

SENATE JOURNAL

EIGHTY-SEVENTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

TWENTY-FIFTH DAY

(Monday, April 19, 2021)

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

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

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

Senator Campbell offered the invocation as follows:

Our Father who art in heaven, hallowed be Thy name. Thy kingdom come. Thy will be done, on Earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses, as we forgive those who trespass against us. Lead us not into temptation, but deliver us from evil. For Thine is the kingdom, and the power, and the glory, forever. 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

Monday, April 19, 2021 - 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:

- HB 29** Swanson
Relating to authorizing the provision of temporary secure storage for weapons at certain public buildings; authorizing fees.
- HB 53** Fierro
Relating to the designation of April as Parkinson's Disease Awareness Month.
- HB 149** Reynolds
Relating to a study to evaluate state and local regulation of group homes.
- HB 222** Murr
Relating to liability of burn bosses in connection with certain prescribed burns.
- HB 249** Cortez
Relating to the requirements for an application for a low income housing tax credit allocation from the nonprofit set-aside.
- HB 262** Murr
Relating to the payment of certain costs associated with certain assignments of a statutory probate court judge.
- HB 326** Howard
Relating to workplace violence prevention in certain health care facilities.
- HB 372** González, Jessica
Relating to the representation of certain indigent applicants for a writ of habeas corpus.
- HB 374** Smith
Relating to the continuation of the Red River Boundary Commission.
- HB 451** Moody
Relating to persons authorized to conduct a marriage ceremony.
- HB 460** Shaheen
Relating to the solicitation of pen pals by certain inmates of the Texas Department of Criminal Justice.
- HB 533** Shine
Relating to ad valorem tax sales of personal property seized under a tax warrant.
- HB 549** Thompson, Senfronia
Relating to an exemption from civil liability for certain professionals for the disclosure of certain mental health information.
- HB 574** Bonnen
Relating to the elements of the criminal offense of election fraud; increasing criminal penalties.
- HB 763** Toth
Relating to the handling of illicit alcoholic beverages seized by a peace officer.
- HB 837** Lucio III
Relating to the procedure for amending or revoking certificates of public convenience and necessity issued to certain retail public utilities.

- HB 900** Huberty
Relating to the liability of a landlord for damages resulting from the execution of a writ of possession in an eviction suit.
- HB 928** Sherman, Sr.
Relating to the marketing and sale of catfish and similar fish by food service establishments; providing administrative and civil penalties.
- HB 1135** Morales, Christina
Relating to the terms and conditions of a standard possession order in a suit affecting the parent-child relationship.
- HB 1213** Darby
Relating to court reporter costs incurred in a hearing or proceeding for the involuntary detention of a person with mental illness.
- HB 1247** Lozano
Relating to the development of and report on a tri-agency work-based learning strategic framework by the Texas Workforce Commission, the Texas Education Agency, and the Texas Higher Education Coordinating Board.
- HB 1258** Ashby
Relating to data matching with financial institutions to facilitate the collection of certain delinquent tax liabilities.
- HB 1259** Darby
Relating to the rural veterinarian incentive program.
- HB 1268** Ashby
Relating to the definition of amusement ride for purposes of amusement ride regulation.
- HB 1342** Leach
Relating to the provision of certain health information and other information to school districts and other participating entities in the Texas school employees uniform group health coverage program.
- HB 1363** Minjarez
Relating to treatment of a patient by a physical therapist without a referral.
- HB 1394** White
Relating to automatic orders of nondisclosure of criminal history record information for certain misdemeanor defendants.
- HB 1461** Parker
Relating to a study by the Teacher Retirement System of Texas regarding the use of health reimbursement accounts in conjunction with Medicare plans available through the individual marketplace to provide health and pharmacy benefit coverage for certain retired school employees.
- HB 1484** Metcalf
Relating to rates applied to certain water or sewer systems after a sale or purchase of the system.

HB 1500

Hefner

Relating to authority of the governor and certain political subdivisions to regulate firearms, ammunition, knives, air guns, explosives, and combustibles and certain associated businesses during certain disasters and emergencies.

HB 1543

Parker

Relating to certain procedural requirements for public improvement districts and transfers of property located in public improvement districts.

HB 1622

Guillen

Relating to reporting of early voting rosters.

HB 1699

Raney

Relating to the taking of unbanded pen-reared pheasant and quail by certain landowners.

HB 1904

Harris

Relating to the use of the water infrastructure fund.

HB 1905

Harris

Relating to relieving regional water planning groups of certain duties.

HB 1906

Herrero

Relating to grants awarded to reimburse counties for the cost of monitoring defendants and victims in criminal cases involving family violence.

HB 1927

Schaefer

Relating to provisions governing the carrying of a firearm by a person who is 21 years of age or older and not otherwise prohibited by state or federal law from possessing the firearm and to other provisions related to the carrying, possessing, transporting, or storing of a firearm or other weapon; creating criminal offenses.

HB 1931

Walle

Relating to requirements for beneficial tax treatment related to a leasehold or other possessory interest in a public facility used to provide multifamily housing.

HB 1958

González, Mary

Relating to the regulation of livestock export-import processing facilities; creating a criminal offense.

HB 2057

Klick

Relating to the timing of changes to county election precincts.

HB 2058

Klick

Relating to age-appropriate normalcy activities for children in the managing conservatorship of the state.

HB 2083

Darby

Relating to the general manager of the Upper Colorado River Authority.

HB 2139

Lambert

Relating to the designation of state musicians for classical and nonclassical genres.

HB 2175

Moody

Relating to certain qualified residential rental assistance projects financed by private activity bonds.

