

# SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE — REGULAR SESSION

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AUSTIN, TEXAS

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PROCEEDINGS

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**SIXTY-FIRST DAY**

(Sunday, May 26, 2019)

The Senate met at 1:30 p.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolchorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

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

Senator West offered the invocation as follows:

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

## **GUESTS PRESENTED**

Senator Menéndez was recognized and introduced to the Senate his legislative interns and aides Gabriela Diaz, Hannah Lozano, Arrian Ebrahimi, Isabel Ayala, and Mahima Desai, accompanied by Alec Mendoza.

The Senate welcomed its guests.

## **GUESTS PRESENTED**

Senator Hinojosa was recognized and introduced to the Senate his family including his wife, Amanda; her daughter, Precilla; and her grandchildren, Hawk and Natalia.

The Senate welcomed its guests.

**SENATE BILL 390 WITH HOUSE AMENDMENTS**

Senator Miles called **SB 390** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

**Amendment**

Amend **SB 390** by substituting in lieu thereof the following:

A BILL TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subtitle C, Title 4, Special District Local Laws Code, is amended by adding Chapter 3961 to read as follows:

CHAPTER 3961. NORTHEAST HOUSTON REDEVELOPMENT DISTRICT  
SUBCHAPTER A. GENERAL PROVISIONS

Sec. 3961.0101. DEFINITIONS. In this chapter:

- (1) "Board" means the district's board of directors.
- (2) "City" means the City of Houston.
- (3) "County" means Harris County.
- (4) "Director" means a board member.
- (5) "District" means the Northeast Houston Redevelopment District.

Sec. 3961.0102. CREATION AND NATURE OF DISTRICT. The district is a special district created under Section 59, Article XVI, Texas Constitution.

Sec. 3961.0103. PURPOSE; LEGISLATIVE FINDINGS. (a) The creation of the district is essential to accomplish the purposes of Sections 52 and 52-a, Article III, and Section 59, Article XVI, Texas Constitution, and other public purposes stated in this chapter. By creating the district and in authorizing political subdivisions to contract with the district, the legislature has established a program to accomplish the public purposes set out in Section 52-a, Article III, Texas Constitution.

(b) The creation of the district is necessary to promote, develop, encourage, and maintain employment, commerce, transportation, housing, tourism, recreation, the arts, entertainment, economic development, safety, and the public welfare in the district.

(c) The district is created to supplement and not to supplant county services provided in the district.

Sec. 3961.0104. FINDINGS OF BENEFIT AND PUBLIC PURPOSE. (a) The district is created to serve a public use and benefit.

(b) All land and other property included in the district will benefit from the improvements and services to be provided by the district under powers conferred by Sections 52 and 52-a, Article III, and Section 59, Article XVI, Texas Constitution, and other powers granted under this chapter.

(c) The creation of the district is in the public interest and is essential to further the public purposes of:

- (1) developing and diversifying the economy of the state;

- (2) eliminating unemployment and underemployment;
- (3) developing or expanding transportation and commerce; and
- (4) providing quality residential housing.

(d) The district will:

(1) promote the health, safety, and general welfare of residents, employers, potential employees, employees, visitors, and consumers in the district, and of the public;

(2) provide needed funding for the district to preserve, maintain, and enhance the economic health and vitality of the district territory as a residential community and business center; and

(3) promote the health, safety, welfare, and enjoyment of the public by providing pedestrian ways and by landscaping, removing graffiti from, and developing certain areas in the district, which are necessary for the restoration, preservation, and enhancement of scenic beauty.

(e) Pedestrian ways along or across a street, whether at grade or above or below the surface, and street lighting, street landscaping, vehicle parking, and street art objects are parts of and necessary components of a street and are considered to be an improvement project that includes a street or road improvement.

(f) The district will not act as the agent or instrumentality of any private interest even though the district will benefit many private interests as well as the public.

Sec. 3961.0105. DISTRICT TERRITORY. (a) The district is initially composed of the territory described by Section 2 of the Act enacting this chapter.

(b) The boundaries and field notes contained in Section 2 of the Act enacting this chapter form a closure. A mistake in the field notes or in copying the field notes in the legislative process does not affect the district's:

(1) organization, existence, or validity;

(2) right to issue any type of bond for the purposes for which the district is created or to pay the principal of and interest on a bond;

(3) right to impose or collect an assessment or tax; or

(4) legality or operation.

Sec. 3961.0106. ELIGIBILITY FOR INCLUSION IN SPECIAL ZONES. All or any part of the area of the district is eligible to be included in:

(1) a tax increment reinvestment zone created under Chapter 311, Tax Code;

(2) a tax abatement reinvestment zone created under Chapter 312, Tax Code; or

(3) an enterprise zone created under Chapter 2303, Government Code.

Sec. 3961.0107. APPLICABILITY OF MUNICIPAL MANAGEMENT DISTRICTS LAW. Except as otherwise provided by this chapter, Chapter 375, Local Government Code, applies to the district.

Sec. 3961.0108. CONSTRUCTION OF CHAPTER. This chapter shall be liberally construed in conformity with the findings and purposes stated in this chapter.

#### SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 3961.0201. GOVERNING BODY; TERMS. (a) The district is governed by a board of 13 voting directors who must be qualified under and appointed by the governing body of the city as provided by Subchapter D, Chapter 375, Local Government Code.

(b) The directors serve staggered terms of four years with six or seven directors' terms expiring June 1 of each odd-numbered year.

Sec. 3961.0202. DIRECTOR'S OATH OR AFFIRMATION. (a) A director shall file the director's oath or affirmation of office with the district, and the district shall retain the oath or affirmation in the district records.

(b) A director shall file a copy of the director's oath or affirmation with the clerk of the county.

Sec. 3961.0203. QUORUM. A vacant director position is not counted for purposes of establishing a quorum.

Sec. 3961.0204. OFFICERS. The board shall elect from among the directors a chair, a vice chair, and a secretary. The offices of chair and secretary may not be held by the same person.

Sec. 3961.0205. COMPENSATION; EXPENSES. (a) The district may compensate each director in an amount not to exceed \$50 for each board meeting. The total amount of compensation a director may receive each year may not exceed \$2,000.

(b) A director is entitled to reimbursement for necessary and reasonable expenses incurred in carrying out the duties and responsibilities of the board.

Sec. 3961.0206. LIABILITY INSURANCE. The district may obtain and pay for comprehensive general liability insurance coverage from a commercial insurance company or other source that protects and insures a director against personal liability and from all claims relating to:

(1) actions taken by the director in the director's capacity as a member of the board;

(2) actions and activities taken by the district; or

(3) the actions of others acting on behalf of the district.

Sec. 3961.0207. NO EXECUTIVE COMMITTEE. The board may not create an executive committee to exercise the powers of the board.

Sec. 3961.0208. BOARD MEETINGS. The board shall hold meetings at a place accessible to the public.

Sec. 3961.0209. INITIAL DIRECTORS. (a) The initial board consists of the following directors:

<u>Pos. No.</u>	<u>Name of Director</u>
<u>1</u>	<u>Zano Bailey</u>
<u>2</u>	<u>Ken Campbell</u>
<u>3</u>	<u>Gregory Collins</u>
<u>4</u>	<u>Derrick Davis</u>
<u>5</u>	<u>Carol Galloway</u>
<u>6</u>	<u>Kathy Gunther</u>
<u>7</u>	<u>Stan Hilliard</u>
<u>8</u>	<u>Kimberly Lee</u>
<u>9</u>	<u>Michael Neely</u>
<u>10</u>	<u>Allen Provost</u>
<u>11</u>	<u>Rich Robertson</u>
<u>12</u>	<u>Maryland Whittaker</u>
<u>13</u>	<u>Faye Willis</u>

(b) Of the initial directors, the terms of directors appointed for positions 1 through 6 expire June 1, 2021, and the terms of directors appointed for positions 7 through 13 expire June 1, 2023.

(c) Section 375.063, Local Government Code, does not apply to the initial directors named by Subsection (a).

(d) This section expires September 1, 2023.

#### SUBCHAPTER C. POWERS AND DUTIES

Sec. 3961.0301. GENERAL POWERS AND DUTIES. The district has the powers and duties necessary to accomplish the purposes for which the district is created.

Sec. 3961.0302. IMPROVEMENT PROJECTS AND SERVICES. The district may provide, design, construct, acquire, improve, relocate, operate, maintain, or finance an improvement project or service using money available to the district, or contract with a governmental or private entity to provide, design, construct, acquire, improve, relocate, operate, maintain, or finance an improvement project or service authorized under this chapter or Chapter 375, Local Government Code.

Sec. 3961.0303. LOCATION OF IMPROVEMENT PROJECT. An improvement project described by Section 3961.0302 may be located:

(1) in the district; or

(2) in an area outside but adjacent to the district if the project is for the purpose of extending a public infrastructure improvement beyond the district's boundaries to a logical terminus.

Sec. 3961.0304. DEVELOPMENT CORPORATION POWERS. The district, using money available to the district, may exercise the powers given to a development corporation under Chapter 505, Local Government Code, including the power to own, operate, acquire, construct, lease, improve, or maintain a project under that chapter.

Sec. 3961.0305. NONPROFIT CORPORATION. (a) The board by resolution may authorize the creation of a nonprofit corporation to assist and act for the district in implementing a project or providing a service authorized by this chapter.

(b) The nonprofit corporation:

(1) has each power of and is considered to be a local government corporation created under Subchapter D, Chapter 431, Transportation Code; and

(2) may implement any project and provide any service authorized by this chapter.

(c) The board shall appoint the board of directors of the nonprofit corporation. The board of directors of the nonprofit corporation shall serve in the same manner as the board of directors of a local government corporation created under Subchapter D, Chapter 431, Transportation Code, except that a board member is not required to reside in the district.

Sec. 3961.0306. AGREEMENTS; GRANTS. (a) As provided by Chapter 375, Local Government Code, the district may make an agreement with or accept a gift, grant, or loan from any person.

(b) The implementation of a project is a governmental function or service for the purposes of Chapter 791, Government Code.

Sec. 3961.0307. LAW ENFORCEMENT SERVICES. To protect the public interest, the district may contract with a qualified party, including the county, to provide law enforcement services in the district for a fee.

Sec. 3961.0308. MEMBERSHIP IN CHARITABLE ORGANIZATIONS. The district may join and pay dues to a charitable or nonprofit organization that performs a service or provides an activity consistent with the furtherance of a district purpose.

Sec. 3961.0309. ECONOMIC DEVELOPMENT. (a) The district may engage in activities that accomplish the economic development purposes of the district.

(b) The district may establish and provide for the administration of one or more programs to promote state or local economic development and to stimulate business and commercial activity in the district, including programs to:

(1) make loans and grants of public money; and

(2) provide district personnel and services.

(c) The district may create economic development programs and exercise the economic development powers that:

(1) Chapter 380, Local Government Code, provides to a municipality; and

(2) Subchapter A, Chapter 1509, Government Code, provides to a municipality.

Sec. 3961.0310. CONCURRENCE ON ADDITIONAL POWERS. If the territory of the district is located in the corporate boundaries or the extraterritorial jurisdiction of a municipality, the district may not exercise a power granted to the district after the date the district was created unless the governing body of the municipality by resolution consents to the district's exercise of the power.

Sec. 3961.0311. NO EMINENT DOMAIN POWER. The district may not exercise the power of eminent domain.

#### SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 3961.0401. DISBURSEMENTS AND TRANSFERS OF MONEY. The board by resolution shall establish the number of signatures and the procedure required for a disbursement or transfer of the district's money.

Sec. 3961.0402. MONEY USED FOR IMPROVEMENTS OR SERVICES. The district may acquire, construct, finance, operate, or maintain an improvement project or service authorized under this chapter or Chapter 375, Local Government Code, using any money available to the district.

Sec. 3961.0403. GENERAL POWERS REGARDING PAYMENT OF DISTRICT BONDS, OBLIGATIONS, OR OTHER COSTS. The district may provide or secure the payment or repayment of any bond, note, or other temporary or permanent obligation or reimbursement or other contract with any person and the costs and expenses of the establishment, administration, and operation of the district and the district's costs or share of the costs or revenue of an improvement project or district contractual obligation or indebtedness by:

(1) the imposition of an ad valorem tax or sales and use tax or an assessment, user fee, concession fee, or rental charge; or

(2) any other revenue or resources of the district.

Sec. 3961.0404. COSTS FOR IMPROVEMENT PROJECTS. The district may undertake separately or jointly with other persons, including the city or the county, all or part of the cost of an improvement project, including an improvement project:

(1) for improving, enhancing, and supporting public safety and security, fire protection and emergency medical services, and law enforcement in or adjacent to the district; or

(2) that confers a general benefit on the entire district or a special benefit on a definable part of the district.

