sec. 1369.503. REDUCTION OF CERTAIN CLAIM PAYMENT AMOUNTS PROHIBITED. (a) A health benefit plan issuer or pharmacy benefit manager may not directly or indirectly reduce the amount of a claim payment to a pharmacist or pharmacy after adjudication of the claim through the use of an aggregated effective rate, a quality assurance program, other direct or indirect remuneration fee, or otherwise, except in accordance with an audit performed under Subchapter F.

(b) Nothing in this section prohibits a health benefit plan issuer or pharmacy benefit manager from increasing a claim payment amount after adjudication of the claim.

Sec. 1369.504. REIMBURSEMENT OF AFFILIATED AND NONAFFILIATED PHARMACISTS AND PHARMACIES. (a) In this section:

(1) "Affiliated pharmacist or pharmacy" means a pharmacist or pharmacy that directly, or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, a pharmacy benefit manager.

(2) "Nonaffiliated pharmacist or pharmacy" means a pharmacist or pharmacy that does not directly, or indirectly through one or more intermediaries, control and is not controlled by or under common control with a pharmacy benefit manager.

(b) A pharmacy benefit manager may not pay an affiliated pharmacist or pharmacy a reimbursement amount that is more than the amount the pharmacy benefit manager pays a nonaffiliated pharmacist or pharmacy for the same pharmacist service.

Sec. 1369.505. NETWORK CONTRACT FEE SCHEDULE. (a) In this section, "pharmacy benefit network" means a network of pharmacies that have contracted with a pharmacy benefit manager to provide pharmacist services to enrollees.

(b) A pharmacy benefit network contract must specify or reference a separate fee schedule. Unless otherwise available in the contract, the fee schedule must be provided electronically in an easily accessible and complete spreadsheet format and, on request, in writing to each contracted pharmacist and pharmacy. The fee schedule must describe:

(1) specific services or procedures that the pharmacist or pharmacy may deliver and the amount of the corresponding payment;

(2) a methodology for calculating the amount of the payment based on a published fee schedule; or

(3) any other reasonable manner that provides an ascertainable amount for payment for services.

Sec. 1369.506. DISCLOSURE OF PHARMACY SERVICES ADMINISTRATIVE ORGANIZATION CONTRACT. A pharmacist or pharmacy that is a member of a pharmacy services administrative organization that enters into a contract with a health benefit plan issuer or pharmacy benefit manager on the pharmacist's or pharmacy's behalf is entitled to receive from the pharmacy services administrative organization a copy of the contract provisions applicable to the pharmacist or pharmacy, including each provision relating to the pharmacist's or pharmacy's rights and obligations under the contract.

Sec. 1369.507. DELIVERY OF DRUGS. (a) Except in a case in which the health benefit plan issuer or pharmacy benefit manager makes a credible allegation of fraud against the pharmacist or pharmacy and provides notice of the allegation and the basis of the allegation to the pharmacist or pharmacy, a health benefit plan issuer or pharmacy benefit manager may not as a condition of a contract with a pharmacist or pharmacy prohibit the pharmacist or pharmacy from:

(1) mailing or delivering a drug to a patient on the patient's request, to the extent permitted by law; or

(2) charging a shipping and handling fee to a patient requesting a prescription be mailed or delivered if the pharmacist or pharmacy discloses to the patient before the delivery:

(A) the fee that will be charged; and

(B) that the fee may not be reimbursable by the health benefit plan issuer or pharmacy benefit manager.

(b) A pharmacist or pharmacy may not charge a health benefit plan issuer or pharmacy benefit manager for the delivery of a prescription drug as described by this section unless the charge is specifically agreed to by the health benefit plan issuer or pharmacy benefit manager.

Sec. 1369.508. PROFESSIONAL STANDARDS AND SCOPE OF PRACTICE REQUIREMENTS. A health benefit plan issuer or pharmacy benefit manager may not as a condition of a contract with a pharmacist or pharmacy:

(1) require pharmacist or pharmacy accreditation standards or recertification requirements inconsistent with, more stringent than, or in addition to federal and state requirements; or

(2) prohibit a licensed pharmacist or pharmacy from dispensing any drug that may be dispensed under the pharmacist's or pharmacy's license unless:

(A) applicable state or federal law prohibits the pharmacist or pharmacy from dispensing the drug; or

(B) the manufacturer of the drug requires that a pharmacist or pharmacy possess one or more accreditations or certifications to dispense the drug and the pharmacist or pharmacy does not meet the requirement.

Sec. 1369.509. RETALIATION PROHIBITED. (a) A pharmacy benefit manager may not retaliate against a pharmacist or pharmacy based on the pharmacist's or pharmacy's exercise of any right or remedy under this chapter. Retaliation prohibited by this section includes:

(1) terminating or refusing to renew a contract with the pharmacist or pharmacy;

(2) subjecting the pharmacist or pharmacy to increased audits; or

(3) failing to promptly pay the pharmacist or pharmacy any money owed by the pharmacy benefit manager to the pharmacist or pharmacy.

(b) For purposes of this section, a pharmacy benefit manager is not considered to have retaliated against a pharmacist or pharmacy if the pharmacy benefit manager:

(1) takes an action in response to a credible allegation of fraud against the pharmacist or pharmacy; and

(2) provides notice to the pharmacist or pharmacy of the allegation of fraud and the basis of the allegation before taking the action.

Sec. 1369.510. AUDIT UNAFFECTED. This subchapter may not be construed to limit the authority of a health benefit plan issuer or pharmacy benefit manager to perform an audit of a pharmacist or pharmacy, in accordance with Subchapter F.

Sec. 1369.511. WAIVER PROHIBITED. The provisions of this subchapter may not be waived, voided, or nullified by contract.

SECTION \_\_\_\_\_. Subchapter K, Chapter 1369, Insurance Code, as added by this Act, applies only to a contract entered into or renewed on or after the effective date of this Act. A contract entered into or renewed before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

The amendment to **HB 1455** was read.

Senator Hughes withdrew Floor Amendment No. 1.

**HB 1455** was passed to third reading by a viva voce vote.

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

#### **HOUSE BILL 1455 ON THIRD READING**

Senator Buckingham moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1455** be placed on its third reading and final passage.

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

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

#### **HOUSE BILL 1002 ON SECOND READING**

Senator West moved to suspend the regular order of business to take up for consideration **HB 1002** at this time on its second reading:

**HB 1002**, Relating to the term of a parking permit issued to a residential tenant by a landlord.

The motion prevailed.

Senators Fallon, Hall, Hughes, and Kolkhorst 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 third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Fallon, Hall, Hughes, Kolkhorst.

#### **HOUSE BILL 1002 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 **HB 1002** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 4.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Flores, Hancock, Hinojosa, Huffman, Johnson, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Fallon, Hall, Hughes, Kolkhorst.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 4. (Same as previous roll call)

#### **COMMITTEE SUBSTITUTE HOUSE BILL 1590 ON SECOND READING**

On motion of Senator Watson and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 1590** at this time on its second reading:

**CSHB 1590**, Relating to statewide policies and practices, personnel training, evidence collection and preservation, and data collection and analysis regarding the prevention, investigation, and prosecution of sexual assault and other sex offenses.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**COMMITTEE SUBSTITUTE  
HOUSE BILL 1590 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 **CSHB 1590** be placed on its third reading and final passage.

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

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

**COMMITTEE SUBSTITUTE  
HOUSE BILL 2424 ON SECOND READING**

On motion of Senator Fallon and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 2424** at this time on its second reading:

**CSHB 2424**, Relating to the creation of a micro-credential certification program for public school educator continuing education.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**COMMITTEE SUBSTITUTE  
HOUSE BILL 2424 ON THIRD READING**

Senator Fallon moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 2424** be placed on its third reading and final passage.

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

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

**HOUSE BILL 2586 ON SECOND READING**

Senator Hughes moved to suspend the regular order of business to take up for consideration **HB 2586** at this time on its second reading:

**HB 2586**, Relating to political contributions and political expenditures made to or by political committees or other persons.

The motion prevailed.

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

The bill was read second time.

Senator Paxton offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 2586** (senate committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 254.031(a), Election Code, is amended to read as follows:

(a) Except as otherwise provided by this chapter, each report filed under this chapter must include:

(1) the amount of political contributions, other than political contributions described by Subdivision (1-a), from each person that in the aggregate exceed \$50 and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions;

(1-a) the amount of political contributions from each person that are made electronically and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions;

(2) the amount of loans that are made during the reporting period for campaign or officeholder purposes to the person or committee required to file the report and that in the aggregate exceed \$50, the dates the loans are made, the interest rate, the maturity date, the type of collateral for the loans, if any, the full name and address of the person or financial institution making the loans, the full name and address, principal occupation, and name of the employer of each guarantor of the loans, the amount of the loans guaranteed by each guarantor, and the aggregate principal amount of all outstanding loans as of the last day of the reporting period;

(3) the amount of political expenditures that in the aggregate exceed \$100 and that are made during the reporting period, the full name and address of the persons to whom the expenditures are made, and the dates and purposes of the expenditures;

(4) the amount of each payment made during the reporting period from a political contribution if the payment is not a political expenditure, the full name and address of the person to whom the payment is made, and the date and purpose of the payment;

(5) the total amount or a specific listing of the political contributions of \$50 or less accepted and the total amount or a specific listing of the political expenditures of \$100 or less made during the reporting period;

(6) the total amount of all political contributions accepted and the total amount of all political expenditures made during the reporting period;

(7) the name of each candidate or officeholder who benefits from a direct campaign expenditure made during the reporting period by the person or committee required to file the report, and the office sought or held, excluding a direct campaign expenditure that is made by the principal political committee of a political party on behalf of a slate of two or more nominees of that party;

(8) as of the last day of a reporting period for which the person is required to file a report, the total amount of political contributions accepted, including interest or other income on those contributions, maintained in one or more accounts in which political contributions are deposited as of the last day of the reporting period;

(9) any credit, interest, rebate, refund, reimbursement, or return of a deposit fee resulting from the use of a political contribution or an asset purchased with a political contribution that is received during the reporting period and the amount of which exceeds \$100;

(10) any proceeds of the sale of an asset purchased with a political contribution that is received during the reporting period and the amount of which exceeds \$100;

(11) any investment purchased with a political contribution that is received during the reporting period and the amount of which exceeds \$100;

(12) any other gain from a political contribution that is received during the reporting period and the amount of which exceeds \$100; and

(13) the full name and address of each person from whom an amount described by Subdivision (9), (10), (11), or (12) is received, the date the amount is received, and the purpose for which the amount is received.

SECTION \_\_\_\_\_. Section 254.031(a), Election Code, as amended by this Act, applies only to a report under Chapter 254, Election Code, that is required to be filed on or after the effective date of this Act. A report under Chapter 254, Election Code, that is required to be filed before the effective date of this Act is governed by the law in effect on the date the report is required to be filed, and the former law is continued in effect for that purpose.

The amendment to **HB 2586** 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.

**HB 2586** as amended was passed to third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Menéndez, Watson.

### **HOUSE BILL 2586 ON THIRD READING**

Senator Hughes moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2586** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, West, Whitmire, Zaffirini.

