

HOUSE JOURNAL

SEVENTY-NINTH LEGISLATURE, SECOND CALLED SESSION

PROCEEDINGS

THIRTEENTH DAY — FRIDAY, AUGUST 19, 2005

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 41).

Present — Mr. Speaker; Allen, A.; Allen, R.; Alonzo; Anchia; Anderson; Bailey; Baxter; Berman; Blake; Bohac; Bonnen; Callegari; Campbell; Chisum; Coleman; Cook, B.; Cook, R.; Crabb; Crownover; Davis, Y.; Dawson; Delisi; Deshotel; Dukes; Dunnam; Dutton; Edwards; Eiland; Elkins; Farabee; Farrar; Flores; Flynn; Frost; Gallego; Gattis; Geren; Giddings; Gonzales; Gonzalez Toureilles; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Haggerty; Hamilton; Hamric; Harper-Brown; Hartnett; Hegar; Herrero; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Jackson; Jones, D.; Jones, J.; Keffer, B.; Keffer, J.; King, P.; King, T.; Kolkhorst; Krusee; Laney; Laubenberg; Leibowitz; Luna; Madden; Martinez; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Morrison; Mowery; Naishtat; Oliveira; Olivo; Orr; Otto; Paxton; Phillips; Pickett; Pitts; Puente; Quintanilla; Raymond; Reyna; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Strama; Straus; Swinford; Talton; Taylor; Thompson; Truitt; Turner; Uresti; Van Arsdale; Veasey; Villarreal; Vo; West; Woolley; Zedler.

Absent, Excused — Branch; Brown, B.; Burnam; Denny; Eissler; Hilderbran; Isett; Kuempel; Nixon; Peña; Riddle; Ritter; Wong.

Absent — Brown, F.; Casteel; Castro; Chavez; Corte; Davis, J.; Driver; Escobar; Hardcastle; Keel; Moreno, P.; Noriega, M.

The invocation was offered by Representative McReynolds.

The speaker recognized Representative McReynolds 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:

Hilderbran on motion of Hunter.

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

Kuempel on motion of Laney.

Riddle on motion of Madden.

Wong on motion of Madden.

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

Branch on motion of Woolley.

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

Veasey on motion of Hopson.

RESOLUTIONS ADOPTED

Representative Edwards moved to suspend all necessary rules in order to take up and consider at this time **HR 254, HR 256, HR 257, HR 259, and HR 261 - HR 266.**

The motion prevailed.

The following resolutions were laid before the house:

HR 254 (by Callegari), Congratulating the Leon family, owners of El Jarrito Mexican Restaurant in Katy, on the opening of their restaurant's new location.

HR 256 (by Baxter, et al.), Recognizing the inaugural Rotary Week for World Health, which begins January 3, 2006, and is sponsored by the Rotary Club of Austin.

HR 257 (by J. Jones), Honoring Lessie S. Joiner on her 100th birthday.

HR 259 (by Hunter), Congratulating Abilene Christian University on its 100th anniversary.

HR 261 (by Dutton), Honoring Lorraine Williams of Houston for her remarkable career with the Groovey Grill.

HR 262 (by Dutton), Congratulating Mae Hines of Houston on her 100th birthday.

HR 263 (by Dutton), Commemorating the 30th anniversary reunion of the Phillis Wheatley High School Class of 1975.

HR 264 (by Dutton), Honoring Archbishop Joseph A. Fiorenza as he approaches retirement.

HR 265 (by Guillen), Recognizing IBC Bank of Laredo on being named a finalist for the 2005 Corporate Citizenship Award by the United States Chamber of Commerce.

HR 266 (by Guillen), Honoring the staff of the Texas Legislative Council Information Systems Division.

The resolutions were adopted.

RESOLUTIONS ADOPTED

Representative Edwards moved to suspend all necessary rules in order to take up and consider at this time **HR 253 and HR 260.**

The motion prevailed.

The following resolutions were laid before the house:

HR 253 (by Chisum), In memory of Floyd Franklin Watson of Pampa.

HR 260 (by Goolsby), In memory of Suzanne Ray Taylor of Dallas.

The resolutions were unanimously adopted by a rising vote.

**HR 227 - READ
(by Dutton)**

The chair laid out and had read the following previously adopted resolution:

HR 227, In memory of Logan Daniel Jones of Houston.

INTRODUCTION OF GUESTS

The speaker recognized Representative Dutton who introduced the family members of Logan Daniel Jones: Sherri Jones, Landon Jones, Loren Jones, Katie Vassaus, Chance Shelley, Samuel Burns, and Daniel Moore.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of required attendance in federal court:

Eiland on motion of T. King.

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

Elkins on motion of Merritt.

Martinez Fischer on motion of Gonzales.

Straus on motion of Seaman.

Thompson on motion of Laney.

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

R. Allen on motion of Truitt.

Delisi on motion of Woolley.

Haggerty on motion of Truitt.

Pickett on motion of T. King.

Reyna on motion of Madden.

Solomons on motion of Truitt.

(Keel now present)

**HR 258 - ADOPTED
(by Hochberg)**

Representative Hochberg moved to suspend all necessary rules to take up and consider at this time **HR 258**.

The motion prevailed.

The following resolution was laid before the house:

HR 258, Honoring Joe Wisnoski of Austin on the occasion of his retirement from the Texas Education Agency.

HR 258 was read and was adopted.

On motion of Representative Madden, the names of all the members of the house were added to **HR 258** as signers thereof.

HR 255 - ADOPTED
(by Baxter)

Representative Baxter 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, Commending the Honorable Terry Keel for his service in the Texas House of Representatives.

HR 255 was read and was adopted.

(Corte now present)

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

LEAVES OF ABSENCE GRANTED

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

J. Davis on motion of Hupp.

Driver on motion of Flynn.

PROVIDING FOR ADJOURNMENT SINE DIE

Representatives Kolkhorst, Goolsby, Dutton, and Edwards moved that, pending receipt of messages from the senate and signing of bills and resolutions, the house stand adjourned sine die in memory of Lillian Bonner and Logan Jones of Houston.

The motion prevailed.

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).

(Jackson in the chair)

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).

(Zedler in the chair)

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).

ADJOURNMENT SINE DIE

In accordance with a previous motion, Representative Zedler, at 1:31 p.m., pronounced the House of Representatives of the Second Called Session of the Seventy-Ninth 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:

House List No. 5

HCR 19, HCR 22, HCR 23

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
Friday, August 19, 2005

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 19 Giddings SPONSOR: Estes
Commemorating the 85th anniversary of the ratification of the 19th Amendment to the U.S. Constitution, granting women the right to vote.

HCR 23 Homer SPONSOR: Eltife
In memory of David Edward Brooks of Paris.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Friday, August 19, 2005 - 2

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 22 Goodman SPONSOR: Harris
Commending Tarrant County for its participation in National Adoption Day.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

ENROLLED

August 19 - HCR 19, HCR 22, HCR 23

SENT TO THE GOVERNOR

**August 23 - HCR 16, HCR 17, HCR 18, HCR 19, HCR 20, HCR 21,
HCR 22, HCR 23**

SIGNED BY THE GOVERNOR

**September 8 - HB 11, HCR 12, HCR 13, HCR 14, HCR 15, HCR 16,
HCR 17, HCR 18, HCR 19, HCR 20, HCR 21, HCR 22, HCR 23**