- HB 2211** Metcalf
Relating to in-person visitation with hospital patients during certain periods of disaster.
- HB 2213** Frullo
Relating to the slaughter and processing of exotic animals for donation to a nonprofit food bank.
- HB 2240** Smithee
Relating to the disbursement of funds from a trust fund account by a title insurance company, title insurance agent, or escrow officer.
- HB 2267** Paul
Relating to the sale and purchase of retail fireworks permits from an Internet website.
- HB 2296** Moody
Relating to the eligibility of certain at-risk developments to receive low income housing tax credits.
- HB 2317** Coleman
Relating to the inclusion of affordable housing as a qualifying project for public-private partnerships.
- HB 2326** Frullo
Relating to the possession, transportation, and release of certain nonindigenous snakes; increasing a criminal penalty.
- HB 2494** Metcalf
Relating to the election of emergency services commissioners in certain emergency services districts.
- HB 2610** Harless
Relating to the deadline to begin a county fire code inspection in certain counties.
- HB 2640** King, Tracy O.
Relating to authorizing certain political subdivisions to change the date on which their general election for officers is held.
- HB 2660** Leman
Relating to the jurisdiction and management of the Star of the Republic Museum by the Texas Historical Commission.
- HB 2669** Guillen
Relating to the confidentiality of a child's criminal records related to certain misdemeanor offenses.
- HB 2673** Guillen
Relating to the reimbursement of excess costs incurred by a recipient of certain grants awarded by the Texas Department of Transportation.
- HB 2698** Kuempel
Relating to covers or barriers on the windows and doors of and other obstructions of the view of certain alcoholic beverage retailers.
- HB 2757** Cyrier
Relating to the conduct and promotion of charitable raffles.

- HB 2809** Murphy
Relating to the applicability of certain laws relating to contingent fee contracts for legal services entered into by certain political subdivisions.
- HB 2920** Lozano
Relating to a grace period for payment of premiums on insurance policies renewed by the Texas Windstorm Insurance Association.
- HB 3165** Meyer
Relating to an affirmative defense to an allegation of truant conduct.
- HB 3212** Sherman, Sr.
Relating to the inclusion of information relating to street racing in the curriculum of driver education courses and driving safety courses.
- HB 3282** Canales
Relating to the authority of a district engineer for the Texas Department of Transportation to temporarily lower the speed limit at a highway maintenance activity site.
- HB 3379** Leman
Relating to the duty to report child abuse and neglect.
- HB 3402** VanDeaver
Relating to the powers and duties of the Franklin County Water District.
- HB 3616** Johnson, Ann
Relating to the regulation of massage therapy.
- HB 3721** Ellzey
Relating to the inclusion of information for reporting suspicious activity to the Department of Public Safety on certain human trafficking signs or notices.
- HB 3907** Goldman
Relating to a franchise or insurance tax credit for certain housing developments.
- HCR 25** Krause
Expressing support for full funding of the U.S. Army's Future Vertical Lift program, including the Future Long-Range Assault Aircraft and Future Attack Reconnaissance Aircraft.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

April 16, 2021
Austin, Texas

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

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

To be members of the Governing Board of the Texas Civil Commitment Office for terms to expire February 1, 2027:

Rona K. Stratton Gouyton
Lakeside, Texas

Kathryn E. "Katie" McClure
Kingwood, Texas

The individuals listed above are being reappointed.

Respectfully submitted,

/s/Greg Abbott
Governor

INTRODUCTION OF BILLS AND RESOLUTIONS POSTPONED

The President Pro Tempore announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's session.

There was no objection.

CONCLUSION OF MORNING CALL

The President Pro Tempore at 2:11 p.m. announced the conclusion of morning call.

COMMITTEE SUBSTITUTE SENATE BILL 1282 ON THIRD READING

Senator Hancock moved to suspend the regular order of business to take up for consideration **CSSB 1282** at this time on its third reading and final passage:

CSSB 1282, Relating to cost recovery for costs arising from the interconnection of certain electric generation facilities with the ERCOT transmission system.

The motion prevailed by the following vote: Yeas 18, Nays 13.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Hall, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Nelson, Nichols, Paxton, Schwertner, Springer, Taylor.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, Perry, Powell, Seliger, West, Whitmire, Zaffirini.

The bill was read third time and was passed by the following vote: Yeas 18, Nays 13. (Same as previous roll call)

(Senator Taylor in Chair)

SENATE BILL 1055 ON SECOND READING

On motion of Senator Huffman and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1055** at this time on its second reading:

SB 1055, Relating to motor vehicle accidents involving a pedestrian or other vulnerable road user within the area of a crosswalk; creating a criminal offense.

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

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

SENATE BILL 1055 ON THIRD READING

Senator Huffman moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1055** 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.

REPORT OF COMMITTEE ON NOMINATIONS

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

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

Commissioner, Public Utility Commission of Texas: Peter Minton Lake, Travis County.

Commissioner, Red River Compact Commission: Robin Lynn Phillips, Grayson County.

Members, State Commission on Judicial Conduct: Valerie E. Ertz, Dallas County; Janis Annette Holt, Hardin County; M. Patrick Maguire, Kerr County; Clifton L. Roberson, Smith County; David John Schenck, Dallas County; Frederick Carl Tate, Tarrant County.

Member, Board, Texas Department of Housing and Community Affairs: Ajay K. Thomas, Travis County.

Members, Texas State Board of Acupuncture Examiners: Elisabeth Lee Carlson, Dallas County; Sheri Jene Davidson, Harris County; Maria Magdalena Garcia, Collin County; Samantha Ann Gonzalez, Bexar County.

Members, Texas State Board of Examiners of Professional Counselors: Vanessa Hall, Harris County; Garrett Adams Nerren, Dallas County.

Member, Board of Regents, The University of Texas System: Kevin Paul Eltife, Smith County.

NOTICE OF CONSIDERATION OF NOMINATIONS

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

COMMITTEE SUBSTITUTE SENATE BILL 700 ON SECOND READING

On motion of Senator Buckingham and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 700** at this time on its second reading:

CSSB 700, Relating to the continuation and functions of the Texas Parks and Wildlife Department.

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

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

COMMITTEE SUBSTITUTE SENATE BILL 700 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 **CSSB 700** 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 SENATE BILL 442 ON THIRD READING

Senator Hughes moved to suspend the regular order of business to take up for consideration **CSSB 442** at this time on its third reading and final passage:

CSSB 442, Relating to local school health advisory councils and health education provided by public schools, including requirements regarding human sexuality instruction.

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

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Springer, Taylor, Zaffirini.

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Miles, West, Whitmire.

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

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

On motion of Senator Schwertner 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 5:00 p.m. today.

