

SENATE FLOOR ACTION

Tuesday
May 21, 2013

The Senate suspended the necessary rules to consider and finally pass:

HJR 62 **Turner, Chris/ Moody/ Flynn/ Isaac/ Hilderbran/ et al.** **SP: Van de Putte/ et al.**

Proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of all or part of the market value of the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed in action.

HJR 87 **Muñoz, Jr.** **SP: Hinojosa**

Proposing a constitutional amendment authorizing a home-rule municipality to provide in its charter the procedure to fill a vacancy on its governing body for which the unexpired term is 12 months or less.

HJR 133 (LC) **Harper-Brown/ Hilderbran/ Flynn** **SP: Deuell/ et al.**

Proposing a constitutional amendment to authorize a political subdivision of this state to extend the number of days that aircraft parts that are exempt from ad valorem taxation due to their location in this state for a temporary period may be located in this state for purposes of qualifying for the tax exemption.

HB 6 (CS) **Otto/ Anchia/ Harless/ Howard/ et al.** **SP: Williams**

Relating to the creation and re-creation of funds and accounts in the state treasury, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general governmental purposes.

3 Floor Amendments

HB 7 (CS) **Darby/ Pitts/ Gonzales, Larry/ Menéndez/ Turner, Sylvester/ et al.** **SP: Williams**

Relating to the amounts, availability, and use of certain statutorily dedicated revenue and accounts; reducing or affecting the amounts or rates of certain statutorily dedicated fees and assessments; imposing certain court costs.

2 Floor Amendments

HB 8 (CS) (LC) **Thompson, Senfronia/ Hunter/ Muñoz, Jr./ Burkett/ Gonzalez, Naomi/ et al.** **SP: Van de Putte/ et al.**

Relating to the prosecution and punishment of offenses related to trafficking of persons and to certain protections for victims of trafficking of persons.

1 Floor Amendment

HB 12 (CS) (LC) **Flynn/ Alvarado/ Perry/ Martinez Fischer/ et al.** **SP: Zaffirini**

Relating to gifts and other consideration made to state agencies for state employee salary supplement or other purposes, and to publication by state agencies of staff compensation and related information.

HB 29 (CS) **Branch/ Bonnen, Dennis/ Alvarado/ Herrero/ et al.** **SP: Seliger**

Relating to the governance of public institutions of higher education in this state.

2 Floor Amendments

HB 48 **Flynn/ Guillen/ Gonzales, Larry/ Phillips/ Lavender/ et al.** **SP: Patrick/ et al.**

Relating to the procedure under which a person may renew a license to carry a concealed handgun.

HB 124 (LC) **Anderson/ Stephenson/ Price/ Flynn/ et al.** **SP: Campbell**

Relating to the addition of Salvia divinorum and its derivatives and extracts to Penalty Group 3 of the Texas Controlled Substances Act.

HB 148 **Burkett/ et al.** **SP: Paxton/ et al.**

Relating to aid provided to certain voters; providing criminal penalties.

1 Floor Amendment

HB 217 (LC) **Alvarado/ Zerwas/ King, Susan/ Lucio III/ Cortez/ et al.** **SP: Uresti/ et al.**

Relating to the types of beverages that may be sold to students on public school campuses.

HB 346 (CS) (LC) **Deshotel** **SP: Carona**

Relating to the accessing and use of electronically readable personal identification information obtained from driver's licenses or personal identification certificates.

1 Floor Amendment

HB 462 (CS) **Huberty/ Creighton/ Pitts/ Harless/ White/ et al.** **SP: Patrick/ et al.**

Relating to state control of teacher appraisal criteria, curriculum standards, and assessment instruments.

HB 500 (CS) **Hilderbran/ Thompson, Senfronia/ Creighton/ Button/ Turner, Scott/ et al.** **SP: Hegar/ et al.**

Relating to the \$1 million total revenue exemption for the franchise tax; temporarily decreasing the rates of the franchise tax.

7 Floor Amendments

HB 506 (CS) **Lozano/ Hughes** **SP: Hinojosa**

Relating to the location of early voting polling places for elections held on the November uniform election date by a political subdivision.

1 Floor Amendment

HB 705 (LC) **Howard/ Schaefer/ Hughes/ Moody/ Toth/ et al.** **SP: Schwertner**

Relating to the definition of emergency services personnel for purposes of the enhanced penalty prescribed for an assault committed against a person providing services in that capacity.

