

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTH DAY — WEDNESDAY, JANUARY 23, 2013

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 22).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Ashby; Aycock; Bell; Bohac; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Absent, Excused — Alvarado; Dutton; Flynn.

Absent — Anderson; Bonnen, D.

The speaker recognized Representative R. Sheffield who introduced Matt Thrasher, lead pastor, Crossroads Church, Belton, who offered the invocation as follows:

Lord, I thank you that you hear long prayers and short ones, so today I will keep it short. We thank you for this day, for the men and women that govern the great State of Texas. Provide them with the wisdom they need to lead, the solidarity to work in harmony, and your divine providence in our affairs. We ask all this in the name of your son, Jesus Christ. Amen.

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

LEAVES OF ABSENCE GRANTED

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

Alvarado on motion of Lucio.

The following member was granted leave of absence for today because of a death in the family:

Dutton on motion of Raymond.

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

Flynn on motion of Zedler.

(Anderson now present)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

CAPITOL PHYSICIAN

The speaker recognized Representative S. Davis who presented Dr. Clare Hawkins of Houston as the "Doctor for the Day."

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

HR 140 - ADOPTED (by Menéndez and Anderson)

Representative Anderson moved to suspend all necessary rules to take up and consider at this time **HR 140**.

The motion prevailed.

The following resolution was laid before the house:

HR 140, Commending the recipients of the Texas Treasure Business Award.

HR 140 was read and was adopted.

On motion of Representatives Menéndez and Darby, the names of all the members of the house were added to **HR 140** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representatives Anderson and Menéndez who introduced recipients of the Texas Treasure Business Award.

HR 149 - ADOPTED (by Menéndez)

Representative Menéndez moved to suspend all necessary rules to take up and consider at this time **HR 149**.

The motion prevailed.

The following resolution was laid before the house:

HR 149, Honoring Stewart Title Company of Houston as a recipient of the Texas Treasure Business Award from the Texas Historical Commission.

HR 149 was adopted.

On motion of Representative Darby, the names of all the members of the house were added to **HR 149** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Menéndez who introduced Matt Morris, CEO of Stewart Title Company.

HR 146 - ADOPTED (by Darby)

Representative Darby moved to suspend all necessary rules to take up and consider at this time **HR 146**.

The motion prevailed.

The following resolution was laid before the house:

HR 146, Honoring Holland Jewelry on its receipt of a Texas Treasure Business Award from the Texas Historical Commission.

HR 146 was adopted.

On motion of Representative Menéndez, the names of all the members of the house were added to **HR 146** as signers thereof.

(Capriglione in the chair)

HR 111 - ADOPTED (by S. King)

Representative S. King moved to suspend all necessary rules to take up and consider at this time **HR 111**.

The motion prevailed.

The following resolution was laid before the house:

HR 111, Recognizing January 21-27, 2013, as Nurse Anesthetists Week in Texas.

HR 111 was read and was adopted.

On motion of Representatives Kolkhorst, Klick, and Howard, the names of all the members of the house were added to **HR 111** as signers thereof.

(D. Bonnen now present)

HR 138 - ADOPTED (by Kolkhorst)

Representative Kolkhorst moved to suspend all necessary rules to take up and consider at this time **HR 138**.

The motion prevailed.

The following resolution was laid before the house:

HR 138, Congratulating the Navasota High School football team on winning the 2012 UIL 3A Division 2 state championship.

HR 138 was read and was adopted.

On motion of Representative Springer, the names of all the members of the house were added to **HR 138** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Kolkhorst who introduced coaches and players of the Navasota High School football team.

HR 141 - ADOPTED (by Springer)

Representative Springer moved to suspend all necessary rules to take up and consider at this time **HR 141**.

The motion prevailed.

The following resolution was laid before the house:

HR 141, Honoring Cooke County Electric Cooperative Association on the 75th anniversary of its founding.

HR 141 was adopted.

On motion of Representative Springer, the names of all the members of the house were added to **HR 141** as signers thereof.

HR 132 - ADOPTED (by Darby)

Representative Darby moved to suspend all necessary rules to take up and consider at this time **HR 132**.

The motion prevailed.

The following resolution was laid before the house:

HR 132, Welcoming members of the National Association of Insurance and Financial Advisors-Texas, the Texas Association of Health Underwriters, and the Texas Association of Life and Health Insurers to the State Capitol on the occasion of their legislative day.

HR 132 was adopted.

On motion of Representative Darby, the names of all the members of the house were added to **HR 132** as signers thereof.

HR 134 - ADOPTED (by Craddick)

Representative Lewis moved to suspend all necessary rules to take up and consider at this time **HR 134**.

The motion prevailed.

The following resolution was laid before the house:

HR 134, Honoring Juandelle Lacy Roberts of Midland on her 85th birthday.

HR 134 was adopted.

On motion of Representative Price, the names of all the members of the house were added to **HR 134** as signers thereof.

LEAVE OF ABSENCE GRANTED

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

Coleman on motion of S. Turner.

HR 109 - ADOPTED

(by Kolkhorst)

Representative Kolkhorst moved to suspend all necessary rules to take up and consider at this time **HR 109**.

The motion prevailed.

The following resolution was laid before the house:

HR 109, Recognizing January 23, 2013, as Grimes County Day at the State Capitol.

HR 109 was adopted.

On motion of Representative D. Bonnen, the names of all the members of the house were added to **HR 109** as signers thereof.

HR 137 - ADOPTED

(by C. Turner)

Representative C. Turner moved to suspend all necessary rules to take up and consider at this time **HR 137**.

The motion prevailed.

The following resolution was laid before the house:

HR 137, In memory of Maria Alvarez Mora of Garland.

HR 137 was unanimously adopted by a rising vote.

On motion of Representative Sheets, the names of all the members of the house were added to **HR 137** as signers thereof.

ADJOURNMENT

Representative Martinez Fischer moved that the house adjourn until 10 a.m. tomorrow in memory of Sylvia Rodriguez of San Antonio.

The motion prevailed.

The house accordingly, at 11:02 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1**MESSAGE FROM THE SENATE****SENATE CHAMBER**

Austin, Texas

Wednesday, January 23, 2013-1

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 27

Geren

SPONSOR: Whitmire

Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, January 16, 2013, and ending on Tuesday, January 22, 2013.

Respectfully,

Patsy Spaw

Secretary of the Senate