

SENATE JOURNAL

EIGHTY-EIGHTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FIFTIETH DAY

(Wednesday, May 10, 2023)

The Senate met at 11:12 a.m. pursuant to adjournment and was called to order by Senator Birdwell.

The roll was called and the following Senators were present: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, LaMantia, Menéndez, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

The Presiding Officer announced that a quorum of the Senate was present.

Pastor Eleanora Luke, Summit Worship Center, Austin, offered the invocation as follows:

Almighty God, our hope and guide, we lift before You the Senators, the staff, and all who govern and serve our nation through this body. Reveal Yourself and bring them closer to You in ways unique to them. Enable each of them to hear Your voice clearly and distinctly. Speak to them truth, integrity, justice, and fairness. May they know that the good deeds that they do will benefit us today, tomorrow, and the years to come. In Your sovereign name, we pray. 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 Eckhardt was granted leave of absence for today on account of important business.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Wednesday, May 10, 2023 - 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 35** Bernal
Relating to installment payments of ad valorem taxes imposed on residence homesteads in certain counties.
- HB 139** Klick
Relating to the provision of notice of certain proposed rules by state agencies.
- HB 223** Cortez
Relating to the ballot application requirements for the election of a precinct chair.
- HB 248** Murr
Relating to solicitation of patients and other prohibited marketing practices and the establishment of the task force on patient solicitation; increasing criminal penalties.
- HB 315** Cortez
Relating to a statement by the secretary of state regarding the furnishing of certain personal information on an application for a ballot to be voted by mail.
- HB 381** Thompson, Senfronia
Relating to the applicability of the death penalty to a capital offense committed by a person with an intellectual disability.
- HB 544** Johnson, Julie
Relating to the reporting of certain orders and convictions to the Department of Public Safety and Federal Bureau of Investigation for use with the National Instant Criminal Background Check System for the transfer of firearms.
- HB 603** Shaheen
Relating to a limitation on civil suits against persons reporting suspicious activity in good faith.
- HB 614** Shaheen
Relating to property owners' association fines.
- HB 779** Vasut
Relating to the issuance of certain search warrants by statutory county court judges.
- HB 818** Walle
Relating to the places a public employer may provide for employees to express breast milk.
- HB 824** Buckley
Relating to the authority of certain municipalities to change the date of the general election for officers.
- HB 967** Allen

Relating to program accessibility for female inmates of the Texas Department of Criminal Justice.

HB 968 Gates

Relating to procedures in certain suits affecting the parent-child relationship filed by the Department of Family and Protective Services.

HB 969 Cook

Relating to local regulation to enforce child custody orders; authorizing a civil penalty.

HB 1094 Cunningham

Relating to the disposition of abandoned or unclaimed property seized by a peace officer.

HB 1133 Spiller

Relating to an exemption from the application of the Private Security Act for volunteer security services provided at certain places or events.

HB 1136 Jetton

Relating to the period for which a person is required to register as a sex offender based on the offense of compelling prostitution.

HB 1181 Shaheen

Relating to restricting access to sexual material harmful to minors on an Internet website; providing a civil penalty.

HB 1190 Klick

Relating to the prescribing and ordering of Schedule II controlled substances by certain advanced practice registered nurses and physician assistants.

HB 1348 Stucky

Relating to the authority of a municipality to regulate veterinarians.

HB 1390 Shaheen

Relating to telemedicine medical services and telehealth services covered by certain health benefit plans or provided by a pharmacist.

HB 1437 Clardy

Relating to an appraisal procedure for disputed losses under personal automobile insurance policies.

HB 1546 Cook

Relating to the recovery of fees, court costs, and expenses in family law proceedings.

HB 1579 Canales

Relating to the investigation of municipal fire fighters in certain municipalities.

HB 1583 Burrows

Relating to the election of the board of directors of the Terry Memorial Hospital District.

HB 1614 Dutton

Relating to a grant program to provide free public school prekindergarten programs to certain children who are eligible for the subsidized child-care program administered by the Texas Workforce Commission.

HB 1786 Burns

Relating to the amendment of restrictive covenants of certain residential subdivisions.

HB 1848 DeAyala

Relating to a study by the secretary of state on the feasibility of central counting stations complying with federal standards for facilities that contain sensitive information.

HB 1960 Morales, Eddie

Relating to the course levels offered at Sul Ross State University Rio Grande College.

HB 2102 Goldman

Relating to the establishment of a new open-enrollment charter school campus by certain charter holders and to the expansion of an open-enrollment charter school.

HB 2164 Guerra

Relating to public school bilingual education programs, dual language immersion programs, and special language programs.

HB 2166 Guerra

Relating to designating March 4 as COVID-19 Heroes and Memorial Day.

HB 2185 Burns

Relating to county appropriations to historical foundations or organizations.

HB 2187 Davis

Relating to the criminal offense of abandoning or endangering a child, elderly individual, or disabled individual.

HB 2190 Canales

Relating to the terminology used to describe transportation-related accidents.

HB 2193 Davis

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

HB 2201 Canales

Relating to housing certain inmates in state jail felony facilities.

HB 2235 Jones, Venton

Relating to HIV and AIDS tests.

HB 2313 Thompson, Senfronia

Relating to training materials for certain transportation network company drivers regarding human trafficking awareness and prevention.

HB 2333 Allison

Relating to noncharitable trusts without an ascertainable beneficiary.

HB 2389 Shine

Relating to employee-owned companies.

- HB 2415** Kuempel
Relating to the view of the State Capitol.
- HB 2424** Romero, Jr.
Relating to training and certification requirements for inspectors of public swimming pools, including spas, and artificial swimming lagoons.
- HB 2564** Anchia
Relating to the investigation of certain motor vehicle accidents.
- HB 2600** Frazier
Relating to the employment of peace officers who seek or receive mental health care.
- HB 2644** Craddick
Relating to the definition of qualified employee for purposes of the enterprise zone program.
- HB 2658** Leach
Relating to grounds for the involuntary termination of the parent-child relationship.
- HB 2665** Gates
Relating to an interim study of the municipal regulation of short-term rental properties and residential amenity rental properties.
- HB 2671** Cook
Relating to the postponement of a hearing for a temporary order in certain family law cases referred to mediation.
- HB 2716** Hull
Relating to neglect of a child and the grounds for termination of the parent-child relationship and possession of a child by the Department of Family and Protective Services.
- HB 2779** Leach
Relating to the compensation and retirement benefits of certain elected state officials.
- HB 2822** Garcia
Relating to a study on the housing needs of youth transitioning out of foster care or the juvenile justice system.
- HB 2886** González, Jessica
Relating to the establishment of the office of food system security and resiliency in the Department of Agriculture.
- HB 2941** Zwiener
Relating to the authority of the Railroad Commission of Texas to require water pollution abatement plans for certain pipelines; providing for the imposition of a civil penalty.
- HB 2948** Cook
Relating to the modification of a possession order and temporary possession of a child when a conservator of the child is incapacitated.
- HB 2969** Cook

Relating to prohibiting a maximum age or age differential for prospective adoptive parents.

HB 2975 Guillen

Relating to powers and duties of the Texas Workforce Commission with respect to work and family policies.

HB 3055 King, Tracy O.

Relating to the purposes for which certain counties may use county hotel occupancy tax revenue.

HB 3127 Ashby

Relating to the study of school district property values conducted by the comptroller of public accounts.

HB 3130 Guerra

Relating to the protection of certain occupational licensing information regarding clients of family violence shelter centers, victims of trafficking shelter centers, and sexual assault programs and survivors of family violence, domestic violence, and sexual assault.

HB 3183 Schatzline

Relating to the use of in-custody informant testimony in a criminal trial.

HB 3186 Leach

Relating to youth diversion strategies and procedures for children accused of certain fine-only offenses in municipal and justice courts and related criminal justice matters; authorizing fees.

HB 3241 Guillen

Relating to the exemption from ad valorem taxation of certain assets used for agricultural production and to the authority of a county commissioners court to adopt an exemption from ad valorem taxation by each taxing unit that taxes the property of the portion of the appraised value of a person's property that is attributable to the installation in or on the property of certain water conservation systems.

HB 3257 Kacal

Relating to the confidentiality of certain biosecurity and other sensitive information shared with the Texas Animal Health Commission.

HB 3282 Jones, Venton

Relating to the manufacture, transportation, storage, and disposal of new and scrap tires; authorizing a fee.

HB 3288 Canales

Relating to notice of transfer of a used motor vehicle.

HB 3340 Metcalf

Relating to the public retirement systems of certain municipalities.

HB 3351 Harris, Caroline

Relating to standards required for certain rankings of physicians by health benefit plan issuers.

HB 3352 Gerdes

Relating to the regulation of used and scrap tires by certain counties.

HB 3363 Frank

Relating to the confinement or detention of certain individuals in a county jail or other facility operated by or for the county and to the compensation to the county for the costs of that confinement or detention.

