

SENATE JOURNAL

EIGHTY-SEVENTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

THIRTY-SECOND DAY

(Monday, May 3, 2021)

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

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

Absent-excused: Creighton.

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

Senator Lucio offered the invocation as follows:

My brothers and sisters, we rise today with God's spirit to teach us, God's power to pilot us, God's strength to sustain us, God's wisdom to guide us, God's eye to look ahead for us, God's ear to hear us, God's word to speak to us, God's hand to protect and carry us, and God's love to prosper and to complete us. Blessed be God 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.

LEAVE OF ABSENCE

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

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, May 3, 2021 - 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 19 Leach

Relating to civil liability of a commercial motor vehicle owner or operator, including the effect that changes to that liability have on commercial automobile insurance.

HB 21 Neave

Relating to the statute of limitations applicable to a sexual harassment complaint filed with the Texas Workforce Commission.

HB 323 King, Phil

Relating to a law enforcement agency accreditation grant program.

HB 332 Talarico

Relating to the use of the compensatory education allotment for programs that build certain social and emotional skills.

HB 385 Pacheco

Relating to conditions of community supervision and procedures applicable to the reduction or termination of a defendant's period of community supervision.

HB 441 Zwiener

Relating to the criminal and licensing consequences of certain marihuana possession and drug paraphernalia possession offenses; imposing a fee.

HB 542 White

Relating to foster care placement in and the licensing of certain residential child-care facilities.

HB 548 Frank

Relating to the licensing of certain military veterans as health care providers to practice in underserved areas.

HB 570 Paddie

Relating to small business recovery funds and insurance tax credits for certain investments in those funds; imposing a monetary penalty; authorizing fees.

HB 624 Shine

Relating to increasing the criminal penalty for certain offenses committed in retaliation for or on account of a person's service or status as a public servant.

HB 769 Middleton

Relating to the administration of the Texas Windstorm Insurance Association.

HB 781 Sanford

Relating to the carrying and possession of a handgun by a public junior college school marshal.

HB 829 Thompson, Senfronia

Relating to a progressive disciplinary matrix for police officer misconduct in certain municipalities.

HB 830 Thompson, Senfronia

Relating to law enforcement policies regarding the issuance of citations for misdemeanors punishable by fine only and to a limitation on the authority to arrest a person for certain fine-only misdemeanors.

HB 834 Thompson, Senfronia

Relating to requiring the corroboration of certain testimony in a criminal case involving a controlled substance.

HB 842 Moody

Relating to the disclosure in a criminal case of certain criminal history record information.

HB 859 Collier

Relating to the expunction of all records and files related to arrests for certain decriminalized misdemeanor offenses.

HB 903 Oliverson

Relating to the settlement of certain claims on behalf of a minor.

HB 1002 Lucio III

Relating to the use of hypnotically induced testimony in a criminal trial.

HB 1068 Allen

Relating to the use of personal leave during school holidays by school district employees.

HB 1092 Romero, Jr.

Relating to the verification of the veteran status of inmates and prisoners.

HB 1097 Lozano

Relating to the processing and sale of kratom and kratom products; providing civil penalties; creating a criminal offense.

HB 1110 Johnson, Julie

Relating to payment of the replacement cost of damaged property under a homeowner's, renter's, or condominium owner's insurance policy.

HB 1202 Jetton

Relating to the amendment of a dedicatory instrument to remove a discriminatory provision.

HB 1301 Guillen

Relating to the services provided by a colonia self-help center.

HB 1382 Bucy

Relating to the availability of certain information regarding early voting.

HB 1492 Herrero

Relating to the administration of navigation districts.

HB 1535 Klick

Relating to the medical use of low-THC cannabis by patients with certain medical conditions and the establishment of compassionate-use institutional review boards to evaluate and approve proposed research programs to study the medical use of low-THC cannabis in the treatment of certain patients.

HB 1545 Cyrier

Relating to the continuation and functions of the Commission on Jail Standards.

HB 1554 Rogers

Relating to use of project funds of municipal development districts.

HB 1560 Goldman

Relating to the continuation and functions of the Texas Department of Licensing and Regulation.

HB 1588 Leach

Relating to health benefit plan coverage for scalp cooling systems, applications, and procedures for certain cancer patients.

HB 1607 Darby

Relating to certificates of public convenience and necessity for certain transmission projects.

HB 1693 Shaheen

Relating to access to the financial responsibility verification program by justice and municipal courts.

HB 1706 Neave

Relating to a specialty court program to provide victim services in sexual assault cases.

HB 1709 Neave

Relating to status offenses committed by a child, including the repeal of the status offense of a child voluntarily running away from home.

HB 1717 Thompson, Senfronia

Relating to the state's continuing duty to disclose exculpatory, impeachment, or mitigating evidence in a criminal case and prohibited retaliation against local assistant prosecutors for discharging that duty.

HB 1752 Oliverson

Relating to benefit review conferences under the Texas workers' compensation system.

HB 1757 Krause

Relating to recordings of peace officer performance of official duties and interactions with the public; creating a criminal offense.

HB 1758 Krause

Relating to law enforcement's use of force by means of a drone.

HB 1777 Oliverson

Relating to disclosures and standards required for certain annuity transactions and benefits under certain annuity contracts.

HB 1804 Meyer

Relating to prohibiting the use of state appropriations or public money of a political subdivision to settle or pay a sexual harassment claim made against certain public officers and employees.

HB 1910 Schofield

Relating to cemeteries in certain municipalities.

- HB 1919** Harris
Relating to certain prohibited practices for certain health benefit plan issuers and certain required and prohibited practices for certain pharmacy benefit managers, including pharmacy benefit managers participating in the Medicaid and child health plan programs.
- HB 1938** Jetton
Relating to a grant program for law enforcement agencies to defray the cost of data storage for recordings created with body worn cameras.
- HB 1981** Craddick
Relating to the release by the comptroller of unclaimed property to certain persons.
- HB 2030** Turner, Chris
Relating to the establishment by the Texas Higher Education Coordinating Board of a grant program for regional postsecondary education collaboratives.
- HB 2086** Morales, Eddie
Relating to appeals from an interlocutory order denying a motion for summary judgment by certain contractors.
- HB 2094** Martinez
Relating to the right to remove property encroaching on areas owned or controlled by the Hidalgo County Drainage District Number 1.
- HB 2112** Metcalf
Relating to the carrying of holstered handguns by handgun license holders.
- HB 2201** Ashby
Relating to the location of pits used in the production of oil and gas.
- HB 2205** Romero, Jr.
Relating to applicability of the International Swimming Pool and Spa Code to certain pools, spas, and other swimming areas.
- HB 2283** King, Phil
Relating to the prohibition of certain contributions and donations for the administration of elections.
- HB 2366** Buckley
Relating to criminal conduct that endangers law enforcement; creating a criminal offense and increasing a criminal penalty.
- HB 2499** Stucky
Relating to the wearing of a personal flotation device while being towed behind a motorboat or while engaged in water sports in or on the wake of a motorboat; creating a criminal offense.
- HB 2622** Holland
Relating to the enforcement of certain federal laws regulating firearms, firearm accessories, and firearm ammunition within the State of Texas.
- HB 2626** Noble

Relating to the imposition of the use tax on tangible personal property purchased in another state and transferred to an affiliate of the purchaser before being brought into this state for storage, use, or other consumption.

HB 2627 Thierry

Relating to the clarification of certain provisions regarding taxes imposed on the sale, rental, and use of motor vehicles.

HB 2706 Howard

Relating to the emergency services and care provided to victims of sexual assault and other sex offenses and to the processes associated with preserving and analyzing the evidence of those offenses.

HB 2733 Tinderholt

Relating to defendants restricted to the operation of a vehicle equipped with an ignition interlock device or required to submit to alcohol monitoring and establishing a central database of those defendants.