Nays: Menéndez, Watson.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

### **HOUSE BILL 98 ON SECOND READING**

On motion of Senator Huffman and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 98** at this time on its second reading:

**HB 98**, Relating to civil and criminal liability for the unlawful disclosure of intimate visual material.

The bill was read second time and was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 98 ON THIRD READING**

Senator Huffman moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 98** be placed on its third reading and final passage.

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

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

### **SENATE RULE 5.14(a) SUSPENDED (Intent Calendar)**

On motion of Senator Hughes and by unanimous consent, Senate Rule 5.14(a), requiring bills to be posted on the Intent Calendar by 3:00 p.m., was suspended and the time was extended to 8:00 p.m. today.

### **COMMITTEE SUBSTITUTE HOUSE JOINT RESOLUTION 34 ON SECOND READING**

On motion of Senator Bettencourt and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHJR 34** at this time on its second reading:

**CSHJR 34**, Proposing a constitutional amendment authorizing the legislature to provide for a temporary exemption from ad valorem taxation of a portion of the appraised value of certain property damaged by a disaster.

The resolution was read second time and was passed to third reading by a viva voce vote.

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



**COMMITTEE SUBSTITUTE  
HOUSE JOINT RESOLUTION 34 ON THIRD READING**

Senator Bettencourt moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHJR 34** be placed on its third reading and final passage.

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

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

**HOUSE BILL 1435 ON SECOND READING**

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1435** at this time on its second reading:

**HB 1435**, Relating to the inspection of a municipal solid waste management facility or site by the Texas Commission on Environmental Quality before a permit application is issued, amended, extended, or renewed.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 1435 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 **HB 1435** be placed on its third reading and final passage.

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

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

**HOUSE BILL 2699 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2699** at this time on its second reading:

**HB 2699**, Relating to the permit and license examinations for hearing instrument fitters and dispensers.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 2699 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 **HB 2699** be placed on its third reading and final passage.

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

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

### HOUSE BILL 2911 ON SECOND READING

On motion of Senator Hughes and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2911** at this time on its second reading:

**HB 2911**, Relating to voter registration.

The bill was read second time.

Senator Hughes offered the following amendment to the bill:

#### Floor Amendment No. 1

Amend **HB 2911** (senate committee printing) as follows:

(1) In the heading of SECTION 1 of the bill, amending Section 13.002(i), Election Code (page 1, line 21), strike "13.002(i), Election Code, is amended" and substitute "13.002, Election Code, is amended by amending Subsection (i) and adding Subsection (c-1)".

(2) In SECTION 1 of the bill, amending Section 13.002, Election Code, immediately before amended Section 13.002(i), Election Code (page 1, between lines 22 and 23), insert the following:

(c-1) An application may not be accepted if, at the time the applicant received the application, a box on the application was marked to indicate that the applicant:

(1) is a United States citizen; or

(2) will be 18 years of age or older on election day.

(3) In SECTION 20 of the bill, amending Section 18.0681(d), Election Code (page 6, line 1), strike "may" and substitute "shall [~~may~~]".

(4) In SECTION 20 of the bill, amending Section 18.0681(d), Election Code (page 6, line 5), strike "may" and substitute "shall [~~may~~]".

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

SECTION \_\_\_\_\_. Section 13.074(c), Election Code, is amended to read as follows:

(c) The registrar may not challenge an applicant later than:

(1) the fifth [~~second~~] day after the date the application is determined to comply with Section 13.002 and indicate that the applicant is eligible for registration, if the application was submitted less than 60 days before the next election in which the applicant would be eligible to vote; or

(2) the 30th day after the date the application is determined to comply with Section 13.002 and indicate that the applicant is eligible for registration, if the application was submitted more than 60 days before the next election in which the applicant would be eligible to vote.

SECTION \_\_\_\_\_. Section 15.028, Election Code, is amended to read as follows:

Sec. 15.028. NOTICE OF UNLAWFUL VOTING OR REGISTRATION [~~TO PROSECUTOR~~]. [~~(a)~~] If the registrar determines that a person who is not eligible to vote may have registered to vote or [~~a registered voter~~] voted in an election, or that a person who is not registered to vote may have voted in an election, the registrar shall

execute and deliver to the attorney general, the secretary of state, and the county or district attorney having jurisdiction in the territory covered by the election an affidavit stating the relevant facts.

~~[(b) If the election covers territory in more than one county, the registrar shall also deliver an affidavit to the attorney general.]~~

SECTION \_\_\_\_\_. Section 16.001(d), Election Code, is amended to read as follows:

(d) With the cooperation of the secretary of state, the Department of Public Safety shall, in accordance with federal law, enter into an agreement with the commissioner of social security to verify on a quarterly basis the information of voter registration records containing a social security number. At a minimum, the department shall verify if:

(1) the name, date of birth, and social security number listed in the commissioner's records match those on record with the department; and

(2) the commissioner's records show the person to be deceased. ~~[The secretary of state shall quarterly obtain from the United States Social Security Administration available information specified by the secretary relating to deceased residents of the state.]~~

SECTION \_\_\_\_\_. Section 16.0332(a), Election Code, is amended to read as follows:

(a) After the registrar receives a list under Section 18.068 of this code or Section 62.113, Government Code, of persons excused or disqualified from jury service or otherwise determined to be ineligible to vote because of citizenship status, the registrar shall deliver to each registered voter whose name appears on the list a written notice requiring the voter to submit to the registrar proof of United States citizenship in the form of a certified copy of the voter's birth certificate, United States passport, or certificate of naturalization or any other form prescribed by the secretary of state. The notice shall be delivered by forwardable mail to the mailing address on the voter's registration application and to any new address of the voter known to the registrar.

SECTION \_\_\_\_\_. Section 18.065, Election Code, is amended by amending Subsection (a) and adding Subsections (e), (f), and (g) to read as follows:

(a) The secretary of state shall monitor each registrar for substantial compliance with Sections 15.083, 16.032, 16.0332, and 18.061 and with rules implementing the statewide computerized voter registration list.

(e) If a registrar fails to correct a violation within 30 days of a notice under Subsection (b), the secretary of state shall correct the violation on behalf of the registrar.

(f) The county served by a noncomplying registrar is liable to this state for a civil penalty of \$100 for each violation corrected by the secretary of state on behalf of the registrar under Subsection (e). The attorney general may bring an action to recover a civil penalty imposed under this section.

(g) A civil penalty collected by the attorney general under this section shall be deposited in the state treasury to the credit of the general revenue fund.

SECTION \_\_\_\_\_. Section 18.068, Election Code, is amended to read as follows:

Sec. 18.068. COMPARISON OF INFORMATION REGARDING INELIGIBILITY. (a) The secretary of state shall quarterly compare the information received under Section 16.001 of this code and Section 62.113, Government Code, to the statewide computerized voter registration list.

(a-1) The secretary of state shall enter into an agreement with the Department of Public Safety under which information in the statewide computerized voter registration list is compared against information in the database of the Department of Public Safety on a monthly basis to verify the accuracy of information provided on voter registration applications. The information compared must include, at a minimum, a voter's:

- (1) full legal name;
- (2) former name, if applicable;
- (3) date of birth;
- (4) residence address;
- (5) driver's license or state identification card number;
- (6) signature;
- (7) social security number;
- (8) documentation of lawful presence in this state; and
- (9) citizenship status.

(a-2) If the secretary determines from information received under Subsection (a) or (a-1) that a voter on the registration list may be ineligible to vote [is deceased or has been excused or disqualified from jury service because the voter is not a citizen], the secretary shall send notice of the determination to:

- (1) the voter registrar of the counties considered appropriate by the secretary; and
- (2) the attorney general, who shall quarterly review the information to investigate whether a person has committed an offense under Section 13.007 or other law.

(b) The secretary of state shall by rule determine what information combinations identified as common to a voter and to an individual who is deceased or ineligible to vote constitute a weak match or a strong match in order to:

- (1) produce the least possible impact on Texas voters; and
- (2) fulfill its responsibility to manage the voter rolls.

(c) The secretary of state may not determine that a voter is deceased or ineligible to vote based on a weak match. The secretary of state may inform the county of the voter's residence that a weak match exists.

(d) On receiving notification from the secretary of state under Subsection (c) that a weak match of identifying information exists for a county voter and an individual who is deceased or ineligible to vote, the county shall investigate whether the voter is that [the] individual [who is deceased].

(e) The secretary of state may determine that a voter is deceased or ineligible to vote based on a strong match.

(f) The secretary of state may obtain, for purposes of determining whether a voter is deceased or ineligible to vote, information from other state agency databases

relating to a voter that is the same type of information that the secretary of state or a voter registrar collects or stores for voter registration purposes.

(g) Not later than December 31 of each year, the secretary of state shall provide a report to the legislature of the number of voters determined to be ineligible under this section during the calendar year. The report must include the reason for ineligibility for each voter.

SECTION \_\_\_\_\_. Section 62.113(b), Government Code, is amended to read as follows:

(b) On the third business day of each month, the clerk shall send a copy of the list of persons excused or disqualified because of citizenship in the previous month to:

(1) the voter registrar of the county;

(2) the secretary of state; and

(3) the county or district attorney, as applicable, or the attorney general for an investigation of whether the person committed an offense under Section 13.007, Election Code, or other law.

SECTION \_\_\_\_\_. Sections 62.114(b) and (c), Government Code, are amended to read as follows:

(b) On the third business day of each month, the clerk shall send ~~[to the voter registrar of the county]~~ a copy of the list of persons excused or disqualified in the previous month because the persons do not reside in the county to:

(1) the voter registrar of the county;

(2) the secretary of state; and

(3) the county or district attorney, as applicable, or the attorney general for an investigation of whether the person committed an offense under Section 13.007, Election Code, or other law.

(c) A list compiled under this section may not be used for a purpose other than a purpose described by Subsection (b) or Section 15.081 or 18.068, Election Code.

The amendment to **HB 2911** was read.

Senator Hughes moved to postpone further consideration of the bill to a time certain of 6:00 p.m. today.

The motion prevailed.

Question: Shall Floor Amendment No. 1 to **HB 2911** be adopted?

### **HOUSE BILL 1526 ON SECOND READING**

On motion of Senator Paxton and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1526** at this time on its second reading:

**HB 1526**, Relating to the treatment of a nursery stock weather protection unit as an implement of husbandry for ad valorem tax purposes.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 1526 ON THIRD READING**

Senator Paxton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1526** be placed on its third reading and final passage.

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

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

**HOUSE JOINT RESOLUTION 72 ON SECOND READING**

On motion of Senator Huffman and by unanimous consent, the regular order of business was suspended to take up for consideration **HJR 72** at this time on its second reading:

**HJR 72**, Proposing a constitutional amendment permitting a person to hold more than one office as a municipal judge at the same time.

The resolution was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE JOINT RESOLUTION 72 ON THIRD READING**

Senator Huffman moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HJR 72** be placed on its third reading and final passage.

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

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

**HOUSE BILL 3365 ON SECOND READING**

On motion of Senator Alvarado and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 3365** at this time on its second reading:

**HB 3365**, Relating to the civil liability of certain persons providing disaster assistance.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 3365 ON THIRD READING**

Senator Alvarado moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3365** be placed on its third reading and final passage.