HB 3364 Button

Relating to the system for appraising property for ad valorem tax purposes.

HB 3436 Rogers

Relating to the authority of the Texas Military Department to negotiate the release of a reversionary interest and certain other interests of the state in certain property in Palo Pinto County owned by the Palo Pinto County Livestock Association.

HB 3440 Canales

Relating to the governmental bodies required to post on the Internet agendas for meetings under the open meetings law.

HB 3460 Price

Relating to coverage for mental health conditions and substance use disorders under certain governmental health benefit plans.

HB 3506 Harris, Caroline

Relating to the removal of certain DNA samples from certain DNA databases.

HCR 26 Oliverson

Authorizing the State Preservation Board, subject to state law and rules of the board, to approve the construction of a monument honoring victims of communism at the State Capitol Complex, at a site outside of the historic Capitol grounds.

HCR 29 Leo-Wilson

Designating the second to last week in April as Texas Christian Heritage Week for a 10-year period ending in 2033.

HCR 46 Patterson

Urging Congress to pass legislation to protect children from the harms of social media.

HCR 105 Harris, Cody

Designating Palestine as the official Dogwood Trails Capital of Texas for a 10-year period ending in 2033.

SB 63 Zaffirini Sponsor: Raymond

Relating to an instruction guide for family members and caregivers of veterans who have mental health disorders.

SB 65 Zaffirini Sponsor: Noble

Relating to excluding the furnishing of an academic transcript from the definition of "information service" for purposes of sales and use taxes.

SB 188 Miles Sponsor: Reynolds

Relating to criminal history record information checks for applicants for employment and employees of group homes; creating a criminal offense.

SB 347 Zaffirini Sponsor: Harless

Relating to the extension of a driver's license suspension or disqualification following certain convictions.

SB 371 Eckhardt Sponsor: Turner
Relating to the Texas Armed Services Scholarship Program.

SB 380 Zaffirini Sponsor: Moody
Relating to payment of certain court costs associated with interpreters.

SB 502 Hughes Sponsor: Darby
Relating to the treatment, recycling for beneficial use, or disposal of drill cuttings.

SB 578 Zaffirini Sponsor: Thompson,
Senfronia

Relating to the confidentiality of certain personal information of an applicant for or a person protected by a protective order.

SB 656 Zaffirini Sponsor: Guillen
Relating to an optional health condition or disability designation on a driver's license or personal identification certificate.

SB 702 Perry Sponsor: Harris, Caroline
Relating to the sourcing, marketing, and sale of certain license plates.

SB 760 LaMantia Sponsor: Moody
Relating to taking a blood specimen from the body of a deceased person during an inquest.

SB 763 Middleton Sponsor: Hefner
Relating to allowing public schools to employ or accept as volunteers chaplains to provide support, services, and programs for students.
(Amended)

SB 850 Blanco Sponsor: Price
Relating to the Texas Child Mental Health Care Consortium.

SB 869 West Sponsor: Smithee
Relating to suits affecting the parent-child relationship, including the payment and enforcement of support ordered in a suit affecting the parent-child relationship.

SB 870 West Sponsor: Smithee
Relating to certain Title IV-D cases and other cases with respect to child support or Title IV-D agency services and to practices and procedures for the operation of the Title IV-D agency.

SB 1088 Perry Sponsor: Lambert
Relating to eligibility to serve as a member of the board of directors of the West Central Texas Municipal Water District.

SB 1097 Parker Sponsor: Stucky
Relating to liability of certain municipal hospital authorities under a contract for the sale of a hospital.

SB 1112 Schwertner Sponsor: Guillen
Relating to access to criminal history record information by the Public Utility Commission of Texas.

- SB 1187** Hughes Sponsor: VanDeaver
Relating to the authority of the TexAmericas Center to provide services to and make investments in certain business enterprises and to create certain business organizations for purposes of the center.
- SB 1188** Hinojosa Sponsor: Muñoz, Jr.
Relating to receivership of the Agua Special Utility District and requirements for directors of the Agua Special Utility District.
(Committee Substitute)
- SB 1191** Zaffirini Sponsor: Hefner
Relating to late applications for the appraisal of land for ad valorem tax purposes as qualified open-space land following the death of the owner of the land.
- SB 1243** Huffman Sponsor: Ashby
Relating to the franchise tax treatment of certain broadband grants made for the purposes of broadband deployment in this state.
- SB 1260** Creighton Sponsor: Romero, Jr.
Relating to certain contracts regarding airports operated by or on behalf of a local government.
- SB 1343** LaMantia Sponsor: Moody
Relating to the composition of the Texas Board of Nursing and procedures applicable to complaints against advanced practice registered nurses.
- SB 1371** Johnson Sponsor: Lambert
Relating to the regulation of consumer credit transactions and the regulatory authority of the consumer credit commissioner; changing a fee.
- SB 1524** Blanco Sponsor: Lujan
Relating to the authority of the Texas Department of Transportation to provide department services on federal military property.
- SB 1598** Hancock Sponsor: Guillen
Relating to the composition of the Homeland Security Council.
- SB 1732** Hancock Sponsor: Patterson
Relating to standards for certain electric vehicle charging stations.
(Amended)
- SB 1766** Creighton Sponsor: Paul
Relating to indemnification and duties of real property appraisers under certain governmental contracts.
- SB 1778** Alvarado Sponsor: Rogers
Relating to the process for initiating, transferring, or terminating water or sewer service.
- SB 1841** Hinojosa Sponsor: Howard
Relating to family violence center services for victims of family violence.
- SB 1887** West Sponsor: Turner
Relating to the requirements for the early college education program and the transfer of course credit among public institutions of higher education.
- SB 1893** Birdwell Sponsor: Anderson

Relating to prohibiting the use of certain social media applications and services on devices owned or leased by state agencies.
(Committee Substitute)

SB 2057 Hinojosa Sponsor: Lopez, Janie
Relating to the operation and management of the Iwo Jima monument and museum by the Texas Historical Commission.

SB 2158 King Sponsor: Murr
Relating to the establishment of an adult education pilot program by the Windham School District.

SB 2196 Hancock Sponsor: Kuempel
Relating to the identification and mapping of aggregate production operations by The University of Texas Bureau of Economic Geology.

SB 2571 Creighton Sponsor: Bell, Cecil
Relating to the creation of the Montgomery County Municipal Utility District No. 225; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2580 Nichols Sponsor: Bailes
Relating to the creation of the Liberty County Municipal Utility District No. 12; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2603 Creighton Sponsor: Metcalf
Relating to the creation of the Montgomery County Municipal Utility District No. 216; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SCR 31 Parker Sponsor: Anchía
Designating an area in Dallas as Koreatown Dallas for a 10-year period ending in 2033.

Respectfully,
/s/Stephen Brown,
Chief Clerk
House of Representatives

MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Wednesday, May 10, 2023 - 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 3532** Sherman, Sr.
Relating to notification requirements for law enforcement agencies regarding a missing child with an intellectual disability or mental illness.
- HB 3536** Manuel
Relating to a commercial landlord's remedies regarding certain unlawful activities on the premises of commercial rental property.
- HB 3539** Troxclair
Relating to the establishment and operation of an ammunition facility by the Department of Public Safety.
- HB 3545** Moody
Relating to civil liability arising from a firearm hold agreement.
- HB 3556** Stucky
Relating to a local area activation of the alert system for certain missing children.
- HB 3697** Wilson
Relating to county regulation of subdivisions and approval of subdivision plans or plats.
- HB 3699** Wilson
Relating to municipal regulation of subdivisions and approval of subdivision plans or plats.
- HB 3739** Klick
Relating to the medical transportation and care for certain inmates in the Texas Department of Criminal Justice.
- HB 3749** Flores
Relating to the provision of the reason for rejecting a voter registration application.
- HB 3765** Bucy
Relating to the establishment of a supply of luggage by the Department of Family and Protective Services for the transport of the personal belongings of a foster child.
- HB 3848** Oliverson
Relating to health maintenance organization and preferred provider benefit plan minimum access standards for nonemergency ambulance transport services delivered by emergency medical services providers; providing administrative penalties.
- HB 3857** Thimesch
Relating to the eligibility of land for appraisal for ad valorem tax purposes as qualified open-space land.
- HB 3881** Bell, Keith
Relating to board of directors meeting locations of certain rural area water districts.
- HB 3908** Wilson
Relating to fentanyl abuse prevention and drug poisoning awareness education in public schools.
- HB 3987** Reynolds

Relating to the regulation of boarding home facilities.

HB 3991 Isaac

Relating to Texas Fruit and Vegetable Day in public schools.

HB 4025 Howard

Relating to authorizing the sale by the State of Texas of certain real property located in Austin, Texas.