HB 724 (LC) **Guillen/ Herrero/ Lozano/ Alonso/ Cortez** **SP: Zaffirini/ et al.**

Relating to the creation of a commission to study unclaimed land grant mineral proceeds.

HB 789 (LC) **King, Phil** **SP: Rodríguez**

Relating to the allowance in lieu of exempt property in the administration of a decedent's estate.

HB 800 **Murphy/ Alvarado/ Hilderbran/ Button/ Davis, John/ et al.** **SP: Deuell/ et al.**

Relating to a sales and use tax exemption and a franchise tax credit related to certain research and development activities.

HB 866 **Huberty/ Turner, Sylvester/ Cook/ Miles/ et al.** **SP: Seliger/ et al.**

Relating to the administration to public school students in certain grades of state-administered assessment instruments.

1 Floor Amendment

HB 870 (CS) (LC) **Bell/ White/ Allen/ Dukes/ Turner, Sylvester/ et al.** **SP: Hegar/ et al.**

Relating to Prairie View A&M University's eligibility to participate in the research development fund.

1 Floor Amendment

HB 899 (CS) **Perry/ King, Phil/ et al.** **SP: Paxton**

Relating to certain rights of victims, guardians of victims, and close relatives of deceased victims in the criminal justice system.

HB 1129 (CS)

**White/ Menéndez/ Schaefer/
Sanford/ et al.**

SP: Van de Putte/ et al.

Relating to a program allowing certain military voters on active duty overseas to cast a ballot electronically.

HB 1133

**Otto/ Harless/ Toth/ Hilderbran/
et al.**

SP: Estes

Relating to a sales and use tax refund for tangible personal property used to provide cable television service, Internet access service, or telecommunications services and to the exclusion of that property in certain economic development agreements.

HB 1228 (LC)

**Dukes/ Thompson, Senfronia/
Raymond/ Harless/ Zerwas/ et al.**

SP: Davis/ et al.

Relating to consideration by the court of sexual abuse and conduct that constitutes sexual assault in certain suits affecting the parent-child relationship.

HB 1302

**Clardy/ Springer/ Paddie/ King,
Ken/ Toth/ et al.**

SP: Nichols

Relating to the imposition of a sentence of life without parole on certain repeat sex offenders and to certain restrictions on employment for certain sex offenders.

1 Floor Amendment

HB 1366 (LC)

Lucio III

SP: Rodríguez

Relating to certain procedures in family or juvenile law proceedings.

1 Floor Amendment

HB 1513 (CS)

Lewis

SP: West

Relating to temporary increases in the records archive fees and the records management and preservation fees charged by district and county clerks.

HB 1573 (CS)

McClendon/ Gutierrez

SP: Van de Putte

Relating to authorizing an optional county fee on vehicle registration in certain counties.

HB 1675 (CS)

Bonnen, Dennis

SP: Nichols

Relating to the sunset review process and certain governmental entities subject to that process.

8 Floor Amendments

HB 1712 (LC)

Lozano/ Villalba

SP: Zaffirini

Relating to an exemption from ad valorem and sales and use taxes for property used in connection with an offshore spill response containment system.

HB 1741 (CS)

Naishtat

SP: West/ et al.

Relating to requiring child safety alarms in certain vehicles used by child-care facilities to transport children.

HB 1775 (LC)

**Thompson, Ed/ Larson/ Ritter/
Bonnen, Dennis/ Raymond/ et al.**

SP: Hancock

Relating to the authority of the University Interscholastic League regarding activities involving sports officials.

HB 1843 (LC)

Branch

SP: Seliger

Relating to limitations on the automatic admission of undergraduate students to general academic teaching institutions.

HB 1897

Eiland

SP: Carona

Relating to the exemption from ad valorem taxation of pollution control property.

2 Floor Amendments

HB 1931 (LC)

Guillen/ Flynn/ Lozano/ et al.

SP: Estes

Relating to compensation of property owners whose property is damaged as a result of a pursuit involving a law enforcement agency.

HB 2099 (CS) (LC)

Guillen

SP: Hinojosa/ et al.

Relating to improving access to nursing education programs.

