

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, FOURTH CALLED SESSION

PROCEEDINGS

SIXTH DAY — FRIDAY, NOVEMBER 17, 2023

The house met at 4:55 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 60).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Absent, Excused — Muñoz.

Absent — Klick; Morales Shaw.

LEAVES OF ABSENCE GRANTED

On motion of Representative Metcalf and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

(Klick now present)

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

The following bills were laid before the house and read third time:

HB 2 ON THIRD READING**(by K. King, Buckley, Ashby, Dutton, et al.)**

HB 2, A bill to be entitled An Act relating to measures for ensuring safety and security in public schools, including the establishment of a school safety grant program and a school safety plan implementation grant program, and the allocation of certain constitutional transfers of money to the state school safety fund, the economic stabilization fund, and the state highway fund.

HB 2 was passed by (Record 61): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Muñoz.

Absent — Lozano; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 61 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 61 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

(Morales Shaw now present)

HOUSE AT EASE

At 4:56 p.m., the chair announced that the house would stand at ease.

Tuesday, November 21

(Wilson in the chair)

The chair called the house to order at 10 a.m. Tuesday, November 21.

HOUSE AT EASE

At 10 a.m. Tuesday, November 21, the chair announced that the house would stand at ease.

Monday, November 27

(Speaker in the chair)

The chair called the house to order at 3:16 p.m. Monday, November 27.

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 Nos. 1 and 2).

HOUSE AT EASE

At 3:17 p.m. Monday, November 27, the chair announced that the house would stand at ease.

The chair called the house to order at 4:01 p.m. Monday, November 27.

HOUSE AT EASE

At 4:01 p.m. Monday, November 27, the chair announced that the house would stand at ease.

Thursday, November 30

The chair called the house to order at 4:17 p.m. Thursday, November 30.

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).

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, House List No. 1).

HOUSE AT EASE

At 4:18 p.m. Thursday, November 30, the chair announced that the house would stand at ease.

Friday, December 1

The chair called the house to order at 1 p.m. Friday, December 1.

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. 2).

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. 3).

HOUSE AT EASE

At 1 p.m. Friday, December 1, the chair announced that the house would stand at ease.

Tuesday, December 5

The chair called the house to order at 11:26 a.m. Tuesday, December 5.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Lalani on motion of Perez.

R. Lopez on motion of Plesa.

Morales Shaw on motion of Howard.

Spiller on motion of K. Bell.

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

Garcia on motion of Perez.

The following members were granted leaves of absence for the remainder of today because of important business:

Dorazio on motion of Orr.

Frazier on motion of Bumgarner.

Oliverson on motion of Schofield.

RULES SUSPENDED

Representative Geren moved to suspend all necessary rules to consider and adopt the congratulatory and memorial resolutions listed on the suspension congratulatory and memorial calendar, which will be entered in the journal, with an indication that the memorial resolutions on the calendar were adopted by a rising vote.

The motion prevailed.

**SUSPENSION
CONGRATULATORY AND MEMORIAL CALENDAR**

The following congratulatory resolutions were submitted for inclusion in the journal and were adopted:

HR 47 (by Zwiener), Honoring the legacy of Helen Alcalá on her posthumous selection as a namesake candidate for the Child Nutrition Center at Hays CISD.

HR 48 (by Oliverson), Honoring Shen Yun Performing Arts as it embarks on its 2024 world tour in Houston.

HR 49 (by Herrero and Hunter), Congratulating Augustin Rivera Jr. on receiving the 2023 Distinguished Citizen of the Year award from the South Texas Council Boy Scouts of America.

HR 51 (by Bumgarner), Congratulating Suzanne Reed on attaining the rank of lieutenant with the Flower Mound Police Department.

HR 52 (by Bumgarner), Congratulating Jim Ball on attaining the rank of lieutenant with the Flower Mound Police Department.

HR 53 (by Bumgarner), Congratulating John Stewart on attaining the rank of sergeant with the Flower Mound Police Department.

HR 55 (by Bumgarner), Congratulating Justin Hobbs on attaining the rank of sergeant with the Flower Mound Police Department.

HR 57 (by Wilson), Congratulating Dr. Walter Wornardt and Ruth Wornardt of Houston on their 60th wedding anniversary.

HR 59 (by Neave Criado), Congratulating Raul Liendo on his 69th birthday.

HR 60 (by Guerra), Congratulating The University of Texas Rio Grande Valley on receiving the Large Employer Award from the Governor's Committee on People with Disabilities.