HB 4061 Schatzline

Relating to prohibiting a registered sex offender in certain circumstances from going within a certain distance of the residence of a victim of any offense committed by the offender for which the offender is subject to registration.

HB 4110 Guillen

Relating to certain administrative penalties and procedures associated with aging, community-based, and long-term care service providers and the establishment of a task force to study certain rules and policies related to those services.

HB 4123 Guillen

Relating to access to and use of certain criminal history record information.

HB 4169 Price

Relating to providing prevocational or similar services under certain Medicaid waiver programs.

HB 4219 Lambert

Relating to the maximum rate or amount of interest of certain consumer loans.

HB 4366 Howard

Relating to the eligibility for and provision of benefits under Medicaid or the child health plan program for certain individuals committed, placed, or detained in certain facilities and settings.

HB 4372 Oliverson

Relating to the commissioning of peace officers by certain private schools.

HB 4382 Guillen

Relating to the timely reporting of criminal case dispositions to the Department of Public Safety and to the allocation of certain grant money.

HB 4402 Bell, Keith

Relating to the administration of certain assessment instruments, the accountability rating system for assessing campus and district performance, public school career and technology education programs, and an extracurricular and cocurricular allotment under the Foundation School Program.

HB 4415 Tepper

Relating to the transfer of certain real property from the Health and Human Services Commission to the StarCare Specialty Health System.

HB 4456 Harris, Cody

Relating to the calculation of certain ad valorem tax rates of a school district.

HB 4500 Harris, Caroline

Relating to electronic verification of health benefits by health benefit plan issuers for certain physicians and health care providers.

HB 4524 Bhojani

Relating to conducting certain medical examinations using telemedicine under the workers' compensation system.

HB 4639 Thimesch

Relating to unlawfully carrying a handgun in a motor vehicle or watercraft.

HB 4642 Guillen

Relating to offenses involving the manufacture or delivery of certain controlled substances and the enforcement and prevention of those offenses; creating a criminal offense.

HB 4645 Flores

Relating to the exemption from ad valorem taxation of certain property used to provide low-income or moderate-income housing.

HB 4655 Thimesch

Relating to the establishment of the vulnerable adult protection task force.

HB 4674 Hayes

Relating to the qualifications, summoning, and reimbursement of jurors.

HB 4697 DeAyala

Relating to the partial count of electronic voting system ballots.

HB 4713 Plesa

Relating to group health benefit plan coverage for early treatment of first episode psychosis.

HB 4772 Thierry

Relating to an excise tax on, and storage, reporting, and recordkeeping requirements for, certain nontobacco nicotine products; providing a civil penalty; imposing a tax.

HB 4820 Orr

Relating to the eligibility requirements for grants under programs of the Texas Commission on Environmental Quality.

HB 4861 Wilson

Relating to the design and issuance of specialty license plates to honor members of the military and for recipients of certain military awards.

HB 4865 Harris, Cody

Relating to the taxation of cigars and pipe tobacco sold by certain remote retail sellers; requiring an occupational permit.

HB 4868 Bailes

Relating to operating requirements for farm mutual insurance companies related to insurance in force on rural property.

HB 4872 Rogers

Relating to the reporting and plugging of certain wells.

HB 4888 Hefner

Relating to Medicaid coverage and reimbursement for non-opioid treatments.

HB 4923 Lopez, Ray

Relating to the administration of a grant program to support community mental health programs for veterans and their families.

HB 5012 Clardy

Relating to the authority of certain municipalities to use certain tax revenue for hotel and convention center projects and other qualified projects.

HB 5080 Sherman, Sr.

Relating to authorizing certain municipalities to exchange certain property with a private person.

HB 5103 Dutton

Relating to the rights and duties of each parent that must be specified in certain agreed parenting plans and orders for the joint managing conservatorship of a child.

HB 5142 Kacal

Relating to the issuance of specially marked driver's licenses and personal identification certificates to veterans.

HB 5159 Bhojani

Relating to an argument before the jury after a subsequent jury charge in a criminal case.

HB 5175 Collier

Relating to access to certain cemeteries.

HB 5202 Neave Criado

Relating to a central database containing information about offenders who have committed certain violent offenses.

HB 5225 Guillen

Relating to the issuance of an excess gross weight permit for certain farm tractors on county and FM roads; authorizing a fee.

HB 5255 Lopez, Ray

Relating to the collection and publication of affordable housing information by certain municipalities and the Texas Department of Housing and Community Affairs.

HB 5304 Wilson

Relating to the creation of the Williamson County Municipal Utility District No. 46; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5307 Metcalf

Relating to the creation of the Montgomery County Municipal Utility District No. 228; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5310 Cook

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

HB 5314 Kitzman

Relating to the creation of the Waller County Municipal Utility District No. 56; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5315 Metcalf

Relating to the creation of the Montgomery County Municipal Utility District No. 219; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5316 Metcalf

Relating to the creation of the Montgomery County Municipal Utility District No. 235; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5321 Bell, Cecil

Relating to the authority of the East Montgomery County Improvement District to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

HB 5330 Reynolds

Relating to the service area of the Houston Community College System District.

HB 5332 Bailes

Relating to the creation of the Montgomery County Municipal Utility District No. 229; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose fees and taxes.

HB 5336 Vasut

Relating to the powers and duties of Port Freeport; limiting the authority of certain municipalities to regulate land use by Port Freeport; and the creation of a reinvestment zone containing property owned by Port Freeport.

HB 5337 Metcalf

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.

HB 5343 Kitzman

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

HB 5344 Bell, Cecil

Relating to the creation of the Montgomery County Municipal Utility District No. 236; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5345 Bell, Cecil

Relating to the creation of the Montgomery County Municipal Utility District No. 237; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5349 Kitzman

Relating to the creation of the Austin County Municipal Utility District No. 4; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5357 Wilson

Relating to the creation of the Liberty Hill Municipal Utility District; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5358 Rogers

Relating to the creation of the Ranger Ridge 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 5365 Kitzman

Relating to the creation of the Austin County Municipal Utility District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5371 Moody

Relating to the designation of County Criminal Court at Law No. 2 of El Paso County, Texas, as a specialty drug court program.

HB 5372 Schofield

Relating to the creation of The Grand Prairie Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5373 Canales

Relating to the powers and duties of the Hidalgo County Drainage District No. 1.

HB 5374 Metcalf

Relating to the creation of the Montgomery County Municipal Utility District No. 226; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5379 Wilson

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

HB 5380 Wilson

Relating to the creation of the Theon Ranches Municipal Utility District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5381 Wilson

Relating to the creation of the Theon Ranches Municipal Utility District No. 4; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5382 Wilson

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

HB 5384 Oliverson

Relating to the creation of the Harris-Waller Counties Municipal Utility District No. 9; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5385 Oliverson

Relating to the creation of the Harris County Municipal Utility District No. 582; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5389 Bell, Cecil

Relating to the creation of the Harris-Waller Counties Municipal Utility District No. 8; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5390 Kitzman

Relating to the creation of the Waller County Municipal Utility District No. 52; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5391 Bell, Cecil

Relating to the creation of the Montgomery County Municipal Utility District No. 218; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5393 Kitzman

Relating to the creation of the Waller County Municipal Utility District No. 55; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 5394 Bell, Cecil

Relating to the powers, duties, territory, and governance of the Westwood Magnolia Parkway Improvement District.

HB 5398 Harris, Cody

Relating to the creation of the West Lake Ranch Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain.

HB 5399 Allison

Relating to the creation of the Jones Avenue Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HJR 153

Wilson

Proposing a constitutional amendment to authorize a limitation on the total amount of ad valorem taxes that a political subdivision other than a school district, county, municipality, or junior college district may impose on the residence homesteads of persons who are disabled or elderly and their surviving spouses.

Respectfully,

/s/Stephen Brown,

Chief Clerk

House of Representatives

PHYSICIAN OF THE DAY

Senator Zaffirini was recognized and presented Dr. Larry Kravitz of Austin as the Physician of the Day.

The Senate welcomed Dr. Kravitz, accompanied by Cameron Wynn, and thanked him for his participation in the Physician of the Day program sponsored by the Texas Academy of Family Physicians.

SENATE RESOLUTION 539

Senator Paxton offered the following resolution:

SR 539, Recognizing Bochasanwasi Akshar Purushottam Swaminarayan Sanstha (BAPS) for their commitment to selfless service.

The resolution was read and was adopted without objection.

GUESTS PRESENTED

Senator Paxton was recognized and introduced to the Senate a Bochasanwasi Akshar Purushottam Swaminarayan Sanstha (BAPS) delegation including leadership members Paresh Patel, Sunil Modi, and Jignesh Patel.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Hall was recognized and introduced to the Senate constituents from the City of Rockwall.

The Senate welcomed its guests.