HB 2781 Johnson, Ann

Relating to the prosecution of and punishment for an aggravated assault occurring as part of a mass shooting; increasing a criminal penalty.

HB 2885 Clardy

Relating to continuing education programs for fire detection and alarm device installation.

HB 2893 Herrero

Relating to the establishment by the Texas Department of Housing and Community Affairs of colonia self-help centers in certain counties and to the representation of those counties on the Colonia Resident Advisory Committee.

HB 2929 Bonnen

Relating to conduct of insurers providing preferred provider benefit plans with respect to physician and health care provider contracts and claims.

HB 3039 Ellzey

Relating to the electronic transmission of certain notices provided by the Railroad Commission of Texas.

HB 3111 Meyer

Relating to the criminal offense of online solicitation relating to a minor; creating a criminal offense; changing eligibility for community supervision.

HB 3158 Thompson, Senfronia

Relating to the recovery of exemplary damages based on a compensable death under the Texas Workers' Compensation Act.

HB 3315 Crockett

Relating to the creation of a pretrial intervention program for certain youth offenders; authorizing a fee.

HB 3338 Bowers

Relating to activities the tolerance of which may constitute maintenance of a common nuisance.

HB 3360 Murr

Relating to civil actions by a civilly committed individual.

HB 3373 Burrows

Relating to the certification of live music venues by and other duties of the Texas Music Office.

HB 3394 Metcalf

Relating to determining the incapacity of a guardian.

HB 3476 Schofield

Relating to certificates of public convenience and necessity issued to water utilities inside the boundaries or extraterritorial jurisdiction of certain municipalities.

HB 3557 King, Ken

Relating to allowing parents and guardians to elect for a student to repeat or retake a course or grade.

HB 3643 King, Ken

Relating to the creation of the Texas Commission on Virtual Education.

HB 3712 Thompson, Ed

Relating to the hiring and training of and policies for peace officers.

HB 3746 Capriglione

Relating to certain notifications required following a breach of security of computerized data.

HB 3973 Walle

Relating to the composition and use of money in the oil and gas regulation and cleanup fund.

HB 4103 Burrows

Relating to the authority of certain municipalities to receive certain tax revenue derived from certain establishments related to a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

HB 4172 Middleton

Relating to the burden of proof in a suit or administrative proceeding to establish that an area is subject to the public beach easement.

HB 4383 Murphy

Relating to providing information to undergraduate students regarding certain fixed or flat tuition rates provided by certain institutions of higher education.

HB 4436 Cyrier

Relating to the operation of aircraft in or on protected freshwater areas.

HCR 50 Kuempel

Designating November as Texas Wildlife and Conservation Month for a 10-year period beginning in 2021.

HCR 87 Darby

In memory of former state representative John Clifford Otto.

HCR 92 Craddick

Congratulating Sharla Hotchkiss on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

- HCR 93** Craddick
Congratulating Libby Campbell on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.
- HCR 94** Craddick
Congratulating Susan Spratlen on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.
- HCR 95** Craddick
Congratulating Shelby Landgraf on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.
- HCR 96** Stucky
Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.
- HCR 97** Cyrier
In memory of Brandon Keith White of Fort Davis.
- HCR 98** Cyrier
In memory of Dewey Douglas Stockbridge of Alpine.
- HCR 99** Cyrier
In memory of Robert Otto Dittmar II of Kerrville.
- SB 538** Blanco Sponsor: Longoria
Relating to information technology purchased through the Department of Information Resources.
(Amended)
- SB 1438** Bettencourt Sponsor: Meyer
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.
(Amended)
- SCR 10** Kolkhorst Sponsor: Morrison
Honoring the heroism and sacrifice of Refugio High School graduate and Congressional Medal of Honor recipient Lloyd Herbert "Pete" Hughes Jr.
- SCR 13** Hughes Sponsor: Paddie
Congratulating the Carthage High School football team on winning the 2020 UIL 4A Division 2 state championship.
- SCR 14** Hughes Sponsor: Hefner
Congratulating the Lindale High School band on winning the 4A championship at the 2020 UIL State Military Class Marching Band Contest.
- SCR 15** Hughes Sponsor: Hefner
In memory of Everette Wayne "Skip" McBride of Mount Pleasant.
- SCR 16** Hughes Sponsor: Hefner
In memory of Bill W. Daniel of Mount Pleasant.
- SCR 19** Hughes Sponsor: VanDeaver
In memory of Eddie Garner Clement of Paris, Texas.
- SCR 25** Hughes Sponsor: Hefner
In memory of the Honorable Arthur L. Fort of Longview.

SCR 35 Hughes Sponsor: Hefner
Commemorating the 100th anniversary of American Legion Lockett Cochran Post 296 in Mineola.

SCR 36 Hughes Sponsor: Hefner
In memory of Noble Grace Cammack of Longview.

SCR 40 Springer Sponsor: Smith
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.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, May 3, 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 72 Reynolds
Relating to the power of certain counties to enact certain park use rules.

HB 355 Lopez
Relating to providing notice to a state representative and senator of an administrative penalty assessed by the Texas Commission on Environmental Quality.

HB 440 Johnson, Julie
Relating to health benefit coverage for hearing aids for children and adults.

HB 505 White
Relating to the sale of fireworks on and before the Labor Day holiday in certain counties.

HB 663 Cortez
Relating to the eligibility of certain at-risk developments to receive low income housing tax credits.

HB 721 Wilson
Relating to the release to mandatory supervision of certain inmates confined in a county jail.

HB 827 Huberty

Relating to the disclosure of vehicle speed information to a law enforcement agency by an entity that operates a toll project.

HB 1133 Clardy

Relating to an election to revoke a county equalization tax imposed in certain counties.

HB 1208 Guillen

Relating to a state employment preference for certain individuals who reside with veterans with a disability.

HB 1278 Campos

Relating to public hearings on homelessness issues held by the Texas Interagency Council for the Homeless.

HB 1308 González, Mary

Relating to the establishment of a task force to conduct a comprehensive study on best practice standards for the confinement of pregnant prisoners in county jails.

HB 1456 Herrero

Relating to the operations of the Nueces County Hospital District, including the operations of a health care provider participation program administered by the district.

HB 1493 Herrero

Relating to the use of an entity name that falsely implies governmental affiliation.

HB 1526 Kuempel

Relating to cemeteries in certain municipalities.

HB 1618 Leman

Relating to the number of signatures required on a petition filed in connection with an election to create certain hospital districts.

HB 1659 Murphy

Relating to the amendment of a residential subdivision's declaration to affect certain types of property located in the subdivision.

HB 1756 Burns

Relating to county appropriations to historical foundations or organizations.

HB 1932 Thompson, Senfronia

Relating to notice of available alternatives to the lapse or surrender of a life insurance policy.

HB 1998 Lucio III

Relating to weight limitations for liquefied petroleum gas motor vehicles.

HB 2036 Johnson, Julie

Relating to the definition of close relative of a deceased victim for purposes of certain laws relating to the release of an inmate on parole or to mandatory supervision.

HB 2048 Krause

Relating to the criminal offense of passing certain vehicles on a highway.

HB 2091 Walle

Relating to the redesignation and authority of the Harris County Board of Protective Services for Children and Adults.

