

# HOUSE JOURNAL

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EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

EIGHTH DAY — WEDNESDAY, JANUARY 28, 2015

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 21).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Martinez Fischer; Menéndez; Smithee.

Absent — Craddick; Keffer.

The speaker recognized Representative Hughes who introduced Don Garner, pastor, Capitol Commission, who offered the invocation.

The speaker recognized Representative Paul 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:

Martinez Fischer on motion of Nevárez.

Menéndez on motion of Raymond.

Smithee on motion of Smith.

### CAPITOL PHYSICIAN

The speaker recognized Representative Flynn who presented Dr. Ronald Peron of Greenville as the "Doctor for the Day."

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

(Galindo 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).

(Keffer now present)

### HR 219 - ADOPTED

(by Raymond)

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 219**.

The motion prevailed.

The following resolution was laid before the house:

**HR 219**, Recognizing the members of the Washington's Birthday Celebration Association of Laredo.

**HR 219** was read and was adopted.

### INTRODUCTION OF GUESTS

The chair recognized Representatives Raymond and T. King who introduced members of the Washington's Birthday Celebration Association of Laredo.

### HR 225 - ADOPTED

(by Y. Davis)

Representative Y. Davis moved to suspend all necessary rules to take up and consider at this time **HR 225**.

The motion prevailed.

The following resolution was laid before the house:

**HR 225**, Congratulating Evelyn Foster Hamilton of Dallas for being honored by the Omicron Mu Omega chapter of Alpha Kappa Alpha Sorority, Inc.

**HR 225** was adopted.

On motion of Representative Hunter, the names of all the members of the house were added to **HR 225** as signers thereof.

**HR 233 - ADOPTED**  
**(by Tinderholt)**

Representative Tinderholt moved to suspend all necessary rules to take up and consider at this time **HR 233**.

The motion prevailed.

The following resolution was laid before the house:

**HR 233**, Recognizing Blake Cretsinger of the Arlington Fire Department for his courageous service.

**HR 233** was adopted.

On motion of Representatives Stickland, Krause, Tinderholt, Collier, Zedler, and C. Turner, the names of all the members of the house were added to **HR 233** as signers thereof.

**HR 234 - ADOPTED**  
**(by Tinderholt)**

Representative Tinderholt moved to suspend all necessary rules to take up and consider at this time **HR 234**.

The motion prevailed.

The following resolution was laid before the house:

**HR 234**, Recognizing John "JP" Gonzales of the Arlington Fire Department for his courageous service.

**HR 234** was adopted.

On motion of Representatives Stickland, Krause, Tinderholt, Collier, Zedler, and C. Turner, the names of all the members of the house were added to **HR 234** as signers thereof.

**HR 164 - ADOPTED**  
**(by C. Turner, et al.)**

Representative C. Turner moved to suspend all necessary rules to take up and consider at this time **HR 164**.

The motion prevailed.

The following resolution was laid before the house:

**HR 164**, Recognizing January 28, 2015, as Team Arlington Day at the State Capitol.

**HR 164** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representatives C. Turner, Krause, Stickland, and Tinderholt who introduced a delegation from Arlington.

**HR 218 - ADOPTED**  
**(by Howard, Klick, Bell, S. King, and Naishtat)**

Representative Howard moved to suspend all necessary rules to take up and consider at this time **HR 218**.

The motion prevailed.

The following resolution was laid before the house:

**HR 218**, Honoring nurse practitioners.

**HR 218** was adopted.

**HR 170 - ADOPTED**  
**(by S. King)**

Representative S. King moved to suspend all necessary rules to take up and consider at this time **HR 170**.

The motion prevailed.

The following resolution was laid before the house:

**HR 170**, Recognizing January 25-31, 2015, as Nurse Anesthetists Week in Texas.

**HR 170** was adopted.

**HR 231 - ADOPTED**  
**(by Simpson)**

Representative Simpson moved to suspend all necessary rules to take up and consider at this time **HR 231**.

The motion prevailed.