Sec. 3961.0405. TAX AND ASSESSMENT ABATEMENTS. The district may designate reinvestment zones and may grant abatements of a tax or assessment on property in the zones.

Sec. 3961.0406. PROPERTY EXEMPT FROM IMPACT FEES. The district may not impose an impact fee on a residential property, including a multiunit residential property, or a condominium.

Sec. 3961.0407. PROPERTY OF CERTAIN UTILITIES EXEMPT FROM ASSESSMENTS AND FEES. The district may not impose an assessment, impact fee, or standby fee on the property, including the equipment, rights-of-way, easements, facilities, or improvements, of:

(1) an electric utility or a power generation company as defined by Section 31.002, Utilities Code;

(2) a gas utility, as defined by Section 101.003 or 121.001, Utilities Code, or a person who owns pipelines used for the transportation or sale of oil or gas or a product or constituent of oil or gas;

(3) a person who owns pipelines used for the transportation or sale of carbon dioxide;

(4) a telecommunications provider as defined by Section 51.002, Utilities Code; or

(5) a cable service provider or video service provider as defined by Section 66.002, Utilities Code.

#### SUBCHAPTER E. ASSESSMENTS

Sec. 3961.0501. PETITION REQUIRED FOR FINANCING SERVICES AND IMPROVEMENTS WITH ASSESSMENTS. (a) The board may not finance a service or improvement project with assessments under this chapter unless a written petition requesting that service or improvement has been filed with the board.

(b) The petition must be signed by the owners of at least 50 percent of the property in the district subject to assessment according to the most recent certified tax appraisal roll for the county.

Sec. 3961.0502. ASSESSMENTS; LIENS FOR ASSESSMENTS. (a) The board by resolution may impose and collect an assessment for any purpose authorized by this chapter in all or any part of the district that is not a residential property, including a multiunit residential property or a condominium.

(b) An assessment, a reassessment, or an assessment resulting from an addition to or correction of the assessment roll by the district, penalties and interest on an assessment or reassessment, an expense of collection, and reasonable attorney's fees incurred by the district:

(1) are a first and prior lien against the property assessed;

(2) are superior to any other lien or claim other than a lien or claim for county, school district, or municipal ad valorem taxes; and

(3) are the personal liability of and a charge against the owners of the property even if the owners are not named in the assessment proceedings.

(c) The lien is effective from the date of the board's resolution imposing the assessment until the date the assessment is paid. The board may enforce the lien in the same manner that the board may enforce an ad valorem tax lien against real property.

(d) The board may make a correction to or deletion from the assessment roll that does not increase the amount of assessment of any parcel of land without providing notice and holding a hearing in the manner required for additional assessments.

Sec. 3961.0503. METHOD OF NOTICE FOR HEARING. The district may mail the notice required by Section 375.115(c), Local Government Code, by certified or first class United States mail. The board shall determine the method of notice.

#### SUBCHAPTER F. TAXES AND BONDS

Sec. 3961.0601. TAX ABATEMENT. The district may enter into a tax abatement agreement in accordance with the general laws of this state authorizing and applicable to a tax abatement agreement by a municipality.

Sec. 3961.0602. PROPERTY TAX AUTHORIZED. (a) The district may impose an ad valorem tax on all taxable property in the district to:

(1) pay for an improvement project of the types authorized by Section 52(b), Article III, and Section 59, Article XVI, Texas Constitution; or

(2) secure the payment of bonds issued for a purpose described by Subdivision (1).

(b) The district may not impose an ad valorem tax to pay for an improvement project under this chapter unless:

(1) a written petition has been filed with the board requesting an election to approve the imposition of the tax signed by the owners of at least 50 percent of the property in the district subject to assessment according to the most recent certified county property tax rolls; and

(2) the imposition of the tax is approved by the voters of the district voting at the requested election.

(c) The district may not impose an ad valorem tax on a residential property, including a multiunit residential property or a condominium.

Sec. 3961.0603. SALES AND USE TAX. (a) The district may impose a sales and use tax if authorized by a majority of the voters of the district voting at an election called for that purpose. Revenue from the tax may be used for any purpose for which ad valorem tax revenue of the district may be used.

(b) The district may not adopt a sales and use tax if as a result of the adoption of the tax the combined rate of all sales and use taxes imposed by the district and other political subdivisions of this state having territory in the district would exceed two percent at any location in the district.

(c) If the voters of the district approve the adoption of the tax at an election held on the same election date on which another political subdivision adopts a sales and use tax or approves an increase in the rate of its sales and use tax and as a result the combined rate of all sales and use taxes imposed by the district and other political subdivisions of this state having territory in the district would exceed two percent at any location in the district, the election to adopt a sales and use tax under this chapter has no effect.

Sec. 3961.0604. BONDS AND OTHER OBLIGATIONS. (a) The district may issue, by public or private sale, bonds, notes, or other obligations payable wholly or partly from ad valorem taxes, sales and use taxes, or assessments in the manner provided by Subchapter A, Chapter 372, or Subchapter J, Chapter 375, Local Government Code.

(b) In exercising the district's borrowing power, the district may issue a bond or other obligation in the form of a bond, note, certificate of participation or other instrument evidencing a proportionate interest in payments to be made by the district, or other type of obligation.

(c) In addition to the sources of money described by Subchapter A, Chapter 372, or Subchapter J, Chapter 375, Local Government Code, district bonds may be secured and made payable wholly or partly by a pledge of any part of the money the district receives from improvement revenue or from any other source.

Sec. 3961.0605. BOND MATURITY. Bonds may mature not more than 40 years from their date of issue.

Sec. 3961.0606. TAXES FOR BONDS AND OTHER OBLIGATIONS. At the time bonds or other obligations payable wholly or partly from ad valorem taxes are issued:

(1) the board shall impose a continuing direct annual ad valorem tax for each year that all or part of the bonds are outstanding; and

(2) the district annually shall impose an ad valorem tax on all taxable property in the district in an amount sufficient to:

(A) pay the interest on the bonds or other obligations as the interest becomes due; and

(B) create a sinking fund for the payment of the principal of the bonds or other obligations when due or the redemption price at any earlier required redemption date.

#### SUBCHAPTER G. DISSOLUTION

Sec. 3961.0701. DISSOLUTION BY ORDINANCE. (a) A municipality that includes territory of the district, in the corporate boundaries or extraterritorial jurisdiction of the municipality, by ordinance may dissolve the district.

(b) The municipality may not dissolve the district until the district's outstanding debt or contractual obligations that are payable from ad valorem taxes have been repaid or discharged, or the municipality has affirmatively assumed the obligation to pay the outstanding debt from municipal revenue.

Sec. 3961.0702. COLLECTION OF ASSESSMENTS AND OTHER REVENUE. (a) If the dissolved district has bonds or other obligations outstanding secured by and payable from assessments or other revenue, other than ad valorem taxes, the municipality that dissolves the district shall succeed to the rights and obligations of the district regarding enforcement and collection of the assessments or other revenue.

(b) The municipality shall have and exercise all district powers to enforce and collect the assessments or other revenue to pay:

(1) the bonds or other obligations when due and payable according to their terms; or

(2) special revenue or assessment bonds or other obligations issued by the municipality to refund the outstanding bonds or obligations.

Sec. 3961.0703. ASSUMPTION OF ASSETS AND LIABILITIES. (a) If a municipality dissolves the district, the municipality assumes, subject to the appropriation and availability of funds, the obligations of the district, including any bonds or other debt payable from assessments or other district revenue.

(b) If a municipality dissolves the district, the board shall transfer ownership of all district property to the municipality.

SECTION 2. The Northeast Houston Redevelopment District initially includes all the territory contained in the following area:

The Northeast Houston Redevelopment District is +/- 12,905 acres of land situated east of US Hwy 59 North and north of Liberty Road within the Municipal Limits of the City of Houston and Harris County, Texas, and described as follows:

Beginning at intersection of west right-of-way (ROW) of Lockwood Dr and centerline ROW of North Loop Fwy E;

Then generally west along centerline ROW of North Loop Fwy E to centerline ROW of US Hwy 59 North;

Then north along centerline ROW of US Hwy 59 North to centerline of Southern Pacific Railway;

Then north northeast along centerline of Southern Pacific Railway to centerline ROW of E Crosstimbers St;

Then east along centerline ROW of E Crosstimbers St to centerline ROW of Hirsch Rd;

Then north and north northeast along centerline ROW of Hirsch Rd to centerline ROW of Van Zandt St;

Then east along centerline ROW of Van Zandt St to centerline ROW of Homestead Rd;

Then north along centerline ROW of Homestead Rd to centerline of drainage ditch P125-00-00 (Tributary 14.27 to Greens Bayou);

Then east, south and east along centerline of drainage ditch P125-00-00 (Tributary 14.27 to Greens Bayou) to southwest corner of 0.1525 acre lot (NORTHWOOD MANOR SEC 4 LT 1 BLK 43);

Then east and generally east southeast along south boundary of NORTHWOOD MANOR SEC 4 LTS 1-9 BLK 43, LTS 1-11 BLK 54, and LTS 13-16 BLK 53, and NORTHWOOD MANOR SEC 8 LTS 55-63 BLK 1 and LTS 191-206 BLK 6 to southwest corner of 0.271 acre lot (NORTHWOOD MANOR SEC 8 LT 191 BLK 6);

Then east along south boundary of said 0.271 acre lot and NORTHWOOD MANOR SEC 8 to centerline ROW of N Wayside Dr and boundary line of City of Houston Municipal Limits;

Then south along centerline ROW of N Wayside Dr and boundary line of City of Houston Municipal Limits to a point west of southwest corner of 233.2922 acre tract (ABST 119 J E BUNDICK TR 2C);

Then east to east ROW line of N Wayside Dr and along south boundary of said 233.2922 acre tract, and 195.79 acre tract (ABST 119 J E BUNDICK TRS 2B & 2D), and boundary line of City of Houston Municipal Limits, to west boundary of 32.0224 acre tract (ABST 600 E NOLAND ML (BSL&W) HOU TO ANCH TR R60);

Then southwest along west boundary of said 32.0224 acre tract to north ROW of Little York Rd;

Then east along north ROW of Little York Rd across 32.0224 acre tract to east boundary of said tract;

Then northeast along east boundary of said 32.0224 acre tract to boundary line of City of Houston Municipals Limits and southwest corner of 6.8196 acre tract (ABST 119 J E BUNDICK TR 2E);

Then east along south boundary of said 6.8196 acre tract, and along boundary line of City of Houston Municipals Limits, across ROW of Mesa Dr, and along north boundary of 32.42 acre tract (TRAYLOR FIELD SEC 1 RES A BLK 1), and 71.6700 acre tract (ABST 600 E NOLAND TR 39K) to northeast corner of said 71.6700 acre tract;

Then south along east boundary of said 71.6700 acre tract and boundary line of City of Houston Municipal Limits, and east boundary of 192.9761 acre tract (ABST 600 E NOLAND TRS 39 & 39E), and 31.03 acre tract (ABST 600 E NOLAND TR 39J), and 7.3476 acre tract (ABST 600 E NOLAND TRS 39B & 39C), and 1.375 acre tract (ABST 600 E NOLAND TRS 21A & 22A), and 6.435 acre tract (OAKLAND ACRES TR A (NM)), and 48.0056 acre tract (MESA DRIVE CROSSING RES A BLK 1) to southeast corner of said 48.0056 acre tract;

Then west along south boundary of said 48.0056 acre tract to east boundary of KENTSHIRE PLACE SEC 3 Subdivision;

Then south along east boundary of KENTSHIRE PLACE SEC 1-3 Subdivision to centerline ROW of Caddo St;

Then west along centerline ROW of Caddo St to centerline ROW of Thorn St;

Then south along centerline ROW of Thorn St to centerline ROW of Sterlingshire Rd;

Then west along centerline ROW of Sterlingshire Rd to centerline ROW of Balsam Rd;

Then south along centerline ROW of Balsam Rd to centerline ROW of Tidwell Rd;

Then west along centerline ROW of Tidwell Rd to centerline ROW of Mesa Rd;

Then south along centerline ROW of Mesa Rd to north boundary of Southern Pacific Rail Easement;

Then west southwest along north boundary of Southern Pacific Rail Easement to a point south of west ROW line of Majestic St;

Then north along west ROW line of Majestic St to a point west of southwest corner of 0.124 acre tract (LIBERTY GARDENS SEC 1 TR 181 BLK 10);

Then east across ROW of Majestic St and along south boundary of said 0.124 acre tract and south boundary of 0.5159 acre tract (LIBERTY GARDENS SEC 1 TRS 181B THRU 185B BLK 10) to southeast corner of said 0.5159 acre tract and coincident west boundary of 9.9226 acre tract (ABST 32 HARRIS & WILSON TR 1Y);

