

# HOUSE JOURNAL

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EIGHTY-FIRST LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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SECOND DAY — WEDNESDAY, JANUARY 14, 2009

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Berman; Bohac; Bolton; Bonnen; Branch; Brown, B.; Brown, F.; Castro; Chavez; Chisum; Christian; Cohen; Coleman; Cook; Corte; Crabb; Craddick; Creighton; Darby; Davis, J.; Davis, Y.; Deshotel; Driver; Dunnam; Dutton; Edwards; Eissler; Elkins; England; Farabee; Farias; Farrar; Fletcher; Flores; Flynn; Frost; Gallego; Geren; Giddings; Gonzales; Gonzalez Toureilles; Guillen; Gutierrez; Hamilton; Hancock; Hardcastle; Harless; Harper-Brown; Hartnett; Heflin; Hernandez; Herrero; Hilderbran; Hochberg; Hodge; Homer; Hopson; Howard, C.; Howard, D.; Hughes; Hunter; Isett; Jackson; Jones; Keffer; Kent; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Laubenberg; Legler; Leibowitz; Lewis; Lucio; Madden; Mallory Caraway; Marquez; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miklos; Moody; Morrison; Naishtat; Oliveira; Olivo; Orr; Ortiz; Otto; Parker; Patrick; Paxton; Peña; Phillips; Pickett; Pierson; Pitts; Quintanilla; Raymond; Riddle; Ritter; Rodriguez; Sheffield; Shelton; Smith, T.; Smith, W.; Smithee; Solomons; Strama; Swinford; Taylor; Thibaut; Thompson; Truitt; Turner, C.; Turner, S.; Vaught; Veasey; Villarreal; Vo; Walle; Weber; Woolley; Zerwas.

Absent, Excused — Gattis; Rios Ybarra.

Absent — Burnam; Button; Callegari; Crownover; Dukes; Eiland; Maldonado; Miller, D.; Miller, S.; Rose.

The invocation was offered by Representative Edwards.

The speaker recognized Representative Eissler who led the house in the pledges of allegiance to the United States and Texas flags.

(Burnam, Button, Callegari, D. Miller, and Rose now present)

### LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Rios Ybarra on motion of Martinez.

The following member was granted leave of absence for today and tomorrow because of important business in the district:

Gattis on motion of Parker.

### **CAPITOL PHYSICIAN**

The speaker recognized Representative Kolkhorst who presented Dr. Henry Boehm of Brenham as the "Doctor for the Day."

The house welcomed Dr. Boehm and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

### **NOTICE OF WITHDRAWAL OF ELECTION CONTEST**

The speaker had read the following statement:

On December 22, 2008, the office of the speaker received a notice of withdrawal of election contest from Mr. Brian Walker who had previously initiated the contest in the Texas House of Representatives over the election of November 4, 2008, for state representative for District 11. Accordingly, the contest was dismissed.

### **HR 11 - ADOPTED (by Chisum)**

The following resolution was laid before the house:

**HR 11**, Granting the Texas DeMolay Association permission to use the house chamber on February 21 and 22, 2009.

**HR 11** was adopted.

(Crownover and Dukes now present)

### **HR 41 - ADOPTED (by Callegari)**

The following resolution was laid before the house:

**HR 41**, Commemorating the dedication of Ursula Stephens Elementary School in Katy.

**HR 41** was adopted.

### **HR 42 - ADOPTED (by Callegari)**

The following resolution was laid before the house:

**HR 42**, Congratulating Stephanie Springer Middleton on her retirement from the Harris County Tax Office.

**HR 42** was adopted.

(Maldonado and S. Miller now present)

**HR 43 - ADOPTED**  
**(by Callegari)**

The following resolution was laid before the house:

**HR 43**, Congratulating absolutely! Magazines on its receipt of a 2007 Keep Texas Beautiful Media Award.

**HR 43** was adopted.

**HR 112 - ADOPTED**  
**(by Lewis)**

The following resolution was laid before the house:

**HR 112**, Recognizing January 14, 2009, as Andrews County Day at the State Capitol.

**HR 112** was adopted.

**HR 63 - ADOPTED**  
**(by Paxton)**

The following resolution was laid before the house:

**HR 63**, Honoring C. T. Eddins Elementary School on its selection as a 2007 No Child Left Behind–Blue Ribbon School.

**HR 63** was adopted.

**HR 65 - ADOPTED**  
**(by Paxton and Laubenberg)**

The following resolution was laid before the house:

**HR 65**, Honoring Frances Elizabeth Norton Elementary School on its selection as a 2007 No Child Left Behind–Blue Ribbon School.

**HR 65** was adopted.

**HCR 19 - ADOPTED**  
**(by Otto)**

The following resolution was laid before the house:

**HCR 19**, Inviting the governor to address a joint session of the legislature on January 27, 2009.

**HCR 19** was adopted.

**ADJOURNMENT**

Representative Martinez Fischer moved that the house adjourn until 10 a.m. tomorrow in honor of Francesca Maria Provencio Fischer of San Antonio.

The motion prevailed.

The house accordingly, at 10:45 a.m., adjourned until 10 a.m. tomorrow.

