

HOUSE JOURNAL

EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

ELEVENTH DAY — WEDNESDAY, FEBRUARY 8, 2023

The house met at 10:18 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 29).

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; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; 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; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; 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; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Absent, Excused — Gervin-Hawkins; VanDeaver.

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

Everliving God, you who love all you have created and have made your home within your children, in your mercy draw these your servants closer to each other and closer to yourself, that the bonds that connect them in work they do and the goals they seek, may become irradiated by your presence and be transformed into bonds of mutual charity, always seeking the good of the other, and seeking the good that is you. We ask this through Christ our Lord. Amen.

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

CAPITOL PHYSICIAN

The chair presented Dr. Crystal Nwagwu of Houston as the "Doctor for the Day."

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

HR 134 - ADOPTED
(by K. King)

Representative K. King moved to suspend all necessary rules to take up and consider at this time **HR 134**.

The motion prevailed.

The following resolution was laid before the house:

HR 134, Commemorating the 100th anniversary of Texas State Parks.

HR 134 was adopted.

On motion of Representative Metcalf, the names of all the members of the house were added to **HR 134** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative K. King who introduced representatives of the Texas Parks and Wildlife Department.

HR 133 - ADOPTED
(by Guillen)

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 133**.

The motion prevailed.

The following resolution was laid before the house:

HR 133, Recognizing February 8, 2023, as Live Oak County Day at the State Capitol.

HR 133 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced a delegation from Live Oak County.

HR 148 - ADOPTED
(by Guillen)

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 148**.

The motion prevailed.

The following resolution was laid before the house:

HR 148, Congratulating Jim Huff on his retirement as Live Oak County judge.

HR 148 was adopted.

INTRODUCTION OF GUEST

The chair recognized Representative Guillen who introduced the Honorable Jim Huff.

**HR 131 - ADOPTED
(by Guillen)**

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 131**.

The motion prevailed.

The following resolution was laid before the house:

HR 131, Recognizing February 8, 2023, as McMullen County Day at the State Capitol.

HR 131 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced a delegation from McMullen County.

**HR 140 - ADOPTED
(by Guillen)**

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 140**.

The motion prevailed.

The following resolution was laid before the house:

HR 140, Congratulating Jim Harris on his retirement from McMullen County ISD.

HR 140 was adopted.

INTRODUCTION OF GUEST

The chair recognized Representative Guillen who introduced Jim Harris.

**HR 109 - ADOPTED
(by Raymond)**

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 109**.

The motion prevailed.

The following resolution was laid before the house:

HR 109, Recognizing the members of the Washington's Birthday Celebration Association of Laredo.

HR 109 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative Raymond who introduced members of the Washington's Birthday Celebration Association of Laredo.

HR 153 - ADOPTED
(by Raymond)

Representative Raymond moved to suspend all necessary rules to take up and consider at this time **HR 153**.

The motion prevailed.

The following resolution was laid before the house:

HR 153, Recognizing February 8, 2023, as Laredo Day at the State Capitol.

HR 153 was adopted.

HR 157 - ADOPTED
(by Smith)

Representative Smith moved to suspend all necessary rules to take up and consider at this time **HR 157**.

The motion prevailed.

The following resolution was laid before the house:

HR 157, Recognizing February 4 to 11, 2023, as Texas Court Reporting and Captioning Week.

(Goldman in the chair)

HR 157 was adopted.

On motion of Representative Leach, the names of all the members of the house were added to **HR 157** as signers thereof.

HR 145 - ADOPTED
(by Landgraf)

Representative Landgraf moved to suspend all necessary rules to take up and consider at this time **HR 145**.

The motion prevailed.

The following resolution was laid before the house:

HR 145, Recognizing February 6-8, 2023, as Midland-Odessa Days at the State Capitol.

HR 145 was adopted.

On motion of Representative Craddick, the names of all the members of the house were added to **HR 145** as signers thereof.

HR 166 - ADOPTED
(by Spiller)

Representative Spiller moved to suspend all necessary rules to take up and consider at this time **HR 166**.

The motion prevailed.

The following resolution was laid before the house:

HR 166, Recognizing February 8, 2023, as Brown County Day at the State Capitol.

HR 166 was adopted.

On motion of Representative Rogers, the names of all the members of the house were added to **HR 166** as signers thereof.

HR 118 - ADOPTED
(by Lozano)

Representative Lozano moved to suspend all necessary rules to take up and consider at this time **HR 118**.

The motion prevailed.

The following resolution was laid before the house:

HR 118, Recognizing February 8, 2023, as Bee County Day at the State Capitol.

HR 118 was adopted.

On motion of Representative Hunter, the names of all the members of the house were added to **HR 118** as signers thereof.

HR 174 - ADOPTED
(by Troxclair)

Representative Troxclair moved to suspend all necessary rules to take up and consider at this time **HR 174**.