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

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

**HOUSE JOINT RESOLUTION 151 ON SECOND READING**

On motion of Senator Taylor and by unanimous consent, the regular order of business was suspended to take up for consideration **HJR 151** at this time on its second reading:

**HJR 151**, Proposing a constitutional amendment allowing increased distributions to the available school fund.

The resolution was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE JOINT RESOLUTION 151 ON THIRD READING**

Senator Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HJR 151** be placed on its third reading and final passage.

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

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

**HOUSE BILL 4611 ON SECOND READING**

On motion of Senator Taylor and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 4611** at this time on its second reading:

**HB 4611**, Relating to certain distributions to the available school fund.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 4611 ON THIRD READING**

Senator Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 4611** be placed on its third reading and final passage.

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

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

**HOUSE BILL 933 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 933** at this time on its second reading:

**HB 933**, Relating to posting of election information on the secretary of state's and each county's Internet website.

The bill was read second time.

Senator Perry offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 933** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in amended Section 4.003(b), Election Code (page 1, line 30), between "website" and the underlined period, insert ", if the county maintains a website.".

(2) In SECTION 1 of the bill, in amended Section 4.003(b), Election Code (page 1, line 33), between the period and "For", insert the following:

If a county does not maintain a website, the authority responsible for giving notice of the election shall post a copy of a notice of the election on the bulletin board used for posting notices of the meetings of the governing body of the political subdivision that the authority serves.

(3) In SECTION 2 of the bill, in amended Section 4.008(a), Election Code (page 1, line 50), between "website" and "as", insert ", if the county maintains a website.".

(4) Strike SECTION 3 of the bill, amending Section 31.012(a), Election Code (page 1, line 52, through page 2, line 1).

(5) In SECTION 5 of the bill, following added Section 31.125, Election Code (page 2, between lines 55 and 56), insert the following:

(c) This section applies only to a county that maintains an Internet website.

(6) In SECTION 6 of the bill, in amended Section 32.114(c), Election Code (page 2, line 60), between "website" and "and", insert ", if the county maintains an Internet website.".

(7) In SECTION 6 of the bill, in amended Section 32.114(c), Election Code (page 2, between lines 63 and 64), insert the following:

(1-a) post notice of the time and place of each session on the bulletin board used for posting notice of meetings of the commissioners court, if the county does not maintain an Internet website, and shall include on the notice a statement that the program is open to the public;

(8) In SECTION 7 of the bill, in amended Section 42.035(a), Election Code (page 3, line 10), between "website" and "for", insert ", if the county maintains an Internet website.".

(9) Strike SECTION 8 of the bill, amending Section 43.061(c), Election Code (page 3, lines 12 through 23).

(10) In SECTION 9 of the bill, in amended Section 66.059(b), Election Code (page 3, line 28), between "county" and the underlined comma, insert "or is a county that does not maintain an Internet website."

(11) In SECTION 9 of the bill, in added Section 66.059(b-1), Election Code (page 3, line 35), between "county" and the underlined comma, insert "that maintains an Internet website".

(12) In SECTION 11 of the bill, in amended Section 85.007(c), Election Code (page 3, lines 52 through 55), strike Subdivision (1) and substitute the following:

(1) the bulletin board used for posting notice of meetings of the commissioners court if the early voting clerk is the county clerk of a county that does not maintain an Internet website, or of the city governing body if the early voting clerk is the city secretary; or



(13) In SECTION 11 of the bill, in amended Section 85.007(c)(2), Election Code (page 3, line 57), between "clerk" and the underlined period, insert "of a county that maintains an Internet website".

(14) In SECTION 12 of the bill, in amended Section 85.067, Election Code (page 3, lines 60 through 67), strike Subsection (d) and substitute the following:

(d) The schedule shall be posted on:

(1) the bulletin board used for posting notice of meetings of the governing body of the political subdivision served by the authority ordering the election or, if the early voting clerk is the county clerk of a county that does not maintain an Internet website or city secretary, meetings of the commissioners court or city governing body, as applicable; or

(2) the county's Internet website if the early voting clerk is the county clerk of a county that maintains an Internet website.

(15) In SECTION 13 of the bill, in amended Section 87.027, Election Code (page 4, lines 2 through 8), strike Subsection (k) and substitute the following:

(k) Postings required by this section shall be made on the bulletin board used for posting notice of meetings of the commissioners court of a county that does not maintain an Internet website, in an election for which the county election board is established or a primary election, or of the governing body of the political subdivision in other elections.

(16) In SECTION 13 of the bill, in added Section 87.027(k-1), Election Code (page 4, line 9), strike "Postings" and substitute "If the county maintains an Internet website, postings".

(17) In SECTION 14 of the bill, in amended Section 129.023(b), Election Code (page 4, line 17), between "website" and "at", insert ", if the county maintains an Internet website, or on the bulletin board used for posting notice of meetings of the commissioners court if the county does not maintain an Internet website,".

(18) Strike SECTION 15 of the bill, amending Section 172.113(d), Election Code (page 4, lines 19 through 24).

(19) Strike SECTION 19(c) of the bill (page 4, lines 58 through 61).

(20) Renumber SECTIONS of the bill accordingly.

The amendment to **HB 933** 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.

**HB 933** as amended was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 933 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 **HB 933** be placed on its third reading and final passage.

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

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

**HOUSE BILL 3753 ON SECOND READING**

On motion of Senator Alvarado and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 3753** at this time on its second reading:

**HB 3753**, Relating to the authority of a county fire marshal to provide fire-related training programs for first responders.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 3753 ON THIRD READING**

Senator Alvarado moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3753** be placed on its third reading and final passage.

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

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

**HOUSE BILL 1949 ON SECOND READING**

On motion of Senator West and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1949** at this time on its second reading:

**HB 1949**, Relating to the criteria for awarding adult education and literacy program performance incentive funds.

The bill was read second time.

Senator Hinojosa offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 1949** (senate committee report) as follows:

(1) On page 1, line 26, strike "adding Subsections (c) and (d)" and substitute "adding Subsections (c), (d), and (e)".

(2) On page 1, line 42, between "(d)" and "In", insert the following:

The process developed under this section must require the members of the commission to approve the award of any funds under this chapter.

(e)

The amendment to **HB 1949** 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.

**HB 1949** as amended was passed to third reading by a viva voce vote.

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

**HOUSE BILL 1949 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 **HB 1949** be placed on its third reading and final passage.

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

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

**HOUSE BILL 1633 ON SECOND READING**

Senator Zaffirini moved to suspend the regular order of business to take up for consideration **HB 1633** at this time on its second reading:

**HB 1633**, Relating to the imposition and rate of the county hotel occupancy tax in certain counties; authorizing the imposition of a tax.

The motion prevailed by the following vote: Yeas 23, Nays 8.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes, Kolkhorst.

The bill was read second time and was passed to third reading by the following vote: Yeas 23, Nays 8. (Same as previous roll call)

**HOUSE BILL 1633 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 **HB 1633** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 5.

Yeas: Alvarado, Birdwell, Buckingham, Fallon, Flores, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Hall, Hancock.

The bill was read third time and was passed by the following vote: Yeas 23, Nays 8.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes, Kolkhorst.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 963 ON SECOND READING**

On motion of Senator Taylor and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 963** at this time on its second reading:

**CSHB 963**, Relating to a review by the State Board of Education of the essential knowledge and skills of the career and technology and technology applications curriculums.

The bill was read second time.

Senator Kolkhorst offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSHB 963** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter D, Chapter 11, Education Code, is amended by adding Section 11.1518 to read as follows:

Sec. 11.1518. TRUSTEE INFORMATION POSTED ON WEBSITE. (a) Each school district that maintains an Internet website shall post on the website the name, e-mail address, and term of office, including the date the term began and the date the term expires, of each member of the district's board of trustees.

(b) If a school district does not maintain an Internet website, the district shall submit the information required by Subsection (a) to the agency. On receipt of the district's information, the agency shall post the information on the agency's Internet website.

(c) Each time there is a change in the membership of a school district's board of trustees, the district shall update the information required under Subsection (a) and, as applicable:

- (1) post the updated information on the district's Internet website; or
- (2) submit the updated information to the agency for posting on the agency's Internet website in accordance with Subsection (b).

The amendment to **CSHB 963** 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.

**CSHB 963** as amended was passed to third reading by a viva voce vote.

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

**COMMITTEE SUBSTITUTE  
HOUSE BILL 963 ON THIRD READING**

Senator Taylor moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 963** be placed on its third reading and final passage.

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

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

### HOUSE BILL 2050 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2050** at this time on its second reading:

**HB 2050**, Relating to consent requirements for the prescription of certain psychoactive medications to residents of nursing facilities and related institutions.

The bill was read second time.

Senator Kolkhorst offered the following amendment to the bill:

#### Floor Amendment No. 1

Amend **HB 2050** (senate committee printing) as follows:

(1) In the recital to SECTION 1 of the bill (page 1, lines 24 and 25), strike "(c-1) and (c-2)" and substitute ""(c-1), (c-2), and (c-3)".

(2) In SECTION 1 of the bill, in added Section 242.505(c-2), Health and Safety Code (page 2, line 2), strike "is presumed to satisfy" and substitute "satisfies".

(3) In SECTION 1 of the bill, in added Section 242.505(c-2), Health and Safety Code (page 2, lines 3 through 5), strike "and the disclosure requirements established by the Texas Medical Disclosure Panel in Sections 74.103 and 74.105, Civil Practice and Remedies Code".

(4) In SECTION 1 of the bill, immediately following added Section 242.505(c-2), Health and Safety Code (page 2, between lines 5 and 6), insert the following:

(c-3) There is a rebuttable presumption that the written consent provided by a resident or the resident's legally authorized representative on the form described by Subsection (c-1) satisfies the disclosure requirements established by the Texas Medical Disclosure Panel in Sections 74.104 and 74.105, Civil Practice and Remedies Code.

The amendment to **HB 2050** 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.

**HB 2050** as amended was passed to third reading by a viva voce vote.

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

### HOUSE BILL 2050 ON THIRD READING

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2050** be placed on its third reading and final passage.

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

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

**(President in Chair)****HOUSE BILL 2441 ON SECOND READING**

On motion of Senator Paxton and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2441** at this time on its second reading:

**HB 2441**, Relating to the entitlement of a person who is disabled and elderly to receive a disabled residence homestead exemption from ad valorem taxation from one taxing unit and an elderly exemption from another taxing unit.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 2441 ON THIRD READING**

Senator Paxton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2441** be placed on its third reading and final passage.

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

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

**HOUSE BILL 2477 ON SECOND READING**

Senator Miles moved to suspend the regular order of business to take up for consideration **HB 2477** at this time on its second reading:

**HB 2477**, Relating to automatic employee participation in and administration of a deferred compensation plan provided by certain hospital districts.

The motion prevailed by the following vote: Yeas 24, Nays 7.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes.

The bill was read second time and was passed to third reading by the following vote: Yeas 24, Nays 7. (Same as previous roll call)

**HOUSE BILL 2477 ON THIRD READING**

Senator Miles moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2477** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 6.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock.

The bill was read third time and was passed by the following vote: Yeas 24, Nays 7.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 601 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 601** at this time on its second reading:

**CSHB 601**, Relating to procedures and reporting requirements regarding criminal defendants who are or may be persons with a mental illness or an intellectual disability.

