

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

PROCEEDINGS

EIGHTH DAY — WEDNESDAY, JANUARY 30, 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 26).

Present — Mr. Speaker; Allen; Alonzo; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; 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; Flynn; Frank; Frullo; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; 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; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; 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; Huberty; Ratliff.

Absent — Bonnen, G.; Geren; McClendon; Paddie.

STATEMENT OF VOTE

I was absent to be with my family as my father underwent surgery in Houston.

G. Bonnen

The speaker recognized Representative Patrick who introduced Reverend Dr. Russell C. Hildebrandt, senior pastor, Grace Lutheran Church, Arlington, who offered the invocation as follows:

Dearest Heavenly Father, we come to you as your children seeking and imploring your grace in a sin filled world where there is strife, brokenness, and bitterness. As your children, we do not deserve the blessings we have. We always

don't say thank you for what we have, but we now pause and say we are most thankful for our daily bread and all other blessings that have been provided by your providential hand.

Please bless the president of the United States, Barack Obama, our United States Congress, our governor, Rick Perry, and our Texas state legislature. We especially ask for blessings on our state representatives: Diane Patrick, Matt Krause, Jonathan Stickland, Chris Turner, and Bill Zedler. We also pray for blessings for our state senators: Wendy Davis and Kelly Hancock. Please bless Mayor Robert Cluck, Arlington City Council, Arlington Chamber of Commerce, officials from Arlington, and officials from Hurst, Euless, and Bedford.

We pray for blessings on this session of congress in the great State of Texas that our state's needs are met: peace, the pursuit of happiness, the freedom to express our beliefs, and where the love of Jesus is shared as we live our lives as the good samaritans of sharing what we have with those who are less fortunate. May our day be filled with promise, hope, love, compassion, and the fruit of the spirit of the triune God. In Jesus' name. Amen.

The speaker recognized Representative J. Rodriguez 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:

Ratliff on motion of Isaac.

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

Alvarado on motion of Raymond.

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 important business in the district:

Huberty on motion of Isaac.

CAPITOL PHYSICIAN

The speaker recognized Representative Flynn who presented Dr. Ronald Peron of Campbell as the "Doctor for the Day."

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

(Cortez in the chair)

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 Deshotel.

(McClendon and Paddie now present)

HR 150 - ADOPTED

(by **Howard, Harless, J. Sheffield, et al.**)

Representative Howard moved to suspend all necessary rules to take up and consider at this time **HR 150**.

The motion prevailed.

The following resolution was laid before the house:

HR 150, Recognizing February 1, 2013, as National Wear Red Day, which supports the fight against heart disease in women.

HR 150 was read and was adopted.

On motion of Representatives Giddings and Burkett, the names of all the members of the house were added to **HR 150** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Howard who introduced representatives of the Circle of Red.

HR 267 - ADOPTED

(by **Otto**)

Representative Otto moved to suspend all necessary rules to take up and consider at this time **HR 267**.

The motion prevailed.

The following resolution was laid before the house:

HR 267, Recognizing January 30, 2013, as CASA Day at the Capitol.

HR 267 was adopted.

On motion of Representative Menéndez, the names of all the members of the house were added to **HR 267** as signers thereof.

HR 239 - ADOPTED

(by **Price, Lavender, Guillen, Gonzales, and Kacal**)

Representative Price moved to suspend all necessary rules to take up and consider at this time **HR 239**.

The motion prevailed.

The following resolution was laid before the house:

HR 239, Commemorating the 2013 Texas Farm Bureau Leadership Conference.

HR 239 was read and was adopted.

On motion of Representatives Aycock, Anderson, and Phillips, the names of all the members of the house were added to **HR 239** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Price who introduced representatives of the Texas Farm Bureau.

HR 227 - ADOPTED (by Kacal and K. King)

Representative Kacal moved to suspend all necessary rules to take up and consider at this time **HR 227**.

The motion prevailed.

The following resolution was laid before the house:

HR 227, In memory of S. M. True, Jr., of Plainview.

