

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

EIGHTEENTH DAY — MONDAY, MARCH 6, 2023

The house met at 2:16 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 40).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; 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; 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.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.

Absent, Excused — Burrows; Patterson; Schaefer; Sherman.

Absent — Hefner; Walle.

The invocation was offered by the Reverend Jakob N. Hurlimann, chaplain, as follows:

Merciful Father, we ask on this day that you would keep in your loving care all Texans serving in the armed forces, all first responders, all in health care professions, all tasked with protecting life and liberty. Keep watch over them and keep them safe so that the Texas that has been entrusted to us, to these men and women on their particular front lines, and to these representatives in this chamber, may through your providence continue to bless us and all who come after us. Thank you for the gift of life which we so richly enjoy, and grant that we may be able to share that love with those near us. We ask this through Christ our Lord. Amen.

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

LEAVES OF ABSENCE GRANTED

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

Burrows on motion of Metcalf.

Patterson on motion of Smith.

Schaefer on motion of Goldman.

Sherman on motion of V. Jones.

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

Hefner on motion of Metcalf.

CAPITOL PHYSICIAN

The chair presented Dr. Marian Allen of Spring as the "Doctor for the Day."

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

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Metcalf and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

HCR 72 - ADOPTED (by Metcalf)

The following resolution was laid before the house:

HCR 72, Granting the legislature permission to adjourn for more than three days during the period beginning on Wednesday, March 8, 2023, and ending on Monday, March 13, 2023.

HCR 72 was adopted by (Record 41): 135 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Button; Cain; Campos; Canales; 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.; Hayes; 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.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble;

Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troclair; Turner; VanDeaver; Vasut; Vo; Wu; Zwiener.

Nays — Harrison; Schatzline; Slaton; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Burrows; Hefner; Patterson; Schaefer; Sherman.

Absent — Ashby; Bell, C.; Capriglione; Walle; Wilson.

STATEMENTS OF VOTE

When Record No. 41 was taken, I was shown voting yes. I intended to vote no.

Dorazio

When Record No. 41 was taken, I was shown voting yes. I intended to vote no.

Isaac

(Walle now present)

HR 323 - ADOPTED (by Howard)

Representative Howard moved to suspend all necessary rules to take up and consider at this time **HR 323**.

The motion prevailed.

The following resolution was laid before the house:

HR 323, Granting permission for the floor of the House to be opened on April 30, 2023, for Boy Scouts of America Troop 5.

HR 323 was adopted by (Record 42): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; 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; 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.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price;

Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slaton; 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 — Burrows; Hefner; Patterson; Schaefer; Sherman.

HR 437 - ADOPTED

(by Ortega, Moody, M. González, Ordaz, and E. Morales)

Representative Ortega moved to suspend all necessary rules to take up and consider at this time **HR 437**.

The motion prevailed.

The following resolution was laid before the house:

HR 437, Commemorating the 10th anniversary of Texas Tech University Health Sciences Center El Paso becoming an independent university within the Texas Tech University System.

HR 437 was adopted.

On motion of Representative Moody, the names of all the members of the house were added to **HR 437** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Ortega who introduced representatives of Texas Tech University Health Sciences Center El Paso and the Texas Tech University System.

HR 251 - ADOPTED

(by Dean)

Representative Dean moved to suspend all necessary rules to take up and consider at this time **HR 251**.

The motion prevailed.

The following resolution was laid before the house:

HR 251, Commemorating the 150th anniversary of Gregg County.

HR 251 was adopted.

HR 154 - ADOPTED

(by Raney)

Representative Raney moved to suspend all necessary rules to take up and consider at this time **HR 154**.

The motion prevailed.

The following resolution was laid before the house:

HR 154, Recognizing March 6 through 10, 2023, as Texas Public Schools Week and honoring the members of the Masonic Grand Lodge of Texas for their commitment to education.

HR 154 was adopted.

On motion of Representative Kitzman, the names of all the members of the house were added to **HR 154** 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:

Hayes on motion of Swanson.