- HB 2203** Romero, Jr.
Relating to the powers of certain regional transportation authorities.
- HB 2220** Canales
Relating to a contract between a private vendor and the Texas Department of Motor Vehicles for certain license plate services.
- HB 2236** Hernandez
Relating to the authority of certain counties to adopt a land bank program.
- HB 2238** Krause
Relating to notice prohibiting hunting on or over certain submerged land.
- HB 2361** Landgraf
Relating to the new technology implementation grant program administered by the Texas Commission on Environmental Quality.
- HB 2367** Harris
Relating to the use of license plates equipped with integrated circuit technology.
- HB 2382** Moody
Relating to the use of a broker for the sale of real property by the El Paso County Hospital District.
- HB 2580** Leach
Relating to the operation and administration of the State Office of Administrative Hearings, including procedures during a declared disaster and the use of videoconferencing technology to conduct administrative hearings.
- HB 2827** González, Mary
Relating to the transfer to the Texas Higher Education Coordinating Board of certain responsibilities relating to postsecondary education and career counseling.
- HB 2847** Geren
Relating to the authority of the Tarrant County Hospital District or a nonprofit corporation formed by the district regarding certain technology or intellectual property owned by or licensed to the district or corporation.
- HB 2857** Frullo
Relating to certain information regarding taxpayers subject to an audit that is provided to members of the public.
- HB 3002** Burns
Relating to a merchant allowing a person suspected of committing or attempting to commit theft to complete a theft education program.
- HB 3045** Hull
Relating to financial regulation of certain life, health, and accident insurers and health maintenance organizations.
- HB 3051** Thompson, Senfronia
Relating to authorization for the creation of a county ethics commission in certain counties.
- HB 3057** Gervin-Hawkins
Relating to the regulation of licensed dog and cat breeders.

- HB 3078** Bailes
Relating to the registration of certain motor vehicles as farm or ranch vehicles.
- HB 3097** Stephenson
Relating to entitlement of certain municipalities to receive tax revenue from certain establishments located near a hotel and convention center project.
- HB 3130** Capriglione
Relating to state agency contracts for Internet application development.
- HB 3207** Herrero
Relating to preventing the loss of benefits by certain retirees of the Teacher Retirement System of Texas who resume service during a declared disaster.
- HB 3217** Harris
Relating to the authority of certain counties to impose a hotel occupancy tax and the use of revenue from that tax.
- HB 3289** González, Mary
Relating to the penalties for a violation of a quarantine or rule to protect pecans or pecan trees from diseases or pests; increasing civil penalties.
- HB 3399** Ortega
Relating to the authority of the Texas Department of Transportation to provide road services on federal military property.
- HB 3408** Goldman
Relating to the regulation of motor fuel metering devices and motor fuel quality.
- HB 3415** Goldman
Relating to the authority of certain counties to require photo identification to file certain documents with the county clerk.
- HB 3452** White
Relating to granting limited state law enforcement authority to certain federal special agents.
- HB 3486** Thompson, Senfronia
Relating to an agreement with a private entity for dynamic message signs used in certain statewide alert systems.
- HB 3510** Lambert
Relating to work from remote locations by certain employees of certain entities licensed by the Office of Consumer Credit Commissioner.
- HB 3522** Hunter
Relating to the requirement that certain persons taking oysters on a licensed commercial oyster boat obtain a commercial fisherman's license.
- HB 3530** Moody
Relating to the nonsubstantive revision of certain local laws concerning water and wastewater special districts, including a conforming amendment.
- HB 3564** Paul

Relating to the authority of the Texas Department of Insurance to rescind a certificate of compliance issued for an improvement for purposes of coverage through the Texas Windstorm Insurance Association.

HB 3571 Bonnen

Relating to the regulation of security measures by a property owners' association.

HB 3606 Leach

Relating to the provision of vocational training to inmates confined in a Texas Department of Criminal Justice transfer facility.

HB 3617 Anchia

Relating to certain qualifications and requirements for residential mortgage loan companies.

HB 3618 Oliverson

Relating to the comptroller's rulemaking authority under the Insurance Code.

HB 3622 Hefner

Relating to the eligibility of certain physicians to provide and receive remuneration for workers' compensation health care services.

HB 3642 Parker

Relating to the sale of alcoholic beverages in areas annexed by certain municipalities.

HB 3665 Ordaz Perez

Relating to expanding the definition of bicycle to include modifications necessary for adaptive riding by persons with disabilities.

HB 3684 Bonnen

Relating to the continuation of the windstorm insurance legislative funding and funding structure oversight board and to studies relating to the Texas Windstorm Insurance Association and the Fair Access to Insurance Requirements Plan.

HB 3688 Anderson

Relating to the confidentiality of the identity of certain landowners who participate in a State Soil and Water Conservation Board program to manage or eradicate an invasive species.

HB 3689 Cortez

Relating to the appeal of rates charged for water or sewer service by certain retail public utilities.

HB 3794 Geren

Relating to oil and gas liens.

HB 3800 Darby

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

HB 3817 Hunter

Relating to the procedure for conducting surveys of public land, including the requirements regarding field notes and coordinate systems.

HB 3856 Rogers

Relating to administrative penalties imposed by the Texas Animal Health Commission.

HB 3971 Meyer

Relating to the appraisal for ad valorem tax purposes of residential real property located in a designated historic district.

HB 4016 Kuempel

Relating to operating agreements between holders of a distiller's and rectifier's permit and certain alcoholic beverage permit holders.

HB 4030 Smithee

Relating to the licensing and regulation of insurance professionals.

HB 4182 Turner, Chris

Relating to the employment status of certain remote service workers.

HB 4202 Rose

Relating to including work colleges in the TexShare library consortium.

HB 4204 Guillen

Relating to a study and report on the water level of Falcon Lake in Zapata and Starr Counties.

HB 4220 Kuempel

Relating to the composition of the juvenile board of Guadalupe County.

HB 4315 Craddick

Relating to the eligibility of certain county assessor-collectors to serve on the board of directors of an appraisal district.

HB 4544 Swanson

Relating to providing children committed to the Texas Juvenile Justice Department with state-issued identification on discharge or release.

HB 4573 Metcalf

Relating to the effect of municipal annexation of territory in the City of Conroe Municipal Management District No. 3.

HB 4574 Metcalf

Relating to the effect of municipal annexation of territory in the Roman Forest Public Utility District No. 3.

HB 4577 Deshotel

Relating to the authority of the Chambers County Improvement District No. 1 to issue bonds and impose certain taxes or assessments.

HB 4578 Rogers

Relating to the creation of the Lakeview Point Municipal Utility District of Palo Pinto County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 4592 Oliverson

Relating to the creation of the Harris County Water Control and Improvement District No. 164; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

- SB 479** Hughes Sponsor: VanDeaver
Relating to the powers of the TexAmericas Center, including its authority to issue bonds.
- SB 599** Perry Sponsor: Krause
Relating to the removal and disposal of abandoned fishing devices and the seizure and disposition of unlawful fishing devices.
- SB 635** Lucio Sponsor: Lucio III
Relating to the terms and qualifications of the members of the port commission of, and the powers, duties, and territory of, the Port of Harlingen Authority; authorizing the imposition of a tax.
- SB 669** Springer Sponsor: Lucio III
Relating to certain reports created by the Texas Water Development Board.
- SB 863** Blanco Sponsor: Hull
Relating to the temporary relocation of a residential child-care facility during a declared state of disaster.
- SB 872** Hancock Sponsor: Lambert
Relating to the expiration of the dry cleaner environmental response program.
- SB 1203** Hancock Sponsor: Turner, Chris
Relating to business entities.
- SB 1212** Seliger Sponsor: King, Ken
Relating to the composition of the board of directors of the Booker Hospital District.
- SB 1280** Hancock Sponsor: Anchia
Relating to certain provisions of The Securities Act for which a person offering or selling a security may be held liable to a person buying the security.
- SB 1367** Creighton Sponsor: Oliverson
Relating to the regulation of commercial property and casualty insurance and insurance for certain large risks.
- SB 1448** Taylor Sponsor: Bonnen
Relating to the powers and duties of the windstorm insurance legislative oversight board and to certain studies by the board relating to the Texas Windstorm Insurance Association and the Fair Access to Insurance Requirements Plan.
(Amended)
- SB 1523** Hancock Sponsor: Turner, Chris
Relating to registered and protected series of domestic limited liability companies; authorizing fees.

