

# HOUSE JOURNAL

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EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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TWENTY-NINTH DAY — MONDAY, MARCH 27, 2023

The house met at 2:25 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 57).

Present — Mr. Speaker(C); Allen; Allison; Anchía; 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; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; 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.; Lozano; Lujan; Manuel; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.

Absent, Excused — Dean; Schaefer; Stucky.

Absent — González, J.; Martinez Fischer; Oliverson; Walle.

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

Heavenly Father, at the start of this week, we give you thanks for all the opportunities you have granted to us throughout our lives, for all the gifts that we have received from your provident hands. Transform our hearts to be directed always to you, seeking to know you, to serve you, to love you in all that we do through the concern we show for those around us and for those whom we serve. We ask this in Christ's name. Amen.

The chair recognized Representative Bucy 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 illness:

Dean on motion of Smithee.

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

Schaefer on motion of Metcalf.

Stucky on motion of Lambert.

### **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. 5).

### **CAPITOL PHYSICIAN**

The chair presented Dr. Martha Cano of Harlingen as the "Doctor for the Day."

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

### **BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and 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 Nos. 1 and 2.)

### **COMMITTEE MEETING ANNOUNCEMENT**

At 2:31 p.m., the following committee meeting was announced:

Culture, Recreation, and Tourism, upon adjournment today, Desk 6, for a formal meeting, to consider pending business.

(Martinez Fischer and Oliverson now present)

### **HR 602 - ADOPTED (by Leo-Wilson)**

Representative Leo-Wilson moved to suspend all necessary rules to take up and consider at this time **HR 602**.

The motion prevailed.

The following resolution was laid before the house:

**HR 602**, Recognizing the White Ranch in Chambers County for 195 years of continuous operation and for having the oldest Texas cattle brand in continuous use.

**HR 602** was adopted. (Bowers, Cole, Collier, Garcia, J. González, V. Jones, R. Lopez, Manuel, Martinez, Martinez Fischer, C. Morales, E. Morales, Neave Criado, Ortega, Plesa, Ramos, Talarico, and Wu recorded voting no.)

### **FIVE-DAY POSTING RULE SUSPENDED**

Representative Hunter moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **HB 5066** at 10:30 a.m. or upon final adjournment or recess or during bill referral, if permission is granted, Wednesday, March 29 in JHR 140.

The motion prevailed.

Representative Moody moved to suspend the five-day posting rule to allow the Committee on Criminal Jurisprudence to consider **HB 3548** at 10:30 a.m. or upon final adjournment or recess or during bill referral, if permission is granted, tomorrow in E2.016.

The motion prevailed.

### **PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR**

Representative Guerra moved to set a congratulatory and memorial calendar for 10 a.m. Thursday, March 30.

The motion prevailed.

### **ADJOURNMENT**

Representative Metcalf moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 2:41 p.m., adjourned until 10 a.m. tomorrow.

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### **ADDENDUM**

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### **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**

**HB 1535** (By Clardy), Relating to the San Antonio River Authority, following recommendations of the Sunset Advisory Commission; altering the terms of office of the members of the board of directors of the authority.

To Natural Resources.

**HB 1540** (By Holland), Relating to the San Jacinto River Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors.

To Natural Resources.

**HB 5321** (By C. Bell), Relating to the authority of the East Montgomery County Improvement District to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

To County Affairs.

**HB 5322** (By Gerdes), Relating to the administration, powers, territory, and financing of the Garfield Municipal Utility District No. 1.

To Land and Resource Management.

**HB 5323** (By Bailes), Relating to the creation of the Liberty County Municipal Utility District No. 12; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 5324** (By Metcalf), Relating to the creation of the Montgomery County Municipal Utility District No. 216; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 5325** (By Gates), Relating to the boundaries of the Fort Bend County Municipal Utility District No. 144.

To Land and Resource Management.