HR 207 - ADOPTED (by Raney)

Representative Raney moved to suspend all necessary rules to take up and consider at this time **HR 207**.

The motion prevailed.

The following resolution was laid before the house:

HR 207, Commemorating the 100th anniversary of A&M United Methodist Church.

HR 207 was adopted.

HR 271 - ADOPTED (by Plesa)

Representative Plesa moved to suspend all necessary rules to take up and consider at this time **HR 271**.

The motion prevailed.

The following resolution was laid before the house:

HR 271, Honoring Minnie's Food Pantry for its fight against hunger in North Texas.

The chair recognized Representative Plesa who addressed the house, speaking as follows:

Thank you, Mr. Speaker and members, for allowing me the honor of recognizing Dr. Cheryl Jackson, who is in our gallery today, the founder of Minnie's Food Pantry and the incredible work that they have done to tackle food insecurity and boost financial literacy in North Texas and beyond. What started with two cans of corn and the words of Dr. Martin Luther King Jr., may we "have the audacity to believe that people everywhere can have three meals a day for their bodies, education and culture for their minds, and dignity, equality, and freedom for their spirits," has blossomed into a larger organization nonprofit named after Dr. Jackson's mother, the late Dr. Minnie Hawthorne-Ewing.

With 12 locations and partnerships in Plano and McKinney to provide dinners for hungry children and families, a boutique, a storefront, financial literacy, and professional workshops, Minnie's Food Pantry kept their doors open throughout the pandemic working double time to meet the needs of North Texas communities. Everyone is greeted with a famous warm hug and more than 21 million healthy meals have been served to children and families in House District 70 and surrounding North Texas communities. Dr. Cheryl Jackson, a young Black woman who grew up on Prosperity Drive, is teaching us a better way to serve and understand how to feed the hungry and recognize that it doesn't matter what kind of house we have in our neighborhoods, hunger is everywhere.

HR 271 was adopted.

On motion of Representative Shaheen, the names of all the members of the house were added to **HR 271** as signers thereof.

REMARKS ORDERED PRINTED

Representative Manuel moved to print remarks by Representative Plesa on **HR 271**.

The motion prevailed.

HR 446 - ADOPTED (by M. González)

Representative M. González moved to suspend all necessary rules to take up and consider at this time **HR 446**.

The motion prevailed.

The following resolution was laid before the house:

HR 446, Congratulating Fernando Manuel Madrid on his retirement from the San Elizario ISD Board of Trustees.

HR 446 was adopted.

HR 469 - ADOPTED (by E. Morales)

Representative E. Morales moved to suspend all necessary rules to take up and consider at this time **HR 469**.

The motion prevailed.

The following resolution was laid before the house:

HR 469, Recognizing March 6, 2023, as For The Benefit of Earth Day at the State Capitol.

HR 469 was adopted.

COMMITTEES GRANTED PERMISSION TO MEET

Representative Hunter moved that the house grant permission for all committees and subcommittees to meet while the house is in session, today, pursuant to their committee postings or recess motions, and for purposes of this

motion, those committees and subcommittees scheduled to meet or reconvene upon adjournment today are authorized to meet upon adoption of today's adjournment motion.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 2:43 p.m., Representative Dean moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

(Plesa in the chair)

RESOLUTIONS REFERRED TO COMMITTEES

Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

ADJOURNMENT

In accordance with a previous motion, the house, at 2:46 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HR 356 (By Bumgarner), Commemorating the 125th anniversary of Lewisville High School.

To Resolutions Calendars.

HR 358 (By Darby), Recognizing March 21, 2023, as Angelo State University Day at the State Capitol.

To Resolutions Calendars.

HR 360 (By Meyer), Congratulating Scottie Scheffler on winning the 2022 Masters Tournament.

To Resolutions Calendars.

HR 365 (By C.E. Harris), Congratulating track athlete Fred Kerley on being honored with a mural in his hometown of Taylor.

To Resolutions Calendars.

HR 366 (By C.J. Harris), Recognizing March 21, 2023, as Texas Adoptee Rights Day at the State Capitol.

