

SENATE JOURNAL

EIGHTY-EIGHTH LEGISLATURE — REGULAR SESSION

AUSTIN, TEXAS

PROCEEDINGS

FIFTY-SECOND DAY

(Friday, May 12, 2023)

The Senate met at 3:28 p.m. pursuant to adjournment and was called to order by Senator Bettencourt.

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.

Senator Parker offered the invocation as follows:

Dear heavenly Father, thank You for this extraordinary day, all the blessings, all the gifts that You give us. We just ask, Father God, that You will guide us, that You will help us to make the right decisions for Texas in each and every area of public policy, that You would give us strength in these final days of the session. We are so extraordinarily blessed in this state and in this nation. We just ask, Father God, that each day our actions be pleasing to You. Guide our steps, guide our actions, guide our fellowship as we work to serve the people of this great state. It's in Jesus' 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.

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 3:31 p.m. announced the conclusion of morning call.

**COMMITTEE SUBSTITUTE
SENATE BILL 666 ON THIRD READING**

Senator Hall moved to suspend the regular order of business to take up for consideration **CSSB 666** at this time on its third reading and final passage:

CSSB 666, Relating to complaint information and to rulemaking and disciplinary procedures of the Texas Medical Board.

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

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

Nays: Alvarado, Blanco, Creighton, 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 17, Nays 13.

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

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

Absent-excused: Eckhardt.

SENATE BILL 1195 ON THIRD READING

Senator Hughes moved to suspend the regular order of business to take up for consideration **SB 1195** at this time on its third reading and final passage:

SB 1195, Relating to the duty of the attorney general to prosecute certain criminal offenses.

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

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

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

Absent-excused: Eckhardt.

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

**COMMITTEE SUBSTITUTE
HOUSE BILL 1605 ON THIRD READING**

Senator Creighton moved to suspend the regular order of business to take up for consideration **CSHB 1605** at this time on its third reading and final passage:

CSHB 1605, Relating to instructional material and technology, the adoption of essential knowledge and skills for certain public school foundation curriculum subjects, and the extension of additional state aid to school districts for the provision of certain instructional materials; authorizing a fee.

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

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

Nays: Alvarado, Blanco, Gutierrez, Hall, Menéndez, Miles, Whitmire, Zaffirini.

Absent-excused: Eckhardt.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 8. (Same as previous roll call)

HOUSE BILLS AND RESOLUTIONS ON FIRST READING

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

HB 118 to Committee on Health and Human Services.

HB 408 to Committee on State Affairs.

HB 544 to Committee on State Affairs.

HB 800 to Committee on Border Security.

HB 895 to Committee on Health and Human Services.

HB 997 to Committee on Local Government.

HB 1338 to Committee on Natural Resources and Economic Development.

HB 1351 to Committee on Natural Resources and Economic Development.

HB 1367 to Committee on Local Government.

HB 1487 to Committee on Local Government.

HB 1529 to Committee on Health and Human Services.

HB 1613 to Committee on Finance.

HB 1654 to Committee on State Affairs.

HB 1667 to Committee on Health and Human Services.

HB 1678 to Committee on Education.

HB 1888 to Committee on Transportation.

HB 1916 to Committee on Local Government.

HB 1985 to Committee on Finance.

HB 1990 to Committee on Health and Human Services.

HB 2019 to Committee on Criminal Justice.

HB 2234 to Committee on Education.

HB 2242 to Committee on State Affairs.

HB 2266 to Committee on Business and Commerce.

HB 2297 to Committee on Criminal Justice.

HB 2327 to Committee on Finance.
HB 2414 to Committee on Health and Human Services.
HB 2476 to Committee on Veteran Affairs.
HB 2533 to Committee on Local Government.
HB 2647 to Committee on Education.
HB 2669 to Committee on Business and Commerce.
HB 2702 to Committee on Business and Commerce.
HB 2715 to Committee on Criminal Justice.
HB 2726 to Committee on Health and Human Services.
HB 2827 to Committee on Natural Resources and Economic Development.
HB 2981 to Committee on Finance.
HB 3009 to Committee on Jurisprudence.
HB 3220 to Committee on Veteran Affairs.
HB 3266 to Committee on State Affairs.
HB 3452 to Committee on Jurisprudence.
HB 3727 to Committee on Natural Resources and Economic Development.
HB 3739 to Committee on Criminal Justice.
HB 3757 to Committee on Local Government.
HB 3810 to Committee on Water, Agriculture, and Rural Affairs.
HB 3862 to Committee on Transportation.
HB 3949 to Committee on State Affairs.
HB 3957 to Committee on Criminal Justice.
HB 4061 to Committee on State Affairs.
HB 4337 to Committee on State Affairs.
HB 4366 to Committee on Health and Human Services.
HB 4446 to Committee on Local Government.
HB 4540 to Committee on Finance.
HB 4628 to Committee on Criminal Justice.
HB 4642 to Committee on Criminal Justice.
HB 4837 to Committee on Veteran Affairs.
HB 4872 to Committee on Natural Resources and Economic Development.
HB 4990 to Committee on Health and Human Services.
HB 5005 to Committee on Transportation.
HB 5081 to Committee on Veteran Affairs.
HB 5371 to Committee on Jurisprudence.
HCR 26 to Committee on Business and Commerce.
HCR 29 to Committee on Administration.
HCR 46 to Committee on State Affairs.
HJR 25 to Committee on Local Government.

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 upon adjournment today at his desk.

**SENATE RULES SUSPENDED
(Posting Rules)**

On motion of Senator Creighton and by unanimous consent, Senate Rule 11.10(a) and Senate Rule 11.18(a) were suspended in order that the Subcommittee on Higher Education might meet upon adjournment today in the Press Room, 2E.9.