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

MESSAGES FROM THE GOVERNOR

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

April 29, 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 appointment:

To be a member of the Texas State Board of Social Worker Examiners for a term to expire February 1, 2027:

Katie Andrade

Mount Pleasant, Texas

(replacing Beverly Jackson Loss of Wolfe City whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

April 29, 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 Texas Board of Chiropractic Examiners for terms to expire February 1, 2027:

Sarah T. Abraham

Sugar Land, Texas

(replacing Gustavo "Gus" Ramirez of Tyler whose term expired)

Nicholas S. "Nick" Baucum, D.C.

Corpus Christi, Texas

(Dr. Baucum is being reappointed)

Mark R. Bronson, D.C.

Aledo, Texas

(Dr. Bronson is being reappointed)

Respectfully submitted,

/s/Greg Abbott

Governor

April 29, 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 Texas Board of Medical Radiologic Technology for terms to expire February 1, 2027:

Nicholas M. Bechmann, M.D.

Houston, Texas

(Dr. Beckmann is being reappointed)

Scott A. Morren

Anton, Texas

(Mr. Morren is being reappointed)

Shaila D. Parker

Garland, Texas

(replacing Anthony "Tony" Jaso of San Antonio whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

April 29, 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 Texas Funeral Service Commission for terms to expire February 1, 2027:

Larry M. Allen

Mesquite, Texas

(Mr. Allen is being reappointed)

Timothy R. "Tim" Brown

McAllen, Texas

(replacing Gregory D. "Greg" Compean of Richmond whose term expired)

Respectfully submitted,

/s/Greg Abbott

Governor

April 30, 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 Texas Public Finance Authority for terms to expire February 1, 2027:

Larry G. Holt
College Station, Texas
(replacing Rodney K. Moore of Lufkin whose term expired)

Ramon Manning
Houston, Texas
(Mr. Manning is being reappointed)

Respectfully submitted,

/s/Greg Abbott
Governor

April 30, 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 appointment:

To be a member of the State Board of Veterinary Medical Examiners for a term to expire August 26, 2023:

Raquel R. Olivier
Houston, Texas
(replacing Carlos R. Chacon of Austin whose term expired)

Respectfully submitted,

/s/Greg Abbott
Governor

May 3, 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 appointment:

To be a member of the Texas Diabetes Council for a term to expire February 1, 2027:

Gary L. Francis, M.D., Ph.D.
San Antonio, Texas
(replacing Kathy Ann LaCivita, M.D. of San Antonio whose term expired)

Respectfully submitted,

/s/Greg Abbott
Governor

May 3, 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 appointment:

To be a member of the Prepaid Higher Education Tuition Board for a term to expire February 1, 2027:

Judy H. Treviño
San Antonio, Texas
(*Ms. Treviño is being reappointed*)

Respectfully submitted,

/s/Greg Abbott
Governor

May 3, 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 School for the Deaf for terms to expire January 31, 2027:

Erin C. Cockerham-O'Donnell
Vernon, Texas
(*replacing Angela O. "Angie" Wolf of Dripping Springs whose term expired*)

Dina L. Moore
Round Rock, Texas
(*Ms. Moore is being reappointed*)

Darlene J. "Dj" Nobles
Waco, Texas
(*replacing Eric L. Hogue of Wylie whose term expired*)

Respectfully submitted,

/s/Greg Abbott
Governor

SENATE RESOLUTION 335

Senator Nelson offered the following resolution:

SR 335, Recognizing May 2021 as Mental Health Awareness Month.

The resolution was read and was adopted without objection.

SENATE RESOLUTION 333

Senator Lucio offered the following resolution:

SR 333, In memory of Frederick William Rusteberg.

The resolution was read.

On motion of Senator Lucio, **SR 333** was adopted by a rising vote of the Senate.

In honor of the memory of Frederick William Rusteberg, the text of the resolution is printed at the end of today's *Senate Journal*.

SENATE RESOLUTION 312

Senator Blanco offered the following resolution:

SR 312, In memory of former Texas Senator Humberto Tati Santiesteban.

The resolution was read.

On motion of Senator Blanco, **SR 312** was adopted by a rising vote of the Senate.

In honor of the memory of Humberto Tati Santiesteban, the text of the resolution is printed at the end of today's *Senate Journal*.

ACKNOWLEDGMENT

The President asked that all Senators rise in memory of the 43 law enforcement officers who died last year.

**INTRODUCTION OF
BILLS AND RESOLUTIONS POSTPONED**

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

There was no objection.

BILLS AND RESOLUTION SIGNED

The President announced the signing of the following enrolled bills and resolution in the presence of the Senate after the captions had been read:

HCR 90.

HB 567, HB 1024.

HB 7, HB 362, HB 723, HB 735, HB 780, HB 786, HB 917, HB 1070, HB 1081, HB 1116, HB 1325, HB 1428, HB 1472, HB 1658, HB 1689, HB 1755, HB 1787, HB 1831, HB 2005, HB 2089, HB 2429, HB 2536, HB 2660, HB 2677, HB 2678.

**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 4:30 p.m. today.

SENATE RESOLUTION 341

Senator Whitmire offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, That S.R. No. 1, Caucus Report, 87th Legislature, be amended by amending SECTION 17 to read as follows:

SECTION 1. PROCEDURES RELATED TO COVID-19. (a) Public seating in the gallery will be limited to ensure social distancing in accordance with COVID-19 guidelines. A wristband demonstrating a negative COVID-19 test is required for entry to the gallery.

(b) No personal data will be collected from persons who are tested to enter the Capitol. However, aggregate data indicating the number of persons tested each day and the number of positive tests shall be available to the members of the senate.

(c) Each senator may have two ~~[one]~~ staff members ~~[member]~~ on the floor at a time while the senate is in session. No additional staff for committees will be allowed, except that the chair of the Administration Committee may allow additional staff for members handling extraordinary matters.

(d) To enter the senate floor or attend a committee hearing, a member must have had a negative COVID-19 test result that day.

(e) Members' staff must be tested the first day of the week they enter the Capitol. All senate staff must be tested before accessing the Senate Chamber or attending a committee hearing.

(f) All central staff must be tested twice each week and a record must be kept to ensure that the testing schedule is being followed. Any central staff who will be working in the Senate Chamber or might come to the Senate Chamber when the senate is in session must be tested that day. If the senate meets daily, the staff person must be tested daily; otherwise, they may follow the twice weekly testing schedule. Any central staff who routinely have daily contact with members' offices (post office staff, messengers, kitchen staff, etc.) must be tested daily.

(g) A person who demonstrates proof of vaccination against COVID-19 shall be treated for all purposes the same as a person who has tested negative for COVID-19 and shall be entitled to a wristband.

(h) A member of the senate shall determine whether to require a wristband demonstrating a negative COVID-19 test for entry into the member's office.

~~(i) [While on the floor, members of the senate shall wear masks except when alone at their desks.~~

~~[(j) Members and employees of the senate shall wear masks whenever they are in a common area of the Sam Houston Building.~~

~~[(k) A member of the public is required to have a wristband demonstrating a negative COVID-19 test to enter a committee hearing.~~

~~(j) [(l) During a committee hearing, committee members shall wear masks to and from the committee dais but are not required to wear masks while seated at the dais.~~

~~[(m) A committee member may designate an employee to sit behind the member on the dais during a committee hearing if:~~

~~(1) the employee is comfortable with sitting in close quarters on the dais;~~

~~(2) the employee has tested negative for COVID-19 on the day of the committee hearing; and~~

~~(3) [the employee is wearing an N95 or KN95 mask; and~~

~~[(n) the committee hearing room will physically accommodate staff seating.~~

(k) [~~(m)~~] The senate leadership will confer with leadership of the house of representatives to determine procedures for members of each house visiting the other house's chamber. Should the house of representatives approve a less secure standard of COVID-19 procedures than the senate, the senate may take appropriate measures to address that issue.