HB 2100

**Thompson, Senfronia/ Price/
Workman/ White/ Longoria/
et al.**

SP: Williams

Relating to the salary for certain employees of the Department of Public Safety of the State of Texas.
1 Floor Amendment

HB 2123

Guillen

SP: Lucio

Relating to the regulation of game rooms in certain counties; providing penalties; authorizing a fee.
1 Floor Amendment

HB 2201 (A)

**Farney/ Sheffield, Ralph/
Huberty/ Paddie/ Fallon/ et al.**

SP: Lucio

Relating to increasing the courses offered in the career and technology education curriculum.

1 Committee Amendment

2 Floor Amendments

HB 2304 (LC)

Rodriguez, Eddie

SP: Watson/ et al.

Relating to the certification of sheriffs and deputy sheriffs to enforce commercial motor vehicle safety standards in certain counties.

HB 2305 (LC)

Rodriguez, Eddie

SP: Watson

Relating to motor vehicle inspection requirements for vehicles equipped with compressed natural gas containers.

2 Floor Amendments

HB 2362 (CS)

Keffer

SP: Birdwell

Relating to the efficiency review of river authorities.

1 Floor Amendment

HB 2383 (CS)

Eiland/ Goldman/ Toth/ Price

SP: Duncan

Relating to life settlement contracts for the payment of long-term care services and support and the consideration of a life insurance policy in determining eligibility for medical assistance.

HB 2448 (CS) (LC)

Turner, Sylvester

SP: Whitmire/ et al.

Relating to tuition for certain students residing outside of a junior college district.

HB 2500

Bohac/ Strama/ Button/ Anchia

SP: Watson/ et al.

Relating to the appraisal for ad valorem tax purposes of solar energy property.

HB 2532 (CS)

Workman/ Isaac

SP: Fraser

Relating to the regulation of propane distribution system retailers; authorizing a fee.

HB 2636

Frullo/ Perry

SP: Duncan

Relating to the transfer of money from the tax increment fund established for a tax increment financing reinvestment zone to the fund established for an adjacent zone.

HB 2690 (CS)

Elkins

SP: Ellis

Relating to the sale of a vehicle by an unlicensed seller; creating an offense.

HB 2712 (LC)

**Perez/ Hernandez Luna/ Strama/
Walle/ Isaac**

SP: Taylor

Relating to the exemption from ad valorem taxation of energy storage systems used for the control of air pollution in a nonattainment area.

HB 2766 (LC)

Hunter

SP: Whitmire/ et al.

Relating to the exclusion of certain flow-through funds in determining total revenue for purposes of the franchise tax.

HB 2792 (LC)

Elkins

SP: Hegar

Relating to the circumstances under which an appraisal review board hearing shall be closed to the public.

HB 2818 (CS) (LC)

Sheffield, Ralph

SP: Carona

Relating to certain local option elections and the permits and licenses that can be issued in areas that approved the sale of certain alcoholic beverages in a local option election.

1 Floor Amendment

HB 2824 (LC) **Ratliff/ Branch/ Simpson/ Turner, Sylvester/ Kacal/ et al.** **SP: Paxton/ et al.**

Relating to the Texas High Performance Schools Consortium.

HB 2836 (CS) (LC) **Ratliff/ Farney/ King, Ken/ Patrick, Diane/ Huberty/ et al.** **SP: Patrick/ et al.**

Relating to the administration of certain state assessment instruments to public school students and to a study of the essential knowledge and skills of the required public school curriculum and of certain state assessment instruments.

2 Floor Amendments

HB 2912 (A) **Thompson, Senfronia** **SP: Rodríguez**

Relating to decedents' estates.

2 Committee Amendments

HB 2913 **Thompson, Senfronia** **SP: Rodríguez**

Relating to trusts.

HB 3086 (LC) **Darby** **SP: Huffman**

Relating to an optional exemption from the diesel fuel tax for materials blended with taxable diesel fuel.

HB 3105 **Morrison/ Carter** **SP: Deuell**

Relating to availability of certain benefits under individual accident and health insurance policies.

HB 3116 (LC) **Cook** **SP: Schwertner**

Relating to the recovery of uniform statewide accounting project costs from state agencies and vendors.

HB 3126 **Lucio III** **SP: Lucio**

Relating to the authorization by referendum election of an increase in optional fees imposed on vehicles registered in certain counties to fund transportation projects.

HB 3142 (LC) **Bell** **SP: Estes/ et al.**

Relating to handguns used to demonstrate proficiency in handgun use for purposes of obtaining a concealed handgun license.

