

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, THIRD CALLED SESSION

PROCEEDINGS

THIRD DAY — MONDAY, OCTOBER 16, 2023

The house met at 3:16 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 4).

Present — Mr. Speaker(C); Allen; Allison; Anchia; 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; Dean; DeAyala; 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; 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; Longoria; Lopez, J.; Lopez, R.; 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; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; 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.

Absent, Excused — Dorazio; Leo-Wilson; Lozano.

The invocation was offered by the Very Reverend Daniel Liu, chaplain, as follows:

O God, we come to you this afternoon mindful of our own weaknesses and failings. Our hope comes from knowing that you are a merciful and loving God. You ask us to love others as you have loved us and to forgive others as you have forgiven us. We give over to you any resentment or anger that we have allowed to take root inside of us. We give over any discouragement or despair to your divine providence. We beg for the grace to express ourselves with honesty and civility. Blessed may you be now and forever. Amen.

The chair recognized Representative Hernandez 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:

Dorazio on motion of Orr.

Leo-Wilson on motion of Noble.

Lozano on motion of Cunningham.

COMMITTEES GRANTED PERMISSION TO MEET

Representative T. King moved that the house grant permission for all committees and subcommittees to meet while the house is in session, through and including Thursday, October 19, pursuant to their committee postings.

Permission to meet was granted.

HR 11 - ADOPTED (by Hull)

Representative Hull moved to suspend all necessary rules to take up and consider at this time **HR 11**.

The motion prevailed.

The following resolution was laid before the house:

HR 11, Recognizing October 2023 as Domestic Violence Awareness Month.

HR 11 was adopted.

On motion of Representative Noble, the names of all the members of the house were added to **HR 11** as signers thereof.

HR 38 - ADOPTED (by Zwiener)

Representative Zwiener moved to suspend all necessary rules to take up and consider at this time **HR 38**.

The motion prevailed.

The following resolution was laid before the house:

HR 38, Congratulating Rose Brooks of San Marcos on her 90th birthday.

HR 38 was adopted.

PROVIDING FOR ADJOURNMENT

At 3:28 p.m., Representative Metcalf moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees and the receipt of messages from the governor and the senate, the house adjourn until 10 a.m. Thursday, October 19.

The motion prevailed.

Tuesday, October 17

The chair called the house to order at 10:44 a.m. Tuesday, October 17.

**MESSAGE FROM THE GOVERNOR
OF THE STATE OF TEXAS**

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

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH TEXAS LEGISLATURE, THIRD CALLED SESSION:

WHEREAS, the people of Texas through their state constitution have placed in the hands of the governor the power to call and set the agenda for special sessions of the legislature; and

WHEREAS, pursuant to a gubernatorial proclamation issued on October 5, 2023, the members of the 88th Legislature have convened in a Third Called Session to consider the subjects designated in that proclamation;

NOW, THEREFORE, I, GREG ABBOTT, Governor of the State of Texas, by the authority vested in me by Article III, Section 40, and Article IV, Section 8, of the Texas Constitution, do hereby amend the second subject in the proclamation of October 5, 2023, and present it for consideration by the 88th Legislature, Third Called Session, as follows:

Legislation to do more to reduce illegal immigration by creating criminal offenses for illegal entry into this state from a foreign nation and illegal reentry or presence following denial of admission, exclusion, deportation, or removal; authorizing all licensed peace officers to remove illegal immigrants from Texas; and providing indemnification of public officials, employees, or contractors in connection with the foregoing.

Respectfully submitted,

/s/Greg Abbott
Governor

Austin, Texas
October 17, 2023

**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. 1 - October 17.)

HOUSE AT EASE

At 10:46 a.m. Tuesday, October 17, the chair announced that the house would stand at ease.

Thursday, October 19

The chair called the house to order at 9:50 a.m. Thursday, October 19.

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 Nos. 1 and 2 - October 19.)

ADJOURNMENT

In accordance with a previous motion, the house, at 9:51 a.m. Thursday, October 19, adjourned until 10 a.m. today.

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 - October 17

HB 4 (By Spiller and Hefner), Relating to prohibitions on the illegal entry into or illegal presence in this state by a person who is an alien, the enforcement of those prohibitions, and authorizing the removal of persons who violate certain of those prohibitions in lieu of arrest; creating criminal offenses.

To State Affairs.

List No. 1 - October 19

HR 25 (By Guillen), Honoring the history and contributions of the Yanaguana Bands of Mission Indians of Texas.