The bill was read second time.

Senator Zaffirini offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSHB 601** (senate committee printing) as follows:

(1) In the recital to SECTION 4 of the bill (page 4, lines 57-58), strike "Section 8(c), Article 42.09, Code of Criminal Procedure, is amended" and substitute "Sections 8(a) and (c), Article 42.09, Code of Criminal Procedure, are amended".

(2) Immediately following the recital to SECTION 4 of the bill (page 4, between lines 58 and 59), insert the following:

(a) A county that transfers a defendant to the Texas Department of Criminal Justice under this article shall deliver to an officer designated by the department:

(1) a copy of the judgment entered pursuant to Article 42.01, completed on a standardized felony judgment form described by Section 4 of that article;

(2) a copy of any order revoking community supervision and imposing sentence pursuant to Article 42A.755, including:

(A) any amounts owed for restitution, fines, and court costs, completed on a standardized felony judgment form described by Section 4, Article 42.01; and

(B) a copy of the client supervision plan prepared for the defendant by the community supervision and corrections department supervising the defendant, if such a plan was prepared;

(3) a written report that states the nature and the seriousness of each offense and that states the citation to the provision or provisions of the Penal Code or other law under which the defendant was convicted;

(4) a copy of the victim impact statement, if one has been prepared in the case under Article 56.03;

(5) a statement as to whether there was a change in venue in the case and, if so, the names of the county prosecuting the offense and the county in which the case was tried;

(6) if requested, information regarding the criminal history of the defendant, including the defendant's state identification number if the number has been issued;

(7) a copy of the indictment or information for each offense;

(8) a checklist sent by the department to the county and completed by the county in a manner indicating that the documents required by this subsection and Subsection (c) accompany the defendant;

(9) if prepared, a copy of a presentence or postsentence report prepared under Subchapter F, Chapter 42A;

(10) a copy of any detainer, issued by an agency of the federal government, that is in the possession of the county and that has been placed on the defendant;

(11) if prepared, a copy of the defendant's Texas Uniform Health Status Update Form; ~~and~~

(12) a written description of a hold or warrant, issued by any other jurisdiction, that the county is aware of and that has been placed on or issued for the defendant; and

(13) a copy of any mental health records, mental health screening reports, or similar information regarding the mental health of the defendant.

(3) Strike SECTION 8 of the bill (page 5, lines 41 through 48) and substitute the following appropriately numbered SECTION:

SECTION \_\_\_\_\_. (a) The changes in law made by this Act to Articles 16.22 and 17.032, Code of Criminal Procedure, and to Section 8(c), Article 42.09, Code of Criminal Procedure, apply only to a defendant charged with an offense committed on or after the effective date of this Act. A defendant charged with an offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

(b) The changes in law made by this Act to Section 8(a), Article 42.09, Code of Criminal Procedure, and to Chapters 46B and 46C, Code of Criminal Procedure, apply only to a proceeding that begins on or after the effective date of this Act, regardless of when the defendant committed the underlying offense for which the defendant became subject to the proceeding. A proceeding that begins before the effective date of this Act is governed by the law in effect on the date the proceeding began, and the former law is continued in effect for that purpose.

(4) Add the following appropriately numbered SECTIONS to the bill:

SECTION \_\_\_\_\_. Article 46B.001, Code of Criminal Procedure, is amended to read as follows:

Art. 46B.001. DEFINITIONS. In this chapter:

(1) "Adaptive behavior" means the effectiveness with or degree to which a person meets the standards of personal independence and social responsibility expected of the person's age and cultural group.

(2) "Commission" means the Health and Human Services Commission.

(3) "Competency restoration" means the treatment or education process for restoring a person's ability to consult with the person's attorney with a reasonable degree of rational understanding, including a rational and factual understanding of the court proceedings and charges against the person.



(4) "Developmental period" means the period of a person's life from birth through 17 years of age.

(5) "Electronic broadcast system" means a two-way electronic communication of image and sound between the defendant and the court and includes secure Internet videoconferencing.

(6) "Executive commissioner" means the executive commissioner of the Health and Human Services Commission.

(7) "Inpatient mental health facility" has the meaning assigned by Section 571.003, Health and Safety Code.

(8) ~~(2)~~ "Intellectual disability" means significantly subaverage general intellectual functioning that is concurrent with deficits in adaptive behavior and originates during the developmental period [has the meaning assigned by Section 591.003, Health and Safety Code].

(9) ~~(3)~~ "Local mental health authority" has the meaning assigned by Section 571.003, Health and Safety Code.

(10) ~~(4)~~ "Local intellectual and developmental disability authority" has the meaning assigned by Section 531.002, Health and Safety Code.

(11) ~~(5)~~ "Mental health facility" has the meaning assigned by Section 571.003, Health and Safety Code.

(12) ~~(6)~~ "Mental illness" means an illness, disease, or condition, other than epilepsy, dementia, substance abuse, or intellectual disability, that grossly impairs:

(A) a person's thought, perception of reality, emotional process, or judgment; or

(B) behavior as demonstrated by recent disturbed behavior [has the meaning assigned by Section 571.003, Health and Safety Code].

(13) ~~(7)~~ "Residential care facility" has the meaning assigned by Section 591.003, Health and Safety Code.

(14) "Subaverage general intellectual functioning" means a measured intelligence two or more standard deviations below the age-group mean, using a standardized psychometric instrument.

~~[(8) "Electronic broadcast system" means a two way electronic communication of image and sound between the defendant and the court and includes secure Internet videoconferencing.~~

~~[(9) "Competency restoration" means the treatment or education process for restoring a person's ability to consult with the person's attorney with a reasonable degree of rational understanding, including a rational and factual understanding of the court proceedings and charges against the person.]~~

SECTION \_\_\_\_\_. Subchapter A, Chapter 46B, Code of Criminal Procedure, is amended by adding Article 46B.0021 to read as follows:

Art. 46B.0021. FACILITY DESIGNATION. The commission may designate for the commitment of a defendant under this chapter only a facility operated by the commission or under a contract with the commission for that purpose.

SECTION \_\_\_\_\_. Article 46B.073(c), Code of Criminal Procedure, is amended to read as follows:

(c) If the defendant is charged with an offense listed in Article 17.032(a)[~~other than an offense under Section 22.01(a)(1), Penal Code,~~] or if the indictment alleges an affirmative finding under Article 42A.054(c) or (d), the court shall enter an order committing the defendant for competency restoration services to a [~~the maximum security unit of any~~] facility designated by the commission [~~Department of State Health Services, to an agency of the United States operating a mental hospital, or to a Department of Veterans Affairs hospital~~].

SECTION \_\_\_\_\_. Subchapter D, Chapter 46B, Code of Criminal Procedure, is amended by adding Article 46B.0831 to read as follows:

Art. 46B.0831. DETERMINATION WHETHER DEFENDANT IS MANIFESTLY DANGEROUS. A defendant committed to a maximum security unit by the commission may be assessed, at any time before the defendant is restored to competency, by the review board established under Section 46B.105 to determine whether the defendant is manifestly dangerous. If the review board determines the defendant is not manifestly dangerous, the commission shall transfer the defendant to a non-maximum security facility designated by the commission.

SECTION \_\_\_\_\_. Article 46B.104, Code of Criminal Procedure, is amended to read as follows:

Art. 46B.104. CIVIL COMMITMENT PLACEMENT: FINDING OF VIOLENCE. A defendant committed to a facility as a result of proceedings initiated under this chapter shall be committed to the [~~maximum security unit of any~~] facility designated by the commission [~~Department of State Health Services~~] if:

- (1) the defendant is charged with an offense listed in Article 17.032(a)[~~other than an offense listed in Article 17.032(a)(6)~~]; or
- (2) the indictment charging the offense alleges an affirmative finding under Article 42A.054(c) or (d).

SECTION \_\_\_\_\_. Articles 46B.105(a), (b), and (e), Code of Criminal Procedure, are amended to read as follows:

(a) Unless a defendant committed to a maximum security unit by the commission is determined to be manifestly dangerous by a review board established under Subsection (b), not later than the 60th day after the date the defendant arrives at the maximum security unit, the defendant shall be transferred to:

- (1) a unit of an inpatient mental health facility other than a maximum security unit;
- (2) a residential care facility; or
- (3) a program designated by a local mental health authority or a local intellectual and developmental disability authority.

(b) The executive commissioner [~~of state health services~~] shall appoint a review board of five members, including one psychiatrist licensed to practice medicine in this state and two persons who work directly with persons with mental illness or an intellectual disability, to determine whether the defendant is manifestly dangerous and, as a result of the danger the defendant presents, requires continued placement in a maximum security unit.

(e) If the superintendent of the facility at which the maximum security unit is located disagrees with the determination, the matter shall be referred to the executive commissioner [~~of state health services~~]. The executive commissioner shall decide whether the defendant is manifestly dangerous.

SECTION \_\_\_\_\_. Article 46B.106(a), Code of Criminal Procedure, is amended to read as follows:

(a) A defendant committed to a facility as a result of the proceedings initiated under this chapter, other than a defendant described by Article 46B.104, shall be committed to:

(1) a facility designated by the commission [~~Department of State Health Services or the Department of Aging and Disability Services, as appropriate~~]; or

(2) an outpatient treatment program.

SECTION \_\_\_\_\_. Articles 46B.107(a) and (d), Code of Criminal Procedure, are amended to read as follows:

(a) The release of a defendant committed under this chapter from the commission [~~Department of State Health Services, the Department of Aging and Disability Services~~], an outpatient treatment program, or another facility is subject to disapproval by the committing court if the court or the attorney representing the state has notified the head of the facility or outpatient treatment provider, as applicable, to which the defendant has been committed that a criminal charge remains pending against the defendant.

(d) The court shall, on receiving notice from the head of a facility or outpatient treatment provider of intent to release the defendant under Subsection (b) [~~may, on motion of the attorney representing the state or on its own motion~~], hold a hearing to determine whether release is appropriate under the applicable criteria in Subtitle C or D, Title 7, Health and Safety Code. The court may, on motion of the attorney representing the state or on its own motion, hold a hearing to determine whether release is appropriate under the applicable criteria in Subtitle C or D, Title 7, Health and Safety Code, regardless of whether the court receives notice that the head of a facility or outpatient treatment provider provides notice of intent to release the defendant under Subsection (b). The court may conduct the hearing:

(1) at the facility; or

(2) by means of an electronic broadcast system as provided by Article 46B.013.

SECTION \_\_\_\_\_. Article 46B.151(c), Code of Criminal Procedure, is amended to read as follows:

(c) Notwithstanding Subsection (b), a defendant placed in a facility of the commission [~~Department of State Health Services or the Department of Aging and Disability Services~~] pending civil hearing under this article may be detained in that facility only with the consent of the head of the facility and pursuant to an order of protective custody issued under Subtitle C, Title 7, Health and Safety Code.

SECTION \_\_\_\_\_. Articles 46C.001(1) and (2), Code of Criminal Procedure, are amended to read as follows:

(1) "Commission" means the Health and Human Services Commission [~~"Commissioner" means the commissioner of state health services~~].

(2) "Executive commissioner" means the executive commissioner of the Health and Human Services Commission [~~"Department" means the Department of State Health Services~~].