HR 62 (by Guerra), Congratulating Christian Torres on receiving the 2023 Entrepreneurship Award from the Governor's Committee on People with Disabilities Lex Frieden Employment Awards program.

HR 63 (by Guerra), Congratulating Dr. Lidia Fonseca on receiving the 2023 Governor's Trophy from the Governor's Committee on People with Disabilities Lex Frieden Employment Awards program.

HR 64 (by Wilson), Congratulating Dr. Walter Wornardt and Ruth Wornardt on their 60th wedding anniversary.

HR 65 (by Guerra), Congratulating Judge Omar Maldonado on his receipt of the 2023 Edinburg Chamber of Commerce Leadership Award.

HR 66 (by Guerra), Congratulating Sabrina Walker Hernandez on being named the 2023 Woman of the Year by the Edinburg Chamber of Commerce.

HR 67 (by Guerra), Congratulating Tom Banning on his receipt of the 2023 Primary Care Champion Award from the Texas Primary Care Consortium.

HR 68 (by Ortega), Commending Albert Armendariz Jr. of El Paso for his dedicated service to his community as an immigration and naturalization attorney.

HR 69 (by Guerra), Congratulating the Valley Association for Independent Living on receiving the 2023 Martha Arbuckle Award from the Texas Governor's Committee on People with Disabilities Lex Frieden Awards program.

HR 70 (by Guerra), Congratulating Karla Garcia on being named the 2023 Ambassador of the Year by the Edinburg Chamber of Commerce.

HR 71 (by Guerra), Congratulating Sam Saldivar on his selection as the 2023 Man of the Year by the Edinburg Chamber of Commerce.

HR 72 (by Guerra), Congratulating Yazmin Guerra of PSJA Southwest Early College High School on placing eighth in the 5A girls' competition at the 2023 UIL Cross Country State Championships.

HR 73 (by Guerra), Congratulating the city of Edinburg on being named the Most Affordable College Town in the United States by WalletHub.

HR 74 (by Guerra), Congratulating The University of Texas Rio Grande Valley on being recognized by U.S. News and World Report, Washington Monthly, and DegreeChoices.com.

HR 75 (by Guerra), Congratulating the Pharr-San Juan-Alamo Early College High School Mighty Bear Band on winning first place at the 2023 UIL 6A Area G Marching Band Contest and advancing to the state competition.

HR 78 (by Price), Congratulating the city of Borger on its receipt of the 2023 Texas Planning Award for Community of the Year from the Texas Chapter of the American Planning Association.

HR 79 (by Price), Congratulating Carolyn Witherspoon on her retirement as the executive director of the Coalition of Health Services, Inc., in Amarillo.

HR 80 (by Price), Congratulating the Panhandle High School band on its third-place finish at the 2023 UIL 2A State Marching Band Contest.

HR 81 (by Guerra), Congratulating the Pharr-San Juan-Alamo ISD KTRI Student Reporter Program on receiving a Student Multimedia Spotlight Award from Dave Campbell's Texan Live and VCRNOW.

HR 82 (by Guerra), Congratulating the members of the McAllen High School girls' cross country team on their participation in the 2023 UIL Cross Country State Championships.

HR 86 (by Oliverson), Congratulating the Tomball Christian Warriors on winning the 2023 National Homeschool Football Association Division 1 championship.

HR 87 (by Guerra), Congratulating Édgar Barrera on winning three 2023 Latin Grammy Awards.

HR 88 (by Anchía), Commemorating the 12th annual Austin Capitol Congressional Debate Tournament.

HR 89 (by Leo-Wilson), Congratulating Tristin Parker of Winnie on being named the 2023 Resistol Rookie of the Year in bull riding.

HR 90 (by Leo-Wilson), Congratulating Jennifer East of Riceland Healthcare on her selection as the 2023 Nurse Practitioner of the Year by the Southeast Texas Nurse Practitioners.

HR 91 (by Toth), Recognizing the first Saturday after Veterans Day as Texas Memorial Illumination Day.

HR 92 (by Toth), Congratulating the Grand Oaks High School volleyball team on winning the 2023 UIL 6A state championship.

HR 93 (by Davis), Congratulating Fran Laukaitis on her retirement as president of Methodist Charlton Medical Center.

HR 94 (by Darby), Congratulating Dr. Cheryl Sparks on her 70th birthday and commending her for her service as president of Howard College.