GUESTS PRESENTED

Senator Flores, joined by Senators LaMantia, Hancock, Kolkhorst, Nichols, Paxton, and Bettencourt, was recognized and introduced to the Senate Texas A&M University interns including William Howe, Christopher Livaudais, Lillian Hale, Bailey Halbert, Ryan Heare, Julia Patterson, Peter Barnett, and Chrissa Jacobson.

The Senate welcomed its guests.

SENATE RESOLUTION 447

Senator Whitmire offered the following resolution:

SR 447, In memory of Carroll Sidney Shaddock.

WHITMIRE KOLKHORST
ALVARADO MIDDLETON
BETTENCOURT MILES
HUFFMAN

The resolution was read.

On motion of Senator Whitmire, **SR 447** was adopted by a rising vote of the Senate.

In honor of the memory of Carroll Sidney Shaddock, the text of the resolution will be printed in the *Senate Journal* upon adjournment of this legislative day.

Senator Whitmire, joined by Senator Menéndez, was recognized and introduced to the Senate family members of Carroll Sidney Shaddock including his wife, Dorry Shaddock; his sons, Carroll Christian Shaddock, Matthew Shaddock, and Peter Eric Shaddock; and his brother, Bill Shaddock.

The Senate welcomed its guests and extended its sympathy.

MESSAGE FROM THE GOVERNOR

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

May 10, 2023

Austin, Texas

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

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

To be members of the Lower Colorado River Authority for terms to expire February 1, 2029:

Stephen F. "Steve" Cooper
El Campo, Texas
(Mr. Cooper is being reappointed)

Thomas L. "Tom" Kelley
Eagle Lake, Texas
(Mr. Kelley is being reappointed)

Hatch C. Smith, Jr.
Boerne, Texas
(replacing Laura D. Figueroa of Brenham whose term expired)

David R. Willmann
Llano, Texas
(replacing Raymond A. "Ray" Gill of Horseshoe Bay whose term expired)

Nancy E. Yeary
Lampasas, Texas
(Ms. Yeary is being reappointed)

Respectfully submitted,

/s/Greg Abbott
Governor

INTRODUCTION OF BILLS AND RESOLUTIONS POSTPONED

The Presiding Officer 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 Presiding Officer, at 12:23 p.m. announced the conclusion of morning call.

HOUSE BILL 492 ON SECOND READING

Senator Sparks moved to suspend the regular order of business to take up for consideration **HB 492** at this time on its second reading:

HB 492, Relating to the creation and operation of a mental health services district by the Midland County Hospital District of Midland County, Texas, and the Ector County Hospital District.

The motion prevailed.

Senator Middleton asked to be recorded as voting "Nay" on suspension of the regular order of business.

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

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

Nays: Middleton.

Absent-excused: Eckhardt.

HOUSE BILL 492 ON THIRD READING

Senator Sparks moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 492** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Middleton.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

HOUSE BILL 586 ON SECOND READING

On motion of Senator Bettencourt and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 586** at this time on its second reading:

HB 586, Relating to municipal annexation of certain rights-of-way.

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: Eckhardt.

HOUSE BILL 586 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 **HB 586** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 1845 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1845** at this time on its second reading:

HB 1845, Relating to the licensing requirements for certain operators of wastewater systems and public water systems.

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: Eckhardt.

HOUSE BILL 1845 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 **HB 1845** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

(Senator Flores in Chair)

COMMITTEE SUBSTITUTE HOUSE BILL 591 ON SECOND READING

Senator Blanco moved to suspend the regular order of business to take up for consideration **CSHB 591** at this time on its second reading:

CSHB 591, Relating to an exemption from the severance tax for gas produced from certain wells that is consumed near the well and would otherwise have been lawfully vented or flared.

The motion prevailed.

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

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

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

Nays: Campbell, Hall, Menéndez, Sparks.

Absent-excused: Eckhardt.

COMMITTEE SUBSTITUTE HOUSE BILL 591 ON THIRD READING

Senator Blanco moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 591** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Creighton, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, LaMantia, Middleton, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Springer, West, Whitmire, Zaffirini.

Nays: Campbell, Hall, Menéndez, Sparks.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 4. (Same as previous roll call)

HOUSE BILL 624 ON SECOND READING

On motion of Senator Birdwell and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 624** at this time on its second reading:

HB 624, Relating to emergency medical transport by fire fighters of certain patients.

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: Eckhardt.

HOUSE BILL 624 ON THIRD READING

Senator Birdwell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 624** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 474 ON SECOND READING

On motion of Senator Zaffirini and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 474** at this time on its second reading:

HB 474, Relating to certain requirements regarding court-appointed volunteer advocate programs.

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: Eckhardt.

HOUSE BILL 474 ON THIRD READING

Senator Zaffirini moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 474** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

SENATE BILL 842 ON SECOND READING

Senator Hinojosa moved to suspend the regular order of business to take up for consideration **SB 842** at this time on its second reading:

SB 842, Relating to health benefit coverage for bariatric surgery under the state employees group benefits program.

The motion prevailed.

Senators Hughes, Middleton, Nichols, and Schwertner 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: Hughes, Middleton, Nichols, Schwertner.

Absent-excused: Eckhardt.

SENATE BILL 842 ON THIRD READING

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 842** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Parker, Paxton, Perry, Sparks, Springer, West, Whitmire, Zaffirini.

Nays: Hughes, Middleton, Nichols, Schwertner.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 4. (Same as previous roll call)

SENATE BILL 369 ON THIRD READING

Senator Campbell moved to suspend the regular order of business to take up for consideration **SB 369** at this time on its third reading and final passage:

SB 369, Relating to disannexation of certain areas that do not receive full municipal services.

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

Yeas: Bettencourt, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Birdwell, Blanco, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

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 1430 ON SECOND READING

Senator Hinojosa moved to suspend the regular order of business to take up for consideration **CSSB 1430** at this time on its second reading:

CSSB 1430, Relating to the provision of solid waste disposal services by certain counties.

The motion prevailed.

Senator Schwertner asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Hinojosa offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1430** (senate committee printing) in SECTION 2 of the bill as follows:

(1) In the recital to amended Section 364.034, Health and Safety Code (page 1, line 45), strike "(a-3), (d-1)," and substitute "(d-1)".

(2) Strike added Section 364.034(a-3), Health and Safety Code (page 2, lines 12-19).

(3) In added Section 364.034(g-1), Health and Safety Code (page 2, line 30), strike "at any time".

(4) In added Section 364.034(g-1), Health and Safety Code (page 2, line 34), between "must" and "provide", insert ", not later than the first day of the month preceding the beginning of the calendar quarter during which the person intends for the exemption to take effect,".

The amendment to **CSSB 1430** 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: Eckhardt.

CSSB 1430 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: Schwertner.

Absent-excused: Eckhardt.

COMMITTEE SUBSTITUTE SENATE BILL 1430 ON THIRD READING

Senator Hinojosa moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1430** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Schwertner.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
SENATE BILL 833 ON SECOND READING**

Senator King moved to suspend the regular order of business to take up for consideration **CSSB 833** at this time on its second reading:

CSSB 833, Relating to consideration by insurers of certain prohibited criteria for ratemaking.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

The bill was read second time and was passed to engrossment by the following vote: Yeas 20, Nays 10. (Same as previous roll call)

SENATE BILL 2613 ON SECOND READING

Senator Parker moved to suspend the regular order of business to take up for consideration **SB 2613** at this time on its second reading:

SB 2613, Relating to the creation of the Tabor Ranch Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain.

The motion prevailed.

Senators Hall, Hughes, and Middleton asked to be recorded as voting "Nay" on suspension of the regular order of business.

Senator Kolkhorst asked to be recorded as "Present-not voting" 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: Hall, Hughes, Middleton.

Present-not voting: Kolkhorst.

Absent-excused: Eckhardt.

SENATE BILL 2613 ON THIRD READING

Senator Parker moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2613** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 3, Present-not voting 1.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Gutierrez, Hancock, Hinojosa, Huffman, Johnson, King, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer, West, Whitmire, Zaffirini.

Nays: Hall, Hughes, Middleton.

Present-not voting: Kolkhorst.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 26, Nays 3, Present-not voting 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
HOUSE BILL 1706 ON SECOND READING**

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 1706** at this time on its second reading:

CSHB 1706, Relating to the right of an insured to enter into a contract with a public insurance adjuster.

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: Eckhardt.

**COMMITTEE SUBSTITUTE
HOUSE BILL 1706 ON THIRD READING**

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 1706** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 290 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 290** at this time on its second reading:

HB 290, Relating to multiple employer welfare arrangements.

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: Eckhardt.

HOUSE BILL 290 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 290** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

GUEST PRESENTED

Senator Kolkhorst was recognized and introduced to the Senate Morgan Estep, serving today as an Honorary Senate Page.

The Senate welcomed Morgan.