SENATE BILL 1126 ON SECOND READING

On motion of Senator Springer and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1126** at this time on its second reading:

SB 1126, Relating to the establishment and administration of the Texas Woman's University System.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1126** (senate committee printing) as follows:

(1) In SECTION 2 of the bill, in amended Section 107.01, Education Code (page 1), strike lines 30 through 34 and substitute:

(1) Texas Woman's University; and

(2) such other institutions as may be assigned by specific legislative act to the governance, control, jurisdiction, and management of the board of regents of the system [an institution of higher education for women with its main campus at Denton].

(2) In SECTION 19 of the bill, in added Section 107.151, Education Code (page 4, between lines 31 and 32), insert the following appropriately lettered subsection:

() Notwithstanding any other provision of this subchapter, the university may operate as a general academic teaching institution only after the Texas Higher Education Coordinating Board certifies that the university is accredited by the Southern Association of Colleges and Schools Commission on Colleges and has been approved by the coordinating board to offer one or more degree programs. Until the coordinating board certifies that the conditions of this subsection have been met, the board of regents may operate a branch campus of Texas Woman's University in the city of Dallas.

(3) In SECTION 19 of the bill, in added Section 107.201, Education Code (page 4, between lines 37 and 38), insert the following appropriately lettered subsection:

() Notwithstanding any other provision of this subchapter, the university may operate as a general academic teaching institution only after the Texas Higher Education Coordinating Board certifies that the university is accredited by the Southern Association of Colleges and Schools Commission on Colleges and has been approved by the coordinating board to offer one or more degree programs. Until the coordinating board certifies that the conditions of this subsection have been met, the board of regents may operate a branch campus of Texas Woman's University in the city of Houston.

(4) Strike SECTION 30 of the bill, amending Section 61.003(3), Education Code (page 7, line 66 through page 8, line 18).

(5) In SECTION 34 of the bill, strike Subsection (d) of that section (page 10, lines 26 through 31).

(6) In SECTION 34 of the bill, strike Subsection (f) of that section (page 10, lines 36 through 41).

(7) In SECTION 34 of the bill, in Subsection (g)(1) of that section, after the semicolon (page 10, line 48), insert "and".

(8) In SECTION 34 of the bill, in Subsection (g) of that section, strike Subdivision (2) (page 10, lines 49 through 55) and renumber subdivisions of that subsection accordingly.

(9) Renumber SECTIONS and reletter subsections of the bill appropriately.

The amendment to **SB 1126** 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.

SB 1126 as amended was passed to engrossment by a viva voce vote.

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

SENATE BILL 1126 ON THIRD READING

Senator Springer moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1126** be placed on its third reading and final passage.

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

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

SENATE BILL 2175 ON SECOND READING

On motion of Senator Creighton and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 2175** at this time on its second reading:

SB 2175, Relating to special purpose territory of the Orange County Navigation and Port District of Orange County, Texas.

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

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

SENATE BILL 2175 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 **SB 2175** 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)**SENATE BILL 1438 ON SECOND READING**

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **SB 1438** at this time on its second reading:

SB 1438, Relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

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

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, Powell, Whitmire, Zaffirini.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1438** (senate committee printing) in SECTION 5 of the bill, in added Section 26.042(a), Tax Code (page 2, lines 24 through 26), by striking "and the disaster caused physical damage to property located in the taxing unit" and substituting "and at least one person is granted an exemption under Section 11.35 for property located in the taxing unit".

The amendment to **SB 1438** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 2

Amend **SB 1438** (senate committee printing) in SECTION 5 of the bill, at the end of added Section 26.042, Tax Code (page 2, between lines 60 and 61), by adding the following appropriately lettered subsection:

() A taxing unit that in a tax year elects to calculate the taxing unit's voter-approval tax rate under Subsection (a) or adopt a tax rate that exceeds the taxing unit's voter-approval tax rate for that tax year without holding an election under Subsection (b) or (c) must specify the disaster declaration that provides the basis for authorizing the taxing unit to calculate or adopt a tax rate under the applicable subsection. A taxing unit that in a tax year specifies a disaster declaration as providing the basis for authorizing the taxing unit to calculate or adopt a tax rate under Subsection (a), (b), or (c) may not in a subsequent tax year specify the same disaster declaration as providing the basis for authorizing the taxing unit to calculate or adopt a tax rate under one of those subsections if in an intervening tax year the taxing unit specifies a different disaster declaration as the basis for authorizing the taxing unit to calculate or adopt a tax rate under one of those subsections.

The amendment to **SB 1438** was read and was adopted by a viva voce vote.

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, Powell, Whitmire, Zaffirini.

SB 1438 as amended was passed to engrossment by the following vote: Yeas 21, Nays 10.

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, Powell, Whitmire, Zaffirini.

COMMITTEE SUBSTITUTE SENATE BILL 207 ON SECOND READING

Senator Schwertner moved to suspend the regular order of business to take up for consideration **CSSB 207** at this time on its second reading:

CSSB 207, Relating to recovery of medical or health care expenses in civil actions.

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

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Lucio, Menéndez, Miles, Powell, West, Whitmire, Zaffirini.

The bill was read second time.

Senator Schwertner offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 207** (senate committee printing) as follows:

(1) In SECTION 1 of the bill, in added Section 41.0105(b), Civil Practice and Remedies Code (page 1, line 33), between the underlined comma and "a health", insert "or on the claimant's behalf, including amounts paid by".

(2) In SECTION 1 of the bill, in added Section 41.0105(b), Civil Practice and Remedies Code (page 1, line 35), strike "or Medicare" and substitute "Medicare, or another insurer or governmental payor".

(3) In SECTION 1 of the bill, in added Section 41.0105(b), Civil Practice and Remedies Code (page 1, line 36), between "care" and "provider", insert "facility or".

(4) In SECTION 1 of the bill, in added Section 41.0105(c), Civil Practice and Remedies Code (page 1, line 41), strike "fair and".

(5) In SECTION 1 of the bill, in added Section 41.0105(d), Civil Practice and Remedies Code (page 1, line 44), between "action" and the underlined comma, insert "in which a claimant seeks recovery of medical or health care expenses".

(6) In SECTION 1 of the bill, in added Section 41.0105(d), Civil Practice and Remedies Code (page 1, line 45), between "care" and "provider", insert "facility or".