SECTION \_\_\_\_\_. Subchapter A, Chapter 46C, Code of Criminal Procedure, is amended by adding Article 46C.0011 to read as follows:

Art. 46C.0011. FACILITY DESIGNATION. The commission may designate for the commitment of a defendant under this chapter only a facility operated by the commission or under a contract with the commission for that purpose.

SECTION \_\_\_\_\_. Article 46C.104, Code of Criminal Procedure, is amended to read as follows:

Art. 46C.104. ORDER COMPELLING DEFENDANT TO SUBMIT TO EXAMINATION. (a) For the purposes described by this chapter, the court may order any defendant to submit to examination, including a defendant who is free on bail. If the defendant fails or refuses to submit to examination, the court may order the defendant to custody for examination for a reasonable period not to exceed 21 days. Custody ordered by the court under this subsection may include custody at a facility operated by the commission [~~department~~].

(b) If a defendant who has been ordered to a facility operated by the commission [~~department~~] for examination remains in the facility for a period that exceeds 21 days, the head of that facility shall cause the defendant to be immediately transported to the committing court and placed in the custody of the sheriff of the county in which the committing court is located. That county shall reimburse the facility for the mileage and per diem expenses of the personnel required to transport the defendant, calculated in accordance with the state travel rules in effect at that time.

(c) The court may not order a defendant to a facility operated by the commission [~~department~~] for examination without the consent of the head of that facility.

SECTION \_\_\_\_\_. Article 46C.106(b), Code of Criminal Procedure, is amended to read as follows:

(b) The county in which the indictment was returned or information was filed shall reimburse a facility operated by the commission [~~department~~] that accepts a defendant for examination under this subchapter for expenses incurred that are determined by the commission [~~department~~] to be reasonably necessary and incidental to the proper examination of the defendant.

SECTION 15. Article 46C.160(b), Code of Criminal Procedure, is amended to read as follows:

(b) The court may order a defendant detained in a facility of the commission [~~department or a facility of the Department of Aging and Disability Services~~] under this article only with the consent of the head of the facility.

SECTION \_\_\_\_\_. Article 46C.202(a), Code of Criminal Procedure, is amended to read as follows:

(a) Notwithstanding Article 46C.201(b), a person placed in a commission [~~department~~] facility [~~or a facility of the Department of Aging and Disability Services~~] pending civil hearing as described by that subsection may be detained only with the consent of the head of the facility and under an Order of Protective Custody issued under Subtitle C or D, Title 7, Health and Safety Code.

SECTION \_\_\_\_\_. Articles 46C.251(a) and (b), Code of Criminal Procedure, are amended to read as follows:

(a) The court shall order the acquitted person to be committed for evaluation of the person's present mental condition and for treatment to the [~~maximum security unit of any~~] facility designated by the commission [~~department~~]. The period of commitment under this article may not exceed 30 days.

(b) The court shall order that:

(1) a transcript of all medical testimony received in the criminal proceeding be prepared as soon as possible by the court reporter and the transcript be forwarded to the facility to which the acquitted person is committed; and

(2) the following information be forwarded to the facility and[~~as applicable,~~] to the commission [~~department or the Department of Aging and Disability Services~~]:

(A) the complete name, race, and gender of the person;

(B) any known identifying number of the person, including social security number, driver's license number, or state identification number;

(C) the person's date of birth; and

(D) the offense of which the person was found not guilty by reason of insanity and a statement of the facts and circumstances surrounding the alleged offense.

SECTION \_\_\_\_\_. Article 46C.260, Code of Criminal Procedure, is amended to read as follows:

Art. 46C.260. TRANSFER OF COMMITTED PERSON TO NON-MAXIMUM SECURITY [~~NONSECURE~~] FACILITY. (a) A person committed to a facility under this subchapter shall be committed to a [~~the maximum security unit of any~~] facility designated by the commission [~~department~~].

(b) A person committed under this subchapter shall be transferred to the designated facility [~~maximum security unit~~] immediately on the entry of the order of commitment.

(c) Unless a [~~the~~] person committed to a maximum security unit by the commission is determined to be manifestly dangerous by a review board under this article [~~within the department~~], not later than the 60th day following the date of the person's arrival at the maximum security unit the person shall be transferred to a non-maximum security [~~nonsecure~~] unit of a facility designated by the commission [~~department or the Department of Aging and Disability Services, as appropriate~~].

(d) The executive commissioner shall appoint a review board of five members, including one psychiatrist licensed to practice medicine in this state and two persons who work directly with persons with mental illnesses or with mental retardation, to determine whether the person is manifestly dangerous and, as a result of the danger the person presents, requires continued placement in a maximum security unit.

(e) If the head of the facility at which the maximum security unit is located disagrees with the determination, then the matter shall be referred to the executive commissioner. The executive commissioner shall decide whether the person is manifestly dangerous.

SECTION \_\_\_\_\_. Section 532.013(a), Health and Safety Code, is amended to read as follows:

(a) In this section:

(1) "Forensic patient" means a person with mental illness or a person with an intellectual disability who is:

(A) examined on the issue of competency to stand trial by an expert appointed under Subchapter B, Chapter 46B, Code of Criminal Procedure;

(B) found incompetent to stand trial under Subchapter C, Chapter 46B, Code of Criminal Procedure;

(C) committed to court-ordered mental health services under Subchapter E, Chapter 46B, Code of Criminal Procedure; ~~or~~

(D) found not guilty by reason of insanity under Chapter 46C, Code of Criminal Procedure;

(E) examined on the issue of fitness to proceed with juvenile court proceedings by an expert appointed under Chapter 51, Family Code; or

(F) found unfit to proceed under Subchapter C, Chapter 55, Family Code.

(2) "Forensic services" means a competency examination, competency restoration services, or mental health or intellectual disability services provided to a current or former forensic patient in the community or at a department facility.

(5) Appropriately renumber SECTIONS of the bill.

The amendment to **CSHB 601** 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.

**CSHB 601** as amended was passed to third reading by a viva voce vote.

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

### **COMMITTEE SUBSTITUTE HOUSE BILL 601 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 **CSHB 601** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 714 ON SECOND READING**

On motion of Senator Rodríguez and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 714** at this time on its second reading:

**HB 714**, Relating to a reemployment program available to certain veterans placed on community supervision for a misdemeanor offense.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 714 ON THIRD READING**

Senator Rodríguez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 714** be placed on its third reading and final passage.

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

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

**COMMITTEE SUBSTITUTE  
HOUSE BILL 1177 ON THIRD READING**

Senator Creighton moved to suspend the regular order of business to take up for consideration **CSHB 1177** at this time on its third reading and final passage:

**CSHB 1177**, Relating to carrying a concealed handgun following a mandatory evacuation order issued during a state of disaster.

The motion prevailed by the following vote: Yeas 22, Nays 9.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Nays: Johnson, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 9. (Same as previous roll call)

**HOUSE BILL 1552 ON SECOND READING**

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1552** at this time on its second reading:

**HB 1552**, Relating to the weapons proficiency of and the carrying of a handgun by qualified retired law enforcement officers.

The bill was read second time.

Senator Schwertner offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 1552** (senate committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter F, Chapter 1701, Occupations Code, is amended by adding Section 1701.2561 to read as follows:

Sec. 1701.2561. FIREARMS TRAINING FOR COUNTY JAILERS. (a) The commission shall develop a basic training program in the use of firearms by county jailers. The program must provide instruction in:

(1) legal limitations on the use of firearms and on the powers and authority of jailers;

(2) range firing and procedure;

(3) firearms safety and maintenance; and

(4) other topics determined by the commission to be necessary for the

responsible use of firearms by jailers.

(b) The commission shall administer the training program and shall issue a certificate of firearms proficiency to each county jailer the commission determines has successfully completed the program.

(c) A county jailer who is issued a certificate of firearms proficiency and who maintains weapons proficiency in accordance with Section 1701.355 may carry a firearm:

(1) during the course of performing duties as a county jailer, including while transporting persons confined in the county jail; and

(2) while traveling to or from the jailer's place of assignment.

SECTION \_\_\_\_ . Section 1701.355, Occupations Code, is amended by adding Subsection (a-1) and amending Subsection (b) to read as follows:

(a-1) An agency that employs one or more county jailers who have been issued a certificate of firearms proficiency under Section 1701.2561 shall designate a firearms proficiency officer and require the jailers to demonstrate weapons proficiency to the firearms proficiency officer at least annually. The agency shall maintain records of the weapons proficiency of the agency's jailers. A county jailer's failure to demonstrate weapons proficiency does not affect the county jailer's license under this chapter.

(b) On request, the commission may waive the requirement that a peace officer or county jailer demonstrate weapons proficiency on a determination by the commission that the requirement causes a hardship.

The amendment to **HB 1552** 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.

**HB 1552** as amended was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 1552 ON THIRD READING**

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1552** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 3100 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 3100** at this time on its second reading:

**HB 3100**, Relating to the confidentiality of certain registered voters.



The bill was read second time and was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 3100 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 **HB 3100** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 2481 ON SECOND READING**

On motion of Senator Creighton and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2481** at this time on its second reading:

**HB 2481**, Relating to the administration of a veterans treatment court program.

The bill was read second time and was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 2481 ON THIRD READING**

Senator Creighton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2481** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 2755 ON SECOND READING**

Senator Alvarado moved to suspend the regular order of business to take up for consideration **HB 2755** at this time on its second reading:

**HB 2755**, Relating to certain county and public health district fees.

The motion prevailed by the following vote: Yeas 22, Nays 9.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Perry, Powell, Rodríguez, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes, Paxton, Schwertner.

The bill was read second time and was passed to third reading by the following vote: Yeas 22, Nays 9. (Same as previous roll call)

**HOUSE BILL 2755 ON THIRD READING**

Senator Alvarado moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2755** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 6.

Yeas: Alvarado, Birdwell, Buckingham, Campbell, Flores, Hancock, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Creighton, Fallon, Hall, Hughes, Schwertner.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 9.

Yeas: Alvarado, Birdwell, Buckingham, Flores, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Perry, Powell, Rodríguez, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Campbell, Creighton, Fallon, Hall, Hancock, Hughes, Paxton, Schwertner.

**HOUSE BILL 823 ON SECOND READING**

On motion of Senator Johnson and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 823** at this time on its second reading:

**HB 823**, Relating to an expedited on-site health inspection process for assisted living facility license applicants.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 823 ON THIRD READING**

Senator Johnson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 823** be placed on its third reading and final passage.

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

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

**HOUSE BILL 2726 ON SECOND READING**

Senator Creighton moved to suspend the regular order of business to take up for consideration **HB 2726** at this time on its second reading:

**HB 2726**, Relating to the commencement of construction of a project following the issuance of a draft permit for a permit amendment to an air quality permit.

The motion prevailed by the following vote: Yeas 21, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Taylor.

Nays: Alvarado, Johnson, Lucio, Menéndez, Miles, Rodríguez, Watson, West, Whitmire, Zaffirini.

The bill was read second time.