Then north along west boundary of said 9.9226 acre tract, and 7.46000 acre tract (ABST 32 HARRIS & WILSON TR 1), and 4.8780 acre tract (ABST 32 HARRIS & WILSON TR 62C) to south boundary of 0.6359 acre tract (ABST 32 HARRIS & WILSON LT 207 & TRS 205 & 206 BLK 11 & TR 62);

Then west, north and west along boundary line of said 0.6359 acre tract, across ROW of Majestic St to west ROW;

Then north along west ROW of Majestic St to a point west of northwest corner of 0.7779 acre tract (LIBERTY GARDENS SEC 1 LTS 209 & 210 & TR 208 BLK 12);  
Then east across ROW of Majestic St and along north boundary of said 0.779 acre tract to northeast corner of said tract and west ROW of Blaffer St;  
Then north along west ROW of Blaffer St to southeast corner of 18.0091 acre tract (CONSOLIDATED FREIGHTWAYS HOUSTON RES A BLK 1);  
Then west along south boundary of said 18.0091 acre tract, and 11.5346 acre tract (ABST 32 HARRIS & WILSON TR 4) to west ROW of Dabney St;  
Then north along west ROW of Dabney St to northeast corner 0.1657 acre lot (STANNARD PLACE LT 25 BLK 1);  
Then west along north boundary of said lot and STANNARD PLACE LTS 24-14 BLK 1 to northwest corner of 0.168 acre lot (STANNARD PLACE LT 14 BLK 1) and east ROW of Hoffman St;  
Then south along east ROW of Hoffman St to south ROW of Minden St;  
Then west along south ROW of Minden to west ROW of Lockwood Dr;  
Then north along west ROW of Lockwood Dr to centerline of North Loop Fwy E and beginning of +/- 12,905 acre tract.  
Save and Except Harris County MUD 439.  
Save and Except ABST 600 E NOLAND ML (BSL&W) HOU TO ANCH TR R60.  
Save and Except +/- 26.688 acre tract situated southeast of intersection of Feland St and Woodlyn Rd and consisting of Oaks of Lakewood Village Section 1-2 with beginning point being east ROW line of Feland St and northwest corner of 3.0045 acre tract (OAKS OF LAKEWOOD VILLAGE SEC 1 (DETENTION) RES A);  
Then east along north boundary of said 3.0045 acre tract, and OAKS OF LAKEWOOD VILLAGE SEC 1 to northeast corner of 0.2361 acre lot (OAKS OF LAKEWOOD VILLAGE SEC 1 LT 36 BLK 1);  
Then south along east boundary of said 0.2361 acre lot, and OAKS OF LAKEWOOD VILLAGE SEC 1-2 to southeast corner of 0.2849 acre lot (OAKS OF LAKEWOOD VILLAGE SEC 2 LT 30 BLK 1);  
Then generally west along south boundary of said 0.2849 acre lot, and OAKS OF LAKEWOOD VILLAGE SEC 2 to southwest corner of 0.1779 acre lot (OAKS OF LAKEWOOD VILLAGE SEC 2 LT 46 BLK 1) and east ROW line of Feland St;  
Then north along east ROW line of Feland St to northwest corner of 3.0045 acre tract (OAKS OF LAKEWOOD VILLAGE SEC 1 (DETENTION) RES A) and point of beginning of Save and Except +/- 26.688 acre tract.  
Save and Except 1.8095 acre tract (TR 4C BLK 9 HOUSTON GARDENS);  
Save and Except 2.585 acre tract (LT 5 BLK 9 HOUSTON GARDENS);  
Save and Except 0.1612 acre tract (LT 104 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 107 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 108 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 109 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 110 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 121 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 122 BLK 10 TOWNLEY PLACE);  
Save and Except 0.3223 acre tract (LTS 123 & 124 BLK 10 TOWNLEY PLACE);  
Save and Except 0.1612 acre tract (LT 125 BLK 10 TOWNLEY PLACE);

SECTION 3. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, lieutenant governor, and speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act have been fulfilled and accomplished.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.

### Floor Amendment No. 1

Amend **CSSB 390** (house committee report) as follows:

(1) On page 4, line 4, strike "or tax".

(2) On page 4, between lines 20 and 21, insert the following:

Sec. 3961.0109. CONFIRMATION ELECTION. (a) Before issuing any bonds or other obligations, imposing any assessments, or recommending persons for appointment as succeeding directors, the initial directors shall hold an election in the boundaries of the district on a uniform election date provided by Section 41.001, Election Code, to determine if the district shall be created.

(b) Notice of a confirmation election shall state the day and place or places for holding the election and the propositions to be voted on.

(c) The ballots for a confirmation election shall be printed to provide for voting "For District" and "Against District."

(d) Immediately after the confirmation election, the presiding judge shall take returns of the results to the initial board. The initial board shall canvass the returns and issue an order declaring the results at the earliest practicable time. The order must include a description of the district's boundaries.

(e) If a majority of the votes cast in the election favor the creation of the district, the initial board shall issue an order declaring that the district is created and enter the result in its minutes. If a majority of the votes cast in the election are against the creation of the district, the initial board shall issue an order declaring that the district was defeated and enter the result in its minutes.

(f) A copy of each order issued under this section must be filed:

(1) in the deed records of the county or counties in which the district is located; and

(2) with the Texas Commission on Environmental Quality.

(3) On page 7, strike added Section 3961.0304, Special District Local Laws Code (lines 21 through 26), and renumber added Sections 3961.0305 through 3961.0310, Special District Local Laws Code, accordingly.

(4) On page 9, between lines 23 and 24, insert the following:

Sec. 3961.0310. NO AD VALOREM TAX. The district may not impose an ad valorem tax.

(5) On page 10, lines 18 and 19, strike "an ad valorem tax or sales and use tax or".

(6) On page 10, between lines 21 and 22, insert the following:

Sec. 3961.0404. BONDS AND OTHER OBLIGATIONS. (a) The district may issue, by public or private sale, bonds, notes, or other obligations payable wholly or partly from assessments in the manner provided by Subchapter A, Chapter 372, or Subchapter J, Chapter 375, Local Government Code.

(b) In exercising the district's borrowing power, the district may issue a bond or other obligation in the form of a bond, note, certificate of participation or other instrument evidencing a proportionate interest in payments to be made by the district, or other type of obligation.

(c) In addition to the sources of money described by Subchapter A, Chapter 372, or Subchapter J, Chapter 375, Local Government Code, district bonds may be secured and made payable wholly or partly by a pledge of any part of the money the district receives from improvement revenue or from any other source.

Sec. 3961.0405. BOND MATURITY. Bonds may mature not more than 40 years from their date of issue.

(7) On page 10, line 22, strike "3961.0404" and substitute "3961.0406".

(8) On page 11, strike added Section 3961.0405, Special District Local Laws Code (lines 4 through 6), and renumber added Sections 3961.0406 and 3961.0407, Special District Local Laws Code, accordingly.

(9) On page 13, lines 4 and 5, strike "the board" and substitute "a taxing unit, as that term is defined by Section 1.04, Tax Code,".

(10) Strike page 13, line 14 through page 16, line 9.

(11) On page 16, line 10, strike "SUBCHAPTER G" and substitute "SUBCHAPTER I".

(12) On page 16, line 11, strike "3961.0701" and substitute "3961.0901".

(13) On page 16, lines 16 and 17, strike "that are payable from ad valorem taxes".

(14) On page 16, between lines 19 and 20, insert the following:

(c) Section 375.263, Local Government Code, does not apply to the district.

(15) On page 16, line 20, strike "3961.0702" and substitute "3961.0902".

(16) On page 16, line 23, strike "other than ad valorem taxes,".

(17) On page 17, line 8, strike "3961.0703" and substitute "3961.0903".

(18) On page 17, between lines 15 and 16, insert the following:

Sec. 3961.0904. DISSOLUTION BY PETITION. (a) Except as limited by Section 375.264, Local Government Code, the board shall dissolve the district on written petition filed with the board by the owners of:

(1) 66 percent or more of the assessed value of the property subject to assessment by the district based on the most recent certified county property tax rolls;  
or

(2) 66 percent or more of the surface area of the district, excluding roads, streets, highways, utility rights-of-way, other public areas, and other property exempt from assessment by the district according to the most recent certified county property tax rolls.

(b) Section 375.262, Local Government Code, does not apply to the district.

The amendments were read.

Senator Miles moved to concur in the House amendments to **SB 390**.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Nays: Bettencourt.

**SENATE BILL 1845 WITH HOUSE AMENDMENT**

Senator Miles called **SB 1845** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

**Amendment**

Amend **SB 1845** by substituting in lieu thereof the following:

A BILL TO BE ENTITLED  
AN ACT

relating to the amendment of the dedicatory instruments of certain mixed-use real estate developments.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Title 11, Property Code, is amended by adding Chapter 214 to read as follows:

CHAPTER 214. AMENDMENT OF DEDICATORY INSTRUMENTS OF  
CERTAIN MIXED-USE REAL ESTATE DEVELOPMENTS

Sec. 214.001. DEFINITIONS. In this chapter:

(1) "Current developer" means an owner of one or more tracts or lots in a mixed-use real estate development, or the owner's affiliate, who:

(A) is the current declarant in the declaration governing the development; and

(B) currently holds the developer rights for the development.

(2) "Declaration" means an instrument filed in the real property records of a county that includes restrictive covenants governing a real estate development.

(3) "Dedicatory instrument" has the meaning assigned by Section 202.001.

(4) "Mixed-use real estate development" means a real estate development

that:

(A) contains at least 200 acres and not more than 250 acres of deed-restricted property composed of at least 10 separate tracts or parcels of property;

(B) includes:

(i) commercial properties, including hotel and retail properties, that constitute at least 70 percent of the total land area of the development; and

(ii) office properties that constitute at least 50 percent of the total land area of the development;

(C) may include other real estate uses;

(D) is governed by a property owners' association; and

(E) is subject to a dedicatory instrument that:

(i) requires mandatory membership in the property owners' association;

(ii) authorizes the property owners' association to collect a regular assessment on all or a majority of the property in the development;

(iii) requires the approval of owners of more than:

(a) 90 percent of the ground area constituting the development to change a provision of the dedicatory instrument governing the permitted use of a property; or

(b) 60 percent of the ground area constituting the development to change a provision of the dedicatory instrument that is not related to the permitted use of a property; and

(iv) provides that voting for an amendment is based on the number of acres owned by each owner.

(5) "Property owners' association" has the meaning assigned by Section 202.001.

Sec. 214.002. APPLICABILITY OF CHAPTER. (a) This chapter applies only to a mixed-use real estate development that is located in:

(1) a municipality with a population of two million or more; and

(2) a county with a population of 3.3 million or more.

(b) This chapter does not apply to:

(1) a mixed-use real estate development that includes single-family residential properties; or

(2) a condominium subject to Chapter 81 or 82.

(c) This chapter applies to a dedicatory instrument regardless of the date on which the dedicatory instrument was created.

Sec. 214.003. AMENDMENT OF DEDICATORY INSTRUMENT. (a) This section supersedes any conflicting requirement in a dedicatory instrument of a mixed-use real estate development.

(b) To the extent of any conflict with another provision of this title, this section prevails.

(c) Except as provided by Subsection (d), a declaration of a mixed-use real estate development may be amended only by a vote of a majority of the total votes allocated to property owners entitled to vote on the amendment of the declaration.

(d) If the declaration contains a lower approval requirement than prescribed by Subsection (c), the approval requirement in the declaration controls. If the declaration is silent as to voting rights for an amendment, the declaration may be amended by a vote of a majority of the total votes allocated to property owners entitled to vote on the amendment of the declaration.

(e) While the mixed-use real estate development has a current developer, an amendment made to the declaration under this section requires the current developer to consent to the amendment to be valid.

(f) A bylaw of a mixed-use real estate development may not be amended to conflict with this section.

SECTION 2. This Act takes effect September 1, 2019.

The amendment was read.

Senator Miles moved to concur in the House amendment to **SB 1845**.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Alvarado, Birdwell, Buckingham, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Fallon.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 621 ADOPTED**

Senator Nichols called from the President's table the Conference Committee Report on **SB 621**. The corrected Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nichols, the Conference Committee Report was adopted by the following vote: Yeas 19, Nays 12.

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

Nays: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 410 ADOPTED**

Senator Johnson called from the President's table the Conference Committee Report on **HB 410**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Johnson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 2551 ADOPTED**

Senator Hinojosa called from the President's table the Conference Committee Report on **SB 2551**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hinojosa, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Schwertner.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 766 ADOPTED**

Senator Watson called from the President's table the Conference Committee Report on **HB 766**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Watson, the Conference Committee Report was adopted by the following vote: Yeas 29, Nays 2.