HR 96 (by Wilson), Congratulating the Cedar Park High School Timberwolf Marching Band on winning the 5A state championship.

HR 97 (by Kacal), Commending Terra Willett for her service as chief of staff in the office of State Representative Kyle Kacal.

HR 98 (by Herrero), Honoring Charles W. Zahn Jr. for his service as chair of the Port of Corpus Christi Commission.

HR 99 (by Bumgarner), Honoring Lori Walker for her 10 years of service as president of the Flower Mound Chamber of Commerce.

HR 101 (by E. Morales), Commemorating the ninth annual Chupacabra BBQ Throwdown in Eagle Pass.

HR 102 (by Collier), Congratulating Ernestine Lawson on her 100th birthday.

HR 104 (by Turner), Congratulating the Arlington Fire Department on the grand opening of Fire Station 1.

HR 106 (by Toth), Congratulating the Northside Lions of Conroe on winning the 2023 American Homeschool Football Championship.

HR 109 (by C. Bell), Congratulating the Montgomery County Farm Bureau on receiving the 2023 Golden Buckle Award from the Texas Farm Bureau.

HR 115 (by Thimesch), Congratulating the Liberty Christian School football team on winning the 2023 TAPPS Division II state championship.

HR 116 (by Swanson), Congratulating endurance horseback rider Kim Moquin of Spring on placing seventh in the 2023 Tevis Cup Ride.

HR 117 (by Swanson), Congratulating endurance horseback rider Haley Moquin of Spring on placing sixth and receiving the Haggin Cup in the 2023 Tevis Cup Ride.

HR 119 (by Turner), Congratulating Jack Martin on his induction into the Texas Business Hall of Fame.

HR 120 (by Collier), Congratulating Bishop Mark D. Kirkland of Greater Saint Mark Ministries on his 50th anniversary in the ministry.

HR 121 (by Collier), Congratulating Anderson Boyd Lampkin and Dorothy Mae Lampkin of Fort Worth on their 70th wedding anniversary.

HR 123 (by Hayes), Congratulating Argyle Liberty Christian Volleyball team on winning the state championship for TAPPS 5A.

HR 126 (by Bucy), Congratulating Matthew Wright on winning the unified division title at the Special Olympics North America Golf Championship.

SCR 4 (Landgraf - House Sponsor), Recognizing The University of Texas Permian Basin football team for winning the 2023 Lone Star Conference championship.

SCR 6 (Craddick - House Sponsor), Recognizing the 2024 Texas Department of Public Safety Foundation BBQ Cook-Off.

The following memorial resolutions were submitted for inclusion in the journal and were unanimously adopted by a rising vote:

HR 50 (by Darby), In memory of Martin Needham Lee of Bronte.

HR 56 (by Shaheen), In memory of William Henderson Bowlin.

HR 58 (by Burrows), In memory of Delbert McDougal of Lubbock.

HR 61 (by Herrero), In memory of Armando "Tambor" Ramirez Gonzalez Sr. of Robstown.

HR 77 (by Lujan), In memory of Amelia Garza Webb of San Antonio.

HR 83 (by Guillen), In memory of Amalia S. Rivera of La Grulla.

HR 84 (by V. Jones), In memory of civil rights activist Janice Elaine Winkley Gore of Dallas.

HR 85 (by Darby), In memory of Wylie O. Webb of San Angelo.

HR 95 (by Burrows), In memory of former Lubbock firefighter Matthew Dawson.

HR 100 (by Herrero), In memory of Mary Lou Schanen of Robstown.

HR 105 (by Davis), In memory of Trinidad "Trini" Perales Garza of Dallas.

HR 107 (by J.E. Johnson), In memory of U.S. Army Colonel (Ret.) Ralph Hockley of Dallas.

HR 108 (by C. Bell), In memory of Mitchell Ryan Payne.

HR 110 (by C. Bell), In memory of U.S. Army Command Sergeant Major Charles Russell Turbeville of Copperas Cove.

HR 111 (by Davis), In memory of Monica M. Kenney of Cedar Hill.

HR 112 (by Darby), In memory of Judith Morrow Boyd Hirschfeld of San Angelo.

HR 113 (by Herrero), In memory of Rodrigo Garza Ramon Sr. of Robstown.

HR 114 (by Guillen), In memory of Juan C. Venecia of La Victoria.

HR 118 (by J. Lopez), In memory of Robert Lake Tumberlinson of San Benito.