The following resolution was laid before the house:

**HR 231**, Congratulating Tanner Miller on his many achievements in the Upshur County 4-H program.

**HR 231** was adopted.

On motion of Representative Hughes, the names of all the members of the house were added to **HR 231** as signers thereof.

**HR 111 - ADOPTED**  
**(by C. Turner, et al.)**

Representative C. Turner moved to suspend all necessary rules to take up and consider at this time **HR 111**.

The motion prevailed.

The following resolution was laid before the house:

**HR 111**, Honoring the Arlington ISD Board of Trustees on its selection as 2014 Outstanding School Board by the Texas Association of School Administrators.

**HR 111** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative C. Turner who introduced representatives of the Arlington Independent School District.

**HR 176 - ADOPTED  
(by Reynolds)**

Representative Reynolds moved to suspend all necessary rules to take up and consider at this time **HR 176**.

The motion prevailed.

The following resolution was laid before the house:

**HR 176**, Recognizing the Missouri City Black History Month celebration.

**HR 176** was adopted.

**HR 172 - ADOPTED  
(by Price, Kacal, Guillen, Darby, and T. King)**

Representative Price moved to suspend all necessary rules to take up and consider at this time **HR 172**.

The motion prevailed.

The following resolution was laid before the house:

**HR 172**, Commemorating the 2015 Texas Farm Bureau Leadership Conference.

**HR 172** was read and was adopted.

On motion of Representatives Geren and Clardy, the names of all the members of the house were added to **HR 172** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Price who introduced representatives of the Texas Farm Bureau.

**HR 222 - ADOPTED  
(by Lucio and Oliveira)**

Representative Lucio moved to suspend all necessary rules to take up and consider at this time **HR 222**.

The motion prevailed.

The following resolution was laid before the house:

**HR 222**, Recognizing January 28, 2015, as Brownsville Day at the State Capitol.

**HR 222** was read and was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Oliveira who introduced a delegation from Cameron County.

**HR 107 - ADOPTED**  
**(by C. Turner)**

Representative C. Turner moved to suspend all necessary rules to take up and consider at this time **HR 107**.

The motion prevailed.

The following resolution was laid before the house:

**HR 107**, Honoring Aztlan Academy of Ethnic Heritage of Texas for its contributions to the community.

**HR 107** was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative C. Turner who introduced representatives of Aztlan Academy of Ethnic Heritage of Texas.

**HR 215 - ADOPTED**  
**(by C. Turner)**

Representative C. Turner moved to suspend all necessary rules to take up and consider at this time **HR 215**.

The motion prevailed.

The following resolution was laid before the house:

**HR 215**, Honoring Devan Allen for her service as district director in the office of State Representative Chris Turner.

**HR 215** was adopted.

On motion of Representative Collier, the names of all the members of the house were added to **HR 215** as signers thereof.

**HCR 50 - ADOPTED**  
**(by Simpson)**

Representative Simpson moved to suspend all necessary rules to take up and consider at this time **HCR 50**.

The motion prevailed.

The following resolution was laid before the house:

**HCR 50**, Granting the legislature permission to adjourn for more than three days during the period beginning on Thursday, January 29, 2015, and ending on Monday, February 2, 2015.

**HCR 50** was adopted by (Record 22): 135 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo(C);

Geren; Giddings; Goldman; González; Guillen; Gutierrez; Harless; Herrero; Howard; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sheets; Simmons; Simpson; Smith; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker.

Absent, Excused — Martínez Fischer; Menéndez; Smithee.

Absent — Craddick; Fallon; Gonzales; Guerra; Hernandez; Huberty; Peña; Sheffield.

### ADJOURNMENT

Representative Farrar moved that the house adjourn until 2 p.m. Monday, February 2 in memory of Irene Smith of Houston.

The motion prevailed.

The house accordingly, at 11:30 a.m., adjourned until 2 p.m. Monday, February 2.

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### ADDENDUM

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### 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, January 28, 2015 - 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:

**HCR 48**                                      Kuempel                                      SPONSOR: Whitmire  
Inviting the governor to address a joint session of the legislature on February 17,  
2015.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

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**APPENDIX**

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**SENT TO THE GOVERNOR**

**January 27 - HCR 45**