(l) [~~(n)~~] A member or an employee of the senate who tests positive for COVID-19 shall promptly leave the Capitol Complex. The member or employee may return 10 days after the date of the positive result if the person's symptoms are lessening and the person has had no fever for the previous 24 hours before the return date. The member or employee may return to the Capitol seven days after the date of the positive result if the person receives a negative result at that time.

SR 341 was read and was adopted by the following vote: Yeas 29, Nays 1.

Nays: Zaffirini.

Absent-excused: Creighton.

CONCLUSION OF MORNING CALL

The President at 2:54 p.m. announced the conclusion of morning call.

SENATE CONCURRENT RESOLUTION 1 ON SECOND READING

On motion of Senator Johnson and by unanimous consent, the regular order of business was suspended to take up for consideration **SCR 1** at this time on its second reading:

SCR 1, Expressing opposition to the enactment or enforcement in Texas of a law, under a federal mandate, that automatically suspends the driver's license of an individual who is convicted of certain offenses.

The resolution was read second time and was adopted by the following vote: Yeas 30, Nays 0.

Absent-excused: Creighton.

COMMITTEE SUBSTITUTE SENATE BILL 181 ON SECOND READING

On motion of Senator Johnson and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 181** at this time on its second reading:

CSSB 181, Relating to suspension of a driver's license for persons convicted of certain offenses and the educational program required for reinstatement of a license following certain convictions; authorizing a fine.

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

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

Absent-excused: Creighton.

COMMITTEE SUBSTITUTE
SENATE BILL 181 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 **CSSB 181** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

SENATE RULE 8.02 SUSPENDED
(Referral to Committee)

On motion of Senator Schwertner and by unanimous consent, Senate Rule 8.02 was suspended to take up for consideration **SR 342** at this time.

SENATE RESOLUTION 342

Senator Schwertner offered the following resolution:

WHEREAS, Many Texas residents were hit with massive electricity bills in the wake of Winter Storm Uri, and high costs have rattled all sectors of the power market; and

WHEREAS, On February 12, 2021, as the storm bore down on Texas, Governor Greg Abbott issued a disaster declaration for all counties in Texas; three days later, the Electric Reliability Council of Texas declared its highest state of emergency, an Emergency Energy Alert Level 3, due to exceptionally high electricity demand exceeding supply; and

WHEREAS, In response to the emergency level of consumer demand, on February 15, the Public Utility Commission of Texas issued an order directing ERCOT to start using the high system-wide offer cap, or HCAP, that would raise the cap for energy prices to \$9,000 per megawatt hour, pursuant to 16 Texas Administrative Code Section 25.505(g)(6)(B); this increase reflected an approximately 10,000 percent spike in pricing from the preceding three-month average; and

WHEREAS, PUC's administratively approved HCAP tripled between 2012 and 2015 to its current rate of \$9,000 per megawatt hour; the highest price cap in the nation, this resulted in jaw-dropping electric bills after the cap was reached and remained in place for more than four days in February 2021; the fallout threatens utilities and retail electric providers, which collectively face billions of dollars in charges related to the blackout; among those in bankruptcy is the state's largest and oldest electric power cooperative, and electricity firms have failed to pay some \$3 billion in storm-related charges, a shortfall that would be passed on to all Texas utilities and customers; and

WHEREAS, Two new PUC members, commissioner Will McAdams and chair Peter Lake, have been sworn in and will participate in their first PUC hearing on May 6, 2021, enabling the commission to take needed action to protect consumers and the financial stability of electricity providers; now, therefore, be it

RESOLVED, That the Senate of the 87th Texas Legislature hereby urge the Public Utility Commission of Texas to significantly reduce the high system-wide offer cap and evaluate changes to the market structure; and, be it further

RESOLVED, That the secretary of the senate forward official copies of this resolution to the members of the Public Utility Commission.

SCHWERTNER	HANCOCK	NICHOLS
ALVARADO	HINOJOSA	PAXTON
BETTENCOURT	HUFFMAN	PERRY
BIRDWELL	HUGHES	POWELL
BLANCO	JOHNSON	SELIGER
BUCKINGHAM	KOLKHORST	SPRINGER
CAMPBELL	LUCIO	TAYLOR
CREIGHTON	MENÉNDEZ	WEST
GUITIERREZ	MILES	WHITMIRE
HALL	NELSON	ZAFFIRINI

SR 342 was read and was adopted by the following vote: Yeas 30, Nays 0.

Absent-excused: Creighton.

SENATE BILL 247 ON THIRD READING

Senator Perry moved to suspend the regular order of business to take up for consideration **SB 247** at this time on its third reading and final passage:

SB 247, Relating to discrimination against or burdening certain constitutional rights of an applicant for or holder of a license to practice law in this state.

The motion prevailed by the following vote: Yeas 17, Nays 13.

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

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

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 17, Nays 13. (Same as previous roll call)

SENATE BILL 741 ON THIRD READING

Senator Birdwell moved to suspend the regular order of business to take up for consideration **SB 741** at this time on its third reading and final passage:

SB 741, Relating to the carrying or storage of a handgun by a school marshal.

The motion prevailed by the following vote: Yeas 18, Nays 12.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, 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.

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 18, Nays 12. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1353 ON SECOND READING**

Senator Miles moved to suspend the regular order of business to take up for consideration **CSSB 1353** at this time on its second reading:

CSSB 1353, Relating to the content of certain immunization records and of certain biennial legislative reports on immunizations issued by the Department of State Health Services.

The motion prevailed.

Senators Buckingham, Paxton, and Springer asked to be recorded as voting "Nay" on suspension of the regular order of business.

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

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

Nays: Buckingham, Paxton, Springer.

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 1353 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 1353** be placed on its third reading and final passage.

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

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

Nays: Buckingham, Paxton, Springer.

Absent-excused: Creighton.

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

**COMMITTEE SUBSTITUTE
SENATE BILL 58 ON SECOND READING**

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 58** at this time on its second reading:

CSSB 58, Relating to purchasing of cloud computing services by a political subdivision.

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

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

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 58 ON THIRD READING**

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 58** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

SENATE BILL 1191 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 1191** at this time on its second reading:

SB 1191, Relating to the definition of a school resource officer.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1191** (senate committee printing) in SECTION 1 of the bill, in amended Section 1701.601, Occupations Code (page 1, lines 31 through 33), by striking the last sentence of the section and substituting the following:

The term does not include a peace officer who provides law enforcement at:

(1) a public school only for extracurricular activities; or

(2) a public school event only for extracurricular activities.

The amendment to **SB 1191** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

SB 1191 as amended was passed to engrossment by a viva voce vote.

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

Absent-excused: Creighton.

SENATE BILL 1191 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 1191** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

HOUSE BILL 139 ON SECOND READING

On motion of Senator Powell and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 139** at this time on its second reading:

HB 139, Relating to state occupational licensing of certain military veterans and military spouses.

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:

Absent-excused: Creighton.

HOUSE BILL 139 ON THIRD READING

Senator Powell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 139** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

COMMITTEE SUBSTITUTE**HOUSE BILL 390 ON SECOND READING**

On motion of Senator Huffman and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 390** at this time on its second reading:

CSHB 390, Relating to requirements for human trafficking awareness and prevention in commercial lodging establishments; authorizing a civil penalty.

The bill was read second time.

Senator Huffman offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSHB 390** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 114.0001(4), Business & Commerce Code (page 1, lines 37 through 38), strike "of a political subdivision".

(2) In SECTION 1 of the bill, in added Section 114.0051(a)(5)(E)(ii), Business & Commerce Code (page 2, line 31), strike "local".

