

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, THIRD CALLED SESSION

PROCEEDINGS

FIRST DAY — TUESDAY, JULY 30, 2013

In obedience of the proclamation of His Excellency, Rick Perry, Governor of the State of Texas, convening the 83rd Legislature, Third Called Session, to meet in special session at Austin, Texas, the seat of government, on this the 30th day of July 2013, the members of the House of Representatives assembled in the hall of the House of Representatives, and at 4:50 p.m. the house was called to order by the Honorable Joe Straus, speaker.

The roll of the house was called and a quorum was announced present (Record 1).

Present — Mr. Speaker; Alonzo; Alvarado; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Capriglione; Coleman; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Dukes; Dutton; Eiland; Elkins; Fallon; Farney; Farrar; Fletcher; Flynn; Geren; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Krause; Kuempel; Larson; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Menéndez; Miller, D.; Miller, R.; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Patrick; Perez; Phillips; Pickett; Pitts; Raney; Raymond; Riddle; Ritter; Rodriguez, E.; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Villalba; Villarreal; Vo; White; Workman; Zedler; Zerwas.

Absent, Excused — Allen; Anchia; Bonnen, D.; Canales; Carter; Collier; Deshotel; Farias; Frank; Frullo; Giddings; Keffer; King, K.; Kolkhorst; Laubenberg; Martinez Fischer; McClendon; Miles; Moody; Paddie; Perry; Price; Reynolds; Rodriguez, J.; Sanford; Schaefer; Sheets; Smithee; Turner, S.; Walle; Wu.

Absent — Clardy; Hernandez Luna; Parker; Ratliff; Rose.

The speaker recognized Chris Griesel of Austin who offered the invocation.

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

LEAVES OF ABSENCE GRANTED

On motion of Representative Geren and by unanimous consent, all members who were granted leaves of absence on the previous legislative day of the 83rd Legislature, Second Called Session were granted leaves for this legislative day.

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

Collier on motion of C. Turner.

Frullo on motion of Kuempel.

Keffer on motion of Huberty.

K. King on motion of Kuempel.

Miles on motion of Clardy.

Moody on motion of C. Turner.

Price on motion of Larson.

J. Rodriguez on motion of C. Turner.

Wu on motion of C. Turner.

**PROCLAMATION BY THE GOVERNOR
OF THE STATE OF TEXAS**

The chair laid before the house and had read the following proclamation by the governor:

TO ALL WHOM THESE PRESENTS SHALL COME:

I, Rick Perry, governor of the State of Texas, by the authority vested in me by Article III, Section 5 and Article IV, Section 8 of the Texas Constitution, do hereby call an extraordinary session of the 83rd Legislature, to convene in the City of Austin, commencing at 4:30 p.m. on Tuesday, July 30, 2013, for the following purposes:

To consider legislation relating to the funding of transportation infrastructure projects.

The secretary of state will take notice of this action and will notify the members of the legislature of my action.

IN TESTIMONY WHEREOF, I have hereto signed my name and have officially caused the Seal of State to be affixed at my office in the city of Austin, Texas, this the 30th day of July 2013.

Rick Perry
Governor of Texas

(SEAL)
John Steen
Secretary of State

**PROCLAMATION BY THE SPEAKER
SELECT COMMITTEE ON
TRANSPORTATION FUNDING APPOINTED**

The speaker laid before the house and had read the following proclamation:

Pursuant to Rule 1, Section 16 of the House Rules, I, Joe Straus, speaker of the Texas House of Representatives, create the Select Committee on Transportation Funding.

The committee shall exist for the duration of the Third Called Session of the 83rd Legislature and shall address transportation funding issues that are placed on the call. The committee shall have seven members.

The following members are hereby appointed to the Select Committee on Transportation Funding: Phillips, chair; Burkett, Geren, Harper-Brown, Hunter, Muñoz, and S. Thompson.

**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 No. 1.)

COMMITTEES GRANTED PERMISSION TO MEET

Pursuant to Rule 4, Section 9 of the House Rules, Representative Huberty requested permission for all committees and subcommittees to meet while the house is in session, during bill referral, receipt of messages from the senate, and completion of other administrative duties, pursuant to their committee postings.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 4:56 p.m., Representative Burnam moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the receipt of messages from the senate, and completion of administrative duties, the house adjourn until 2 p.m. Monday, August 5.

The motion prevailed.

(Toth 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. 1).

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

(Pickett in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 9:53 a.m. Thursday, August 1, adjourned until 2 p.m. Monday, August 5.

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

HB 1 (By Pickett), Relating to the creation and functions of legislative select committees on transportation funding, expenditures, and finance and to the preservation of a sufficient balance in the economic stabilization fund.

To Transportation Funding, Select.

HB 2 (By Geren), Relating to making an appropriation to the Texas Department of Transportation for constructing, maintaining, and acquiring rights of way for public roadways other than toll roads.

To Transportation Funding, Select.

HB 3 (By Harper-Brown), Relating to the provision and use of revenue for transportation; making an appropriation.

To Transportation Funding, Select.

HJR 1 (By Pickett), Proposing a constitutional amendment to provide for the transfer of certain general revenue to the economic stabilization fund and to the state highway fund and for the dedication of the revenue transferred to the state highway fund.

To Transportation Funding, Select.

List No. 2

SB 1 to Transportation Funding, Select.

SJR 1 to Transportation Funding, Select.

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

Wednesday, July 31, 2013

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 1 Nichols

Relating to the creation and functions of legislative select committees on transportation funding, expenditures, and finance and to the preservation of a sufficient balance in the economic stabilization fund.

SJR 1 Nichols

Proposing a constitutional amendment to provide for the transfer of certain general revenue to the economic stabilization fund and to the state highway fund and for the dedication of the revenue transferred to the state highway fund.

Respectfully,

Patsy Spaw

Secretary of the Senate