**HB 5326** (By Gates), Relating to the creation of the Orchard Municipal Utility District No. 2; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 5327** (By Kuempel), Relating to the creation of the Guadalupe County Municipal Utility District No. 8; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HR 678** (By Slaton), Commemorating the 169th anniversary of the founding of the Republican Party.  
To State Affairs.

**List No. 2**

**HR 670** (By A. Johnson), Honoring Ginny Levenback and Dr. Charles Levenback of Houston for their contributions to the community.  
To Resolutions Calendars.

**HR 671** (By Thierry), Commemorating the 55th anniversary of Scouts BSA Troop No. 434 in Sunnyside.  
To Resolutions Calendars.

**HR 672** (By Leo-Wilson), Congratulating the Anahuac ISD FFA on being named Showmanship Grand Champion in Agricultural Mechanics at the 2023 Houston Livestock Show and Rodeo.  
To Resolutions Calendars.

**HR 673** (By Campos), Congratulating Rudy D. Garza on his appointment as president and CEO of CPS Energy.  
To Resolutions Calendars.

**HR 674** (By Ashby), Recognizing March 29, 2023, as 4-H Day at the State Capitol.  
To Resolutions Calendars.

**HR 675** (By Guerra), Congratulating Alejandro G. "Alex" Meade III of Mission on his appointment to the Texas Transportation Commission.  
To Resolutions Calendars.

**HR 676** (By Ramos), Congratulating Francis Luna of Garland ISD on her selection as the 2022 School Nurse of the Year by the Texas School Nurses Organization.  
To Resolutions Calendars.

**HR 677** (By Ramos), Congratulating the Community Relations Unit of the Richardson Police Department on receiving the 2022 Category 2 National Night Out award from the National Association of Town Watch.  
To Resolutions Calendars.

**HR 679** (By Slaton), Commemorating Palm Sunday 2023.  
To Resolutions Calendars.

**HR 680** (By Smithee), Congratulating the West Texas A&M University volleyball team on winning the 2022 NCAA Division II national championship.  
To Resolutions Calendars.

**SIGNED BY THE SPEAKER**

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

**House List No. 5****HCR 70****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

Monday, March 27, 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:****SB 58**

Zaffirini

Relating to prohibitions in connection with the online sale of goods.

**SB 241**

Perry

Relating to written notification provided by drug manufacturers regarding the cause of generic or biosimilar insulin prescription drug unavailability.

**SB 415**

Paxton

Relating to continuing education requirements for physicians regarding the identification and assistance of trafficked persons.

**SB 458**

Kolkhorst

Relating to the authorization for and approval of certain nursing programs offered by private postsecondary educational institutions or for-profit entities.

**SB 621**

Parker

Relating to the position of chief information security officer in the Department of Information Resources.

**SB 640**

Schwertner

Relating to the maintenance of certain state buildings allocated for legislative use and their grounds.

**SB 850**

Blanco

Relating to the Texas Child Mental Health Care Consortium.

**SB 1300**

Hughes

Relating to the disposition and removal of a decedent's remains.

**SCR 35**

Blanco

Commemorating the 70th anniversary of the alliance between the Republic of Korea and the United States.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

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## APPENDIX

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### STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

#### **March 23**

Human Services - **HB 54, HB 113, HB 140, HB 465**

Insurance - **HB 150, HB 625**

Licensing and Administrative Procedures - **HB 639, HB 797, HB 1024, HB 1363, HB 1518, HB 1542**

Ways and Means - **HB 591, HB 596, HJR 45**

#### **March 24**

Appropriations - **HB 1**

Homeland Security and Public Safety - **HB 64, HB 347, HB 767, HB 1486, HB 1675**

Human Services - **HB 475, HB 728, HB 729, HB 793, HB 833**

Licensing and Administrative Procedures - **HB 1964**

Public Health - **HB 362**

Ways and Means - **HB 2, HB 796, HB 1058, HB 1228, HB 1285, HB 1689, HJR 1**

### ENROLLED

**March 23 - HCR 70**