Yeas: Alvarado, Bettencourt, Buckingham, Campbell, Creighton, Fallon, Flores, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Birdwell, Hall.

### **CONFERENCE COMMITTEE REPORT ON HOUSE BILL 722 ADOPTED**

Senator Perry called from the President's table the Conference Committee Report on **HB 722**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Perry, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

### **CONFERENCE COMMITTEE REPORT ON SENATE BILL 601 ADOPTED**

Senator Hall called from the President's table the Conference Committee Report on **SB 601**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hall, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

### **SENATE RESOLUTION 848**

Senator Birdwell offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 3745 (the Texas emissions reduction plan fund and account) to consider and take action on the following matter:

Senate Rule 12.03(1) is suspended to permit the committee to amend text not in disagreement in proposed SECTION 1.07 of the bill, in amended Section 386.252(a)(9), Health and Safety Code, to read as follows:

(9) at least \$6 million but not more than \$16 ~~[\$8]~~ million may be used by [is allocated to] the commission for administrative costs, including all direct and indirect costs for administering the plan, costs for conducting outreach and education activities, and costs attributable to the review or approval of applications for marketable emissions reduction credits;

Explanation: The change is necessary to ensure that sufficient funds are available to the Texas Commission on Environmental Quality for costs associated with the administration of the Texas emissions reduction plan.

**SR 848** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3745 ADOPTED**

Senator Birdwell called from the President's table the Conference Committee Report on **HB 3745**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Birdwell, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Hall.

**(President Pro Tempore Watson in Chair)**

**SENATE RESOLUTION 835**

Senator Powell offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 700 (the use of the skills development fund by certain entities and a study and report regarding the effectiveness of that fund) to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following new SECTION to the bill:

SECTION 4. (a) The Texas Workforce Commission shall conduct a study on and develop recommendations for increasing the effectiveness of the skills development fund established under Chapter 303, Labor Code. The recommendations must include strategies for better achieving the fund's purposes, improving outcomes, and expanding participation in the opportunities available through the fund.

(b) Not later than December 1, 2020, the Texas Workforce Commission shall submit to the governor, the lieutenant governor, the speaker of the house of representatives, and the chairs of the legislative committees with appropriate jurisdiction a report detailing the commission's findings and recommendations under Subsection (a) of this section.

Explanation: This addition is necessary to provide for a study on and development of recommendations for increasing the effectiveness of the skills development fund established under Chapter 303, Labor Code.

**SR 835** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 700 ADOPTED**

Senator Powell called from the President's table the Conference Committee Report on **HB 700**. The corrected Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Powell, the Conference Committee Report was adopted by the following vote: Yeas 29, Nays 2.

Yeas: Alvarado, Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Flores, Hall, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Perry, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Fallon, Paxton.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3148 ADOPTED**

Senator Bettencourt called from the President's table the Conference Committee Report on **HB 3148**. The corrected Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Bettencourt, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 838**

Senator Huffman offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill 891 (the operation and administration of and practice in and grants provided by courts in the judicial branch of state government; increasing and imposing fees; creating a criminal offense) to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following new SECTION to ARTICLE 13 of the bill:

SECTION 13.01. Section 231.103(a), Family Code, is amended to read as follows:

(a) The Title IV-D agency may:

(1) charge a reasonable application fee;

(2) charge a \$35 [~~\$25~~] annual service fee; and

(3) to the extent permitted by federal law, recover costs for the services provided in a Title IV-D case.

Explanation: The addition is necessary to amend the Family Code to provide for an increase of the annual service fee charged by the Title IV-D agency.

**SR 838** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 891 ADOPTED**

Senator Huffman called from the President's table the Conference Committee Report on **SB 891**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 2747 ADOPTED**

Senator Rodríguez called from the President's table the Conference Committee Report on **HB 2747**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Rodríguez, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 844**

Senator Hinojosa offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 4542 (reports by persons involved in the manufacture and distribution of alcoholic beverages for purposes of sales and use taxes) to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following new SECTION to the bill:

SECTION 1. Subchapter A, Chapter 111, Tax Code, is amended by adding Section 111.0023 to read as follows:

Sec. 111.0023. Definition of Individual. For purposes of this title, "individual" means a natural person. The term does not include a partnership, limited liability partnership, corporation, banking corporation, savings and loan association, limited liability company, business trust, professional association, business association, joint venture, joint stock company, holding company, or other legal entity.

Explanation: The addition is necessary to include a definition of "individual" for Title 2, Tax Code.

**SR 844** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 4542 ADOPTED**

Senator Hinojosa called from the President's table the Conference Committee Report on **HB 4542**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hinojosa, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 684 ADOPTED**

Senator Hughes called from the President's table the Conference Committee Report on **HB 684**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hughes, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 839**

Senator Huffman offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill 12 (the contributions to and benefits under the Teacher Retirement System of Texas) to consider and take action on the following matters:

(1) Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill in proposed SECTION 3 of the bill, by amending Section 825.4035(a), Government Code, to read as follows:

(a) This section:

(1) except as provided by Subdivision (2), applies only to an employer that is a public school or regional education service center that [who] reports to the retirement system under Section 825.403 the employment of a member [for whom the employer is not making contributions to the federal Old Age, Survivors, and Disability Insurance program]; and

(2) does not apply to an employer that is an institution of higher education.

Explanation: The change is necessary to require only employers that are public schools, other than institutions of higher education, and regional education service centers that report to the Teacher Retirement System of Texas the employment of a member of the retirement system to contribute to the retirement system the amounts prescribed by Section 825.4035, Government Code, regardless of whether the employers are making contributions to the federal Old-Age, Survivors, and Disability Insurance program for that member.

(2) Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following proposed SECTION 2 to the bill, amending the heading to Section 825.4035, Government Code:

SECTION 2. The heading to Section 825.4035, Government Code, is amended to read as follows:

Sec. 825.4035. EMPLOYER CONTRIBUTIONS FOR CERTAIN EMPLOYED MEMBERS [~~FOR WHOM THE EMPLOYER IS NOT MAKING CONTRIBUTIONS TO THE FEDERAL OLD AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM~~].

Explanation: The change is necessary to ensure the heading of Section 825.4035, Government Code, accurately describes the substance of that section, as amended.

(3) Senate Rules 12.03(1) and (3) are suspended to permit the committee to change, alter, or amend text and to add text on a matter not in disagreement in proposed SECTION 6 of the bill, the effective date provision of the bill, to read as follows:

SECTION 6. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.

Explanation: This change is necessary to allow the bill to take effect immediately.

**SR 839** was read and was adopted by the following vote: Yeas 30, Nays 1.

Nays: Watson.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 12 ADOPTED**

Senator Huffman called from the President's table the Conference Committee Report on **SB 12**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**(President in Chair)**

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1735 ADOPTED**

Senator Watson called from the President's table the Conference Committee Report on **HB 1735**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Watson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 496 ADOPTED**

Senator Lucio called from the President's table the Conference Committee Report on **HB 496**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Lucio, the Conference Committee Report was adopted by the following vote: Yeas 25, Nays 6.

Yeas: Alvarado, Buckingham, Creighton, Fallon, Flores, Hancock, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Perry, Powell, Rodríguez, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Birdwell, Campbell, Hall, Paxton, Schwertner.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 234 ADOPTED**

Senator Nelson called from the President's table the Conference Committee Report on **HB 234**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nelson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1734 ADOPTED**

Senator Lucio called from the President's table the Conference Committee Report on **HB 1734**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Lucio, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 944 ADOPTED**

Senator Watson called from the President's table the Conference Committee Report on **SB 944**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Watson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 846**

Senator Perry offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill 1207 (the operation and administration of Medicaid, including the Medicaid managed care program and the medically dependent children (MDCP) waiver program) to consider and take action on the following matters:

(1) Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following SECTION to the bill:

SECTION 2. Section 531.024, Government Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) The rules promulgated under Subsection (a)(7) must provide due process to an applicant for Medicaid services and to a Medicaid recipient who seeks a Medicaid service, including a service that requires prior authorization. The rules must provide the protections for applicants and recipients required by 42 C.F.R. Part 431, Subpart E, including requiring that:

(1) the written notice to an individual of the individual's right to a hearing must:

(A) contain an explanation of the circumstances under which Medicaid is continued if a hearing is requested; and

(B) be delivered by mail, and postmarked [mailed] at least 10 business days, before the date the individual's Medicaid eligibility or service is scheduled to be terminated, suspended, or reduced, except as provided by 42 C.F.R. Section 431.213 or 431.214; and

(2) if a hearing is requested before the date a Medicaid recipient's service, including a service that requires prior authorization, is scheduled to be terminated, suspended, or reduced, the agency may not take that proposed action before a decision is rendered after the hearing unless:

(A) it is determined at the hearing that the sole issue is one of federal or state law or policy; and

(B) the agency promptly informs the recipient in writing that services are to be terminated, suspended, or reduced pending the hearing decision.

(c) The commission shall develop a process to address a situation in which:

(1) an individual does not receive adequate notice as required by Subsection (b)(1); or  
(2) the notice required by Subsection (b)(1) is delivered without a postmark.

Explanation: This addition is necessary to change the requirements for notice of a right to a hearing for an applicant for Medicaid services and a Medicaid recipient.

(2) Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following text to SECTION 3 of the bill:

(a) To the extent of any conflict, Section 531.024162, Government Code, as added by this section, prevails over any provision of another Act of the 86th Legislature, Regular Session, 2019, relating to notice requirements regarding Medicaid coverage or prior authorization denials or incomplete requests, that becomes law.

Explanation: This addition is necessary to provide that the amendment adding Section 531.024162, Government Code, prevails over other similar amendments made by the 86th Legislature.

**SR 846** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1207 ADOPTED**

Senator Perry called from the President's table the Conference Committee Report on **SB 1207**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Perry, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Schwertner.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 982 ADOPTED**

Senator Kolkhorst called from the President's table the Conference Committee Report on **SB 982**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Kolkhorst, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1151 ADOPTED**

Senator Huffman called from the President's table the Conference Committee Report on **SB 1151**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1096 ADOPTED**

Senator Perry called from the President's table the Conference Committee Report on **SB 1096**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Perry, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Schwertner.

**(Senator Hughes in Chair)**

**SENATE RESOLUTION 845**

Senator Creighton offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill 2342 (the jurisdiction of, and practices and procedures in civil cases before, justice courts, county courts, statutory county courts, and district courts) to consider and take action on the following matters:

(1) Senate Rule 12.03(1) is suspended to permit the committee to amend text not in disagreement in proposed SECTION 35 of the bill, in a transition provision of the bill, to read as follows:

SECTION 35. Not later than January 1, 2021, the Supreme Court of Texas shall adopt rules as necessary to implement Section 22.004(h-1), Government Code, as added by this Act.

Explanation: The change is necessary to provide the Supreme Court of Texas additional time to adopt rules as necessary to implement certain provisions added by the Act.

(2) Senate Rule 12.03(1) is suspended to permit the committee to amend text not in disagreement in proposed SECTION 37 of the bill, in the effective date provision of the bill, to read as follows:

SECTION 37. This Act takes effect September 1, 2020.

Explanation: The change is necessary to delay by one year the effective date of the Act.

**SR 845** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 2342 ADOPTED**

Senator Creighton called from the President's table the Conference Committee Report on **SB 2342**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Creighton, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Powell.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 2138 ADOPTED**

Senator Hinojosa called from the President's table the Conference Committee Report on **SB 2138**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hinojosa, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 510 ADOPTED**

Senator Schwertner called from the President's table the Conference Committee Report on **HB 510**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Schwertner, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Hall.

**(President in Chair)**

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 6 ADOPTED**

Senator Kolkhorst called from the President's table the Conference Committee Report on **SB 6**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Kolkhorst, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1991 ADOPTED**

Senator Buckingham called from the President's table the Conference Committee Report on **SB 1991**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Buckingham, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**REMARKS ORDERED PRINTED**

On motion of Senator Buckingham and by unanimous consent, her remarks regarding the Conference Committee Report on **SB 1991** were ordered reduced to writing and printed in the *Senate Journal* as follows:

Thank you, Mr. President and Members. Senate Bill 1991 seeks to improve the state's implementation of the electronic visit verification system in order to reduce administrative burdens on providers. The Conference Committee Report kept one of two amendments added by the House, which directs the Health and Human Services Commission to conduct a study relating to teaching hospital funding. In conference, we opted to remove the second

amendment, which included language from House Bill 4191 by Representative Klick relating to wound care education and training. We did so, in part, because the Health and Human Services Commission has committed to Representative Klick and myself to work on this issue in the interim. With that, I move to adopt the Conference Committee Report for Senate Bill 1991 at this time.