Senator Campbell offered the following amendment to the bill:

### **Floor Amendment No. 1**

Amend **HB 2726** (senate committee printing) in SECTION 1 of the bill by striking added Section 382.004(c), Health and Safety Code (page 1, lines 41 through 44), and substituting the following:

(c) A person may not begin construction under this section if the facility that is the subject of the permit amendment is an aggregate production operation or a concrete batch plant located within 880 yards of a building that is used as a single or multifamily residence, school, or hospital.

The amendment to **HB 2726** 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.

**HB 2726** as amended was passed to third reading by the following vote: Yeas 21, Nays 10.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Taylor.

Nays: Alvarado, Johnson, Lucio, Menéndez, Miles, Rodríguez, Watson, West, Whitmire, Zaffirini.

### **HOUSE BILL 4548 ON SECOND READING**

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 4548** at this time on its second reading:

**HB 4548**, Relating to the creation and operations of health care provider participation programs in certain counties.

The bill was read second time and was passed to third reading by a viva voce vote.

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

### **HOUSE BILL 4548 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 **HB 4548** be placed on its third reading and final passage.

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

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

### **HOUSE BILL 4723 ON SECOND READING**

Senator Birdwell moved to suspend the regular order of business to take up for consideration **HB 4723** at this time on its second reading:

**HB 4723**, Relating to the creation of the Belmont Municipal Utility District of Johnson County; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

The motion prevailed.

Senator Hall 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 third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Hall.

### **HOUSE BILL 4723 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 **HB 4723** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Hall.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

### **HOUSE BILL 1743 ON SECOND READING**

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

**HB 1743**, Relating to the additional ad valorem tax and interest imposed as a result of a change of use of certain land.

The motion prevailed.

Senators Rodríguez and Whitmire 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 third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Rodríguez, Whitmire.

**HOUSE BILL 1743 ON THIRD READING**

Senator Creighton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1743** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Taylor, Watson, West, Zaffirini.

Nays: Rodríguez, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

**HOUSE BILL 2504 ON SECOND READING**

Senator Hughes moved to suspend the regular order of business to take up for consideration **HB 2504** at this time on its second reading:

**HB 2504**, Relating to candidates nominated by convention.

The motion prevailed by the following vote: Yeas 19, Nays 12.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Nays: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

The bill was read second time.

Senator Rodríguez offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 2504** (senate committee report) in SECTION 1 of the bill, in added Section 141.041(c), Election Code (page 1, lines 39 and 40), strike "general revenue fund" and substitute "Election Improvement Fund under Section 31.011".

The amendment to **HB 2504** was read and failed of adoption by the following vote: Yeas 12, Nays 19.

Yeas: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Senator Rodríguez offered the following amendment to the bill:

### Floor Amendment No. 2

Amend **HB 2504** (senate committee printing) in SECTION 1 of the bill, at the end of added Section 141.041, Election Code (page 1, between lines 49 and 50), by inserting the following:

(g) If a candidate for an office described by Section 172.024(a)(13) is required under another law to pay a filing fee or submit a petition in lieu of a filing fee to be placed on the ballot, the candidate is required only to pay the fee or submit the petition required by this section.

The amendment to **HB 2504** was read and failed of adoption by the following vote: Yeas 12, Nays 19.

Yeas: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Senator Rodríguez offered the following amendment to the bill:

### Floor Amendment No. 3

Amend **HB 2504** (senate committee report) as follows:

(1) In SECTION 2 of the bill, in added Section 181.005, Election Code (page 1, lines 52 through 58), strike Subsection (c), and substitute the following:

(c) A political party is entitled to have the names of its nominees placed on the general election ballot, without qualifying under Subsection (a), if the political party submits an application with the secretary of state. Qualification for the general election ballot may not be based on the number of votes received by nominees of the political party. The secretary of state shall adopt rules to implement a process for a political party to submit an application as authorized by this subsection.

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

SECTION \_\_\_\_\_. Section 181.005(b), Election Code, is repealed.

The amendment to **HB 2504** was read and failed of adoption by the following vote: Yeas 12, Nays 19.

Yeas: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Senator Johnson offered the following amendment to the bill:

### Floor Amendment No. 4

Amend **HB 2504** (senate committee report) in SECTION 2 of the bill, in line 1-57, by striking "five" and inserting "two".

The amendment to **HB 2504** was read and failed of adoption by the following vote: Yeas 12, Nays 19.

Yeas: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

**HB 2504** was passed to third reading by the following vote: Yeas 19, Nays 12.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Huffman, Hughes, Kolkhorst, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Taylor.

Nays: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

**(Senator Bettencourt in Chair)**

### **HOUSE BILL 2439 ON SECOND READING**

Senator Buckingham moved to suspend the regular order of business to take up for consideration **HB 2439** at this time on its second reading:

**HB 2439**, Relating to certain regulations adopted by governmental entities for the building products, materials, or methods used in the construction or renovation of residential or commercial buildings.

The motion prevailed.

Senators Birdwell, Creighton, Nelson, Nichols, and Watson asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Buckingham offered the following amendment to the bill:

#### **Floor Amendment No. 1**

Amend **HB 2439** (senate committee printing) in SECTION 1 of the bill as follows:

(1) In added Section 3000.002(c), Government Code, strike Subdivision (3) (page 2, lines 7 through 12) and substitute the following:

(3) an ordinance or other regulation that regulates outdoor lighting that is adopted for the purpose of reducing light pollution and that:

(A) is adopted by a governmental entity that is certified as a Dark Sky Community by the International Dark-Sky Association as part of the International Dark Sky Places Program; or

(B) applies to outdoor lighting within five miles of the boundary of a military base in which an active training program is conducted;

(2) In added Section 3000.002(d), Government Code (page 2, line 47), strike "Subsection (c)(3)(A) or (B)" and substitute "Subsection (c)(5)(A) or (B)".

BUCKINGHAM

## MENÉNDEZ

The amendment to **HB 2439** 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.

**HB 2439** as amended was passed to third reading by a viva voce vote.

All Members are deemed to have voted "Yea" on the passage to third reading except as follows:

Nays: Birdwell, Creighton, Nelson, Nichols, Watson.

**HOUSE BILL 2439 ON THIRD READING**

Senator Buckingham moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2439** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 5.

Yeas: Alvarado, Bettencourt, Buckingham, Campbell, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, West, Whitmire, Zaffirini.

Nays: Birdwell, Creighton, Nelson, Nichols, Watson.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

**HOUSE BILL 3233 ON SECOND READING**

On motion of Senator Fallon and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 3233** at this time on its second reading:

**HB 3233**, Relating to the Judicial Campaign Fairness Act.

The bill was read second time and was passed to third reading by a viva voce vote.

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

**HOUSE BILL 3233 ON THIRD READING**

Senator Fallon moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3233** be placed on its third reading and final passage.

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

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

**VOTE RECONSIDERED ON HOUSE BILL 2481**

On motion of Senator Creighton and by unanimous consent, the vote by which **HB 2481** was finally passed was reconsidered:



**HB 2481**, Relating to the administration of a veterans treatment court program.

Question: Shall **HB 2481** be finally passed?

Senator Creighton offered the following amendment to the bill:

**Floor Amendment No. 1 on Third Reading**

Amend **HB 2481** (senate committee printing) on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subtitle K, Title 2, Government Code, is amended by adding Chapter 130 to read as follows:

CHAPTER 130. JUVENILE FAMILY DRUG COURT PROGRAM

Sec. 130.001. JUVENILE FAMILY DRUG COURT PROGRAM DEFINED. In this chapter, "juvenile family drug court program" means a program that has the following essential characteristics:

(1) the integration of substance abuse treatment services in the processing of cases and proceedings under Title 3, Family Code;

(2) the use of a comprehensive case management approach involving court-appointed case managers and court-appointed special advocates to rehabilitate an individual who is suspected of substance abuse and who resides with a child who is the subject of a case filed under Title 3, Family Code;

(3) early identification and prompt placement of eligible individuals who volunteer to participate in the program;

(4) comprehensive substance abuse needs assessment and referrals to appropriate substance abuse treatment agencies for participants;

(5) a progressive treatment approach with specific requirements for participants to meet for successful completion of the program;

(6) monitoring of abstinence through periodic screening for alcohol or screening for controlled substances;

(7) ongoing judicial interaction with program participants;

(8) monitoring and evaluation of program goals and effectiveness;

(9) continuing interdisciplinary education for the promotion of effective program planning, implementation, and operation; and

(10) development of partnerships with public agencies and community organizations.

Sec. 130.002. AUTHORITY TO ESTABLISH PROGRAM. The commissioners court of a county may establish a juvenile family drug court program for individuals who:

(1) are suspected by the Department of Family and Protective Services or the court of having a substance abuse problem; and

(2) reside in the home of a child who is the subject of a case filed under Title 3, Family Code.

Sec. 130.003. PARTICIPANT PAYMENT FOR TREATMENT AND SERVICES. A juvenile family drug court program may require a participant to pay the cost of all treatment and services received while participating in the program, based on the participant's ability to pay.

Sec. 130.004. FUNDING. A county that creates a juvenile family drug court under this chapter shall explore the possibility of using court improvement project money to finance the juvenile family drug court in the county. The county also shall explore the availability of federal and state matching money to finance the court.

SECTION \_\_\_\_\_. Article 102.0178(g), Code of Criminal Procedure, is amended to read as follows:

(g) The comptroller shall deposit the funds received under this article to the credit of the drug court account in the general revenue fund to help fund drug court programs established under Chapter 122, 123, 124, 125, ~~129~~, or 130, Government Code, or former law. The legislature shall appropriate money from the account solely to the criminal justice division of the governor's office for distribution to drug court programs that apply for the money.

SECTION \_\_\_\_\_. Section 102.021, Government Code, is amended to read as follows:

Sec. 102.021. COURT COSTS ON CONVICTION: CODE OF CRIMINAL PROCEDURE. A person convicted of an offense shall pay the following under the Code of Criminal Procedure, in addition to all other costs:

(1) court cost on conviction of any offense, other than a conviction of an offense relating to a pedestrian or the parking of a motor vehicle (Art. 102.0045, Code of Criminal Procedure) . . . \$4;

(2) a fee for services of prosecutor (Art. 102.008, Code of Criminal Procedure) . . . \$25;

(3) fees for services of peace officer:

(A) issuing a written notice to appear in court for certain violations (Art. 102.011, Code of Criminal Procedure) . . . \$5;

(B) executing or processing an issued arrest warrant, capias, or capias pro fine (Art. 102.011, Code of Criminal Procedure) . . . \$50;

(C) summoning a witness (Art. 102.011, Code of Criminal Procedure) . . . \$5;

(D) serving a writ not otherwise listed (Art. 102.011, Code of Criminal Procedure) . . . \$35;

(E) taking and approving a bond and, if necessary, returning the bond to courthouse (Art. 102.011, Code of Criminal Procedure) . . . \$10;

(F) commitment or release (Art. 102.011, Code of Criminal Procedure) . . . \$5;

(G) summoning a jury (Art. 102.011, Code of Criminal Procedure) . . . \$5;

(H) attendance of a prisoner in habeas corpus case if prisoner has been remanded to custody or held to bail (Art. 102.011, Code of Criminal Procedure) . . . \$8 each day;

(I) mileage for certain services performed (Art. 102.011, Code of Criminal Procedure) . . . \$0.29 per mile; and