HR 124 (by J. Lopez), In memory of Dr. Celia Arellano Gentry of San Benito.

HR 125 (by J. Lopez), In memory of Mary Lou Garcia of San Benito.

SCR 5 (Landgraf - House Sponsor), In memory of James Ratliff "Jay" Hurt Jr.

SCR 7 (Landgraf - House Sponsor), In memory of James Ratliff "Buzz" Hurt Sr.

NAMES ADDED

On motion of Representative Rose, the names of all the members of the house were added to **HR 84** and **HR 105** 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:

Anchía on motion of Turner.

HR 126 - INTRODUCTION OF GUEST

The chair recognized Representative Bucy who introduced Matthew Wright.

HR 126 - NAMES ADDED

Without objection, the names of all the members of the house were added to **HR 126** as signers thereof.

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. 3).

PROVIDING FOR ADJOURNMENT SINE DIE

At 11:42 a.m. Tuesday, December 5, Representative Geren moved that, at the conclusion of the signing of measures in the presence of the house, the house stand adjourned sine die.

The motion prevailed.

The chair called the house to order at 1:03 p.m. Tuesday, December 5.

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 SINE DIE

In accordance with a previous motion, Speaker Phelan, at 1:03 p.m. Tuesday, December 5, pronounced the House of Representatives of the Fourth Called Session of the Eighty-Eighth Legislature adjourned sine die.

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. 1**SB 4****Senate List No. 2****SCR 3****House List No. 1**

HCR 4, HCR 6, HCR 7, HCR 8, HCR 9, HCR 10, HCR 11, HCR 12, HCR 13, HCR 14, HCR 15

Senate List No. 3**SB 3****Senate List No. 4****SCR 4, SCR 5, SCR 6, SCR 7****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

Thursday, November 30, 2023

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 4 Craddick SPONSOR: Sparks

In memory of former state representative Walter David Counts Jr. of Knox City.

HCR 6 Craddick SPONSOR: Sparks

Congratulating former Midland High School baseball coach Barry Russell on his induction into the Midland ISD Hall of Legends.

HCR 7 Craddick SPONSOR: Sparks

Congratulating Jerod Foster on being named a Distinguished Alumni by the Texas Tech Alumni Association.

HCR 8 Craddick SPONSOR: Sparks
Congratulating John Billingsley of Dallas on being named a Distinguished Alumni by the Texas Tech Alumni Association.

HCR 9 Craddick SPONSOR: Sparks
Congratulating John C. Owens of Lubbock on being named a Distinguished Alumni by the Texas Tech Alumni Association.

HCR 10 Craddick SPONSOR: Sparks
Congratulating Terri McColloch on her induction into the Midland ISD Hall of Legends.

HCR 11 Craddick SPONSOR: Sparks
Congratulating Tyrone Thurman on his induction into the Midland ISD Hall of Legends.

HCR 12 Craddick SPONSOR: Sparks
Paying tribute to Terry Williamson on the occasion of his posthumous induction into the Midland ISD Hall of Legends.

HCR 13 Craddick SPONSOR: Sparks
Congratulating Jesse Benavidez on his induction into the Midland ISD Hall of Legends.

HCR 14 Craddick SPONSOR: Sparks
Congratulating Fred Underwood on being named a Distinguished Alumni by the Texas Tech Alumni Association.

HCR 15 Vasut SPONSOR: Huffman
In memory of former Brazoria County sheriff and judge E. J. "Joe" King.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Friday, December 1, 2023 - 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 CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 3

(18 Yeas, 9 Nays)

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, December 5, 2023 - 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:

SB 5 Huffman

Relating to the school safety allotment under the Foundation School Program and the establishment of a school safety grant program; making an appropriation.

SB 6 Hughes

Relating to requirements for trial in the contest of an election on a proposed constitutional amendment.

SCR 9 Hughes

Congratulating Ray Wilson on his retirement as district director in the office of State Senator Bryan Hughes.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

ENGROSSED**November 17 - HJR 1****November 20 - HB 2**

ENROLLED

**November 30 - HCR 4, HCR 6, HCR 7, HCR 8, HCR 9, HCR 10,
HCR 11, HCR 12, HCR 13, HCR 14, HCR 15**

SENT TO THE GOVERNOR

**December 1 - HCR 4, HCR 6, HCR 7, HCR 8, HCR 9, HCR 10,
HCR 11, HCR 12, HCR 13, HCR 14, HCR 15**