To Resolutions Calendars.

HR 367 (By C.E. Harris), Congratulating John Dixon on his receipt of a 2022 Joe S. Mundy Award from Southwestern University.

To Resolutions Calendars.

HR 368 (By C.E. Harris), Congratulating Jennifer Spiller on her receipt of a 2022 Joe S. Mundy Award from Southwestern University.

To Resolutions Calendars.

HR 369 (By C.E. Harris), Congratulating Christine Bowman on receiving a 2022 Joe S. Mundy Award from Southwestern University.

To Resolutions Calendars.

HR 370 (By Lujan), In memory of B. J. "Red" McCombs of San Antonio.

To Resolutions Calendars.

HR 372 (By Murr), Commending Kenneth Rohrbach for his service as superintendent of schools for Medina Valley ISD.

To Resolutions Calendars.

HR 373 (By Murr), Commending Robert Harris for his service as Bandera County commissioner for Precinct 2.

To Resolutions Calendars.

HR 374 (By Murr), Commending Jerry Beck for his service as a Medina County commissioner.

To Resolutions Calendars.

HR 375 (By Murr), Commending Chris Schuchart for his service as Medina County judge.

To Resolutions Calendars.

HR 376 (By Murr), Commending Glenn Klaus for his service as a Medina County justice of the peace.

To Resolutions Calendars.

HR 377 (By Murr), Commending Fred Deaton for his service as Crockett County judge.

To Resolutions Calendars.

HR 378 (By Murr), Commending Raymond Borrego for his service as Crockett County constable.

To Resolutions Calendars.

HR 379 (By Murr), Commending Lee Sweeten for his service as Edwards County commissioner for Precinct 2.

To Resolutions Calendars.

HR 380 (By Murr), Commending Santiago Cantu Jr. for his service as a Pecos County Commissioner.

To Resolutions Calendars.

HR 381 (By Murr), Commending Merejildo Dominguez III for his service as a Pecos County constable.

To Resolutions Calendars.

HR 382 (By Murr), Commending Elaine Henderson for her service as Pecos County district clerk.

To Resolutions Calendars.

HR 383 (By Murr), Commending Ruben Salinas for his service as a Pecos County justice of the peace.

To Resolutions Calendars.

HR 384 (By Murr), Commending Cliff Harris for his service as Pecos County sheriff.

To Resolutions Calendars.

HR 385 (By Murr), Commending William King for his service as a Pecos County constable.

To Resolutions Calendars.

HR 386 (By Murr), Commending Oscar Gallegos for his service as a Pecos County constable.

To Resolutions Calendars.

HR 387 (By Murr), Commending Sandra Wilson for her service as the 83rd District Attorney in Pecos County.

To Resolutions Calendars.

HR 388 (By Murr), Commending Jerry Bearden for his service as Mason County judge.

To Resolutions Calendars.

HR 389 (By Murr), Commending Will Frey for his service as a Mason County commissioner.

To Resolutions Calendars.

HR 390 (By Murr), Commending Stephen Mutschink for his service as a Mason County commissioner.

To Resolutions Calendars.

HR 391 (By Murr), Commending Polly McMillan for her service as Mason County treasurer.

To Resolutions Calendars.

HR 392 (By Murr), Commending Haydee Torres for her service as Kimble County district clerk.

To Resolutions Calendars.

HR 393 (By Murr), Commending Delbert Roberts for his service as Kimble County judge.

To Resolutions Calendars.

HR 394 (By Murr), Commending Steve Evans for his service as general manager of Southwest Texas Communications.

To Resolutions Calendars.

HR 395 (By Murr), Commending Donna Brice for her service as Real County tax assessor-collector.

To Resolutions Calendars.

HR 396 (By Murr), Commending Mairi Gray for her service as Real County treasurer.

To Resolutions Calendars.

HR 397 (By Murr), Commending Manuel Rubio for his service as a Real County commissioner.

To Resolutions Calendars.

HR 398 (By Murr), Commending Phil Edmiston for his service as Schleicher County justice of the peace.