(J) services of a sheriff or constable who serves process and attends examining trial in certain cases (Art. 102.011, Code of Criminal Procedure) . . . not to exceed \$5;

(4) services of a peace officer in conveying a witness outside the county (Art. 102.011, Code of Criminal Procedure) . . . \$10 per day or part of a day, plus actual necessary travel expenses;

(5) overtime of peace officer for time spent testifying in the trial or traveling to or from testifying in the trial (Art. 102.011, Code of Criminal Procedure) . . . actual cost;

(6) court costs on an offense relating to rules of the road, when offense occurs within a school crossing zone (Art. 102.014, Code of Criminal Procedure) . . . \$25;

(7) court costs on an offense of passing a school bus (Art. 102.014, Code of Criminal Procedure) . . . \$25;

(8) court costs on an offense of parent contributing to student nonattendance (Art. 102.014, Code of Criminal Procedure) . . . \$20;

(9) cost for visual recording of intoxication arrest before conviction (Art. 102.018, Code of Criminal Procedure) . . . \$15;

(10) cost of certain evaluations (Art. 102.018, Code of Criminal Procedure) . . . actual cost;

(11) additional costs attendant to certain intoxication convictions under Chapter 49, Penal Code, for emergency medical services, trauma facilities, and trauma care systems (Art. 102.0185, Code of Criminal Procedure) . . . \$100;

(12) additional costs attendant to certain child sexual assault and related convictions, for child abuse prevention programs (Art. 102.0186, Code of Criminal Procedure) . . . \$100;

(13) court cost for DNA testing for certain felonies (Art. 102.020(a)(1), Code of Criminal Procedure) . . . \$250;

(14) court cost for DNA testing for certain misdemeanors and felonies (Art. 102.020(a)(2), Code of Criminal Procedure) . . . \$50;

(15) court cost for DNA testing for certain felonies (Art. 102.020(a)(3), Code of Criminal Procedure) . . . \$34;

(16) if required by the court, a restitution fee for costs incurred in collecting restitution installments and for the compensation to victims of crime fund (Art. 42.037, Code of Criminal Procedure) . . . \$12;

(17) if directed by the justice of the peace or municipal court judge hearing the case, court costs on conviction in a criminal action (Art. 45.041, Code of Criminal Procedure) . . . part or all of the costs as directed by the judge; and

(18) costs attendant to convictions under Chapter 49, Penal Code, and under Chapter 481, Health and Safety Code, to help fund drug court programs established under Chapter 122, 123, 124, ~~125~~, 129, or 130, Government Code, or former law (Art. 102.0178, Code of Criminal Procedure) . . . \$60.

SECTION \_\_\_\_\_. Subchapter B, Chapter 103, Government Code, is amended by adding Section 103.02713 to read as follows:

Sec. 103.02713. ADDITIONAL MISCELLANEOUS FEES AND COSTS: GOVERNMENT CODE. A participant in a juvenile family drug court program shall pay, if ordered by the court or otherwise required, in addition to any other fees or costs, a treatment and services fee in an amount to cover the cost of all treatment and services received.

The amendment to **HB 2481** 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 on Third Reading.

**HB 2481** as amended was again finally passed by the following vote: Yeas 31, Nays 0.

### **COMMITTEE SUBSTITUTE HOUSE BILL 1711 ON SECOND READING**

Senator Paxton moved to suspend the regular order of business to take up for consideration **CSHB 1711** at this time on its second reading:

**CSHB 1711**, Relating to the issuance of digital license plates; authorizing a fee.

The motion prevailed.

Senators Campbell, Fallon, Hall, Kolkhorst, and Perry asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Paxton offered the following amendment to the bill:

#### **Floor Amendment No. 1**

Amend **CSHB 1711** (senate committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Chapter 504, Transportation Code, is amended by adding Subchapter B-1 to read as follows:

#### SUBCHAPTER B-1. DIGITAL LICENSE PLATES

Sec. 504.151. DEFINITIONS. In this subchapter:

(1) "Digital license plate" means an electronic display that is designed to:

(A) display the information required to be included on a physical license plate; and

(B) be placed on the rear of a vehicle in lieu of a physical license plate issued under this chapter.

(2) "Digital license plate provider" means a person engaged in the business of providing digital license plate hardware and services to vehicle owners, including the sale or lease of and issuance of digital license plates.

Sec. 504.152. APPLICABILITY OF OTHER LAW. Except as otherwise provided by this subchapter or a rule adopted under this subchapter, a digital license plate issued under this subchapter is subject to the laws of this state applicable to a physical license plate.

Sec. 504.153. RULES. The board shall adopt rules as necessary to implement and administer this subchapter.

Sec. 504.154. DIGITAL LICENSE PLATES AUTHORIZED. (a) The board by rule shall allow a vehicle described by Subsection (b) to be equipped with a digital license plate that is placed on the rear of the vehicle in lieu of a physical license plate issued under this chapter. The rule must require the owner of a vehicle issued a digital

license plate to obtain a physical license plate to be placed on the front of the vehicle unless the vehicle is of a class of vehicles that is not required to display two license plates, as provided by other law.

(b) A vehicle registered under Chapter 502 may be equipped with a digital license plate only if the vehicle:

(1) is part of a commercial fleet, as defined by Section 502.001;

(2) is owned or operated by a governmental entity; or

(3) is not a passenger vehicle.

(c) The department may contract with digital license plate providers for the issuance of digital license plates, including any services related to the issuance of digital license plates.

(d) Notwithstanding any other law, a rule adopted under this subchapter may:

(1) authorize the display of the vehicle's registration insignia on a digital license plate issued for the vehicle in lieu of attaching the registration insignia to the inside of the vehicle's windshield as required by Section 502.059;

(2) establish a fee in an amount necessary to cover any administrative costs incurred that relate to the issuance of a digital license plate and exceed the administrative costs incurred for the issuance of a physical license plate; or

(3) prohibit a digital license plate provider from contracting with the department under Subchapter J.

Sec. 504.155. DIGITAL LICENSE PLATES REQUIREMENTS AND PERMISSIVE FUNCTIONALITY. (a) The board by rule shall set the specifications and requirements for digital license plates, including requirements for the placement of digital license plates. The design of and information displayed on a digital license plate must be approved by the department.

(b) A digital license plate issued under this subchapter must:

(1) meet the specifications and requirements adopted under Subsection (a);

(2) include the information required to be included on a physical license plate and legibly display that information at all times and in all light conditions, provided that the license plate may display the information in a smaller typeface when the vehicle is parked; and

(3) have wireless connectivity capability.

(c) In adopting rules under Subsection (a), the board shall consult with the Department of Public Safety. Except as otherwise provided by this subsection and Section 2001.036, Government Code, a rule adopted under Subsection (a) takes effect on the 31st day after the date on which the rule is filed in the office of the secretary of state. A rule adopted under Subsection (a) does not take effect if, not later than the 30th day after the date on which the rule is filed in the office of the secretary of state, the public safety director of the Department of Public Safety submits to the office of the secretary of state written notification invalidating the rule.

(d) A rule adopted under this subchapter may:

(1) authorize the use of a digital license plate for electronic toll collection or to display a parking permit; or

(2) establish procedures for displaying on a digital license plate:

(A) an emergency alert or other public safety alert issued by a governmental entity, including an alert authorized under Subchapter L, M, or P, Chapter 411, Government Code;

(B) vehicle manufacturer safety recall notices;

(C) static logo displays, including unique displays for fleet vehicles; or

(D) advertising approved by the department.

Sec. 504.156. DIGITAL LICENSE PLATE PROVIDER POWERS AND DUTIES. A digital license plate provider with whom the department contracts under Section 504.154:

(1) shall maintain an inventory of the digital license plates issued by the provider in this state;

(2) shall make available a digital version of each specialty license plate authorized by this chapter, other than personalized license plates authorized for marketing and sale under Subchapter J, provided that:

(A) each issuance of a specialty license plate with restricted distribution, including a license plate authorized under Subchapter C, D, E, or F, must be approved by the department; and

(B) the provider shall remit to the department in the manner prescribed by the department all money:

(i) payable to the department; or

(ii) required to be used or deposited in the manner prescribed by the law establishing the license plate;

(3) may contract with the private vendor under Subchapter J to make available a digital version of a personalized license plate authorized for marketing and sale under that subchapter, provided that the contract shall conform with any applicable requirements of Subchapter J and the terms of the private vendor's contract with the department;

(4) shall, if a digital license plate displays a registration insignia as authorized by a rule adopted under Section 504.154(d)(1), promptly update the display of the registration insignia to reflect the current registration period for the vehicle and, on request of the department, suspend the display of the registration insignia or indicate on the license plate that the registration insignia for the vehicle is expired;

(5) may provide any service related to the issuance of a digital license plate that is authorized by board rule, including the sale, lease, and installation of and customer service for a digital license plate; and

(6) may charge a fee, payable in installments, for the issuance of a digital license plate or any additional services provided by the provider for that license plate.

Sec. 504.157. DEFENSE TO PROSECUTION OF CERTAIN OFFENSES. It is a defense to prosecution of an offense involving the operation of a motor vehicle and relating to the placement of a license plate or the display of a registration insignia that the vehicle was operated in compliance with rules issued under this subchapter governing the placement of a digital license plate or the display of a registration insignia on a digital license plate, as applicable.

SECTION 2. Not later than December 31, 2020, the board of the Texas Department of Motor Vehicles shall adopt the rules required by Subchapter B-1, Chapter 504, Transportation Code, as added by this Act, and any other rules necessary to implement and administer that subchapter.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.

The amendment to **CSHB 1711** 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.

**CSHB 1711** as amended was passed to third reading by the following vote: Yeas 26, Nays 5.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Creighton, Flores, Hancock, Hinojosa, Huffman, Hughes, Johnson, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Campbell, Fallon, Hall, Kolkhorst, Perry.

### **COMMITTEE SUBSTITUTE HOUSE BILL 1711 ON THIRD READING**

Senator Paxton moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 1711** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 5.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Creighton, Flores, Hancock, Hinojosa, Huffman, Hughes, Johnson, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Campbell, Fallon, Hall, Kolkhorst, Perry.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5. (Same as previous roll call)

### **ACKNOWLEDGMENT**

Senator Fallon was recognized and acknowledged his son's football team, the Chargers, for winning its championship game.

### **SENATE RULE 11.13 SUSPENDED (Consideration of Bills in Committees)**

On motion of Senator Kolkhorst and by unanimous consent, Senate Rule 11.13 was suspended to grant the Committee on Health and Human Services permission to meet while the Senate is meeting today.

### SENATE RULES SUSPENDED (Posting Rules)

On motion of Senator Kolkhorst and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Health and Human Services might meet at Senator Seliger's desk 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 at the brass rail today.