(3) In SECTION 1 of the bill, in added Section 114.0053, Business & Commerce Code (page 3, between lines 1 and 2), insert a new Subdivision (4) as follows and renumber subsequent subdivisions of Section 114.0053 and cross-references to those subdivisions accordingly:

(4) includes the contact information for reporting suspicious activity to the Department of Public Safety;

The amendment to **CSHB 390** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

CSHB 390 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:

Absent-excused: Creighton.

COMMITTEE SUBSTITUTE HOUSE BILL 390 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 **CSHB 390** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

(Senator Powell in Chair)

SENATE BILL 1590 ON SECOND READING

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **SB 1590** at this time on its second reading:

SB 1590, Relating to rules by the State Board for Educator Certification regarding virtual observation options for field-based experiences and internships required for educator certification.

The motion prevailed by the following vote: Yeas 22, Nays 8.

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

Nays: Alvarado, Blanco, Gutierrez, Hall, Lucio, Miles, Powell, Whitmire.

Absent-excused: Creighton.

The bill was read second time.

Senator Seliger offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1590** (senate committee printing), in SECTION 1 of the bill, in amended Section 21.051(f), Education Code (page 1), by striking lines 30 and 31 and substituting the following:

observations that provide for:

(1) two observations to occur in person and two additional observations to occur in virtual settings that are equivalent in rigor to in-person options for observation; or

(2) three observations to occur in person.

The amendment to **SB 1590** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

SB 1590 as amended was passed to engrossment by the following vote: Yeas 30, Nays 0.

Absent-excused: Creighton.

SENATE BILL 1590 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 1590** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

COMMITTEE SUBSTITUTE SENATE BILL 1716 ON SECOND READING

Senator Taylor moved to suspend the regular order of business to take up for consideration **CSSB 1716** at this time on its second reading:

CSSB 1716, Relating to a supplemental special education services and instructional materials program for certain public school students receiving special education services.

The motion prevailed by the following vote: Yeas 21, Nays 9.

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

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

Absent-excused: Creighton.

The bill was read second time and was passed to engrossment by the following vote: Yeas 21, Nays 9. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 1716 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 **CSSB 1716** be placed on its third reading and final passage.

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

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

Nays: Gutierrez, Johnson, Menéndez, Powell, Whitmire.

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 21, Nays 9.

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

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

Absent-excused: Creighton.

SENATE BILL 1772 ON SECOND READING

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1772** at this time on its second reading:

SB 1772, Relating to the establishment of the Texas Pollinator-Smart program for solar energy sites.

The bill was read second time.

Senator Zaffirini offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1772** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Texas A&M AgriLife Extension 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, Texas A&M AgriLife Extension may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

The amendment to **SB 1772** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

SB 1772 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.

Absent-excused: Creighton.

SENATE BILL 1772 ON THIRD READING

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1772** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1.

Nays: Springer.

Absent-excused: Creighton.

COMMITTEE SUBSTITUTE SENATE BILL 1258 ON SECOND READING

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1258** at this time on its second reading:

CSSB 1258, Relating to the duty of a lessee or other agent in control of certain state land to drill an offset well, pay compensatory royalty, or otherwise protect the land from drainage of oil or gas by a horizontal drainhole well located on certain land.

The bill was read second time.

Senator Birdwell offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1258** (senate committee printing) as follows:

- (1) Strike SECTION 1 of the bill (page 1, lines 26 through 54).
- (2) In SECTION 5 of the bill (page 3, line 32), strike "Subchapter D, Chapter 66, Education Code, or".

(3) Renumber the SECTIONS of the bill and cross-references to those SECTIONS accordingly.

The amendment to **CSSB 1258** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

CSSB 1258 as amended was passed to engrossment by a viva voce vote.

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

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 1258 ON THIRD READING**

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1258** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

(President in Chair)

**COMMITTEE SUBSTITUTE
SENATE BILL 225 ON SECOND READING**

On motion of Senator Paxton and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 225** at this time on its second reading:

CSSB 225, Relating to the regulation of certain child-care facilities and family homes.

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

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

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 225 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 **CSSB 225** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

SENATE BILL 2115 ON SECOND READING

Senator Lucio moved to suspend the regular order of business to take up for consideration **SB 2115** at this time on its second reading:

SB 2115, Relating to the procedure for certain complaints against health care practitioners.

The motion prevailed.

Senators Buckingham and Schwertner 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 **SB 2115** (senate committee printing), in SECTION 1 of the bill, by striking added Section 112.101(b), Occupations Code (page 1, lines 31 through 35), and substituting the following:

(b) A licensing entity may not take disciplinary action based on a complaint against a health care practitioner who holds a license issued by a different licensing entity unless:

(1) the licensing entity that issued the license refers the complaint back to the licensing entity that received the complaint for investigation and resolution; or

(2) the disciplinary action is taken under Subtitle B for practicing medicine in this state without a license.

The amendment to **SB 2115** 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: Hughes.

Absent-excused: Creighton.

SB 2115 as amended was passed to engrossment by a viva voce vote.

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

Absent-excused: Creighton.

SENATE BILL 2115 ON THIRD READING

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2115** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Monday, May 3, 2021 - 3

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 1433 Capriglione

Relating to the payment of insurance deductibles for property insurance claims.

THE HOUSE HAS CONCURRED IN THE SENATE AMENDMENTS TO THE FOLLOWING MEASURES:

HB 119 (144 Yeas, 0 Nays, 1 Present, not voting)

HB 626 (147 Yeas, 0 Nays, 1 Present, not voting)

HB 1514 (145 Yeas, 0 Nays, 1 Present, not voting)

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 5 (non-record vote)

House Conferees: Ashby - Chair/Anderson/Morales, Christina/Paddie/Rose

Respectfully,

/s/Robert Haney, Chief Clerk
House of Representatives

**COMMITTEE SUBSTITUTE
SENATE BILL 2195 ON SECOND READING**

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 2195** at this time on its second reading:

CSSB 2195, Relating to the relationship between pharmacists or pharmacies and pharmacy benefit managers or health benefit plan issuers.

The bill was read second time.

Senator Kolkhorst offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 2195** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. The Health and Human Services Commission is required to implement a provision of this Act only if the legislature appropriates money to the commission specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the commission may, but is not required to, implement a provision of this Act using other appropriations that are available for that purpose.

The amendment to **CSSB 2195** was read and was adopted by a viva voce vote.

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

Absent-excused: Creighton.

CSSB 2195 as amended was passed to engrossment by a viva voce vote.

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

Absent-excused: Creighton.

COMMITTEE SUBSTITUTE SENATE BILL 2195 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 **CSSB 2195** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

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

SENATE BILL 1744 ON SECOND READING

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1744** at this time on its second reading:

SB 1744, Relating to the services provided by a colonia self-help center.

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: Hall, Hughes.

Absent-excused: Creighton.

SENATE BILL 1744 ON THIRD READING

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1744** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2.

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

Nays: Hall, Hughes.

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 1941 ON SECOND READING**

On motion of Senator Gutierrez and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1941** at this time on its second reading:

CSSB 1941, Relating to a strategic plan to address hyperemesis gravidarum.

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: Hall, Hughes, Springer.

Absent-excused: Creighton.

**COMMITTEE SUBSTITUTE
SENATE BILL 1941 ON THIRD READING**

Senator Gutierrez moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1941** be placed on its third reading and final passage.

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

Absent-excused: Creighton.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 3.

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

Nays: Hall, Hughes, Springer.

Absent-excused: Creighton.

HOUSE BILL 3788 REREFERRED
(Motion In Writing)

Senator Nelson submitted a Motion In Writing requesting that **HB 3788** be withdrawn from the Committee on Local Government and rereferred to the Committee on Finance.

The Motion In Writing was read and prevailed without objection.