To Resolutions Calendars.

HR 399 (By Murr), Commending Johnny Mayo for his service as a Schleicher County commissioner.

To Resolutions Calendars.

HR 400 (By Murr), Commending Tommy Owens for his service as an Upton County commissioner.

To Resolutions Calendars.

HR 401 (By Murr), Commending Sharon Harper for her service as Upton County treasurer.

To Resolutions Calendars.

HR 402 (By Murr), Commending Dan Brown for his service as Upton County sheriff.

To Resolutions Calendars.

HR 403 (By Murr), Congratulating Judge M. Rex Emerson on his retirement from the 198th Judicial District Court.

To Resolutions Calendars.

HR 404 (By Murr), In memory of Herbert Allen "Buster" Baldwin of Kerr County.

To Resolutions Calendars.

HR 405 (By Murr), Commending Beck Gipson on his service as Precinct 2 commissioner of the Kerr County Commissioners Court.

To Resolutions Calendars.

HR 406 (By Murr), Congratulating Ed Smith of Schleicher County on being named the 2022 Outstanding Trapper of the Year by the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 407 (By Murr), Congratulating Randy Mankin on being named the 2022 Outstanding News Media Person of the Year by the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 408 (By Murr), Congratulating Jim Quinn of Brady on his election as president of the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 409 (By Murr), Congratulating Bob Buchholz of Eldorado on his receipt of the 2022 Earwood Award from the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 410 (By Murr), Congratulating Stanley B. "Seco" Mayfield III of Sonora on receiving the 2022 Clarence and Doris Dietert Memorial Award from the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 411 (By Murr), Congratulating Rick Powers of Sonora on being named second vice president of the Texas Sheep and Goat Raisers Association.

To Resolutions Calendars.

HR 415 (By J. Lopez), Recognizing Texas Ports Day at the State Capitol on February 21, 2023.

To Resolutions Calendars.

HR 420 (By Oliverson), Recognizing March 2023 as Bleeding Disorders Awareness Month.

To Resolutions Calendars.

HR 421 (By V. Jones), Commemorating the dedication of an honorary street sign topper for the late Dr. Walter Bookman, longtime pastor of the New Morning Star Missionary Baptist Church in Dallas.

To Resolutions Calendars.

HR 424 (By Kuempel), Congratulating The University of Texas at Austin volleyball team on winning the 2022 NCAA Division I national championship.

To Resolutions Calendars.

HR 428 (By J.E. Johnson), Honoring the Coppell Independent School District for its service to the Dallas area.

To Resolutions Calendars.

HR 429 (By K. King), Congratulating Springlake-Earth Elementary/Middle School on being named a 2022 National Blue Ribbon School.

To Resolutions Calendars.

HR 430 (By Meyer), In memory of Isabelle Grace "Izzy" Martin.

To Resolutions Calendars.

HR 431 (By Martinez), In memory of the Reverend Howard Leroy Bloomquist of Weslaco.

To Resolutions Calendars.

HR 432 (By Martinez), Congratulating Adelaido O. Salinas on his retirement from the Internal Revenue Service.

To Resolutions Calendars.

HR 436 (By Leo-Wilson), Congratulating fire engineer Anastacio Urbina Jr. on being named Firefighter of the Year by the Galveston Rotary Club.

To Resolutions Calendars.

HR 438 (By Martinez), In memory of Jesus "Chuy" Maldonado of Weslaco.

To Resolutions Calendars.

HR 440 (By Rogers), In memory of Draco Miller of Brownwood.

To Resolutions Calendars.

HR 442 (By Meyer), Congratulating Matthew Stafford on leading the Los Angeles Rams to the 2022 Super Bowl championship.

To Resolutions Calendars.

HR 443 (By Kuempel), Recognizing February 28, 2023, as Rare Disease Day.

To Resolutions Calendars.

HR 444 (By Leo-Wilson), Congratulating Sergeant Jack Doraty of the Galveston Police Department on being named Officer of the Year by the Rotary Club of Galveston.

To Resolutions Calendars.