HR 227 was read and was unanimously adopted by a rising vote.

On motion of Representative K. King, the names of all the members of the house were added to **HR 227** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Kacal who introduced family members of S. M. True, Jr.

HR 249 - ADOPTED (by Oliveira, et al.)

Representative Lucio moved to suspend all necessary rules to take up and consider at this time **HR 249**.

The motion prevailed.

The following resolution was laid before the house:

HR 249, Recognizing January 30, 2013, as Rio Grande Valley Higher Education Day at the State Capitol.

HR 249 was read and was adopted.

On motion of Representative Muñoz, the names of all the members of the house were added to **HR 249** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Lucio who introduced a delegation from the Rio Grande Valley.

(Geren now present)

HR 255 - ADOPTED
(by Raymond)

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 255**.

The motion prevailed.

The following resolution was laid before the house:

HR 255, Recognizing January 30, 2013, as Laredo Day at the State Capitol.

HR 255 was read and was adopted.

On motion of Representative Lewis, the names of all the members of the house were added to **HR 255** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Raymond who introduced a delegation from Laredo.

HR 156 - ADOPTED
(by Aycock)

Representative Aycock moved to suspend all necessary rules to take up and consider at this time **HR 156**.

The motion prevailed.

The following resolution was laid before the house:

HR 156, Recognizing January 30, 2013, as Communities In Schools Day at the State Capitol.

HR 156 was adopted.

On motion of Representative R. Sheffield, the names of all the members of the house were added to **HR 156** as signers thereof.

HR 238 - ADOPTED
(by Dale and Vo)

Representative Dale moved to suspend all necessary rules to take up and consider at this time **HR 238**.

The motion prevailed.

The following resolution was laid before the house:

HR 238, Paying tribute to the lives of those Americans who fell in battle during the Tet Offensive of the Vietnam War.

HR 238 was adopted.

On motion of Representative Sheets, the names of all the members of the house were added to **HR 238** as signers thereof.

HR 158 - ADOPTED
(by Patrick, et al.)

Representative Patrick moved to suspend all necessary rules to take up and consider at this time **HR 158**.

The motion prevailed.

The following resolution was laid before the house:

HR 158, Welcoming the members of Team Arlington to the State Capitol and recognizing January 30, 2013, as Team Arlington Day.

HR 158 was read and was adopted.

On motion of Representative Zedler, the names of all the members of the house were added to **HR 158** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Patrick who introduced a delegation from Arlington.

INTRODUCTION OF GUESTS

The chair recognized Representative Muñoz who introduced representatives of the Texas Border Coalition.

HR 241 - ADOPTED
(by Kuempel)

Representative Kuempel moved to suspend all necessary rules to take up and consider at this time **HR 241**.

The motion prevailed.

The following resolution was laid before the house:

HR 241, Welcoming members of the Texas Merchandise Vending Association to the State Capitol.

HR 241 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Kuempel who introduced members of the Texas Merchandise Vending Association.

HR 151 - ADOPTED
(by Clardy)

Representative Clardy moved to suspend all necessary rules to take up and consider at this time **HR 151**.

The motion prevailed.

The following resolution was laid before the house:

HR 151, In memory of Tim Hayward of Nacogdoches.

HR 151 was read and was unanimously adopted by a rising vote.

On motion of Representative Naishtat, the names of all the members of the house were added to **HR 151** as signers thereof.

HR 113 - ADOPTED
(by Dutton)

Representative Giddings moved to suspend all necessary rules to take up and consider at this time **HR 113**.

The motion prevailed.

The following resolution was laid before the house:

HR 113, In memory of Otis Harold King of Houston.

HR 113 was read and was unanimously adopted by a rising vote.

On motion of Representative Dukes, the names of all the members of the house were added to **HR 113** as signers thereof.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 4).

ADJOURNMENT

On behalf of Representative Dutton, Representative Giddings moved that the house adjourn until 10 a.m. tomorrow in memory of Otis Harold King of Houston.

The motion prevailed.

The house accordingly, at 11:29 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 4

SCR 7