SENATE RULE 7.07(b) SUSPENDED
(Permission to Introduce)
(Motion In Writing)

Mr. President:

The following members hereby request to suspend Senate Rule 7.07(b) to permit the introduction of bills and resolutions as follows:

SB 2238 Schwertner

Relating to prices in the wholesale electricity market.

SB 2243 Hinojosa

Relating to approval for certain projects related to bridges over the Rio Grande.

SB 2245 Paxton

Relating to unlawful employment practices with respect to the COVID-19 vaccine.

The Motion In Writing was read and prevailed without objection.

SENATE BILLS ON FIRST READING

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

SB 2167 by Miles

Relating to the creation of the Northeast Houston Redevelopment District; providing authority to issue bonds; providing authority to impose assessments or fees.

To Committee on Local Government.

SB 2234 by Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 210; 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 2235 by Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 208; 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 2236 by Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 209; 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 2237 by Creighton

Relating to the boundaries of the Harris County Water Control and Improvement District No. 70.

To Committee on Local Government.

SB 2238 by Schwertner

Relating to prices in the wholesale electricity market.

To Committee on Jurisprudence.

SB 2239 by Taylor

Relating to the creation of the Brazoria County Municipal Utility District No. 86; 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 2240 by Springer

Relating to the creation of the High Pointe Ranch Municipal Utility District No. 1 of Denton 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.

SB 2241 by Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 204; 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 2242 by Gutierrez

Relating to the creation of the Medina County Water Control and Improvement District No. 4; 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 2243 by Hinojosa

Relating to approval for certain projects related to bridges over the Rio Grande.

To Committee on Transportation.

SB 2244 by Birdwell

Relating to the creation of the Lorena Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Committee on Local Government.

SB 2245 by Paxton

Relating to unlawful employment practices with respect to the COVID-19 vaccine.

To Committee on Business and Commerce.

HOUSE BILLS AND RESOLUTIONS ON FIRST READING

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

- HB 363** to Committee on Education.
- HB 530** to Committee on State Affairs.
- HB 837** to Committee on Water, Agriculture and Rural Affairs.
- HB 912** to Committee on Veteran Affairs and Border Security.
- HB 930** to Committee on Criminal Justice.
- HB 988** to Committee on Local Government.
- HB 1371** to Committee on Transportation.
- HB 1403** to Committee on Criminal Justice.
- HB 1572** to Committee on Business and Commerce.
- HB 1606** to Committee on Water, Agriculture and Rural Affairs.
- HB 1759** to Committee on Transportation.
- HB 1763** to Committee on Business and Commerce.
- HB 1904** to Committee on Water, Agriculture and Rural Affairs.
- HB 1920** to Committee on State Affairs.
- HB 1939** to Committee on Business and Commerce.
- HB 2106** to Committee on Business and Commerce.
- HB 2152** to Committee on Transportation.
- HB 2171** to Committee on Local Government.
- HB 2223** to Committee on Transportation.
- HB 2390** to Committee on Local Government.
- HB 2509** to Committee on Higher Education.
- HB 2669** to Committee on Criminal Justice.
- HB 2749** to Committee on Transportation.
- HB 3067** to Committee on Transportation.
- HB 3282** to Committee on Transportation.
- HB 3390** to Committee on Transportation.
- HB 3395** to Committee on Transportation.
- HB 3401** to Committee on Transportation.
- HB 3529** to Committee on Business and Commerce.
- HCR 25** to Committee on Veteran Affairs and Border Security.
- HCR 51** to Committee on Veteran Affairs and Border Security.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Hughes and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Committee on State Affairs might meet today in the press room, 2E.9.

CO-AUTHOR OF SENATE BILL 123

On motion of Senator Johnson, Senator Powell will be shown as Co-author of **SB 123**.

CO-AUTHOR OF SENATE BILL 177

On motion of Senator Seliger, Senator Hughes will be shown as Co-author of **SB 177**.

CO-AUTHOR OF SENATE BILL 180

On motion of Senator Lucio, Senator Powell will be shown as Co-author of **SB 180**.

CO-AUTHORS OF SENATE BILL 636

On motion of Senator Seliger, Senators Alvarado, Blanco, and Huffman will be shown as Co-authors of **SB 636**.

CO-AUTHOR OF SENATE BILL 674

On motion of Senator Buckingham, Senator Campbell will be shown as Co-author of **SB 674**.

CO-AUTHOR OF SENATE BILL 838

On motion of Senator Kolkhorst, Senator Hall will be shown as Co-author of **SB 838**.

CO-AUTHORS OF SENATE BILL 1071

On motion of Senator Hinojosa, Senators Campbell and Lucio will be shown as Co-authors of **SB 1071**.

CO-AUTHORS OF SENATE BILL 1109

On motion of Senator West, Senators Menéndez and Powell will be shown as Co-authors of **SB 1109**.

CO-AUTHORS OF SENATE BILL 1149

On motion of Senator Kolkhorst, Senators Gutierrez and Zaffirini will be shown as Co-authors of **SB 1149**.

CO-AUTHOR OF SENATE BILL 1200

On motion of Senator Powell, Senator Blanco will be shown as Co-author of **SB 1200**.

CO-AUTHORS OF SENATE BILL 1254

On motion of Senator Hall, Senators Bettencourt and Springer will be shown as Co-authors of **SB 1254**.

CO-AUTHOR OF SENATE BILL 1360

On motion of Senator Hughes, Senator Taylor will be shown as Co-author of **SB 1360**.

CO-AUTHOR OF SENATE BILL 1507

On motion of Senator Springer, Senator Perry will be shown as Co-author of **SB 1507**.

CO-AUTHOR OF SENATE BILL 1629

On motion of Senator Miles, Senator Campbell will be shown as Co-author of **SB 1629**.

CO-AUTHOR OF SENATE BILL 1694

On motion of Senator Paxton, Senator Hall will be shown as Co-author of **SB 1694**.

CO-AUTHOR OF SENATE BILL 1716

On motion of Senator Taylor, Senator West will be shown as Co-author of **SB 1716**.

CO-AUTHOR OF SENATE BILL 1725

On motion of Senator Eckhardt, Senator Menéndez will be shown as Co-author of **SB 1725**.

CO-AUTHOR OF SENATE BILL 1772

On motion of Senator Zaffirini, Senator Powell will be shown as Co-author of **SB 1772**.

CO-AUTHOR OF SENATE BILL 1876

On motion of Senator Miles, Senator Alvarado will be shown as Co-author of **SB 1876**.

CO-AUTHOR OF SENATE BILL 1973

On motion of Senator Springer, Senator Hughes will be shown as Co-author of **SB 1973**.

CO-AUTHORS OF SENATE BILL 2023

On motion of Senator Powell, Senators Bettencourt, Paxton, Taylor, and West will be shown as Co-authors of **SB 2023**.

CO-AUTHORS OF SENATE BILL 2195

On motion of Senator Kolkhorst, Senators Eckhardt and Zaffirini will be shown as Co-authors of **SB 2195**.

CO-AUTHORS OF SENATE BILL 2222

On motion of Senator Nelson, Senators Campbell, Hancock, Kolkhorst, Lucio, Schwertner, and Springer will be shown as Co-authors of **SB 2222**.

CO-SPONSORS OF HOUSE BILL 139

On motion of Senator Powell, Senators Blanco and Eckhardt will be shown as Co-sponsors of **HB 139**.

CO-SPONSORS OF HOUSE BILL 390

On motion of Senator Huffman, Senators Alvarado, Blanco, Eckhardt, and Hinojosa will be shown as Co-sponsors of **HB 390**.

CO-SPONSOR OF HOUSE BILL 654

On motion of Senator Johnson, Senator Hinojosa will be shown as Co-sponsor of **HB 654**.

CO-SPONSORS OF HOUSE BILL 1603

On motion of Senator Seliger, Senators Hughes, Perry, and Schwertner will be shown as Co-sponsors of **HB 1603**.