(7) In SECTION 1 of the bill, in added Section 41.0105(d), Civil Practice and Remedies Code (page 1, line 47), strike "by a" and substitute "from a".

(8) In SECTION 1 of the bill, in added Section 41.0105(e), Civil Practice and Remedies Code (page 1, lines 51-52), strike "the medical or health care provider who provided the services" and substitute "a medical or health care facility or provider".

(9) In SECTION 2 of the bill, in the recital for amended Section 18.001, Civil Practice and Remedies Code (page 1, line 57), strike "(c)".

(10) In SECTION 2 of the bill, in the recital for amended Section 18.001, Civil Practice and Remedies Code (page 1, line 58), strike "Subsection (b-1)" and substitute "Subsections (b-1) and (b-2)".

(11) In SECTION 2 of the bill, strike amended Sections 18.001(b) and (c), Civil Practice and Remedies Code, and added Section 18.001(b-1), Civil Practice and Remedies Code (page 1, line 59 through page 2, line 26), and substitute the following:

(b) Unless notice of intent to controvert the reasonableness of the amounts charged or the necessity for medical or health care services [a controverting affidavit] is served as provided by this section, an affidavit complying with this section and stating that the amount a person charged for a service was reasonable at the time and place that the service was provided and that the service was necessary is sufficient evidence to support a finding of fact by judge or jury that the amount charged was reasonable or that the service was necessary.

(b-1) Except as provided by Section 18.0011, an affidavit served under Subsection (b) has no effect except to prove the authenticity of the medical or health care records described by the affidavit if notice of intent to controvert the reasonableness of the amounts charged or necessity for medical or health care services is served as provided by this section.

(b-2) An [The] affidavit served under Subsection (b) is not evidence of and does not support a finding of the causation element of the cause of action that is the basis for the civil action.

(12) In SECTION 2 of the bill, in amended Section 18.001(e), Civil Practice and Remedies Code (page 2, line 28), between "medical" and "services", insert "or health care".

(13) In SECTION 2 of the bill, in amended Section 18.001(e-1), Civil Practice and Remedies Code (page 2, line 43), between "medical" and "services", insert "or health care".

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

SECTION _____. Subchapter A, Chapter 18, Civil Practice and Remedies Code, is amended by adding Section 18.0011 to read as follows:

Sec. 18.0011. AFFIDAVIT OF HEALTH CARE FACILITY OR PROVIDER.

(a) A party may not controvert the reasonableness of the charges for medical or health care services stated in an affidavit served under Section 18.001 by or on behalf of a health care facility or provider if the affidavit states one of the following amounts as

reasonable charges for the necessary medical or health care services provided by the facility or provider to the person whose injury or death is the subject of the civil action:

(1) amounts actually received by the facility or provider from or on behalf of the claimant, including amounts received from a health benefit plan, workers' compensation insurance, an employer-provided plan, Medicaid, Medicare, or another insurer or governmental payor, for each medical or health care service provided by the facility or provider; or

(2) amounts that, on the date the service was provided, do not exceed 150 percent of the maximum allowable reimbursement for each medical or health care service provided as determined by the commissioner of workers' compensation in accordance with Section 413.011, Labor Code.

(b) If an affidavit served by a health care facility or provider under Section 18.001 complies with Subsection (a) and includes a statement that the facility or provider does not intend to appear at trial to testify regarding the reasonableness of the facility's or provider's charges or the necessity for the facility's or provider's services, then:

(1) a party may not seek to obtain through any pretrial discovery procedure information from the facility or provider about the reasonableness of the facility's or provider's charges or the necessity for the facility's or provider's services; and

(2) the trial court shall exclude trial testimony by the facility or provider regarding the reasonableness of the facility's or provider's charges or the necessity for the facility's or provider's services unless:

(A) the court finds there is good cause to allow the testimony;

(B) the testimony will not unfairly surprise or unfairly prejudice any party to the civil action; and

(C) a party opposing admission of the testimony into evidence is given a reasonable opportunity to develop and present evidence relevant to the testimony to be offered by the facility or provider.

(c) An affidavit served by a health care facility or provider under Subsection (a) and the statements made in the affidavit may be used only in the civil action in which the affidavit is served and not in other actions or for other purposes.

(15) In SECTION 4 of the bill, in the transition language (page 2, line 69 through page 3, line 1), strike "Sections 18.001 and 41.0105, Civil Practice and Remedies Code, as amended by this Act," and substitute "The changes in law made by this Act".

The amendment to **CSSB 207** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1 except as follows:

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, West, Whitmire, Zaffirini.

Senator Lucio offered the following amendment to the bill:

Floor Amendment No. 2

Amend **CSSB 207** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . Subchapter A, Chapter 18, Civil Practice and Remedies Code, is amended by adding Section 18.0011 to read as follows:

Sec. 18.0011. AFFIDAVIT OF HEALTH CARE PROVIDER OR FACILITY. A party may not controvert the reasonableness of the charges for medical or health care services stated in an affidavit served under Section 18.001 by or on behalf of a health care provider or facility if the charges included in the affidavit total less than \$25,000.

The amendment to **CSSB 207** was read and failed of adoption by the following vote: Yeas 13, Nays 18.

Yeas: Alvarado, Blanco, Eckhardt, Gutierrez, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, West, Whitmire, Zaffirini.

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

CSSB 207 as amended was passed to engrossment by the following vote: Yeas 19, Nays 12.

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Lucio, Menéndez, Miles, Powell, West, Whitmire, Zaffirini.

SENATE BILL 1438 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 **SB 1438** be placed on its third reading and final passage:

SB 1438, Relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

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

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Eckhardt, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Hughes, Kolkhorst, Lucio, Nelson, Nichols, Paxton, Perry, Schwertner, Seliger, Springer, Taylor, West, Zaffirini.

Nays: Blanco, Johnson, Menéndez, Miles, Powell, Whitmire.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 10.

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

Nays: Alvarado, Blanco, Eckhardt, Gutierrez, Johnson, Menéndez, Miles, Powell, Whitmire, Zaffirini.

(Senator Hughes in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 355 ON SECOND READING**

On motion of Senator Miles and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 355** at this time on its second reading:

CSSB 355, Relating to the civil penalty for certain signs placed on the right-of-way of a public road.