HOUSE BILL 1333 ON SECOND READING

On motion of Senator Kolkhorst and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1333** at this time on its second reading:

HB 1333, Relating to the sale and purchase of certain fish.

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: Eckhardt.

HOUSE BILL 1333 ON THIRD READING

Senator Kolkhorst moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1333** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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)

SENATE BILL 979 ON SECOND READING

On motion of Senator Campbell and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 979** at this time on its second reading:

SB 979, Relating to safety training for certain public school extracurricular activities.

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: Eckhardt.

SENATE BILL 979 ON THIRD READING

Senator Campbell moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 979** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 2109 ON SECOND READING

On motion of Senator Schwertner and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2109** at this time on its second reading:

HB 2109, Relating to the construction, maintenance, rehabilitation, and removal of dams by the Lower Brushy Creek Water Control and Improvement District.

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: Eckhardt.

HOUSE BILL 2109 ON THIRD READING

Senator Schwertner moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2109** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 1761 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1761** at this time on its second reading:

HB 1761, Relating to the period for which a pesticide must be registered.

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: Eckhardt.

HOUSE BILL 1761 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 **HB 1761** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

ACKNOWLEDGMENT AND PRESENTATION OF GAVEL

The President congratulated Senator Zaffirini on her 70,000th consecutive vote and presented her with an honorary gavel.

COMMITTEE SUBSTITUTE SENATE BILL 1787 ON SECOND READING

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **CSSB 1787** at this time on its second reading:

CSSB 1787, Relating to size and density requirements for residential lots in certain municipalities; authorizing a fee.

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

Yeas: Bettencourt, Birdwell, Creighton, Flores, Gutierrez, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Campbell, Hinojosa, Johnson, LaMantia, Menéndez, Miles, Parker, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

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

HOUSE BILL 1922 ON SECOND READING

On motion of Senator Bettencourt and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1922** at this time on its second reading:

HB 1922, Relating to periodic reauthorization of municipal building permit fees.

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: Eckhardt.

HOUSE BILL 1922 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 **HB 1922** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

BIRTHDAY GREETINGS EXTENDED

The President, on behalf of the Senate, extended birthday greetings to Senator Sparks.

COMMITTEE SUBSTITUTE HOUSE BILL 4 ON SECOND READING

On motion of Senator Hughes and by unanimous consent, the regular order of business was suspended to take up for consideration **CSHB 4** at this time on its second reading:

CSHB 4, Relating to the regulation of the collection, use, processing, and treatment of consumers' personal data by certain business entities; imposing a civil penalty.

The bill was read second time.

Senator Hughes offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSHB 4** (senate committee printing) in SECTION 2 of the bill as follows:

(1) In added Section 541.001(30), Business & Commerce Code (page 4, line 42), strike "the executive" and substitute "any".

(2) In added Sections 541.102(b) and (c), Business & Commerce Code (page 9, lines 50 through 61), strike "This website" in each place it appears and substitute "We".

The amendment to **CSHB 4** 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: Eckhardt.

CSHB 4 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: Eckhardt.

**COMMITTEE SUBSTITUTE
HOUSE BILL 4 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 **CSHB 4** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

SENATE BILL 1526 ON SECOND READING

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

SB 1526, Relating to the provision of mobile emergency medical services by the Big Bend Regional Hospital District.

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: Eckhardt.

SENATE BILL 1526 ON THIRD READING

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

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

Absent-excused: Eckhardt.

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 2009 ON SECOND READING**

On motion of Senator Sparks and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 2009** at this time on its second reading:

CSSB 2009, Relating to access to certain information in the adoption process.

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: Eckhardt.

**COMMITTEE SUBSTITUTE
SENATE BILL 2009 ON THIRD READING**

Senator Sparks moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 2009** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 279 ON SECOND READING

On motion of Senator Bettencourt and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 279** at this time on its second reading:

HB 279, Relating to the prosecution and punishment of the offense of trafficking of persons.

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: Eckhardt.

HOUSE BILL 279 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 **HB 279** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

SENATE BILL 1916 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 1916** at this time on its second reading:

SB 1916, Relating to publication of public improvement district service plans and assessments on certain public Internet websites.

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: Eckhardt.

SENATE BILL 1916 ON THIRD READING

Senator Parker moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1916** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 1555 ON SECOND READING

On motion of Senator Johnson and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1555** at this time on its second reading:

HB 1555, Relating to the Upper Guadalupe River Authority, following the recommendations of the Sunset Advisory Commission; altering terms of the board of directors; specifying grounds for the removal of a member of the board of directors.

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: Eckhardt.

HOUSE BILL 1555 ON THIRD READING

Senator Johnson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1555** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

(Senator Johnson in Chair)

SENATE RULE 5.14(a) SUSPENDED (Intent Calendar) (Motion In Writing)

Senator Hall submitted the following Motion In Writing:

Mr. President:

I move suspension of Senate Rule 5.14, the Intent Calendar rule, in order to move the Intent Calendar deadline to 4 p.m. today.

HALL

The Motion In Writing was read and prevailed without objection.

**COMMITTEE SUBSTITUTE
SENATE BILL 1342 ON SECOND READING**

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **CSSB 1342** at this time on its second reading:

CSSB 1342, Relating to requirements applicable to certain third-party health insurers in relation to Medicaid.

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: Eckhardt.

**COMMITTEE SUBSTITUTE
SENATE BILL 1342 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 **CSSB 1342** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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 1584 ON SECOND READING**

Senator Hall moved to suspend the regular order of business to take up for consideration **CSSB 1584** at this time on its second reading:

CSSB 1584, Relating to certain autologous and direct blood donations.

The motion prevailed.

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

The bill was read second time.

Senator Alvarado offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSSB 1584** (senate committee printing) in SECTION 2 of the bill, in added Section 241.013, Health and Safety Code (page 1, lines 39 through 47), by striking the underlined semicolon and Subdivisions (1) and (2) of Section 241.013 and substituting "the hospital facilitates blood donations.".

The amendment to **CSSB 1584** 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: Eckhardt.

CSSB 1584 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: Gutierrez, Schwertner.

Absent-excused: Eckhardt.

COMMITTEE SUBSTITUTE SENATE BILL 1584 ON THIRD READING

Senator Hall moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSSB 1584** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, King, Kolkhorst, LaMantia, Menéndez, Middleton, Miles, Nichols, Parker, Paxton, Perry, Sparks, Springer, West, Whitmire, Zaffirini.

Nays: Gutierrez, Schwertner.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2. (Same as previous roll call)

HOUSE BILL 3290 ON SECOND READING

Senator Hancock moved to suspend the regular order of business to take up for consideration **HB 3290** at this time on its second reading:

HB 3290, Relating to the next generation 9-1-1 service fund.

The motion prevailed.

Senators Hughes, Middleton, 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 third reading by a viva voce vote.

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

Nays: Hughes, Middleton, Springer.

Absent-excused: Eckhardt.

HOUSE BILL 3290 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 3290** 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, Creighton, Flores, Gutierrez, Hall, Hancock, Hinojosa, Huffman, Johnson, King, Kolkhorst, LaMantia, Menéndez, Miles, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, West, Whitmire, Zaffirini.

Nays: Hughes, Middleton, Springer.

Absent-excused: Eckhardt.

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

SENATE BILL 1579 ON SECOND READING

Senator Bettencourt moved to suspend the regular order of business to take up for consideration **SB 1579** at this time on its second reading:

SB 1579, Relating to an expedited response by a governmental body to a request for public information.

The motion prevailed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

The bill was read second time.

Senator Bettencourt offered the following amendment to the bill:

Floor Amendment No. 1

Amend **SB 1579** (senate committee report) as follows:

(1) In SECTION 7 of the bill, in added Section 552.406(a), Government Code (page 4, lines 5 and 6), strike "training of not less than four hours or more than six hours" and substitute "training of not less than 16 hours".

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

SECTION _____. Subchapter G, Chapter 552, Government Code, is amended by adding Section 552.310 to read as follows:

Sec. 552.310. CHARGES FOR BAD FAITH REQUEST. (a) The attorney general may impose a \$1,000 charge to process a request for an attorney general decision made by a governmental body that the attorney general determines has made the request in bad faith.

(b) The attorney general may impose on a governmental body a \$500 charge for each business day that occurs after the date the attorney general issues a written determination that the governmental body made a request for an attorney general decision in bad faith and before the date the governmental body provides to the requestor all information withheld in connection with the bad faith request.

The amendment to **SB 1579** 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: Eckhardt.

SB 1579 as amended was passed to engrossment by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

SENATE BILL 1579 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 1579** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 24, Nays 6.

Yeas: Alvarado, Bettencourt, Birdwell, Blanco, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer, West, Zaffirini.

Nays: Gutierrez, Johnson, LaMantia, Menéndez, Miles, Whitmire.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 20, Nays 10.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Gutierrez, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

ACKNOWLEDGMENT

Senator Campbell was recognized and acknowledged National Fentanyl Awareness Day on May 9, 2023.