*(Note: Prepared text)*

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1495 ADOPTED**

Senator Creighton called from the President's table the Conference Committee Report on **HB 1495**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Creighton, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Paxton.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 2143 ADOPTED**

Senator Whitmire called from the President's table the Conference Committee Report on **HB 2143**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Whitmire, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1973 ADOPTED**

Senator Nelson called from the President's table the Conference Committee Report on **HB 1973**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nelson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE JOINT RESOLUTION 34 ADOPTED**

Senator Bettencourt called from the President's table the Conference Committee Report on **HJR 34**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Bettencourt, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 2764 ADOPTED**

Senator Hughes called from the President's table the Conference Committee Report on **HB 2764**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hughes, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 492 ADOPTED**

Senator Taylor called from the President's table the Conference Committee Report on **HB 492**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Taylor, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 30 ADOPTED**

Senator Birdwell called from the President's table the Conference Committee Report on **SB 30**. The corrected Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Birdwell, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 604 ADOPTED**

Senator Buckingham called from the President's table the Conference Committee Report on **SB 604**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Buckingham, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**REMARKS ORDERED PRINTED**

On motion of Senator Buckingham and by unanimous consent, her remarks regarding the Conference Committee Report on **SB 604** were ordered reduced to writing and printed in the *Senate Journal* as follows:

Thank you, Mr. President and Members. Senate Bill 604 addresses the Department of Motor Vehicles Sunset Bill. The Conference Committee Report removes the requirement added by the House that requires the department continue to approve motor vehicle shows, and instead only requires a notification. For the purposes of legislative intent, I fully expect this notification process to be a simple, straightforward process and not to be misused as a tool to restrict market participation in any form or fashion. While the bill keeps the House amendment related to digital license plates, the language in the Conference Committee Report is reflective of the language in HB 1711 as it passed the Senate and includes additional language to address concerns raised by law enforcement. The House also opted to reinstate exemptions for certain advertising violations by motor vehicle dealers, which is also reflected in the final version of the bill. With that, I move to adopt the Conference Committee Report for Senate Bill 604 at this time.

*(Note: Prepared text)*

**SENATE RULES 12.08(b) AND 12.09(a) SUSPENDED**  
**(Suspension of Conference Committee Rules)**  
**(Printing and Notice of Conference Committee Reports)**  
**(Motion In Writing)**

Senator Nelson offered the following Motion In Writing:

Mr. President:

I move suspension of Rule 12.08(b) and Rule 12.09(a) to permit the consideration of Senate Resolution 842 and the Conference Committee Report on Senate Bill 500 at this time.

NELSON

The Motion In Writing was read and prevailed without objection.

**SENATE RESOLUTION 842**

Senator Nelson offered the following resolution:

BE IT RESOLVED, BY THE Senate of the State of Texas, that Senate Rule 12.03 and 12.04, be suspended in part as provided by Senate Rule 12.08 to enable consideration of, and action on, specific matters which may be contained in the Conference Committee Report on Senate Bill 500.

The resolution was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON**  
**SENATE BILL 500 ADOPTED**

Senator Nelson called from the President's table the Conference Committee Report on **SB 500**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nelson, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Hall.

**SENATE CONCURRENT RESOLUTION 67**

The President laid before the Senate the following resolution:

WHEREAS, Senate Bill No. 500 has been adopted by the senate and the house of representatives and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the senate be instructed to make the following corrections to the enrolled version of Senate Bill No. 500:

(1) Strike SECTION 6 of the bill, making an appropriation to the Truited Programs Within the Office of the Governor for surge operations (page 3).

(2) In SECTION 31(a) of the bill, making an appropriation to the Texas Education Agency for special education supports and maintenance of state financial support for special education (page 13), strike "economic stabilization fund" and substitute "general revenue fund".

(3) In SECTION 89(b) of the bill, providing for the effective date of certain provisions of the bill (page 37), strike "6," and "31,".

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

NELSON

**SCR 67** was read.

On motion of Senator Nelson and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### RECESS

On motion of Senator Whitmire, the Senate at 4:25 p.m. recessed until 5:00 p.m. today.

### AFTER RECESS

The Senate met at 5:08 p.m. and was called to order by President Pro Tempore Watson.

### CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1313 ADOPTED

Senator Birdwell called from the President's table the Conference Committee Report on **HB 1313**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Birdwell, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

### CONFERENCE COMMITTEE REPORT ON HOUSE BILL 3636 ADOPTED

Senator Kolkhorst called from the President's table the Conference Committee Report on **HB 3636**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Kolkhorst, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

### CONFERENCE COMMITTEE REPORT ON HOUSE BILL 3808 ADOPTED

Senator Powell called from the President's table the Conference Committee Report on **HB 3808**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Powell, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 799 ADOPTED**

Senator Alvarado called from the President's table the Conference Committee Report on **SB 799**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Alvarado, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**MESSAGE FROM THE HOUSE**

HOUSE CHAMBER  
Austin, Texas  
Sunday, May 26, 2019 - 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:

**HCR 189** Geren  
Instructing the enrolling clerk of the house to make corrections in H.B. No. 4181.

**HCR 190** Zerwas  
Instructing the enrolling clerk of the house to make corrections in H.B. No. 1.

**SCR 67** Nelson  
Instructing the enrolling clerk of the senate to make corrections in S.B. No. 500.

THE HOUSE HAS ADOPTED THE FOLLOWING CONFERENCE COMMITTEE REPORTS:

**HB 1** (148 Yeas, 1 Nays)

**SB 500** (146 Yeas, 1 Nays, 1 Present, not voting)

THE HOUSE HAS DISCHARGED ITS CONFEREES AND CONCURRED IN SENATE AMENDMENTS TO THE FOLLOWING MEASURES:

**HB 994** (148 Yeas, 0 Nays, 1 Present, not voting)

**HB 1634** (147 Yeas, 0 Nays, 1 Present, not voting)

**HB 2287** (145 Yeas, 2 Nays, 1 Present, not voting)

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 619 ADOPTED**

Senator Birdwell called from the President's table the Conference Committee Report on **SB 619**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Birdwell, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Watson.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1355 ADOPTED**

Senator Johnson called from the President's table the Conference Committee Report on **HB 1355**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Johnson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 847**

Senator Huffman offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on Senate Bill 20 (the prevention of, reporting regarding, investigation of, prosecution of, criminal and civil penalties for, and other consequences of prostitution, trafficking of persons, and related criminal offenses, to treatment, services, and compensation available to victims of those offenses, and to orders of nondisclosure for certain persons who are victims of certain of those offenses) to consider and take action on the following matters:

(1) Senate Rules 12.03(1) and (3) are suspended to permit the committee to change, alter, or amend text and to add text on a matter not in disagreement in the transition language provided by proposed SECTION 2.06 of the senate engrossment of Senate Bill 20 and provided by the corresponding section of the bill as the bill was amended by the house, to read as follows:

SECTION 2.06. (a) Except as provided by Subsection (b) of this section, the change in law made by this article applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

(b) Subsection (a) of this section does not apply to Section 402.035(f-3), Government Code, as added by this article.

Explanation: This change is necessary to provide for a transition for Section 402.035(f-3), Government Code, as added by the house.

(2) Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding the following new ARTICLES to the bill:

**ARTICLE 5. SEX TRAFFICKING PREVENTION AND VICTIM TREATMENT  
PROGRAMS**

SECTION 5.01. Subtitle B, Title 2, Health and Safety Code, is amended by adding Chapter 50 to read as follows:

CHAPTER 50. SEX TRAFFICKING PREVENTION AND VICTIM TREATMENT PROGRAMS

SUBCHAPTER A. TREATMENT PROGRAM FOR VICTIMS OF CHILD SEX TRAFFICKING

Sec. 50.0001. DEFINITIONS. In this subchapter:

(1) "Child sex trafficking" has the meaning assigned by Section 772.0062, Government Code.

(2) "Program" means the treatment program for victims of child sex trafficking established under this subchapter.

Sec. 50.0002. ESTABLISHMENT; PURPOSE. The commission, in collaboration with the institution designated under Section 50.0003, shall establish a program to improve the quality and accessibility of care for victims of child sex trafficking in this state.

Sec. 50.0003. DESIGNATION OF INSTITUTION; OPERATION OF PROGRAM. (a) The commission shall designate a health-related institution of higher education to operate the program.

(b) The designated institution shall improve the quality and accessibility of care for victims of child sex trafficking by:

(1) dedicating a unit at the institution to provide or contract for inpatient care for victims of child sex trafficking;

(2) dedicating a unit at the institution to provide or contract for outpatient care for victims of child sex trafficking;

(3) creating opportunities for research and workforce expansion related to treatment of victims of child sex trafficking; and

(4) assisting other health-related institutions of higher education in this state to establish similar programs.

(c) The commission shall solicit and review applications from health-related institutions of higher education before designating an institution under this section.

Sec. 50.0004. FUNDING. In addition to money appropriated by the legislature, the designated institution may accept gifts, grants, and donations from any public or private person for the purpose of carrying out the program.

Sec. 50.0005. RULES. The executive commissioner shall adopt rules necessary to implement this subchapter.

SUBCHAPTER B. MATCHING GRANT PROGRAM FOR MUNICIPAL SEX TRAFFICKING PREVENTION PROGRAMS

Sec. 50.0051. ESTABLISHMENT OF MATCHING GRANT PROGRAM. (a) The commission shall establish a matching grant program to award to a municipality a grant in an amount equal to the amount committed by the municipality for the development of a sex trafficking prevention needs assessment. A municipality that is awarded a grant must develop the needs assessment in collaboration with a local institution of higher education and on completion submit a copy of the needs assessment to the commission.

(b) A sex trafficking prevention needs assessment developed under Subsection (a) must outline:

(1) the prevalence of sex trafficking crimes in the municipality;

(2) strategies for reducing the number of sex trafficking crimes in the municipality; and

(3) the municipality's need for additional funding for sex trafficking prevention programs and initiatives.

Sec. 50.0052. APPLICATION. (a) A municipality may apply to the commission in the form and manner prescribed by the commission for a matching grant under this subchapter. To qualify for a grant, an applicant must:

(1) develop a media campaign and appoint a municipal employee to oversee the program; and

(2) provide proof that the applicant is able to obtain or secure municipal money in an amount at least equal to the amount of the awarded grant.

(b) The commission shall review applications for a matching grant submitted under this section and award matching grants to each municipality that demonstrates in the application the most effective strategies for reducing the number of sex trafficking crimes in the municipality and the greatest need for state funding.

(c) The commission may provide a grant under Subsection (b) only in accordance with a contract between the commission and the municipality. The contract must include provisions under which the commission is granted sufficient control to ensure the public purpose of sex trafficking prevention is accomplished and the state receives the return benefit.

Sec. 50.0053. FUNDING. In addition to money appropriated by the legislature, the commission may solicit and accept gifts, grants, or donations from any source to administer and finance the matching grant program established under this subchapter.

#### SUBCHAPTER C. SEX TRAFFICKING PREVENTION GRANT PROGRAM FOR LOCAL LAW ENFORCEMENT

Sec. 50.0101. ESTABLISHMENT OF GRANT PROGRAM. (a) The office of the governor, in collaboration with the Child Sex Trafficking Prevention Unit established under Section 772.0062, Government Code, shall establish and administer a grant program to train local law enforcement officers to recognize signs of sex trafficking.

(b) The office of the governor may establish eligibility criteria for a grant applicant.

(c) A grant awarded under this section must include provisions under which the office of the governor is provided sufficient control to ensure the public purpose of sex trafficking prevention is accomplished and the state receives the return benefit.

Sec. 50.0102. FUNDING. In addition to money appropriated by the legislature, the office of the governor may solicit and accept gifts, grants, or donations from any source to administer and finance the grant program established under this subchapter.

SECTION 5.02. As soon as practicable after the effective date of this Act:

(1) the executive commissioner of the Health and Human Services Commission shall adopt rules as necessary to implement Subchapters A and B, Chapter 50, Health and Safety Code, as added by this article; and

(2) the governor shall adopt rules as necessary to implement Subchapter C, Chapter 50, Health and Safety Code, as added by this article.

SECTION 5.03. A state agency is required to implement a provision of this article only if the legislature appropriates money to the agency specifically for the purpose of implementing the applicable provision. If the legislature does not appropriate money specifically for the purpose of implementing the applicable provision, the agency may, but is not required to, implement the provision using other appropriations available for that purpose.

ARTICLE 6. PROHIBITION ON CERTAIN BIDS AND CONTRACTS RELATED TO PERSONS INVOLVED IN HUMAN TRAFFICKING

SECTION 6.01. Subchapter A, Chapter 2155, Government Code, is amended by adding Section 2155.0061 to read as follows:

Sec. 2155.0061. PROHIBITION ON CERTAIN BIDS AND CONTRACTS RELATED TO PERSONS INVOLVED IN HUMAN TRAFFICKING. (a) A state agency may not accept a bid or award a contract, including a contract for which purchasing authority is delegated to a state agency, that includes proposed financial participation by a person who, during the five-year period preceding the date of the bid or award, has been convicted of any offense related to the direct support or promotion of human trafficking.