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

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

Nays: Creighton, Hall, Hancock, Hughes, Springer.

**COMMITTEE SUBSTITUTE
SENATE BILL 355 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 **CSSB 355** be placed on its third reading and final passage.

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

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Buckingham, Campbell, Eckhardt, Gutierrez, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Springer, Taylor, West, Whitmire, Zaffirini.

Nays: Creighton, Hall, Hancock.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 5.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Buckingham, Campbell, Eckhardt, Gutierrez, Hinojosa, Huffman, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Taylor, West, Whitmire, Zaffirini.

Nays: Creighton, Hall, Hancock, Hughes, Springer.

SENATE BILL 1233 ON SECOND READING

On motion of Senator Seliger and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1233** at this time on its second reading:

SB 1233, Relating to a study of the disaster preparedness for each state military installation.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1233** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 437.164(a), Government Code (page 1, line 23), strike "each Texas military forces facility" and substitute "the following facilities of the Texas military forces".

(2) In SECTION 1 of the bill, in added Section 437.164(a), Government Code (page 1, line 26), strike "events." and substitute the following:

events:

(1) Camp Bowie;

(2) Camp Maxey;

(3) Camp Swift;

(4) Fort Wolters;

(5) Camp Mabry; and

(6) the facilities located at Austin-Bergstrom International Airport.

(b)

(3) In SECTION 1 of the bill, in added Section 437.164(b), Government Code (page 1, line 29), strike "(b)" and substitute "(c)".

(4) In SECTION 1 of the bill, in added Section 437.164(c), Government Code (page 1, line 31), strike "(c)" and substitute "(d)".

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

SECTION _____. The Texas Military Department is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the Texas Military Department may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

The amendment to **SB 1233** 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.

SB 1233 as amended was passed to engrossment by a viva voce vote.

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

Nays: Springer.

SENATE BILL 1233 ON THIRD READING

Senator Seliger moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1233** 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 30, Nays 1.

Nays: Springer.

(President in Chair)

**SENATE CONCURRENT RESOLUTION 17
ON SECOND READING**

On motion of Senator Hughes and by unanimous consent, the regular order of business was suspended to take up for consideration **SCR 17** at this time on its second reading:

SCR 17, Urging Congress to repeal the Government Pension Offset and the Windfall Elimination Provision of the Social Security Act.

The resolution was read second time and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of the resolution.

BILL AND RESOLUTION SIGNED

The President announced the signing of the following enrolled bill and resolution in the presence of the Senate after the caption had been read: **SB 632, HCR 74**.

**COMMITTEE SUBSTITUTE
SENATE BILL 808 ON SECOND READING**

On motion of Senator Hughes and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 808** at this time on its second reading:

CSSB 808, Relating to recovery of attorney's fees in certain civil cases.

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

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

**COMMITTEE SUBSTITUTE
SENATE BILL 808 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 **CSSB 808** be placed on its third reading and final passage.

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

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

SENATE BILL 1145 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **SB 1145** at this time on its second reading:

SB 1145, Relating to marketing and labeling requirements for certain food products, including imitation meat and egg food products.

The motion prevailed.

Senators Eckhardt, Miles, and Zaffirini asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Perry offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1145** (senate committee printing) by striking SECTION 1 of the bill, adding Sections 18.050, 18.0521, and 18.0522, Agriculture Code (page 1, line 22, through page 2, line 16), and substituting the following:

SECTION 1. Subchapter D, Chapter 431, Health and Safety Code, is amended by adding Section 431.0825 to read as follows:

Sec. 431.0825. MARKETING AND LABELING OF CERTAIN FOOD PRODUCTS. (a) In this section:

(1) "Egg" has the meaning assigned by Section 4(g), Egg Products Inspection Act (21 U.S.C. Section 1033(g)). The term does not include synthetic or cell cultured products.

(2) "Egg product" has the meaning assigned by Section 4(f), Egg Products Inspection Act (21 U.S.C. Section 1033(f)). The term does not include synthetic or cell cultured products.

(3) "Fish" has the meaning assigned by Section 403, Federal Food, Drug, and Cosmetic Act (21 U.S.C. Section 343(q)(4)(E)). The term does not include synthetic or cell cultured products.

(4) "Meat food product" has the meaning assigned by Section 1(j), Federal Meat Inspection Act (21 U.S.C. Section 601(j)). The term does not include synthetic or cell cultured products.

(5) "Poultry" has the meaning assigned by Section 4(e), Poultry Products Inspection Act (21 U.S.C. Section 453(e)). The term does not include synthetic or cell cultured products.

(6) "Poultry product" has the meaning assigned by Section 4(f), Poultry Products Inspection Act (21 U.S.C. Section 453(f)). The term does not include synthetic or cell cultured products.

(7) "Standard of identity" related to food product labeling means a standard of identity prescribed by the United States Department of Agriculture for the labeling of eggs, egg products, fish, meat, meat food products, poultry, or poultry products or products derived from one of those items.

(b) Except as provided by Subsection (c), a person violates this section if, in order to directly or indirectly induce the purchase of a food product, the person labels, misbrands, or misrepresents the food product with:

(1) a term that has a standard of identity, for a food product that does not meet the standard of identity; or

(2) an image, depiction, or graphic of a livestock animal, for a food product that does not contain a product derived from a livestock animal.

(c) A person does not violate this section if the food product's label bears, in prominent type of uniform size, as applicable:

(1) the word "imitation" immediately followed by the name of the product imitated;

- (2) the phrase "This product does not contain animal protein";
- (3) the word "meatless";
- (4) the words "meat free";
- (5) the words "plant based";
- (6) the words "egg free";
- (7) the word "synthetic"; or
- (8) another substantially similar qualifying term or disclaimer.

(d) The department shall:

(1) enforce the proper use of standards of identity on food product labels to prevent consumer confusion and ensure the orderly and efficient marketing of food products; and

(2) to the extent practical and cost-effective, enter into a memorandum of understanding with the Department of Agriculture or another state agency as necessary to execute the department's responsibilities under this section.