HOUSE BILL 2460 ON SECOND READING

On motion of Senator Perry and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 2460** at this time on its second reading:

HB 2460, Relating to a requirement that the Texas Commission on Environmental Quality obtain or develop updated water availability models for certain river basins.

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: Eckhardt.

HOUSE BILL 2460 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 **HB 2460** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

SENATE BILL 2361 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration **SB 2361** at this time on its second reading:

SB 2361, Relating to the exemption from ad valorem taxation of property owned by an organization engaged primarily in performing charitable functions.

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: Eckhardt.

SENATE BILL 2361 ON THIRD READING

Senator Parker moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 2361** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

HOUSE BILL 2759 ON SECOND READING

Senator Perry moved to suspend the regular order of business to take up for consideration **HB 2759** at this time on its second reading:

HB 2759, Relating to the establishment of the TexMesonet Hydrometeorology Network and creation of the TexMesonet Advisory Committee.

The motion prevailed.

Senator Middleton asked to be recorded as voting "Nay" on suspension of the regular order of business.

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

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

Nays: Middleton.

Absent-excused: Eckhardt.

HOUSE BILL 2759 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 **HB 2759** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Middleton.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

**COMMITTEE SUBSTITUTE
HOUSE BILL 2899 ON SECOND READING**

Senator Hall moved to suspend the regular order of business to take up for consideration **CSHB 2899** at this time on its second reading:

CSHB 2899, Relating to the impoundment of a vehicle used in the commission of the offense of racing on a highway or in the commission of certain criminal conduct involving a reckless driving exhibition.

The motion prevailed.

Senator Springer asked to be recorded as voting "Nay" on suspension of the regular order of business.

The bill was read second time.

Senator Hall offered the following amendment to the bill:

Floor Amendment No. 1

Amend **CSHB 2899** (senate committee report) as follows:

(1) Strike SECTION 1 of the bill, adding Section 42.03(g), Penal Code (page 1, lines 23-34).

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

SECTION _____. The heading to Section 545.420, Transportation Code, is amended to read as follows:

Sec. 545.420. RACING ON HIGHWAY; IMPOUNDMENT OF A VEHICLE.

(3) In SECTION 2 of the bill, in amended Section 545.420(i), Transportation Code (page 1, line 41), between "Subsection (a)" and "to be taken", insert "or an offense punishable under Section 42.03(d) or (e), Penal Code.".

(4) Renumber the remaining SECTIONS of the bill accordingly.

The amendment to **CSHB 2899** 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: Eckhardt.

CSHB 2899 as amended was passed to third reading by a viva voce vote.

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

Nays: Springer.

Absent-excused: Eckhardt.

COMMITTEE SUBSTITUTE HOUSE BILL 2899 ON THIRD READING

Senator Hall moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 2899** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Springer.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1. (Same as previous roll call)

SENATE CONCURRENT RESOLUTION 25 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration **SCR 25** at this time on its second reading:

SCR 25, Expressing opposition to the creation of a central bank digital currency.

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

Absent-excused: Eckhardt.

(Senator Birdwell in Chair)

(President in Chair)

HOUSE BILL 609 ON SECOND READING

Senator Middleton moved to suspend the regular order of business to take up for consideration **HB 609** at this time on its second reading:

HB 609, Relating to the liability of a business owner or operator arising from the exposure of an individual to a pandemic disease.

The motion prevailed by the following vote: Yeas 19, Nays 11.

Yeas: Bettencourt, Birdwell, Campbell, Creighton, Flores, Hall, Hancock, Huffman, Hughes, King, Kolkhorst, Middleton, Nichols, Parker, Paxton, Perry, Schwertner, Sparks, Springer.

Nays: Alvarado, Blanco, Gutierrez, Hinojosa, Johnson, LaMantia, Menéndez, Miles, West, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

The bill was read second time and was passed to third reading by the following vote: Yeas 19, Nays 11. (Same as previous roll call)

SENATE RULE 5.14(a) SUSPENDED

(Intent Calendar)

(Motion In Writing)

Senator Hall submitted the following Motion In Writing:

Mr. President:

I move suspension of Senate Rule 5.14, the Intent Calendar rule, in order to move the Intent Calendar deadline to 5 p.m. today.

HALL

The Motion In Writing was read and prevailed without objection.

VOTE RECONSIDERED ON

COMMITTEE SUBSTITUTE HOUSE BILL 4

On motion of Senator Hughes and by unanimous consent, the vote by which **CSHB 4** was finally passed was reconsidered:

CSHB 4, Relating to the regulation of the collection, use, processing, and treatment of consumers' personal data by certain business entities; imposing a civil penalty.

Question: Shall **CSHB 4** as amended be finally passed?

The bill was again read third time.

Senator Menéndez offered the following amendment to the bill:

Floor Amendment No. 1 on Third Reading

Amend **CSHB 4** on third reading (senate committee report), in SECTION 2 of the bill (page 13, line 25), by striking "September 1, 2024" and substituting "January 1, 2025".

MENÉNDEZ
HUGHES

The amendment to **CSHB 4** was read and was adopted by a viva voce vote.

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

Absent-excused: Eckhardt.

CSHB 4 as again amended was again finally passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Eckhardt.

HOUSE BILL 1535 ON SECOND READING

On motion of Senator Johnson and by unanimous consent, the regular order of business was suspended to take up for consideration **HB 1535** at this time on its second reading:

HB 1535, Relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority.

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: Eckhardt.

HOUSE BILL 1535 ON THIRD READING

Senator Johnson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1535** be placed on its third reading and final passage.

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

Absent-excused: Eckhardt.

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

**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 Health and Human Services might meet at 10:15 a.m. tomorrow in the Press Room, 2E.9.

SENATE RULES SUSPENDED
(Posting Rules)

On motion of Senator Middleton 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 the following bills at 9:00 a.m. tomorrow in Room E1.028: **HB 2729, HB 4005.**

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 and consider the following bills at 9:00 a.m. tomorrow in the Senate Chamber: **HB 5010, HB 2636, HB 4218.**

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:

SB 729, SCR 38.

HB 467, HB 1207, HB 2183, HB 2308.

MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 4:26 p.m. agreed to adjourn, in memory of Carroll Sidney Shaddock, upon completion of the introduction of bills and resolutions on first reading, until 11:00 a.m. tomorrow.

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 30 to Committee on Business and Commerce.

HB 667 to Committee on Health and Human Services.

HB 980 to Committee on State Affairs.

HB 1003 to Committee on State Affairs.

HB 1305 to Committee on Transportation.

HB 1457 to Committee on Veteran Affairs.

HB 1460 to Committee on Transportation.

HB 1680 to Committee on Health and Human Services.

HB 1803 to Committee on Health and Human Services.

HB 1857 to Committee on Jurisprudence.

HB 1926 to Committee on Education.

HB 2084 to Committee on Criminal Justice.

HB 2120 to Committee on Education.

HB 2302 to Committee on Natural Resources and Economic Development.

HB 2493 to Committee on Business and Commerce.

HB 2495 to Committee on Business and Commerce.

HB 2512 to Committee on Business and Commerce.

HB 2542 to Committee on Local Government.

HB 2549 to Committee on Business and Commerce.
HB 2572 to Committee on Health and Human Services.
HB 2683 to Committee on Water, Agriculture, and Rural Affairs.
HB 2684 to Committee on Transportation.
HB 2698 to Committee on Business and Commerce.
HB 2879 to Committee on Jurisprudence.
HB 2951 to Committee on Veteran Affairs.
HB 3026 to Committee on Health and Human Services.
HB 3033 to Committee on Business and Commerce.
HB 3039 to Committee on Health and Human Services.
HB 3046 to Committee on State Affairs.
HB 3140 to Subcommittee on Higher Education.
HB 3252 to Committee on Business and Commerce.
HB 3276 to Committee on Business and Commerce.
HB 3333 to Committee on Business and Commerce.
HB 3373 to Committee on Water, Agriculture, and Rural Affairs.
HB 3374 to Committee on Natural Resources and Economic Development.
HB 3377 to Committee on Health and Human Services.
HB 3443 to Committee on Transportation.
HB 3446 to Committee on State Affairs.
HB 3462 to Committee on Health and Human Services.
HB 3485 to Committee on Business and Commerce.
HB 3501 to Committee on Health and Human Services.
HB 3553 to Committee on Criminal Justice.
HB 3554 to Committee on Criminal Justice.
HB 3599 to Committee on Finance.
HB 3615 to Committee on Business and Commerce.
HB 3623 to Committee on Education.
HB 3625 to Committee on Business and Commerce.
HB 3639 to Committee on Education.
HB 3654 to Committee on Education.
HB 3657 to Committee on State Affairs.
HB 3670 to Committee on Business and Commerce.
HB 3771 to Committee on Natural Resources and Economic Development.
HB 3833 to Committee on Education.
HB 3843 to Committee on Transportation.
HB 3867 to Committee on Education.
HB 3886 to Committee on Finance.
HB 3917 to Committee on Criminal Justice.
HB 3929 to Committee on Jurisprudence.
HB 3946 to Committee on Natural Resources and Economic Development.
HB 3956 to Committee on State Affairs.
HB 3981 to Committee on Criminal Justice.
HB 4012 to Committee on Business and Commerce.
HB 4057 to Committee on Local Government.
HB 4075 to Committee on Health and Human Services.