1 Floor Amendment

HB 3153 (CS) **Lewis/ Guillen/ Pitts/ Crownover** **SP: West/ et al.**

Relating to the operation and administration of, and practice in courts in, the judicial branch of state government and the composition of certain juvenile boards; imposing a fee.

HB 3169 (LC) **Bohac** **SP: Lucio**

Relating to the imposition of the sales and use tax on taxable items sold or provided under certain contracts.

3 Floor Amendments

HB 3233 (LC) **Ritter/ Johnson/ Taylor, Van** **SP: Fraser**

Relating to interbasin transfers of state water.

HB 3276 **Simmons/ Bonnen, Greg/ Eiland/ et al.** **SP: Deuell/ et al.**

Relating to the coverage by certain health benefit plans for the screening and treatment of autism spectrum disorder.

HB 3309 (LC) **Crownover** **SP: Estes**

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

1 Floor Amendment

HB 3370 (CS) (LC) **Craddick** **SP: Patrick**

Relating to the authority of certain retired peace officers and former reserve law enforcement officers to carry certain firearms.

HB 3390 (CS)

**Hilderbran/ Murphy/ Eiland/
Davis, John/ Oliveira**

SP: Deuell

Relating to the Texas Economic Development Act.

10 Floor Amendments

HB 3436 (CS) (LC)

Cook

SP: Whitmire

Relating to the use and development of state property, including real property within the Capitol complex.

HB 3447 (LC)

Gutierrez

SP: Uresti

Relating to the establishment and functions of certain urban land bank demonstration programs.

1 Floor Amendment

HB 3459 (CS)

Eiland

SP: Taylor

Relating to the determination of the boundaries of, and the enforcement of the law governing access to, public beaches.

HB 3536 (CS)

Otto/ Kolkhorst/ Turner,

Sylvester/ Howard/ Zerwas/ et al.

SP: Hinojosa

Relating to imposing a fee on the sale of cigarettes and cigarette tobacco products manufactured by certain companies; providing penalties.

1 Floor Amendment

HB 3572 (CS) (LC)

Hilderbran/ Eiland/ Otto/ Bohac/

Alvarado/ et al.

SP: Williams

Relating to the administration, collection, and enforcement of taxes on mixed beverages; imposing a tax on sales of mixed beverages; decreasing the rate of the current tax on mixed beverages.

1 Floor Amendment

HB 3605 (CS) (LC)

Burnam/ Lucio III/ Callegari

SP: Hegar

Relating to the evaluation by the Texas Water Development Board of applications for financial assistance for certain retail public utilities.

2 Floor Amendments

HB 3643 (LC)

Harper-Brown

SP: Carona

Relating to the allocation of revenue from the municipal hotel occupancy tax by certain municipalities.

HB 3648 (CS) (LC)

Harper-Brown

SP: Paxton

Relating to the award and performance of certain state contracts.

1 Floor Amendment

HB 3660 (LC)

Simmons

SP: Hegar

Relating to requiring the Texas Commission on Fire Protection to conduct a study and prepare a report on administrative attachment.

1 Floor Amendment

HB 3714

Guerra/ Muñoz, Jr.

SP: Hinojosa

Relating to the creation of the Office of Small Business Assistance Advisory Task Force.

1 Floor Amendment

HB 3805

Gonzales, Larry

SP: Schwertner

Relating to the discharge of an officer or employee of the Department of Public Safety of the State of Texas.

HB 3838 (CS) (LC)

Phillips

SP: Hancock

Relating to motorcycle equipment and training and the license requirements for a three-wheeled motorcycle; creating an offense.

HB 3903 (LC)

Isaac

SP: Campbell

Relating to the Hays Trinity Groundwater Conservation District; providing authority to increase certain fees; authorizing a fee.

1 Floor Amendment

HB 3914 (CS) (LC)

Sanford

SP: Estes

Relating to the creation of the Old Celina Municipal Management District No. 1; providing authority to impose an assessment or fee.

1 Floor Amendment

HB 3941

Miller, Doug

SP: Campbell

Relating to the creation of the Comal County Water Improvement District No. 3; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

The Senate suspended the regular order, read third time and finally passed:

HB 394

Thompson, Senfronia

SP: Van de Putte

Relating to limits on prizes for bingo games.

HB 581

Howard/ King, Susan/ King, Ken/ Naishstat

SP: Lucio/ et al.