The amendment to **SB 1145** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

Senator Perry offered the following amendment to the bill:

Floor Amendment No. 2

Amend **SB 1145** (senate committee printing) in SECTION 2 of the bill, adding the effective date provision of the bill (page 2, line 17), by striking "September 1, 2021" and substituting "January 1, 2022".

The amendment to **SB 1145** was read and was adopted by a viva voce vote.

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

SB 1145 as amended was passed to engrossment by a viva voce vote.

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

Nays: Eckhardt, Miles, Zaffirini.

SENATE BILL 1145 ON THIRD READING

Senator Perry moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1145** be placed on its third reading and final passage.

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

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Buckingham, Campbell, Creighton, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Nelson, Nichols, Paxton, Perry, Powell, Schwertner, Seliger, Springer, Taylor, West, Whitmire.

Nays: Eckhardt, Miles, Zaffirini.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 703 ON SECOND READING**

On motion of Senator Buckingham and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 703** at this time on its second reading:

CSSB 703, Relating to the continuation and functions of the Department of Agriculture, the Prescribed Burning Board, and the Texas Boll Weevil Eradication Foundation and the abolishment of the Early Childhood Health and Nutrition Interagency Council.

The bill was read second time.

Senator Gutierrez offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 703** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 12, Agriculture Code, is amended by adding Section 12.051 to read as follows:

Sec. 12.051. FARMER MENTAL HEALTH AND SUICIDE PREVENTION PROGRAM. (a) The department shall establish a farmer mental health and suicide prevention program to raise awareness among farmers of issues relating to mental health and suicide prevention.

(b) As part of the program, the department shall:

(1) promote suicide prevention among farmers through a public awareness campaign;

(2) provide a toll-free telephone hotline for farmer mental health assistance;

(3) develop a mental wellness plan for farmers affected by a disaster; and

(4) coordinate suicide prevention activities with other state agencies, including the Department of State Health Services.

GUTIERREZ	HUGHES	PERRY
ALVARADO	JOHNSON	POWELL
BLANCO	KOLKHORST	SELIGER
CREIGHTON	MENÉNDEZ	SPRINGER
ECKHARDT	NELSON	WEST
HINOJOSA	NICHOLS	ZAFFIRINI
HUFFMAN	PAXTON	

The amendment to **CSSB 703** was read and was adopted by a viva voce vote.

All Members are deemed to have voted "Yea" on the adoption of Floor Amendment No. 1.

CSSB 703 as amended was passed to engrossment by a viva voce vote.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 703 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 **CSSB 703** 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 Pro Tempore Birdwell in Chair)
HOUSE BILL 1195 ON SECOND READING**

On motion of Senator Hancock and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1195** at this time on its second reading:

HB 1195, Relating to the franchise tax treatment of certain loans and grants made under the federal Coronavirus Aid, Relief, and Economic Security Act.

The bill was read second time.

Senator Hancock offered the following amendment to the bill:

Floor Amendment No. 1

Amend **HB 1195** (senate committee printing) in SECTION 1 of the bill by striking added Section 171.10131(a), Tax Code (page 1, lines 32 through 48), and substituting the following:

(a) In this section, "qualifying loan or grant proceeds" means the amount of money received by a taxable entity that:

(1) is:

(A) a loan or grant under the Coronavirus Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et seq.), as amended by the Paycheck Protection Program Flexibility Act of 2020 (Pub. L. No. 116-142), the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260), the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), and the PPP Extension Act of 2021 (Pub. L. No. 117-6);

(B) a shuttered venue operator grant under Section 324 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260), as amended by Section 5005 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2);

(C) microloan program recovery assistance under Section 329 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260); or

(D) a grant from the restaurant revitalization fund established under Section 5003 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2); and

(2) is not included in the taxable entity's gross income for purposes of federal income taxation under:

(A) Section 276 or 278 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260); or

(B) Section 9672 or 9673 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2).

The amendment to **HB 1195** 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 1195 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 1195 ON THIRD READING

Senator Hancock moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1195** 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 BILLS ON FIRST READING

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

SB 2192 by West

Relating to the powers and duties of the Lancaster Municipal Utility District No. 1 of Dallas County, Texas; providing authority to issue bonds and impose fees and taxes.
To Committee on Local Government.

SB 2209 by Powell, Springer

Relating to the creation of the Veale Ranch Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting the power of eminent domain.
To Committee on Local Government.

SB 2210 by West

Relating to the creation of the Lancaster Logistics District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Committee on Local Government.

SB 2211 by Nichols

Relating to the dissolution of the Angelina County Water Control and Improvement District No. 4.
To Committee on Local Government.

SB 2214 by Eckhardt

Relating to the creation of the Moore's Crossing Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Committee on Local Government.

SB 2215 by Kolkhorst

Relating to the creation of the Fort Bend County Municipal Utility District No. 253; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Local Government.

SB 2216 by Creighton

Relating to the powers and duties of the East Montgomery County Municipal Utility District No. 14; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Local Government.

SB 2217 by Creighton

Relating to the powers and duties of the East Montgomery County Municipal Utility District No. 13; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Local Government.

SB 2218 by Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 203; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Local Government.

SB 2219 by Springer

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

To Committee on Local Government.

HOUSE BILLS AND RESOLUTION ON FIRST READING

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

HB 4 to Committee on Health & Human Services.

HB 54 to Committee on Criminal Justice.

HB 67 to Committee on Business & Commerce.

HB 133 to Committee on Health & Human Services.

HB 180 to Committee on Local Government.

HB 376 to Committee on Jurisprudence.

HB 379 to Committee on Criminal Justice.

HB 457 to Committee on Local Government.

HB 465 to Committee on Criminal Justice.

HB 531 to Committee on Business & Commerce.

HB 569 to Committee on Criminal Justice.

HB 695 to Committee on Higher Education.

HB 773 to Committee on Education.

HB 787 to Committee on Criminal Justice.

HB 788 to Committee on Criminal Justice.

HB 789 to Committee on Criminal Justice.