HB 4080 to Committee on Health and Human Services.
HB 4082 to Committee on Local Government.
HB 4084 to Committee on Business and Commerce.
HB 4119 to Committee on Natural Resources and Economic Development.
HB 4181 to Committee on Local Government.
HB 4185 to Committee on Veteran Affairs.
HB 4309 to Committee on Natural Resources and Economic Development.
HB 4333 to Committee on State Affairs.
HB 4354 to Committee on Business and Commerce.
HB 4389 to Committee on Business and Commerce.
HB 4417 to Committee on Business and Commerce.
HB 4419 to Committee on Finance.
HB 4538 to Committee on Water, Agriculture, and Rural Affairs.
HB 4571 to Subcommittee on Higher Education.
HB 4579 to Committee on Business and Commerce.
HB 4656 to Committee on Education.
HB 4659 to Committee on Water, Agriculture, and Rural Affairs.
HB 4714 to Committee on Jurisprudence.
HB 4758 to Committee on Health and Human Services.
HB 4856 to Committee on Water, Agriculture, and Rural Affairs.
HB 4928 to Committee on Local Government.
HB 5058 to Committee on Health and Human Services.
HB 5167 to Committee on Education.
HB 5255 to Committee on Local Government.
HB 5264 to Committee on Natural Resources and Economic Development.
HB 5277 to Committee on Criminal Justice.
HB 5304 to Committee on Local Government.
HB 5307 to Committee on Local Government.
HB 5310 to Committee on Local Government.
HB 5311 to Committee on Natural Resources and Economic Development.
HB 5314 to Committee on Local Government.
HB 5315 to Committee on Local Government.
HB 5316 to Committee on Local Government.
HB 5321 to Committee on Local Government.
HB 5332 to Committee on Local Government.
HB 5337 to Committee on Local Government.
HB 5343 to Committee on Local Government.
HB 5344 to Committee on Local Government.
HB 5345 to Committee on Local Government.
HB 5349 to Committee on Local Government.
HB 5357 to Committee on Local Government.
HB 5358 to Committee on Local Government.
HB 5365 to Committee on Local Government.
HB 5370 to Committee on Criminal Justice.
HB 5372 to Committee on Local Government.
HB 5373 to Committee on Local Government.

HB 5374 to Committee on Local Government.
HB 5379 to Committee on Local Government.
HB 5380 to Committee on Local Government.
HB 5381 to Committee on Local Government.
HB 5382 to Committee on Local Government.
HB 5384 to Committee on Local Government.
HB 5385 to Committee on Local Government.
HB 5389 to Committee on Local Government.
HB 5390 to Committee on Local Government.
HB 5391 to Committee on Local Government.
HB 5393 to Committee on Local Government.
HB 5394 to Committee on Local Government.
HB 5398 to Committee on Local Government.
HB 5399 to Committee on Local Government.
HCR 77 to Committee on Administration.

CO-AUTHOR OF SENATE BILL 979

On motion of Senator Campbell, Senator West will be shown as Co-author of **SB 979**.

CO-AUTHOR OF SENATE BILL 1343

On motion of Senator LaMantia, Senator Blanco will be shown as Co-author of **SB 1343**.

CO-AUTHOR OF SENATE BILL 1454

On motion of Senator Paxton, Senator West will be shown as Co-author of **SB 1454**.

CO-AUTHORS OF SENATE CONCURRENT RESOLUTION 25

On motion of Senator Parker, Senators Creighton and Hall will be shown as Co-authors of **SCR 25**.

CO-SPONSORS OF HOUSE BILL 4

On motion of Senator Hughes, Senators Bettencourt, Kolkhorst, West, and Zaffirini will be shown as Co-sponsors of **HB 4**.

CO-SPONSOR OF HOUSE BILL 19

On motion of Senator Hughes, Senator Middleton will be shown as Co-sponsor of **HB 19**.

CO-SPONSOR OF HOUSE BILL 44

On motion of Senator Middleton, Senator Hall will be shown as Co-sponsor of **HB 44**.

CO-SPONSOR OF HOUSE BILL 73

On motion of Senator Springer, Senator Birdwell will be shown as Co-sponsor of **HB 73**.

CO-SPONSOR OF HOUSE BILL 114

On motion of Senator Parker, Senator Middleton will be shown as Co-sponsor of **HB 114**.

CO-SPONSORS OF HOUSE BILL 242

On motion of Senator Zaffirini, Senators Alvarado and Springer will be shown as Co-sponsors of **HB 242**.

CO-SPONSORS OF HOUSE BILL 279

On motion of Senator Bettencourt, Senators Creighton and Hall will be shown as Co-sponsors of **HB 279**.

CO-SPONSOR OF HOUSE BILL 300

On motion of Senator Huffman, Senator Alvarado will be shown as Co-sponsor of **HB 300**.

CO-SPONSOR OF HOUSE BILL 474

On motion of Senator Zaffirini, Senator West will be shown as Co-sponsor of **HB 474**.

CO-SPONSOR OF HOUSE BILL 567

On motion of Senator Miles, Senator West will be shown as Co-sponsor of **HB 567**.

CO-SPONSOR OF HOUSE BILL 591

On motion of Senator Blanco, Senator West will be shown as Co-sponsor of **HB 591**.

CO-SPONSOR OF HOUSE BILL 598

On motion of Senator Whitmire, Senator Zaffirini will be shown as Co-sponsor of **HB 598**.

CO-SPONSOR OF HOUSE BILL 609

On motion of Senator Middleton, Senator Creighton will be shown as Co-sponsor of **HB 609**.

CO-SPONSOR OF HOUSE BILL 624

On motion of Senator Birdwell, Senator West will be shown as Co-sponsor of **HB 624**.

CO-SPONSOR OF HOUSE BILL 711

On motion of Senator Kolkhorst, Senator LaMantia will be shown as Co-sponsor of **HB 711**.

CO-SPONSOR OF HOUSE BILL 914

On motion of Senator Whitmire, Senator Miles will be shown as Co-sponsor of **HB 914**.

CO-SPONSOR OF HOUSE BILL 1212

On motion of Senator Kolkhorst, Senator West will be shown as Co-sponsor of **HB 1212**.

CO-SPONSOR OF HOUSE BILL 1225

On motion of Senator Zaffirini, Senator Paxton will be shown as Co-sponsor of **HB 1225**.

CO-SPONSOR OF HOUSE BILL 1236

On motion of Senator Schwertner, Senator Hughes will be shown as Co-sponsor of **HB 1236**.

CO-SPONSOR OF HOUSE BILL 1416

On motion of Senator Paxton, Senator West will be shown as Co-sponsor of **HB 1416**.

CO-SPONSORS OF HOUSE BILL 1488

On motion of Senator Miles, Senators Alvarado and Creighton will be shown as Co-sponsors of **HB 1488**.

CO-SPONSORS OF HOUSE BILL 1575

On motion of Senator Kolkhorst, Senators Alvarado and Creighton will be shown as Co-sponsors of **HB 1575**.

CO-SPONSOR OF HOUSE BILL 1595

On motion of Senator Huffman, Senator Alvarado will be shown as Co-sponsor of **HB 1595**.

CO-SPONSOR OF HOUSE BILL 1615

On motion of Senator Birdwell, Senator Blanco will be shown as Co-sponsor of **HB 1615**.

CO-SPONSOR OF HOUSE BILL 1748

On motion of Senator Hancock, Senator Springer will be shown as Co-sponsor of **HB 1748**.

CO-SPONSOR OF HOUSE BILL 1846

On motion of Senator Nichols, Senator Hancock will be shown as Co-sponsor of **HB 1846**.

CO-SPONSOR OF HOUSE BILL 2127

On motion of Senator Creighton, Senator Springer will be shown as Co-sponsor of **HB 2127**.

CO-SPONSOR OF HOUSE BILL 2209

On motion of Senator Hinojosa, Senator Zaffirini will be shown as Co-sponsor of **HB 2209**.

CO-SPONSOR OF HOUSE BILL 2248

On motion of Senator Alvarado, Senator LaMantia will be shown as Co-sponsor of **HB 2248**.

CO-SPONSOR OF HOUSE BILL 2371

On motion of Senator Hancock, Senator West will be shown as Co-sponsor of **HB 2371**.