ACKNOWLEDGMENT

Senator Springer was recognized and wished his wife, Lydia, and Members a happy Mother's Day.

CO-AUTHOR OF SENATE BILL 379

On motion of Senator Huffman, Senator West will be shown as Co-author of **SB 379**.

CO-AUTHOR OF SENATE BILL 1195

On motion of Senator Hughes, Senator Springer will be shown as Co-author of **SB 1195**.

CO-AUTHOR OF SENATE BILL 1621

On motion of Senator Kolkhorst, Senator Creighton will be shown as Co-author of **SB 1621**.

CO-AUTHOR OF SENATE BILL 2376

On motion of Senator Campbell, Senator Sparks will be shown as Co-author of **SB 2376**.

CO-AUTHOR OF SENATE BILL 2518

On motion of Senator Blanco, Senator Sparks will be shown as Co-author of **SB 2518**.

CO-AUTHORS OF SENATE CONCURRENT RESOLUTION 29

On motion of Senator Creighton, Senators Middleton and Parker will be shown as Co-authors of **SCR 29**.

CO-SPONSOR OF HOUSE BILL 19

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

CO-SPONSORS OF HOUSE BILL 567

On motion of Senator Miles, Senators Blanco and Menéndez will be shown as Co-sponsors of **HB 567**.

CO-SPONSOR OF HOUSE BILL 1605

On motion of Senator Creighton, Senator Bettencourt will be shown as Co-sponsor of **HB 1605**.

CO-SPONSOR OF HOUSE BILL 1666

On motion of Senator Parker, Senator Paxton will be shown as Co-sponsor of **HB 1666**.

CO-SPONSORS OF HOUSE BILL 1755

On motion of Senator Alvarado, Senators Blanco and Hinojosa will be shown as Co-sponsors of **HB 1755**.

CO-SPONSOR OF HOUSE BILL 2063

On motion of Senator Schwertner, Senator Whitmire will be shown as Co-sponsor of **HB 2063**.

CO-SPONSOR OF HOUSE BILL 2719

On motion of Senator Zaffirini, Senator LaMantia will be shown as Co-sponsor of **HB 2719**.

CO-SPONSOR OF HOUSE BILL 3447

On motion of Senator Huffman, Senator West will be shown as Co-sponsor of **HB 3447**.

CO-SPONSOR OF HOUSE BILL 3928

On motion of Senator Parker, Senator Paxton will be shown as Co-sponsor of **HB 3928**.

CO-SPONSOR OF HOUSE BILL 4018

On motion of Senator Kolkhorst, Senator Whitmire will be shown as Co-sponsor of **HB 4018**.

CO-SPONSOR OF HOUSE BILL 4166

On motion of Senator Sparks, Senator Hancock will be shown as Co-sponsor of **HB 4166**.

CO-SPONSOR OF HOUSE BILL 4331

On motion of Senator Sparks, Senator Hancock will be shown as Co-sponsor of **HB 4331**.

CO-SPONSOR OF HOUSE BILL 4332

On motion of Senator Sparks, Senator Hancock will be shown as Co-sponsor of **HB 4332**.

CO-SPONSOR OF HOUSE BILL 4422

On motion of Senator Hinojosa, Senator Zaffirini will be shown as Co-sponsor of **HB 4422**.

ADJOURNMENT

On motion of Senator Zaffirini, the Senate at 3:46 p.m. adjourned until 12:00 p.m. Monday, May 15, 2023.

APPENDIX

COMMITTEE REPORTS

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

May 12, 2023

CRIMINAL JUSTICE — **CSHB 2454**

VETERAN AFFAIRS — **HB 1740**

STATE AFFAIRS — **CSHB 1712**

LOCAL GOVERNMENT — **HB 4443**

CRIMINAL JUSTICE — **CSHB 1442, CSHB 6**

NATURAL RESOURCES AND ECONOMIC DEVELOPMENT — **HB 1615, HB 2497, HB 1689, HB 2353**

EDUCATION — **HB 1789, CSHB 1416, HB 4210**

LOCAL GOVERNMENT — **HJR 134**

EDUCATION — **HB 1959, HB 2892, HB 2026, HB 2804, HB 1114, HB 1212, HB 2012, HB 1225, HB 3803, HB 4005**

WATER, AGRICULTURE, AND RURAL AFFAIRS — **HB 162, HB 1971, HB 2443, HB 2508, HB 2568, HB 3222, HB 3278, HB 3323, HB 3497, HB 4742**

EDUCATION — **CSHB 2929, CSHB 621, CSHB 2729**

WATER, AGRICULTURE, AND RURAL AFFAIRS — **HB 2271**

BUSINESS AND COMMERCE — **HB 5260, HB 3096, HB 3673, HB 1040, HB 1957, HB 2518, HB 2746, HB 219, HB 3013**

EDUCATION — **HB 2100**

BUSINESS AND COMMERCE — **CSHB 2555, CSHB 207, HB 2453, HB 1391, HB 2022**

BILLS ENGROSSED

May 12, 2023

SB 666, SB 1195, SB 2628

BILLS AND RESOLUTIONS ENROLLED

May 12, 2023

SB 543, SB 784, SB 1124, SB 1155, SB 1180, SR 506, SR 546, SR 553, SR 559, SR 560, SR 561, SR 562, SR 566

SENT TO GOVERNOR

May 12, 2023

SB 58, SB 68, SB 294, SB 435, SB 602, SB 604, SB 840, SB 888, SB 1021, SB 1319, SB 1373, SB 1401, SB 1457, SB 1484, SB 1603, SB 1650, SB 1732, SB 2085