HB 914 to Committee on Business & Commerce.
HB 918 to Committee on State Affairs.
HB 1011 to Committee on Health & Human Services.
HB 1012 to Committee on Criminal Justice.
HB 1013 to Committee on Jurisprudence.
HB 1049 to Committee on Criminal Justice.
HB 1057 to Committee on Administration.
HB 1105 to Committee on Transportation.
HB 1158 to Committee on Transportation.
HB 1172 to Committee on Criminal Justice.
HB 1182 to Committee on Transportation.
HB 1197 to Committee on Finance.
HB 1257 to Committee on Transportation.
HB 1296 to Committee on Jurisprudence.
HB 1297 to Committee on Jurisprudence.
HB 1322 to Committee on Business & Commerce.
HB 1372 to Committee on Jurisprudence.
HB 1407 to Committee on State Affairs.
HB 1410 to Committee on Local Government.
HB 1472 to Committee on Natural Resources & Economic Development.
HB 1522 to Committee on Higher Education.
HB 1540 to Committee on Jurisprudence.
HB 1585 to Committee on Administration.
HB 1600 to Committee on Administration.
HB 1616 to Committee on Health & Human Services.
HB 1675 to Committee on Jurisprudence.
HB 1728 to Committee on Water, Agriculture & Rural Affairs.
HB 1792 to Committee on Health & Human Services.
HB 1796 to Committee on Local Government.
HB 1856 to Committee on State Affairs.
HB 2039 to Committee on State Affairs.
HB 2080 to Committee on Finance.
HB 2090 to Committee on Business & Commerce.
HB 2225 to Committee on Water, Agriculture & Rural Affairs.
HB 2723 to Committee on Local Government.
HB 2941 to Committee on Local Government.
HB 3810 to Committee on Business & Commerce.
HJR 25 to Committee on Local Government.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Perry and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Water, Agriculture, and Rural Affairs might meet in the press room today.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Taylor and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on Education might meet and consider **SB 879** tomorrow.

CO-AUTHOR OF SENATE BILL 109

On motion of Senator West, Senator Zaffirini will be shown as Co-author of **SB 109**.

CO-AUTHOR OF SENATE BILL 188

On motion of Senator Lucio, Senator Eckhardt will be shown as Co-author of **SB 188**.

CO-AUTHOR OF SENATE BILL 288

On motion of Senator Seliger, Senator Zaffirini will be shown as Co-author of **SB 288**.

CO-AUTHOR OF SENATE BILL 326

On motion of Senator West, Senator Zaffirini will be shown as Co-author of **SB 326**.

CO-AUTHOR OF SENATE BILL 442

On motion of Senator Hughes, Senator Buckingham will be shown as Co-author of **SB 442**.

CO-AUTHOR OF SENATE BILL 493

On motion of Senator Johnson, Senator Blanco will be shown as Co-author of **SB 493**.

CO-AUTHORS OF SENATE BILL 513

On motion of Senator Hall, Senators Kolkhorst and Springer will be shown as Co-authors of **SB 513**.

CO-AUTHOR OF SENATE BILL 576

On motion of Senator Hinojosa, Senator Huffman will be shown as Co-author of **SB 576**.

CO-AUTHOR OF SENATE BILL 642

On motion of Senator West, Senator Miles will be shown as Co-author of **SB 642**.

CO-AUTHORS OF SENATE BILL 678

On motion of Senator Alvarado, Senators Blanco and Lucio will be shown as Co-authors of **SB 678**.

CO-AUTHOR OF SENATE BILL 817

On motion of Senator Gutierrez, Senator Eckhardt will be shown as Co-author of **SB 817**.

CO-AUTHOR OF SENATE BILL 968

On motion of Senator Kolkhorst, Senator Blanco will be shown as Co-author of **SB 968**.

CO-AUTHOR OF SENATE BILL 1059

On motion of Senator Paxton, Senator Miles will be shown as Co-author of **SB 1059**.

CO-AUTHOR OF SENATE BILL 1196

On motion of Senator Whitmire, Senator Seliger will be shown as Co-author of **SB 1196**.

CO-AUTHOR OF SENATE BILL 1261

On motion of Senator Birdwell, Senator Buckingham will be shown as Co-author of **SB 1261**.

CO-AUTHORS OF SENATE BILL 1282

On motion of Senator Hancock, Senators Campbell and Hall will be shown as Co-authors of **SB 1282**.

CO-AUTHORS OF SENATE BILL 1295

On motion of Senator Creighton, Senators Buckingham, Perry, and Springer will be shown as Co-authors of **SB 1295**.

CO-AUTHOR OF SENATE BILL 1334

On motion of Senator Hinojosa, Senator Blanco will be shown as Co-author of **SB 1334**.

CO-AUTHOR OF SENATE BILL 1356

On motion of Senator Hughes, Senator Gutierrez will be shown as Co-author of **SB 1356**.

CO-AUTHOR OF SENATE BILL 1439

On motion of Senator Campbell, Senator Birdwell will be shown as Co-author of **SB 1439**.

CO-AUTHOR OF SENATE BILL 1474

On motion of Senator Perry, Senator Gutierrez will be shown as Co-author of **SB 1474**.

CO-AUTHOR OF SENATE BILL 1522

On motion of Senator Taylor, Senator Schwertner will be shown as Co-author of **SB 1522**.

CO-AUTHOR OF SENATE BILL 1524

On motion of Senator Hughes, Senator West will be shown as Co-author of **SB 1524**.

CO-AUTHOR OF SENATE BILL 1566

On motion of Senator Lucio, Senator Blanco will be shown as Co-author of **SB 1566**.

CO-AUTHOR OF SENATE BILL 1580

On motion of Senator Hancock, Senator Paxton will be shown as Co-author of **SB 1580**.

CO-AUTHOR OF SENATE BILL 1675

On motion of Senator Campbell, Senator Birdwell will be shown as Co-author of **SB 1675**.

CO-AUTHOR OF SENATE BILL 2092

On motion of Senator Hughes, Senator Blanco will be shown as Co-author of **SB 2092**.

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 1

On motion of Senator Johnson, Senator Miles will be shown as Co-author of **SCR 1**.

CO-AUTHORS OF SENATE CONCURRENT RESOLUTION 17

On motion of Senator Hughes, Senators Blanco, Gutierrez, Hall, Hinojosa, Lucio, Springer, and West will be shown as Co-authors of **SCR 17**.