CO-SPONSOR OF HOUSE BILL 2384

On motion of Senator Hughes, Senator Zaffirini will be shown as Co-sponsor of **HB 2384**.

CO-SPONSOR OF HOUSE BILL 2454

On motion of Senator Huffman, Senator Blanco will be shown as Co-sponsor of **HB 2454**.

CO-SPONSOR OF HOUSE BILL 2460

On motion of Senator Perry, Senator West will be shown as Co-sponsor of **HB 2460**.

CO-SPONSOR OF HOUSE BILL 2575

On motion of Senator Hancock, Senator West will be shown as Co-sponsor of **HB 2575**.

CO-SPONSOR OF HOUSE BILL 2706

On motion of Senator Sparks, Senator Birdwell will be shown as Co-sponsor of **HB 2706**.

CO-SPONSOR OF HOUSE BILL 2759

On motion of Senator Perry, Senator West will be shown as Co-sponsor of **HB 2759**.

CO-SPONSOR OF HOUSE BILL 2804

On motion of Senator Creighton, Senator West will be shown as Co-sponsor of **HB 2804**.

CO-SPONSOR OF HOUSE BILL 3287

On motion of Senator LaMantia, Senator Springer will be shown as Co-sponsor of **HB 3287**.

CO-SPONSOR OF HOUSE BILL 3290

On motion of Senator Hancock, Senator Blanco will be shown as Co-sponsor of **HB 3290**.

CO-SPONSOR OF HOUSE BILL 3297

On motion of Senator Middleton, Senator Nichols will be shown as Co-sponsor of **HB 3297**.

CO-SPONSORS OF HOUSE BILL 3345

On motion of Senator Huffman, Senators West and Zaffirini will be shown as Co-sponsors of **HB 3345**.

CO-SPONSOR OF HOUSE BILL 3390

On motion of Senator Schwertner, Senator Zaffirini will be shown as Co-sponsor of **HB 3390**.

CO-SPONSOR OF HOUSE JOINT RESOLUTION 3

On motion of Senator Huffman, Senator Alvarado will be shown as Co-sponsor of **HJR 3**.

RESOLUTIONS OF RECOGNITION

The following resolutions were adopted by the Senate:

Memorial Resolution

SR 537 by LaMantia, In memory of the life of Maria T. Gutierrez.

Congratulatory Resolutions

SR 536 by Hinojosa, Congratulating Anabell Cardona and the Valley Grande Institute for Academic Studies for receiving an Institutional Catalyst Award.

SR 538 by LaMantia, Recognizing Manuel M. Vela for his service to Valley Baptist Health System.

SR 540 by Schwertner, Recognizing Band of the Hills on the occasion of its 25th anniversary.

SR 541 by Hinojosa, Recognizing Tint-On-Wheels on the occasion of its 25th anniversary.

SR 543 by West, Recognizing the elder mothers of Gethsemane Missionary Baptist Church on the occasion of Mother's Day.

SR 544 by Parker, Recognizing Telena Wright on the occasion of her retirement.

Official Designation Resolution

SR 542 by Whitmire, Recognizing May 2023 as Asian American Pacific Islander Heritage Month.

ADJOURNMENT

Pursuant to a previously adopted motion, the Senate at 4:49 p.m. adjourned, in memory of Carroll Sidney Shaddock, until 11:00 a.m. tomorrow.

APPENDIX

COMMITTEE REPORTS

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

May 10, 2023

BORDER SECURITY — SCR 29, SB 1481, HB 4422

STATE AFFAIRS — HB 1745, HB 567, HB 255, HB 2196, HB 367, HB 3647

VETERAN AFFAIRS — HB 4615, HB 562, HB 587, HB 2248

BUSINESS AND COMMERCE — HB 1587, HB 2468, HB 2016, HB 1859, HB 1550, HB 2024, HB 2217, HB 2469, HB 4553, CSHB 1900, CSHB 697, HB 2073, HB 3390

STATE AFFAIRS — HB 907, HB 5214, HB 87, HB 2629, HB 5232

FINANCE — CSSB 379, HB 5174, HB 1393

STATE AFFAIRS — HCR 36, HCR 86

FINANCE — HB 4510, HB 3813, HB 3447, HB 2464, CSHB 2230

EDUCATION — CSHB 473

JURISPRUDENCE — CSHB 19

EDUCATION — CSSB 1148, CSHB 2484, HB 584, HB 1297, HB 3993, SB 1537, SB 2518, HB 1912

BUSINESS AND COMMERCE — CSHB 1666

EDUCATION — CSHB 1605

JURISPRUDENCE — HB 1547, HB 1455, HJR 107, HB 3698, HB 1819, HB 2070, HB 841, HB 616

LOCAL GOVERNMENT — HB 1989, HB 5326

VETERAN AFFAIRS — HB 1633

LOCAL GOVERNMENT — HB 5329, HB 5325, HB 4101, HB 4073, HB 3526, HB 3301, HB 3053, HB 1382, HB 1381, HB 1285, CSHB 2354, SB 2624, HB 5366, HB 5362, HB 5355, HB 5350, HB 5348, HB 5347

BUSINESS AND COMMERCE — CSHB 2545

BILLS ENGROSSED

May 10, 2023

SB 369, SB 842, SB 979, SB 1342, SB 1430, SB 1526, SB 1579, SB 1584, SB 1916, SB 2009, SB 2361, SB 2613

BILLS AND RESOLUTIONS ENROLLED

May 10, 2023

SB 63, SB 65, SB 188, SB 347, SB 371, SB 380, SB 502, SB 578, SB 656, SB 702, SB 760, SB 850, SB 869, SB 870, SB 1088, SB 1097, SB 1112, SB 1187, SB 1191, SB 1243, SB 1260, SB 1343, SB 1371, SB 1524, SB 1598, SB 1766, SB 1778, SB 1841, SB 1887, SB 2057, SB 2158, SB 2196, SB 2571, SB 2580, SB 2603, SCR 31, SR 447, SR 536, SR 537, SR 538, SR 539, SR 540, SR 541, SR 542, SR 543, SR 544

SENT TO GOVERNOR

May 10, 2023

SB 729, SCR 38

SIGNED BY GOVERNOR

May 10, 2023

SB 349, SB 1008, SB 1055, SCR 28

In Memory
of
Carroll Sidney Shaddock
Senate Resolution 447

WHEREAS, The Senate of the State of Texas honors and commemorates the life of Carroll Sidney Shaddock, who died on December 4, 2022, at the age of 82; and

WHEREAS, Carroll Sidney Shaddock was born on July 7, 1940, in Beaumont to Dr. Carroll Bitting Shaddock Jr. and Hulda Gaertner Shaddock, whose German family emigrated to Texas in 1899; Carroll grew up in Orange and went on to graduate from Rice University in 1962 and Yale Law School in 1965; in 1963, he married the love of his life, Dorothea "Dorry" Schulze; and

WHEREAS, After law school, Carroll clerked for Judge Joe Ingraham of the United States District Court for the Southern District of Texas in Houston; he enlisted in the Texas Army National Guard and received a direct commission as an officer in the Judge Advocate General Corps of the United States Navy; he then joined the Houston law firm of Liddell, Sapp, now known as Locke, Lord, where he became a partner and practiced for 45 years; and

WHEREAS, A brilliant and determined man who sought to improve his community, Carroll led the movement to reduce the proliferation of billboards on Texas highways, which resulted in the reduction by 90 percent of Houston's billboards, from 15,000 in 1980 to 1,500 today; Carroll was founding chairman of Scenic Houston and Scenic Texas, and he cofounded Trees for Houston, an organization that encouraged the planting of trees and created miles of tree-lined parkways in Houston; his contributions led to the creation of the Texas Department of Transportation's Green Ribbon highway tree-planting program and of Scenic America; and

WHEREAS, An admired visionary and respected leader, Carroll founded the Bach Society Houston and the Melancthon Institute, a Lutheran theological study center; he and Dorry did much to elevate worship music through their support of the construction of glorious pipe organs at Christ the King Lutheran Church, where they also donated the Bach organ and where he served as congregational president, music director, and chairman of various committees, and to First Lutheran Church of Houston, where he served as choir director; and

WHEREAS, Carroll was a devoted husband and father whose generosity of spirit, warmth, and enthusiasm will not be forgotten; left to cherish his memory are Dorry, his loving wife of 59 years; his three sons, Christian, Peter, and Matthew; his siblings, Peter, Bill, and Gail; his nine grandchildren; and all who were blessed to share in his life; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 88th Legislature, hereby extend sincere condolences to the bereaved family of Carroll Sidney Shaddock; 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 Carroll Sidney Shaddock.

WHITMIRE	KOLKHORST
ALVARADO	MIDDLETON
BETTENCOURT	MILES
HUFFMAN	