Relating to the waiver of sovereign immunity in certain employment lawsuits by nurses and in certain employment discrimination actions in connection with a workers' compensation claim.

HB 1198 (CS) (LC)

Raymond/ et al.

SP: Zaffirini

Relating to authorizing an optional county fee on vehicles registered in certain counties to fund transportation projects.

The Senate suspended the regular order, read the second time, and passed to third reading:

HB 742 (CS)

Strama/ Villarreal/ Otto/ Anchia/ Villalba

SP: Watson/ et al.

Relating to a grant program for certain school districts to provide summer instruction primarily for students who are educationally disadvantaged and summer teaching opportunities for high-performing, new, and student teachers.

HB 950 (LC)

Thompson, Senfronia/ Collier/ Davis, Sarah/ Alvarado/ Isaac/ et al.

SP: Davis/ et al.

Relating to unlawful employment practices regarding discrimination in payment of compensation.

1 Floor Amendment

The Senate adopted the following resolutions:

SR 1022

Lucio

Congratulating Fred Farias III for being named president-elect of the Texas Optometric Association.

The Senate concurred in House amendments to the following:

SB 123

Rodríguez

SP: Márquez/ et al.

Relating to the authority of the commissioner of education to issue subpoenas and conduct accreditation investigations.

SB 209

Huffman/ Nichols

SP: Dutton

Relating to the functions and operation of the State Commission on Judicial Conduct.

SB 495 (CS) (LC)

Huffman/ et al.

SP: Walle/ et al.

Relating to the creation of a task force to study maternal mortality and severe maternal morbidity.

SB 1367 (CS) (LC)

Duncan

SP: Smithee

Relating to abolishing the Texas Health Insurance Pool.

SB 1556 (CS) (LC)

Seliger

SP: Davis, John

Relating to the establishment of a school safety certification program and the School Safety Task Force.

SB 1803 (CS)

Huffman

SP: Kolkhorst/ et al.

Relating to investigations of and payment holds relating to allegations of fraud or abuse and investigations of and hearings on overpayments and other amounts owed by providers in connection with the Medicaid program or other health and human services programs.

The Senate refused to concur in House amendments and requested the appointment of a Conference Committee on the following:

SB 2 (CS) **Patrick/ et al.** **SP: Aycock**
Relating to certain charter schools.

SB 211 **Nichols/ et al.** **SP: Dutton**
Relating to the continuation and functions of the Texas Facilities Commission; authorizing fees.

SB 270 (LC) **Seliger** **SP: Herrero**
Relating to a limited exception to the prohibition on releasing personal information about a juror collected during the jury selection process in certain cases.

SB 281 (LC) **Estes** **SP: Frank**
Relating to the administration and powers of the Red River Authority of Texas.

SB 359 (LC) **Hinojosa** **SP: Eiland**
Relating to the selection of certain members of the board of directors of an appraisal district.

SB 690 (CS) **Ellis** **SP: Dutton**
Relating to certain management districts in Harris County, including the boundaries of the Near Northside Management District and the creation of Harris County Improvement District No. 23; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

SB 700 (CS) (LC) **Hegar** **SP: Kacal/ et al.**
Relating to energy and water management planning and reporting by state agencies and institutions of higher education.

SB 1458 (CS) **Duncan/ et al.** **SP: Callegari/ et al.**
Relating to contributions to, benefits from, and the administration of systems and programs administered by the Teacher Retirement System of Texas.

The Senate granted the request for the appointment of a Conference Committee on the following:

HB 396 (LC) **Thompson, Senfronia** **SP: Huffman**
Relating to providing a federal postcard applicant with a ballot for certain elections in which the applicant is eligible to vote.

HB 429 (LC) **Guillen** **SP: Zaffirini**
Relating to the definition of rural area for purposes of certain housing assistance administered by the Texas Department of Housing and Community Affairs.

HB 773 (LC) **Farney/ Branch/ Thompson,
Senfronia/ Smithee/ et al.** **SP: Schwertner**
Relating to a requirement that students at an open-enrollment charter school recite the pledges of allegiance to the United States flag and the state flag.

Committee referral on the following:

HB 3942 **Parker**
Relating to the creation of the Riverwalk Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments or fees.

Intergovernmental Relations

(A) AMENDED IN COMMITTEE
(CS) COMMITTEE SUBSTITUTE
(LC) RECOMMENDED FOR LOCAL CALENDAR