### HOUSE BILLS ON FIRST READING

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

**HB 3029** to Committee on Administration.

**HB 4765** to Committee on Administration.

### REMARKS ORDERED PRINTED

On motion of Senator Lucio and by unanimous consent, the remarks by Senators Powell, Hancock, and Nelson regarding Salem Sabatka were ordered reduced to writing and printed in the *Senate Journal* as follows:

**Senator Powell:** Thank you, Mr. President and Members. Last night in the Ryan Place neighborhood in Fort Worth's Near Southside, an eight year girl, Salem Sabatka, and her mother were on a walk enjoying a beautiful evening after a rainy day. At 6:30 last evening, a man drove up beside them and pulled Salem into his car. Salem's mother jumped into the car to try to save her child but was pushed out of the vehicle, and he took off. Neighbors in the Ryan Place neighborhood immediately rushed out to help, and the Fort Worth police were called to the scene. Ryan Place is a beautiful, quiet neighborhood bonded together by a strong neighborhood association and community leaders. Their local neighborhood police officer and the Fort Worth Police Department have always been a part of the fiber of that Ryan Place community. In fact, last year we did a Fourth of July neighborhood parade there, and it was a delightful event. Because of that strong community and a very close, trustful relationship with the Fort Worth Police Department, the neighborhood and the neighbors in Ryan Place were able to quickly mobilize, pushing information out on Facebook groups and on Twitter providing the front porch camera footage to the Fort Worth Police Department. A photo surfaced at 11:30 of a gray four-door car, sedan that was believed to be the suspect's vehicle. That photo went viral. Community leaders, citizens, and folks throughout Fort Worth and Tarrant County spread the image with the hope that someone would spot that vehicle. Well, spreading the pictures across social media worked, and that's one of the good things about social media. Two members of a local church saw that image on social media and drove around, trying to do their part to help save an eight-year-old girl. These individuals reported what they believed to be that vehicle at a local hotel around 2:30 this morning. Fort Worth police reported that they found Salem, and the suspect was



arrested. Members, there is no better example of a community coming together in love and caring and working with police to swiftly respond to a crisis than what we saw happen in Fort Worth, Texas, last night and in the very wee hours of this morning. So, tonight at six o'clock, the residents of Ryan Place gathered together to celebrate the safe return of Salem to her family. Though I couldn't be with them tonight, I thank all of our community leaders, all of our police officers, Mayor Betsy Price, and all the people who came together in Ryan Place, mobilized, working together in quick and efficient way to save an eight-year-old child. My thanks to the thousands across Tarrant County who shared image. I saw it over and over and over again until the wee hours of the morning. And to those church members who stayed after it and found that car late in the night, hoping to make a difference, I am forever grateful. So, now I'd like to yield to my friend and colleague, Senator Hancock.

**President:** And then I'll come to Senator Nelson. Senator Hancock.

**Senator Hancock:** Yes, thank you, Mr. President. Thank you for bringing this to the floor. Members, we normally end, right, in very solemn occasions. We normally end with the death of an individual. We normally end recognizing that a life has been taken. And I think it's very fitting tonight that we recognize not just the life that was saved, but the work that this body has done, Senator Huffman, Senator Alvarado, so many, Senator Nelson, so many, Senator Zaffirini, in regards to addressing just this issue. This is where human trafficking starts. A child snatched from their mother's arms, snatched from the park. The work that we do here today, we normally don't ever get to celebrate or find out if it worked or didn't work. Frankly, social media is fairly depressing most of the time, but it saved a life, saved this little girl's life. And it wasn't a lot of people from North Texas grabbing their boats saving an entire community heading down to save other Texans, but these were just two individuals, saw it on social media after church, reported it, police following up on it, crashing through a door, and saving a little eight year old's life. This is how community works. This is how government works. And ladies and gentlemen, colleagues, my friends, this is how your work makes a difference in an eight year old's life, and I promise you it has changed her mother's life forever.

**President:** Senator Nelson? Thank you, Senator Hancock.

**Senator Nelson:** Thank you, and, Senator Powell, thank you for bringing this to everybody's attention. I represented Ryan Place at one time and still have part of the City of Fort Worth. Last night my cell phone just exploded, and we were all so concerned, and I am so grateful to that community, to the police. I mean everybody kicked in. Everybody was sending out e-mails and pictures and going to the streets and hunting for this little girl, and the end result was such a happy one. It is miraculous and I think, Senator Hancock, you're right, it's due to not just to the work of this body but that community. Everybody went out hunting for that little girl. And the police, I mean it just, it is a miracle that that little girl is alive and safe today, so thank you for that. It's a happy story. Thank you for bringing it up.

### **CO-SPONSOR OF HOUSE BILL 98**

On motion of Senator Huffman, Senator West will be shown as Co-sponsor of **HB 98**.

**CO-SPONSOR OF HOUSE BILL 714**

On motion of Senator Rodríguez, Senator Lucio will be shown as Co-sponsor of **HB 714**.

**CO-SPONSOR OF HOUSE BILL 808**

On motion of Senator Miles, Senator West will be shown as Co-sponsor of **HB 808**.

**CO-SPONSOR OF HOUSE BILL 866**

On motion of Senator Birdwell, Senator West will be shown as Co-sponsor of **HB 866**.

**CO-SPONSOR OF HOUSE BILL 888**

On motion of Senator Perry, Senator Nelson will be shown as Co-sponsor of **HB 888**.

**CO-SPONSOR OF HOUSE BILL 953**

On motion of Senator Taylor, Senator Bettencourt will be shown as Co-sponsor of **HB 953**.

**CO-SPONSOR OF HOUSE BILL 963**

On motion of Senator Taylor, Senator Lucio will be shown as Co-sponsor of **HB 963**.

**CO-SPONSOR OF HOUSE BILL 1120**

On motion of Senator Miles, Senator Huffman will be shown as Co-sponsor of **HB 1120**.

**CO-SPONSORS OF HOUSE BILL 1177**

On motion of Senator Creighton, Senators Bettencourt and Fallon will be shown as Co-sponsors of **HB 1177**.

**CO-SPONSOR OF HOUSE BILL 1244**

On motion of Senator Campbell, Senator Schwertner will be shown as Co-sponsor of **HB 1244**.

**CO-SPONSOR OF HOUSE BILL 1576**

On motion of Senator Buckingham, Senator Campbell will be shown as Co-sponsor of **HB 1576**.

**CO-SPONSORS OF HOUSE BILL 1590**

On motion of Senator Watson, Senators Lucio and Rodríguez will be shown as Co-sponsors of **HB 1590**.

**CO-SPONSORS OF HOUSE BILL 1743**

On motion of Senator Creighton, Senators Flores and Nelson will be shown as Co-sponsors of **HB 1743**.

**CO-SPONSORS OF HOUSE BILL 2481**

On motion of Senator Creighton, Senators Hall and Lucio will be shown as Co-sponsors of **HB 2481**.

**CO-SPONSORS OF HOUSE BILL 2817**

On motion of Senator Hughes, Senators Flores, Seliger, and West will be shown as Co-sponsors of **HB 2817**.

**CO-SPONSORS OF HOUSE BILL 3193**

On motion of Senator Johnson, Senators Hinojosa and Schwertner will be shown as Co-sponsors of **HB 3193**.

**CO-SPONSOR OF HOUSE BILL 3496**

On motion of Senator Creighton, Senator Nichols will be shown as Co-sponsor of **HB 3496**.

**CO-SPONSOR OF HOUSE BILL 3809**

On motion of Senator Watson, Senator Rodríguez will be shown as Co-sponsor of **HB 3809**.

**CO-SPONSOR OF HOUSE JOINT RESOLUTION 34**

On motion of Senator Bettencourt, Senator Lucio will be shown as Co-sponsor of **HJR 34**.

**CO-SPONSOR OF HOUSE JOINT RESOLUTION 38**

On motion of Senator Fallon, Senator Huffman will be shown as Co-sponsor of **HJR 38**.

**RESOLUTION OF RECOGNITION**

The following resolution was adopted by the Senate:

**Congratulatory Resolution**

**SR 773** by Hinojosa, Lucio, and Zaffirini, Recognizing Chris King for his service at The University of Texas Rio Grande Valley.

**RECESS**

On motion of Senator Whitmire, the Senate at 8:27 p.m. recessed until 10:00 a.m. tomorrow.

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**APPENDIX**

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**COMMITTEE REPORTS**

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

May 19, 2019

HEALTH AND HUMAN SERVICES — **CSHB 1318, CSHB 1063, CSHB 3390, CSHB 4260, CSHB 1669, HB 2174**

STATE AFFAIRS — **CSHB 2782, HB 2767, CSHB 2640, CSHB 2628, HB 831, HB 2613, HB 2554, HB 2737, HB 1916, HB 2514, HB 2430, HB 2362, HB 1888, HB 368, HB 356, HB 555, CSHB 613, HB 687, CSHB 1113, HB 1152, CSHB 1211, HB 1495, HB 1850, HB 1927, HB 2248, HB 2271, CSHB 1399, HB 3522, HB 3145, HB 3014, HB 3078, SR 760, HB 2929, HB 3490, HB 3040, HB 2909, HB 3252**

HEALTH AND HUMAN SERVICES — **CSHB 3304, CSHB 3980, CSHB 2335, CSHB 3704**

STATE AFFAIRS — **CSHB 4248, CSHB 3081, CSHB 3809, CSHB 3531, HB 4716, CSHB 2384, HB 3863, HB 3635, CSHB 3642, HB 4129, HB 3247**

EDUCATION — **HB 2526, HB 2195, HB 1387, CSHB 3906, CSHB 1051**

WATER AND RURAL AFFAIRS — **HCR 140, HB 4712, HB 4166, HB 4350, HB 1181, HB 3616, HB 3542, HB 3070, HB 1964, HB 510, HB 1059, HB 1090, HB 406**

CRIMINAL JUSTICE — **CSHB 2524, CSHB 3316, HB 3091, HB 3540**

HIGHER EDUCATION — **HB 2140, HB 449, CSHB 3808**

ADMINISTRATION — **HB 3084, HCR 76, HCR 86, HCR 117**

EDUCATION — **CSHB 808, CSHB 637**

HEALTH AND HUMAN SERVICES — **HB 2205**

BUSINESS AND COMMERCE — **HB 3162, HB 2041, HB 2633, HB 2364, HB 2659, HB 1614, HB 2110, HB 2042, HB 2868, HB 759**

ADMINISTRATION — **CSHB 2910**

BUSINESS AND COMMERCE — **HB 515, HB 2977, HB 3911, HB 1524, HB 2845**

ADMINISTRATION — **HB 3842**

WATER AND RURAL AFFAIRS — **CSHB 1263, CSHB 2053, CSHB 2345, CSHB 3782**

INTERGOVERNMENTAL RELATIONS — **CSHB 36, CSHB 1215, CSHB 2590, CSHB 4703, CSHB 2287, CSHB 4653, CSHB 4661**

HEALTH AND HUMAN SERVICES — **CSHB 1576**

STATE AFFAIRS — **HB 1771**

HEALTH AND HUMAN SERVICES — **CSHB 644**

STATE AFFAIRS — **HB 3910**

HEALTH AND HUMAN SERVICES — **CSHB 4090**

**BILLS AND RESOLUTIONS ENROLLED**

May 17, 2019

**SB 31, SB 201, SB 282, SB 443, SB 494, SB 935, SB 962, SB 1153, SB 1211, SB 1232, SB 1259, SB 1324, SB 1415, SB 1450, SB 1584, SB 1679, SB 2135, SCR 61, SCR 62, SR 759, SR 761, SR 764, SR 765, SR 766, SR 767, SR 768, SR 769, SR 770, SR 771, SR 772**