CO-SPONSOR OF HOUSE BILL 7

On motion of Senator Nelson, Senator Kolkhorst will be shown as Co-sponsor of **HB 7**.

CO-SPONSORS OF HOUSE BILL 1195

On motion of Senator Hancock, Senators Alvarado, Hinojosa, and Paxton will be shown as Co-sponsors of **HB 1195**.

CO-SPONSOR OF HOUSE BILL 1658

On motion of Senator Nelson, Senator West will be shown as Co-sponsor of **HB 1658**.

CO-SPONSOR OF HOUSE BILL 2536

On motion of Senator Buckingham, Senator Hall will be shown as Co-sponsor of **HB 2536**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SCR 15 by Hughes, In memory of Everette Wayne "Skip" McBride of Mount Pleasant.

SCR 16 by Hughes, In memory of Bill W. Daniel of Mount Pleasant.

SCR 19 by Hughes, In memory of Eddie Garner Clement of Paris, Texas.

SCR 25 by Hughes, In memory of the Honorable Arthur L. Fort of Longview.

SCR 36 by Hughes, In memory of Noble Grace Cammack of Longview.

Congratulatory Resolutions

SCR 10 by Kolkhorst, Honoring the heroism and sacrifice of Refugio High School graduate and Congressional Medal of Honor recipient Lloyd Herbert "Pete" Hughes Jr.

SCR 13 by Hughes, Congratulating the Carthage High School football team on winning the 2020 UIL 4A Division 2 state championship.

SCR 14 by Hughes, Congratulating the Lindale High School band on winning the 4A championship at the 2020 UIL State Military Class Marching Band Contest.

SCR 35 by Hughes, Commemorating the 100th anniversary of American Legion Luckett Cochran Post 296 in Mineola.

SCR 40 by Springer, Commending Mary Nan Story, Aurelia Holcomb, Mary Reed, Cathy Rains, and Martha Mears for their many years of service to the Texoma Exposition and Livestock Show.

SR 281 by Nelson and Hancock, Recognizing the citizens of Grapevine on the occasion of the Grapevine Main Station grand opening.

SR 282 by Kolkhorst, Recognizing Germania Farm Mutual Insurance Association on the occasion of its 125th anniversary.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 4:09 p.m. agreed to adjourn, pending the receipt of committee reports, until 1:00 p.m. tomorrow.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 12:59 p.m. Tuesday, April 20, 2021, adjourned until 1:00 p.m. today.

APPENDIX

COMMITTEE REPORTS

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

April 19, 2021

STATE AFFAIRS — **CSSB 22**

HIGHER EDUCATION — **CSSB 1677, CSSB 1385, CSSB 1102, CSSB 1963, CSSB 1295, CSSB 1780**

TRANSPORTATION — **CSSB 1728, CSSB 1816**

HEALTH AND HUMAN SERVICES — CSSB 969, CSSB 968, CSSB 640, SB 1502, SB 1146, CSSB 1079, CSSB 1061, CSSB 910, SB 764, CSSB 642, CSSB 1313

TRANSPORTATION — CSSB 1474

CRIMINAL JUSTICE — CSSB 503

HIGHER EDUCATION — CSSB 1889

EDUCATION — CSSB 369, CSSB 1267, CSSB 1356, CSSB 462

HIGHER EDUCATION — CSSB 1701

STATE AFFAIRS — SB 1311, SB 1925, SB 62

NATURAL RESOURCES AND ECONOMIC DEVELOPMENT — CSSB 1585, CSSB 1668, CSSB 1818, SB 1582, SB 1260, CSSB 1213

CRIMINAL JUSTICE — CSSB 181

TRANSPORTATION — CSSB 1814

JURISPRUDENCE — SB 530, SB 692, SB 1923, SB 2194, SB 2212, SJR 47

BUSINESS AND COMMERCE — CSSB 1750, CSSB 1588, HB 17, HB 1033, CSSB 839, CSSB 999, CSSB 1783, CSSB 1028, CSSB 1541, SB 1343

EDUCATION — CSSB 1615

BUSINESS AND COMMERCE — HB 1689, HB 1024

STATE AFFAIRS — SB 275

HEALTH AND HUMAN SERVICES — SB 552

BUSINESS AND COMMERCE — SB 566

FINANCE — HB 917, HB 1658, SB 1449

EDUCATION — SB 801, SB 746, SB 272, SB 1095, SB 1191

JURISPRUDENCE — CSSB 68

BILLS ENGROSSED

April 19, 2021

SB 49, SB 111, SB 153, SB 185, SB 202, SB 226, SB 232, SB 237, SB 288, SB 295, SB 312, SB 313, SB 335, SB 355, SB 442, SB 456, SB 475, SB 476, SB 480, SB 526, SB 538, SB 567, SB 568, SB 572, SB 591, SB 604, SB 615, SB 633, SB 635, SB 697, SB 700, SB 703, SB 707, SB 713, SB 782, SB 785, SB 791, SB 794, SB 795, SB 797, SB 799, SB 808, SB 818, SB 833, SB 841, SB 855, SB 858, SB 865, SB 877, SB 903, SB 904, SB 907, SB 916, SB 935, SB 937, SB 952, SB 966, SB 983, SB 985, SB 1029, SB 1047, SB 1055, SB 1056, SB 1063, SB 1064, SB 1117, SB 1118, SB 1122, SB 1123, SB 1124, SB 1125, SB 1126, SB 1129, SB 1130, SB 1134, SB 1145, SB 1164, SB 1208, SB 1212, SB 1226, SB 1233, SB 1257, SB 1274, SB 1281, SB 1282, SB 1338, SB 1354, SB 1355, SB 1367, SB 1371, SB 1372, SB 1397, SB 1414, SB 1438, SB 1441, SB 1522, SB 1531, SB 1578, SB 1605, SB 1642, SB 1643, SB 1727, SB 1774, SB 1821,

SB 1890, SB 1900, SB 1954, SB 1986, SB 2016, SB 2038, SB 2175, SB 2187

BILL AND RESOLUTIONS ENROLLED

April 19, 2021

**SB 632, SR 267, SR 269, SR 270, SR 271, SR 272, SR 273, SR 274, SR 275,
SR 276, SR 278, SR 279, SR 280, SR 281, SR 282**