

# SENATE JOURNAL

EIGHTY-EIGHTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**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.

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**APPENDIX**

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**COMMITTEE REPORTS**

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

May 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**