To Culture, Recreation, and Tourism.

List No. 2 - October 19

HR 19 (By M. González), Congratulating Dr. Andy Schwartz on his retirement as state veterinarian and executive director of the Texas Animal Health Commission.

To Resolutions Calendars.

HR 20 (By Turner), Commemorating the 100th anniversary of the Arlington Public Library.

To Resolutions Calendars.

HR 21 (By Turner), Congratulating Robert Martinez Jr. on his retirement as international president of the International Association of Machinists and Aerospace Workers.

To Resolutions Calendars.

HR 23 (By Flores), Congratulating St. Edward's University in Austin on receiving the Seal of Excelencia from Excelencia in Education.

To Resolutions Calendars.

HR 24 (By Guillen), Recognizing April 2024 as Counseling Awareness Month.

To Resolutions Calendars.

HR 26 (By Bucy), Commending Sara-ann Groff for her service as district director in the office of State Representative John H. Bucy III.

To Resolutions Calendars.

HR 27 (By Cain), In memory of Sammie Eaton Hammers.

To Resolutions Calendars.

HR 28 (By Darby, Kuempel, and Lambert), In memory of Bill Little, former athletic administrator at UT Austin.

To Resolutions Calendars.

HR 29 (By Darby), In memory of Dr. Alma Sánchez Pérez of San Angelo.

To Resolutions Calendars.

HR 30 (By Darby), In memory of Dewey Edward Pierce of San Angelo.

To Resolutions Calendars.

HR 31 (By M. González), In memory of Susan Reynolds Eveler of Clint.

To Resolutions Calendars.

HR 32 (By Schofield), Commemorating the induction of the Beckendorff-Sword Home Place into the Texas Department of Agriculture Family Land Heritage Program.

To Resolutions Calendars.

HR 33 (By Longoria), Honoring Valery Tobias for her achievements as a track and cross country athlete.

To Resolutions Calendars.

HR 34 (By Clardy), In memory of Harlon Brooks of Nacogdoches.

To Resolutions Calendars.

HR 35 (By Clardy), Congratulating Hardy Meredith on being named photographer emeritus at Stephen F. Austin State University.

To Resolutions Calendars.

HR 36 (By Clardy), In memory of Marvin Joe Angle of Jacksonville.

To Resolutions Calendars.

HR 37 (By Clardy), In memory of Billy Howard Sherrill of Nacogdoches.

To Resolutions Calendars.

HR 39 (By Bucy), Congratulating Fred Grampp on his selection as a 2023 80 Over Eighty Honoree by Family Eldercare.

To Resolutions Calendars.

HR 40 (By Bucy), Commending Anagha Deepak of Round Rock High School on her participation in the 2023 U.S. Youth Ambassadors Program in Ecuador.

To Resolutions Calendars.

HR 41 (By Stucky), Congratulating Brooke Stewart of Victory Christian Academy in Decatur on being named a 2023 Christian Teacher of the Year by the Herzog Foundation.

To Resolutions Calendars.

HR 42 (By Darby), Honoring Howard Taylor on the occasion of his retirement from the San Angelo Museum of Fine Arts.

To Resolutions Calendars.

HR 43 (By Darby), Congratulating the Angelo State University baseball team on winning the 2023 NCAA Division II national championship.

To Resolutions Calendars.

HR 44 (By Buckley), In memory of U.S. Army Command Sergeant Major (Ret.) Lloyd Coley of Belton.

To Resolutions Calendars.

HR 45 (By Buckley), In memory of Jarin Thomas Cole of Killeen.

To Resolutions Calendars.

HR 46 (By Leo-Wilson), Congratulating Dr. Sharron Forest on her receipt of a 2023 Outstanding Teaching Award from The University of Texas System Board of Regents.

To Resolutions Calendars.

HR 47 (By Cain), Commemorating the reunion of the 1973-1974 Pasadena High School band on the 50th anniversary of its performance in the Orange Bowl Parade.

To Resolutions Calendars.

HR 48 (By Buckley), Congratulating Zenia Warren of Killeen on her election as president of the Texas Federation of Republican Women.

To Resolutions Calendars.

HR 49 (By Buckley), Congratulating William S. "Billy" Harlan on his retirement as superintendent of Academy ISD.

To Resolutions Calendars.

HR 50 (By Neave Criado), Commending Officer Ronald Cronin of the Dallas Police Department for his heroic actions in apprehending an armed suspect on July 25, 2022.

To Resolutions Calendars.