(b) A bid or award subject to the requirements of this section must include the following statement:

"Under Section 2155.0061, Government Code, the vendor certifies that the individual or business entity named in this bid or contract is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and payment withheld if this certification is inaccurate."

(c) If a state agency determines that an individual or business entity holding a state contract was ineligible to have the bid accepted or contract awarded under this section, the state agency may immediately terminate the contract without further obligation to the vendor.

(d) This section does not create a cause of action to contest a bid or award of a state contract.

SECTION 6.02. Section 2155.077(a-1), Government Code, is amended to read as follows:

(a-1) The commission shall bar a vendor from participating in state contracts that are subject to this subtitle, including contracts for which purchasing authority is delegated to a state agency, if the vendor has been:

(1) convicted of violating a federal law in connection with a contract awarded by the federal government for relief, recovery, or reconstruction efforts as a result of Hurricane Rita, as defined by Section 39.459, Utilities Code, Hurricane Katrina, or any other disaster occurring after September 24, 2005; ~~or~~

(2) assessed a penalty in a federal civil or administrative enforcement action in connection with a contract awarded by the federal government for relief, recovery, or reconstruction efforts as a result of Hurricane Rita, as defined by Section 39.459, Utilities Code, Hurricane Katrina, or any other disaster occurring after September 24, 2005; or

(3) convicted of any offense related to the direct support or promotion of human trafficking.

SECTION 6.03. Section 2155.0061, Government Code, as added by this article, applies only in relation to a state contract for which the request for bids or proposals or other applicable expressions of interest are made public on or after the effective date of this Act.

SECTION 6.04. Section 2155.077, Government Code, as amended by this article, applies only to a contract entered into on or after the effective date of this Act.

Explanation: The addition is necessary to add programs for sex trafficking prevention and sex trafficking victim treatment and to prohibit certain bids and contracts related to persons involved in human trafficking.

**SR 847** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 20 ADOPTED**

Senator Huffman called from the President's table the Conference Committee Report on **SB 20**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3193 ADOPTED**

Senator Johnson called from the President's table the Conference Committee Report on **HB 3193**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Johnson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 815 ADOPTED**

Senator Rodríguez called from the President's table the Conference Committee Report on **SB 815**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Rodríguez, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 911 ADOPTED**

Senator Hinojosa called from the President's table the Conference Committee Report on **SB 911**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hinojosa, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 916 ADOPTED**

Senator Johnson called from the President's table the Conference Committee Report on **SB 916**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Johnson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**(President in Chair)**

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 11 ADOPTED**

Senator Taylor called from the President's table the Conference Committee Report on **SB 11**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Taylor, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Hall.

**SENATE RULES 12.08(b) AND 12.09(a) SUSPENDED  
(Suspension of Conference Committee Rules)  
(Printing and Notice of Conference Committee Reports)  
(Motion In Writing)**

Senator Nelson offered the following Motion In Writing:

Mr. President:

I move suspension of Rule 12.08(b) and Rule 12.09(a) to permit the consideration of Senate Resolution 834 and the Conference Committee Report on House Bill 1 at this time.

NELSON

The Motion In Writing was read and prevailed without objection.

**SENATE RESOLUTION 834**

Senator Nelson offered the following resolution:

BE IT RESOLVED, BY THE Senate of the State of Texas, that Senate Rule 12.03 and 12.04, be suspended in part as provided by Senate Rule 12.08 to enable consideration of, and action on, specific matters which may be contained in the Conference Committee Report on House Bill 1.

The resolution was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1 ADOPTED**

Senator Nelson called from the President's table the Conference Committee Report on **HB 1**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nelson, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

### **REASON FOR VOTE**

Senator Zaffirini submitted the following reason for vote on **HB 1**:

Mr. President and Members, it is true that the conference committee report for House Bill 1 will serve all Texans, at least from the perspective of the Texas Legislature, vintage 2019. I continue to hope, however, that our commitment to solving systemic problems will extend beyond simply this session—and this budget. Although \$6.3 billion represents an unprecedented investment in public education, a one-time infusion of funding will not create the lasting improvement we hope to see.

This bill continues to reflect many of our shared priorities, and I congratulate Senator Nelson, Representative Zerwas, and the conferees on a job well done.

We made much progress, but much work remains. While the bill will create 1,628 new waiver slots for Medicaid programs for persons with disabilities, for example, only a fraction of the nearly 200,000 persons on the waiting lists will be served. What's more, while funding full-day pre-K for qualifying students is significant progress, we know that the impact of full-day high-quality pre-K begins even before the age of three, and Texas children deserve the best start we can provide to excel. I could go on and on about the important areas of the budget that were funded, but also those in which I believe we should have invested significantly more, but our time is limited.

That is why I continue to disagree completely, as I did when the Senate first passed this bill, with those who say this budget spends too much. Frankly, it does much good, but count me among those who wish we had invested more, including in the environment and health care—and I hope someday we will.

Because we did so much and, in many cases, did more than expected, I will vote for the conference committee report for CSHB 1, and I hope we adopt it 31-0.

ZAFFIRINI

### **AT EASE**

The President at 6:43 p.m. announced the Senate would stand At Ease subject to the call of the Chair.

### **IN LEGISLATIVE SESSION**

President Pro Tempore Watson at 7:03 p.m. called the Senate to order as In Legislative Session.

### **MESSAGE FROM THE HOUSE**

HOUSE CHAMBER

Austin, Texas

Sunday, May 26, 2019 - 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 ADOPTED THE FOLLOWING CONFERENCE COMMITTEE REPORTS:

**HB 410** (141 Yeas, 2 Nays, 2 Present, not voting)  
**HB 510** (141 Yeas, 2 Nays, 1 Present, not voting)  
**HB 684** (143 Yeas, 0 Nays, 2 Present, not voting)  
**HB 700** (111 Yeas, 28 Nays, 2 Present, not voting)  
**HB 1053** (144 Yeas, 0 Nays, 1 Present, not voting)  
**HB 1177** (91 Yeas, 52 Nays, 2 Present, not voting)  
**HB 1734** (123 Yeas, 21 Nays, 2 Present, not voting)  
**HB 1735** (109 Yeas, 30 Nays, 1 Present, not voting)  
**HB 2747** (91 Yeas, 54 Nays, 1 Present, not voting)  
**HB 2764** (142 Yeas, 1 Nays, 2 Present, not voting)  
**HB 2858** (136 Yeas, 6 Nays, 2 Present, not voting)  
**HB 3148** (141 Yeas, 0 Nays, 3 Present, not voting)  
**HB 3582** (144 Yeas, 0 Nays, 2 Present, not voting)  
**HB 3745** (145 Yeas, 1 Nays, 1 Present, not voting)  
**HB 4542** (140 Yeas, 2 Nays, 1 Present, not voting)  
**SB 562** (145 Yeas, 0 Nays, 1 Present, not voting)  
**SB 601** (144 Yeas, 0 Nays, 1 Present, not voting)  
**SB 616** (146 Yeas, 0 Nays, 1 Present, not voting)  
**SB 815** (102 Yeas, 39 Nays, 2 Present, not voting)  
**SB 1096** (144 Yeas, 1 Nays, 2 Present, not voting)  
**SB 2432** (74 Yeas, 67 Nays, 1 Present, not voting)  
**SB 2551** (140 Yeas, 0 Nays, 2 Present, not voting)

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1523 ADOPTED**

Senator Buckingham called from the President's table the Conference Committee Report on **HB 1523**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Buckingham, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE CONCURRENT RESOLUTION 66**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, Senate Bill No. 20 has been adopted by the senate and the house of representatives and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the senate be instructed to make the following corrections to the enrolled version of Senate Bill No. 20:

(1) In SECTION 3.01 of the bill, in the recital to amended Section 43.01, Penal Code (conference committee report, page 14, lines 5-6), strike "adding Subdivisions (1-b) and (1-c)" and substitute "amending Subdivisions (1) and (1-a) and adding Subdivisions (1-b), (1-c), (1-d), and (1-e)".

(2) In SECTION 3.01 of the bill, in amended Section 43.01, Penal Code (conference committee report, page 14, between lines 6 and 7), immediately after the recital to that SECTION, insert the following:

(1) "Access software provider" means a provider of software, including client or server software, or enabling tools that perform one or more of the following functions:

(A) filter, screen, allow, or disallow content;

(B) select, analyze, or digest content; or

(C) transmit, receive, display, forward, cache, search, subset, organize, reorganize, or translate content.

(1-a) [~~(1-a)~~] "Deviate sexual intercourse" means any contact between the genitals of one person and the mouth or anus of another person.

(1-b) [~~(1-a)~~] "Fee" means the payment or offer of payment in the form of money, goods, services, or other benefit.

(1-c) "Information content provider" means any person or entity that is wholly or partly responsible for the creation or development of information provided through the Internet or any other interactive computer service.

(3) In SECTION 3.01 of the bill, in amended Section 43.01, Penal Code (conference committee report, page 14, lines 7 and 13), redesignate as Subdivisions (1-d) and (1-e), respectively, the subdivisions of that section in which "Interactive computer service" and "Internet" are defined.

(4) In SECTION 3.02 of the bill, in added Section 43.031(a), Penal Code (conference committee report, page 14, line 20), between "interactive computer service" and "with the intent", insert "or information content provider, or operates as an information content provider,".

(5) In SECTION 3.02 of the bill, in added Section 43.041(a), Penal Code (conference committee report, page 15, line 7), between "interactive computer service" and "with the intent", insert "or information content provider, or operates as an information content provider,".

HUFFMAN

SCR 66 was read.

On motion of the Senator Huffman and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **HOUSE CONCURRENT RESOLUTION 184**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill 1397 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

In SECTION 4 of the bill, in added Section 36.213(f), Utilities Code, strike "recovery for a power generation facility that provides greater than \$200 million of Texas jurisdictional generation capacity," and substitute "incremental recovery for a power generation facility greater than \$200 million on a Texas jurisdictional basis,".

NICHOLS

**HCR 184** was read.

On motion of Senator Nichols and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **REMARKS ORDERED PRINTED**

On motion of Senator Nichols and by unanimous consent, his remarks regarding **HCR 184** were ordered reduced to writing and printed in the *Senate Journal* as follows:

Mr. President, I make a motion to adopt HCR 184. This is a correcting resolution for House Bill 1397, which is the Non-ERCOT Generation Rider. It reconciles a technical mistake in the House and Senate language regarding true-ups. Members, I would like to state for the record that with the adoption of this HCR, the intention is that a rate case is required in 18 months if more than \$200 million of a generation facility will be allocated to Texas customers, no matter where the plant is built. Mr. President, I'd like to request that these comments be reduced to writing and put in the Journal.

*(Note: Prepared text)*

### **HOUSE CONCURRENT RESOLUTION 189**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 4181 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

Strike added Section 306.008(e)(3), Government Code, and substitute the following:

(3) "Legislative employee" means:

(A) an employee of, assistant to, or credentialed intern for any part of the legislative branch of state government, including the house, the senate, a member of the house or senate, the lieutenant governor, an officer of the house or senate, a house or senate committee, a joint committee, or a legislative agency; or

(B) a person performing services under a contract entered into with the house, the senate, a house or senate committee, or a legislative agency.

HANCOCK

**HCR 189** was read.

On motion of Senator Hancock and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **HOUSE CONCURRENT RESOLUTION 183**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 1755 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following corrections to the enrolled version of House Bill No. 1755:

(1) In SECTION 3 of the bill, in added Section 731.001(a)(5), Transportation Code, strike "Texas Department of Motor Vehicles" and substitute "department".

(2) In SECTION 3 of the bill, in added Section 731.001(a), Transportation Code, add the following subdivision and renumber subsequent subdivisions of that subsection accordingly:

(7) "Department" means the Texas Department of Motor Vehicles.

HUGHES

**HCR 183** was read.

On motion of Senator Hughes and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **HOUSE CONCURRENT RESOLUTION 190**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 1 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

At the end of the bill, add the following Article to the bill, numbered appropriately:

ARTICLE \_\_. FORMULAS FOR MISSION SPECIFIC SUPPORT PILOT PROGRAMS

Notwithstanding Section 27, Article III of this Act:

(1) the mission specific Performance Based Research Operations formula established under Section 27(11) for The University of Texas Health Science Center at Houston is a pilot program, and the formula provided by that section is a pilot formula for the 2020-2021 biennium that expires at the end of the fiscal year ending August 31, 2021;

(2) the mission specific Performance Based Research Operations formula established under Section 27(12) for The University of Texas Health Science Center at San Antonio is a pilot program, and the formula provided by that section is a pilot formula for the 2020-2021 biennium that expires at the end of the fiscal year ending August 31, 2021; and

(3) the mission specific Multicategorical Teaching Hospital Support formula established under Section 27(13) for The University of Texas Medical Branch at Galveston is a pilot program, and the formula provided by that section is a pilot formula for the 2020-2021 biennium that expires at the end of the fiscal year ending August 31, 2021.