CO-SPONSOR OF HOUSE BILL 2586

On motion of Senator Hall, Senator Hinojosa will be shown as Co-sponsor of **HB 2586**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolutions

SR 344 by Lucio, In memory of Oscar De Luna.

SR 345 by Lucio, In memory of Maria Aurelia Rivera.

SR 346 by Lucio, In memory of Derrik Alonzo Juarez.

SR 347 by Lucio, In memory of David E. Allex.

SR 348 by Lucio, In memory of Elvira R. Rubalcaba.

SR 349 by Lucio, In memory of the life of Troy Evan Davis.

HCR 97 (Perry), In memory of Brandon Keith White of Fort Davis.

HCR 98 (Perry), In memory of Dewey Douglas Stockbridge of Alpine.

HCR 99 (Perry), In memory of Robert Otto Dittmar II of Kerrville.

Congratulatory Resolutions

SR 334 by Schwertner, Recognizing Gerry Hince for being named the Outstanding Veteran Volunteer.

SR 337 by West, Recognizing the Duncanville High School boys' basketball team for winning a state championship.

SR 338 by Gutierrez, Recognizing the City of San Antonio Telecommunications Unit for contributing to the safety and well-being of area residents.

SR 339 by Kolkhorst, Recognizing Katy Independent School District on the occasion of the dedication of Jordan High School.

SR 340 by Eckhardt, Recognizing Peter D. Scholl on the occasion of his retirement.

SR 350 by Lucio, Recognizing Ernesto Francisco Cavazos on the occasion of his retirement.

SR 351 by Lucio, Recognizing Genaro Tijerina for his work as a news reporter.

SR 352 by Lucio, Recognizing Maria Perez for her work as a weather anchor and reporter.

HCR 92 (Seliger), Congratulating Sharla Hotchkiss on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 93 (Seliger), Congratulating Libby Campbell on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 94 (Seliger), Congratulating Susan Spratlen on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 95 (Seliger), Congratulating Shelby Landgraf on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 96 (Springer), Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

Official Designation Resolution

SR 336 by Seliger, Recognizing September 11, 2021, and September 10, 2022, as an Official State Bison Herd of Texas Day.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 5:37 p.m. agreed to adjourn, in memory of Frederick William Rusteberg and former Texas Senator Humberto Tati Santiesteban, pending the receipt of committee reports until 10:00 a.m. tomorrow.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 9:59 a.m. Tuesday, May 4, 2021, adjourned, in memory of Frederick William Rusteberg and former Texas Senator Humberto Tati Santiesteban, until 10:00 a.m. today.

APPENDIX

COMMITTEE REPORTS

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

May 3, 2021

STATE AFFAIRS — **CSSB 2233**

BILLS ENGROSSED

May 3, 2021

SB 58, SB 181, SB 225, SB 247, SB 741, SB 1191, SB 1258, SB 1353, SB 1590, SB 1716, SB 1744, SB 1772, SB 1941, SB 2115, SB 2195

BILLS AND RESOLUTIONS ENROLLEDMay 3, 2021

SB 479, SB 599, SB 635, SB 669, SB 863, SB 872, SB 1203, SB 1212, SB 1280, SB 1367, SB 1523, SCR 10, SCR 13, SCR 14, SCR 15, SCR 16, SCR 19, SCR 25, SCR 35, SCR 36, SCR 40, SR 312, SR 333, SR 334, SR 335, SR 336, SR 337, SR 338, SR 339, SR 340, SR 341, SR 342, SR 344, SR 345, SR 346, SR 347, SR 348, SR 349, SR 350, SR 351, SR 352

In Memory
of
Frederick William Rusteberg
Senate Resolution 333

WHEREAS, The Senate of the State of Texas honors and commemorates the life of Frederick William Rusteberg, who died July 19, 2020, at the age of 74; and

WHEREAS, A native of Brownsville, Fred Rusteberg was born on July 1, 1946; he grew up on his family's tomato farm in Villa Nueva, and he graduated from Brownsville High School; and

WHEREAS, Fred studied finance at Texas A&M University and went on to complete graduate studies at Texas Tech University, where he met the love of his life, Frances Hill; he served with distinction in the United States Army during the Vietnam War era, and he returned to his hometown with his cherished wife to begin his career and raise their family; they were blessed with two children and two grandchildren, who were a source of much pride and joy for him; and

WHEREAS, Fred enjoyed a distinguished career in banking, and he served as founding president and chief executive officer of IBC Bank in Brownsville for more than 35 years; a generous philanthropist with a heart for public education, he helped raise millions of dollars for schools in South Texas, and he brought new opportunities to students through his leadership roles in the Brownsville Independent School District and The University of Texas Rio Grande Valley; and

WHEREAS, Fred earned numerous local and state accolades for his civic leadership and for his service to Texas communities, and he was honored with a Congressional Record by the United States Congress; he was an avid golfer, and he was known by his friends and colleagues as a patient mentor and a man of uncompromising integrity; he delighted in traveling the world with his wife, and he treasured time spent with his family; and

WHEREAS, Fred Rusteberg was a devoted husband, father, and grandfather and an esteemed member of the Brownsville community; he was beloved by many, and he will long be remembered with great respect and admiration by all who were privileged to share in his life; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 87th Legislature, hereby extend sincere condolences to the bereaved family of Frederick William Rusteberg; and, be it further

RESOLVED, That a copy of this Resolution be prepared for his family as an expression of deepest sympathy from the Texas Senate and that when the Senate adjourns this day, it do so in memory of Fred Rusteberg.

LUCIO

In Memory
of
Humberto Tati Santiesteban
Senate Resolution 312

WHEREAS, The State of Texas lost an admired legislator and steadfast champion of El Paso and the Latino community with the passing of former state senator Humberto Tati Santiesteban on October 29, 2020, at the age of 86; and

WHEREAS, The son of Carmen Santiesteban and Ricardo Santiesteban Jr., Tati Santiesteban was born in El Paso on November 3, 1933, and he grew up with the companionship of a sister, Monica; he attended the New Mexico Military Institute and went on to serve as a ranger and paratrooper in the U.S. Army; after completing his law degree at The University of Texas at Austin, he embarked on a legal career that would span more than a half century, establishing the firm of Santiesteban, Kennedy, and Martin; and

WHEREAS, Mr. Santiesteban served in the Texas House from 1967 to 1973 and in the Senate from 1973 until 1991; in 1987, he helped found the Senate Hispanic Caucus and became its inaugural chair; he shared his expertise as a member of many committees and served as chair of the Committee on Natural Resources, the Subcommittee on Educational Quality, and the Jurisprudence Subcommittee on Criminal Matters; moreover, he played a key role in ending school segregation in Alpine and in the creation of Franklin Mountains State Park; with a megawatt smile and openhearted charm, he easily made friends on both sides of the aisle; he was inducted into the Democrat Hall of Fame by Congresswoman Nancy Pelosi in 2012, and his numerous accolades further included the Conquistador Award from LULAC of El Paso; and

WHEREAS, Devoted to his family, Senator Santiesteban took great pride in his three children, Lori, Stacy, and Ricky, as well as his grandchildren and great-grandchildren; an avid hunter and fisherman, he also had a beautiful singing voice, and he loved to play the piano; and

WHEREAS, Tati Santiesteban made a lasting, positive difference in the lives of countless Texans through his exceptional contributions as a public servant, and those who were privileged to share in his love and friendship will treasure their memories of time spent in his company; now, therefore, be it

RESOLVED, That the Senate of the 87th Texas Legislature hereby pay tribute to the life of the Honorable Tati Santiesteban and extend sincere condolences to his loved ones; and, be it further

RESOLVED, That an official copy of this resolution be prepared for his family and that when the Texas Senate adjourns this day, it do so in memory of Humberto Tati Santiesteban.

BLANCO