NELSON

**HCR 190** was read.

On motion of Senator Nelson and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 850**

Senator Menéndez offered the following resolution:

BE IT RESOLVED by the House of Representatives of the State of Texas, 86th Legislature, Regular Session, 2019, That House Rule 13, Section 9(a), be suspended in part as provided by House Rule 13, Section 9(f), to enable the conference committee appointed to resolve the differences on Senate Bill 1742 (physician and health care provider directories, preauthorization, utilization review, independent review, and peer review for certain health benefit plans and workers' compensation coverage) to consider and take action on the following matter:

House Rule 13, Section 9(a)(4), is suspended to permit the conference committee to add text on a matter not included in either the house or senate version of the bill by adding the following new ARTICLE to the bill:

ARTICLE 4. JOINT INTERIM STUDY

SECTION 4.01. CREATION OF JOINT INTERIM COMMITTEE. (a) A joint interim committee is created to study, review, and report on the use of prior authorization and utilization review processes by private health benefit plan issuers in this state, as provided by Section 4.02 of this article, and propose reforms under that section related to the transparency of and improving patient outcomes under the prior authorization and utilization review processes used by private health benefit plan issuers in this state.

(b) The joint interim committee shall be composed of four senators appointed by the lieutenant governor and four members of the house of representatives appointed by the speaker of the house of representatives.

(c) The lieutenant governor and speaker of the house of representatives shall each designate a co-chair from among the joint interim committee members.

(d) The joint interim committee shall convene at the joint call of the co-chairs.

(e) The joint interim committee has all other powers and duties provided to a special or select committee by the rules of the senate and house of representatives, by Subchapter B, Chapter 301, Government Code, and by policies of the senate and house committees on administration.

**SECTION 4.02. INTERIM STUDY REGARDING PRIOR AUTHORIZATION AND UTILIZATION REVIEW PROCESSES.** (a) The joint interim committee created by Section 4.01 of this article shall study data and other information available from the Texas Department of Insurance, the office of public insurance counsel, or other sources the committee determines relevant to examine and analyze the transparency of and improving patient outcomes under the prior authorization and utilization review processes used by private health benefit plan issuers in this state.

(b) The joint interim committee shall propose reforms based on the study required under Subsection (a) of this section to improve the transparency of and patient outcomes under prior authorization and utilization review processes in this state.

(c) The joint interim committee shall prepare a report of the findings and proposed reforms.

**SECTION 4.03. COMMITTEE FINDINGS AND PROPOSED REFORMS.** (a) Not later than December 1, 2020, the joint interim committee created under Section 4.01 of this article shall submit to the lieutenant governor, the speaker of the house of representatives, and the governor the report prepared under Section 4.02 of this article. The joint interim committee shall include in its report recommendations of specific statutory and regulatory changes that appear necessary from the committee's study under Section 4.02 of this article.

(b) Not later than the 60th day after the effective date of this Act, the lieutenant governor and speaker of the house of representatives shall appoint the members of the joint interim committee in accordance with Section 4.01 of this article.

**SECTION 4.04. ABOLITION OF COMMITTEE.** The joint interim committee created under Section 4.01 of this article is abolished and this article expires December 15, 2020.

Explanation: The addition is necessary to provide for the interim study of the use of prior authorization and utilization review processes by health benefit plan issuers in this state and the proposal of reforms to improve the transparency of and patient outcomes under those processes.

**SR 850** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1742 ADOPTED**

Senator Menéndez called from the President's table the Conference Committee Report on **SB 1742**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Menéndez, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**SENATE RESOLUTION 852**

Senator Nelson offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 3284 (the prescribing and dispensing of controlled substances under the Texas Controlled Substances Act; authorizing a fee; providing for administrative penalties; creating criminal offenses) to consider and take action on the following matters:

(1) Senate Rule 12.03(2) is suspended to permit the committee to omit text not in disagreement by omitting SECTION 1 of the house engrossment of House Bill 3284 and the corresponding SECTION of the bill as the bill was amended by the senate adding Section 481.0755, Health and Safety Code, which reads as follows:

SECTION 1. Subchapter C, Chapter 481, Health and Safety Code, is amended by adding Section 481.0755 to read as follows:

Sec. 481.0755. WRITTEN, ORAL, AND TELEPHONICALLY COMMUNICATED PRESCRIPTIONS. (a) Notwithstanding Sections 481.073, 481.074, and 481.075, a person prescribing or dispensing a controlled substance must use the electronic prescription record and may not use a written, oral, or telephonically communicated prescription.

(b) A prescriber may issue a written, oral, or telephonically communicated prescription for a controlled substance as authorized under this subchapter only if the prescription is issued:

(1) by a veterinarian;  
(2) in circumstances in which electronic prescribing is not available due to temporary technological or electronic failure, as prescribed by board rule;

(3) by a practitioner to be dispensed by a pharmacy located outside this state, as prescribed by board rule;

(4) when the prescriber and dispenser are the same entity;  
(5) in circumstances in which necessary elements are not supported by the most recent electronic prescription drug software;

(6) for a drug for which the United States Food and Drug Administration requires additional information in the prescription that is not possible with electronic prescribing;

(7) for a non-patient-specific prescription pursuant to a standing order, approved protocol for drug therapy, collaborative drug management, or comprehensive medication management, in response to a public health emergency or in other circumstances in which the practitioner may issue a non-patient-specific prescription;

(8) for a drug under a research protocol;

(9) by a prescriber who is employed by or is practicing a health care profession at a health-related institution, as defined by Section 62.161, Education Code, as added by Chapter 448 (H.B. 7), Acts of the 84th Legislature, 2015;

(10) by a practitioner who has received a waiver under Subsection (c) from the requirement to use electronic prescribing; or

(11) under circumstances in which the practitioner has the present ability to submit an electronic prescription but reasonably determines that it would be impractical for the patient to obtain the drugs prescribed under the electronic prescription in a timely manner and that a delay would adversely impact the patient's medical condition.

(c) The board shall adopt rules establishing a process by which a practitioner may request and receive a waiver under Subsection (b)(10), not to exceed one year, from the requirement to use electronic prescribing. The board shall adopt rules establishing the eligibility for a waiver, including:

(1) economic hardship;

(2) technological limitations not reasonably within the control of the practitioner; or

(3) other exceptional circumstances demonstrated by the practitioner.

(d) A written, oral, or telephonically communicated prescription must comply with the applicable requirements prescribed by Sections 481.074 and 481.075.

(e) A dispensing pharmacist who receives a controlled substance prescription in a manner other than electronically is not required to verify that the prescription is exempt from the requirement that it be submitted electronically.

(f) The board shall enforce this section.

Explanation: This change is necessary to avoid conflicting with language in House Bill 2174 that also adds Section 481.0755, Health and Safety Code. The house has concurred in the senate amendments to House Bill 2174.

(2) Senate Rules 12.03 (1) and (2) are suspended to permit the committee to change and omit text not in disagreement in SECTIONS 6 and 9 of the house engrossment of House Bill 3284 and the corresponding SECTIONS of the bill as the bill was amended by the senate, to strike references to Section 481.0755, Health and Safety Code.

Explanation: This change is necessary to conform cross-references to the omission of proposed Section 481.0755, Health and Safety Code.

(3) Senate Rule 12.03(2) is suspended to permit the committee to omit text not in disagreement by omitting SECTION 13 of the house engrossment of House Bill 3284 and the corresponding SECTION of the bill as the bill was amended by the senate, which reads as follows:

SECTION 13. Section 481.0755, Health and Safety Code, as added by this Act, applies only to a prescription issued on or after the effective date of this Act.

Explanation: This change is necessary to conform to the omission of proposed Section 481.0755, Health and Safety Code.

**SR 852** was read and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3284 ADOPTED**

Senator Nelson called from the President's table the Conference Committee Report on **HB 3284**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Nelson, the Conference Committee Report was adopted by the following vote: Yeas 30, Nays 1.

Nays: Huffman.

**SENATE RESOLUTION 856**

Senator Hancock offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 86th Legislature, Regular Session, 2019, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill 2847 (the licensing and regulation of certain occupations, activities, and agreements; providing a civil penalty; authorizing fees; requiring an occupational registration and an occupational license) to consider and take action on the following matter:

Senate Rule 12.03(4) is suspended to permit the committee to add text on a matter not included in either the house or senate version of the bill by adding SECTION 14.007 to the bill, adding Section 1603.208, Occupations Code, to read as follows:

SECTION 14.007. Subchapter E, Chapter 1603, Occupations Code, is amended by adding Section 1603.208 to read as follows:

Sec. 1603.208. DIGITALLY PREARRANGED REMOTE SERVICES. (a) In this section:

(1) "Digital network" means any online-enabled application, Internet website, or system offered or used by a remote service business that allows a client to arrange for a digitally prearranged remote service.

(2) "Digitally prearranged remote service" means a barbering or cosmetology service performed for compensation by a person holding a license, certificate of registration, or permit under Chapter 1601 or 1602 or this chapter that is:

(A) prearranged through a digital network; and

(B) performed at a location other than a place of business that is licensed or permitted under Chapter 1601 or 1602 or this chapter.

(3) "Remote service business" means a corporation, partnership, sole proprietorship, or other entity that, for compensation, enables a client to schedule a digitally prearranged remote service with a person holding a license, certificate of registration, or permit under Chapter 1601 or 1602 or this chapter.

(b) The commission shall adopt rules to administer this section, including rules that:

(1) set minimum standards for:

(A) the operation of a remote service business; and

(B) the sanitation requirements for performing a digitally prearranged remote service;

(2) determine activities within the scope of barbering and cosmetology that may be performed as a digitally prearranged remote service; and

(3) establish procedures for inspecting and auditing the records of a remote service business and of a person who performs a digitally prearranged remote service.

(c) Sections 1601.453, 1601.455, 1602.251(c), and 1602.407 do not apply to a digitally prearranged remote service scheduled through a remote service business.

(d) A person who holds a license, certificate of registration, or permit to practice barbering or cosmetology and who performs a digitally prearranged remote service shall:

(1) comply with this section and the rules adopted under this section; and

(2) practice within the scope of the person's license, certificate of registration, or permit.

(e) A remote service business may not offer a barbering or cosmetology service that requires treating or removing a person's hair by:

(1) coloring;

(2) processing;

(3) bleaching;

(4) dyeing;

(5) tinting; or

(6) using a cosmetic preparation.

(f) Before a person licensed, registered, or permitted to practice barbering or cosmetology performs a digitally prearranged remote service for a client requesting the service, a remote service business shall provide through the entity's digital network:

(1) the following information regarding the person who will perform the service:

(A) the person's first and last name;

(B) the number of the person's license, certificate of registration, or permit, as applicable; and

(C) a photograph of the person;

(2) the following information regarding the business:

(A) Internet website address; and

(B) telephone number; and

(3) the department's Internet website address and telephone number and notice that the client may contact the department to file a complaint against the business or person.

(g) Within a reasonable time after completion of a digitally prearranged remote service, the remote service business shall issue to the client who requested the service a receipt that includes:

(1) the date the service was provided;

(2) a description of the service;

(3) the first and last name of the person who performed the service;

(4) the number of the person's license, certificate of registration, or permit, as applicable;

(5) the following information regarding the business:

(A) Internet website address; and

(B) telephone number; and

(6) the department's Internet website address and telephone number and notice that the client may contact the department to file a complaint against the business or person.

(h) A remote service business shall maintain each record showing compliance with this section and the rules adopted under this section until at least the fifth anniversary of the date the record was generated.

(i) A remote service business shall terminate a person's access to the business's digital network if the business or department determines the person violated:

(1) this chapter;

(2) a rule adopted under this chapter;

(3) Chapter 1601 or 1602; or

(4) a rule adopted under Chapter 1601 or 1602.

Explanation: The addition is necessary to regulate companies that prearrange barbering and cosmetology services outside of certain facilities.

**SR 856** was read and was adopted by the following vote: Yeas 31, Nays 0.

### **CONFERENCE COMMITTEE REPORT ON HOUSE BILL 2847 ADOPTED**

Senator Hancock called from the President's table the Conference Committee Report on **HB 2847**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Hancock, the Conference Committee Report was adopted by the following vote: Yeas 29, Nays 2.

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

Nays: Miles, Watson.

### **HOUSE CONCURRENT RESOLUTION 185**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 109 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

In the SECTION of the bill amending Section 12A.004(a)(1), Education Code, as added by Floor Amendment No. 1 by Hinojosa, between "25.081(f)" and the semicolon, insert "  ", as added by Chapter 1144 (H.B. 441), Acts of the 85th Legislature, Regular Session, 2017".

HINOJOSA

**HCR 185** was read.

On motion of Senator Hinojosa and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **HOUSE CONCURRENT RESOLUTION 181**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 4686 has passed the Texas House of Representatives and the Texas Senate, been enrolled by the enrolling clerk of the house of representatives, and been signed by the speaker of the house of representatives and is being prepared to be sent to the senate; and

WHEREAS, House Bill No. 4686 contains a technical error that should be corrected; now, therefore, be it

RESOLVED, That the signature of the speaker of the house of representatives be declared null and void and that the speaker be authorized to remove the speaker's signature from enrolled House Bill No. 4686; and, be it further

RESOLVED, That the enrolling clerk of the house of representatives be hereby instructed to correct House Bill No. 4686 by striking SECTION 4 of the bill (page 4, lines 5 and 6), repealing provisions of the Special District Local Laws Code, and substituting the following appropriately numbered SECTION:

SECTION \_\_\_\_\_. Sections 8334.103(b) and 8334.104, Special District Local Laws Code, are repealed.

KOLKHORST

**HCR 181** was read.

On motion of Senator Kolkhorst and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

### **CONFERENCE COMMITTEE REPORT ON HOUSE BILL 2726 ADOPTED**

Senator Creighton called from the President's table the Conference Committee Report on **HB 2726**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Creighton, the Conference Committee Report was adopted by the following vote: Yeas 20, Nays 11.

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

Nays: Alvarado, Campbell, Johnson, Lucio, Menéndez, Miles, Rodríguez, Watson, West, Whitmire, Zaffirini.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3906 ADOPTED**

Senator Taylor called from the President's table the Conference Committee Report on **HB 3906**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Taylor, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**HOUSE CONCURRENT RESOLUTION 187**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 4712 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

Strike the SECTION of the bill adding Section 8334.003, Special District Local Laws Code, as added by Floor Amendment No. 1 by Creighton.

CREIGHTON

**HCR 187** was read.

On motion of Senator Creighton and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

**HOUSE CONCURRENT RESOLUTION 186**

The President Pro Tempore laid before the Senate the following resolution:

WHEREAS, House Bill No. 3371 has been adopted by the senate and the house of representatives and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction to the enrolled version of House Bill No. 3371:

In SECTION 1 of the bill, strike added Section 250.009(c)(2), Local Government Code, and substitute the following:

(2) imposes installation or operational requirements for:

(A) the battery-charged fence that are inconsistent with the standards set by the International Electrotechnical Commission as published on June 29, 2018; or

(B) an alarm system described by Subsection (b); or

TAYLOR

**HCR 186** was read.

On motion of Senator Taylor and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

**(President in Chair)****HOUSE CONCURRENT RESOLUTION 182**

The President laid before the Senate the following resolution:

WHEREAS, House Bill No. 680 has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains a technical error that should be corrected; now, therefore, be it

RESOLVED by the 86th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to make the following correction:

In SECTION 2 of the bill adding Section 302.0042(d)(1), Labor Code, as added by Floor Amendment No. 1 by Watson, strike "and" and substitute "or".

WATSON

**HCR 182** was read.

On motion of Senator Watson and by unanimous consent, the resolution was considered immediately and was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1053 ADOPTED**

Senator Lucio called from the President's table the Conference Committee Report on **HB 1053**. The corrected Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Lucio, the Conference Committee Report was adopted by the following vote: Yeas 27, Nays 4.

Yeas: Alvarado, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hinojosa, Huffman, Hughes, Johnson, Kolkhorst, Lucio, Menéndez, Miles, Nelson, Nichols, Paxton, Powell, Rodríguez, Schwertner, Seliger, Taylor, Watson, West, Whitmire, Zaffirini.

Nays: Bettencourt, Hall, Hancock, Perry.

**MOTION TO ADOPT  
CONFERENCE COMMITTEE REPORT ON  
SENATE BILL 1257**

Senator Huffman called from the President's table the Conference Committee Report on **SB 1257**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, consideration of the Conference Committee Report was withdrawn without objection.

**BILLS AND RESOLUTION SIGNED**

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

**SB 8, SB 18, SB 58, SB 241, SB 355, SB 483, SB 520, SB 568, SB 583, SB 592, SB 668, SB 712, SB 751, SB 820, SB 1017, SB 1083, SB 1138, SB 1200, SB 1451, SB 1454, SB 1504, SB 1511, SB 1519, SB 1564, SB 1570, SB 1757, SB 1804, SB 1995, SB 2104, SB 2117, SB 2128, SB 2136, SB 2156, SB 2272, SB 2283, SB 2452, SB 2530, SB 2552, SB 2553, SJR 79.**

**MESSAGE FROM THE HOUSE**

HOUSE CHAMBER

Austin, Texas

Sunday, May 26, 2019 - 3

The Honorable President of the Senate

Senate Chamber

Austin, Texas

Mr. President:

I am directed by the house to inform the senate that the house has taken the following action:

THE HOUSE HAS ADOPTED THE FOLLOWING CONFERENCE COMMITTEE REPORTS:

**HB 234** (144 Yeas, 0 Nays, 1 Present, not voting)

**HB 492** (146 Yeas, 0 Nays, 1 Present, not voting)

**HB 722** (145 Yeas, 0 Nays, 1 Present, not voting)

**HB 766** (143 Yeas, 2 Nays, 2 Present, not voting)

**HB 1313** (143 Yeas, 0 Nays, 2 Present, not voting)

**HB 1495** (116 Yeas, 11 Nays, 1 Present, not voting)

**HB 1973** (126 Yeas, 14 Nays, 1 Present, not voting)

**HB 2327** (141 Yeas, 1 Nays, 2 Present, not voting)

**HB 2726** (113 Yeas, 30 Nays, 1 Present, not voting)

**HB 2911** (139 Yeas, 6 Nays, 1 Present, not voting)

**HB 3193** (146 Yeas, 0 Nays, 1 Present, not voting)

**HB 3636** (145 Yeas, 0 Nays, 2 Present, not voting)

**HB 3808** (132 Yeas, 11 Nays, 1 Present, not voting)

**HB 3842** (128 Yeas, 14 Nays, 1 Present, not voting)

**HJR 34** (144 Yeas, 1 Nays, 1 Present, not voting)

**SB 11** (137 Yeas, 8 Nays, 1 Present, not voting)

**SB 30** (135 Yeas, 8 Nays, 1 Present, not voting)

**SB 604** (145 Yeas, 1 Nays, 1 Present, not voting)

**SB 619** (143 Yeas, 1 Nays, 2 Present, not voting)

**SB 799** (145 Yeas, 1 Nays, 1 Present, not voting)  
**SB 891** (144 Yeas, 2 Nays, 1 Present, not voting)  
**SB 911** (146 Yeas, 0 Nays, 1 Present, not voting)  
**SB 916** (128 Yeas, 16 Nays, 2 Present, not voting)  
**SB 944** (145 Yeas, 0 Nays, 1 Present, not voting)  
**SB 1151** (145 Yeas, 0 Nays, 1 Present, not voting)  
**SB 1991** (142 Yeas, 1 Nays, 1 Present, not voting)  
**SB 2138** (125 Yeas, 21 Nays, 1 Present, not voting)

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3557 ADOPTED**

Senator Birdwell called from the President's table the Conference Committee Report on **HB 3557**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Birdwell, the Conference Committee Report was adopted by the following vote: Yeas 19, Nays 12.

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

Nays: Alvarado, Hinojosa, Johnson, Lucio, Menéndez, Miles, Powell, Rodríguez, Watson, West, Whitmire, Zaffirini.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 3800 ADOPTED**

Senator Huffman called from the President's table the Conference Committee Report on **HB 3800**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Huffman, the Conference Committee Report was adopted by the following vote: Yeas 31, Nays 0.

**CONFERENCE COMMITTEE REPORT ON  
HOUSE BILL 1177 ADOPTED**

Senator Creighton called from the President's table the Conference Committee Report on **HB 1177**. The Conference Committee Report was filed with the Senate on Saturday, May 25, 2019.

On motion of Senator Creighton, the Conference Committee Report was adopted by the following vote: Yeas 16, Nays 15.

Yeas: Bettencourt, Birdwell, Buckingham, Campbell, Creighton, Fallon, Flores, Hall, Hancock, Hughes, Kolkhorst, Nelson, Paxton, Perry, Schwertner, Taylor.

Nays: Alvarado, Hinojosa, Huffman, Johnson, Lucio, Menéndez, Miles, Nichols, Powell, Rodríguez, Seliger, Watson, West, Whitmire, Zaffirini.

### REASON FOR VOTE

Senator Alvarado submitted the following reason for vote on **HB 1177**:

On May 17 & 19, 2019 I was recorded as a "Yea" vote for **HB 1177**, however I intended to vote "No" because I do not support legislation that loosens the restrictions on responsible gun regulations.

ALVARADO

### MOTION TO ADJOURN

On motion of Senator Whitmire and by unanimous consent, the Senate at 9:03 p.m. agreed to adjourn, pending the receipt of House Messages, until 11:00 a.m. tomorrow.

### MESSAGE FROM THE HOUSE

HOUSE CHAMBER

Austin, Texas

Sunday, May 26, 2019 - 4

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:

**HCR 191** Huberty

Instructing the enrolling clerk of the house to make corrections in H.B. No. 3906.

**SCR 66** Huffman

Instructing the enrolling clerk of the senate to make corrections in S.B. No. 20.

THE HOUSE HAS ADOPTED THE FOLLOWING CONFERENCE COMMITTEE REPORTS:

**HB 496** (124 Yeas, 21 Nays, 1 Present, not voting)

**HB 1523** (144 Yeas, 1 Nays, 1 Present, not voting)

**HB 2143** (144 Yeas, 0 Nays, 1 Present, not voting)

**HB 2847** (100 Yeas, 42 Nays, 1 Present, not voting)

**HB 3284** (139 Yeas, 4 Nays, 1 Present, not voting)

**HB 3557** (97 Yeas, 49 Nays, 1 Present, not voting)

**HB 3800** (145 Yeas, 0 Nays, 1 Present, not voting)

**HB 3906** (146 Yeas, 0 Nays, 1 Present, not voting)

**SB 6** (143 Yeas, 0 Nays, 2 Present, not voting)

**SB 12** (145 Yeas, 1 Nays)

**SB 20** (146 Yeas, 0 Nays, 1 Present, not voting)

**SB 982** (146 Yeas, 0 Nays, 1 Present, not voting)

**SB 1207** (145 Yeas, 0 Nays, 1 Present, not voting)

**SB 1742** (104 Yeas, 37 Nays, 2 Present, not voting)

**SB 2342** (91 Yeas, 48 Nays, 3 Present, not voting)

Respectfully,

/s/Robert Haney, Chief Clerk  
House of Representatives

### **CO-AUTHOR OF SENATE BILL 500**

On motion of Senator Nelson, Senator Hinojosa will be shown as Co-author of **SB 500**.

### **RESOLUTIONS OF RECOGNITION**

The following resolutions were adopted by the Senate:

#### **Congratulatory Resolutions**

**SR 849** by Taylor, Recognizing Henry Hughes for his service to the Nassau Bay Police Department.

**SR 853** by Schwertner, Recognizing the director and staff of the Legislative Reference Library.

### **ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 9:30 p.m. adjourned until 11:00 a.m. tomorrow.

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## **APPENDIX**

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### **BILLS AND RESOLUTIONS ENROLLED**

May 25, 2019

**SB 8, SB 18, SB 58, SB 241, SB 355, SB 483, SB 520, SB 583, SB 592, SB 712, SB 751, SB 820, SB 1017, SB 1083, SB 1138, SB 1200, SB 1451, SB 1454, SB 1504, SB 1519, SB 1564, SB 1570, SB 1757, SB 1995, SB 2117, SB 2128, SB 2136, SB 2156, SB 2272, SB 2283, SB 2452, SB 2530, SB 2552, SB 2553, SJR 79, SR 831, SR 832, SR 833, SR 837, SR 840, SR 841, SR 851**

**SENT TO GOVERNOR**May 26, 2019

**SB 8, SB 18, SB 58, SB 241, SB 355, SB 483, SB 520, SB 568, SB 583, SB 592, SB 668, SB 712, SB 751, SB 820, SB 1017, SB 1083, SB 1138, SB 1200, SB 1451, SB 1454, SB 1504, SB 1511, SB 1519, SB 1564, SB 1570, SB 1757, SB 1804, SB 1995, SB 2104, SB 2117, SB 2128, SB 2136, SB 2156, SB 2272, SB 2283, SB 2452, SB 2530, SB 2552, SB 2553**