The motion prevailed.

The following resolution was laid before the house:

HR 174, Recognizing February 8, 2023, as Greater Boerne Chamber of Commerce Day at the State Capitol.

HR 174 was adopted.

HR 93 - ADOPTED
(by M. González and Flores)

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 93**.

The motion prevailed.

The following resolution was laid before the house:

HR 93, Recognizing February 9, 2023, as St. Edward's University Day at the State Capitol.

HR 93 was adopted.

On motion of Representative Howard, the names of all the members of the house were added to **HR 93** as signers thereof.

HR 190 - ADOPTED
(by E. Morales)

Representative E. Morales moved to suspend all necessary rules to take up and consider at this time **HR 190**.

The motion prevailed.

The following resolution was laid before the house:

HR 190, Recognizing February 7 and 8, 2023, as Maverick County and Eagle Pass Days at the State Capitol.

HR 190 was adopted.

On motion of Representative T. King, the names of all the members of the house were added to **HR 190** as signers thereof.

(Speaker in the chair)

DEANS OF THE
TEXAS HOUSE OF REPRESENTATIVES

The chair laid before the house and had read the following statement:

In most parliamentary bodies, the members recognize the longest continuously serving member for their wisdom and guidance based, in part, on the institutional knowledge gained from their length of service. The United States House of Representatives designates this member as "Dean of the United States House of Representatives." Examples of notable deans in the past include Sir Winston Churchill, Wright Patman, and George Mahon.

The Honorable Tom Craddick of Midland County and the Honorable Senfronia Thompson of Harris County, as the longest continuously serving members of the Texas House, are recognized as Deans of the Texas House of Representatives.

SPEAKER PRO TEMPORE APPOINTED

Pursuant to Rule 1, Section 10, of the House Rules, Speaker Phelan appointed the Honorable Charlie Geren of Tarrant County to serve as the Speaker Pro Tempore of the Texas House of Representatives, 88th Legislature.

STANDING COMMITTEES APPOINTED

Pursuant to Rule 1, Section 15, and Rule 4, Section 2, of the House Rules, the chair had read the following standing committee appointments for the 88th Legislature:

COMMITTEE ON AGRICULTURE AND LIVESTOCK

Cain, chair; Anderson, vice-chair.

Seniority appointments: Kitzman.

Speaker appointments: Bernal, Goodwin, C.J. Harris, Rosenthal, Thimesch, and Wilson.

COMMITTEE ON APPROPRIATIONS

Bonnen, chair; M. González, vice-chair.

Seniority appointments: C. Bell, Bonnen, Bryant, Gervin-Hawkins, Howard, J.D. Johnson, Martinez, Martinez Fischer, Morrison, Ortega, Rose, and Wu.

Speaker appointments: Allison, DeAyala, Gates, Isaac, Jetton, Orr, Spiller, Stucky, Tepper, Thimesch, E. Thompson, Toth, VanDeaver, and Walle.

COMMITTEE ON BUSINESS AND INDUSTRY

Longoria, chair; Vasut, vice-chair.

Seniority appointments: Cole, Hinojosa, and Neave Criado.

Speaker appointments: Frazier, J. González, Isaac, and Lambert.

COMMITTEE ON CALENDARS

Burrows, chair; Rose, vice-chair.

Speaker appointments: Cook, Geren, Hefner, Hernandez, A. Johnson, Patterson, Slawson, Talarico, and E. Thompson.

COMMITTEE ON CORRECTIONS

Herrero, chair; Kacal, vice-chair.

Seniority appointments: V. Jones, Sherman, and Toth.

Speaker appointments: Allen, R. Lopez, Murr, and Swanson.

COMMITTEE ON COUNTY AFFAIRS

Neave Criado, chair; Stucky, vice-chair.

Seniority appointments: J. Jones, Rosenthal, and Stucky.

Speaker appointments: Gerdes, Orr, Schatzline, Slaton, and Tinderholt.

COMMITTEE ON CRIMINAL JURISPRUDENCE

Moody, chair; Cook, vice-chair.

Seniority appointments: Harrison and Schatzline.

Speaker appointments: Bhojani, Bowers, Darby, Leach, and C. Morales.

COMMITTEE ON CULTURE, RECREATION, AND TOURISM

Ashby, chair; Martinez, vice-chair.

Seniority appointments: Bailes, Holland, and Troxclair.

Speaker appointments: Collier, Flores, Garcia, and Morrison.

COMMITTEE ON DEFENSE AND VETERANS' AFFAIRS

Wilson, chair; R. Lopez, vice-chair.

Seniority appointments: Bumgarner and Garcia.

Speaker appointments: Dorazio, Frank, Morales Shaw, Muñoz, and Slaton.

COMMITTEE ON ELECTIONS

Smith, chair; Bucy, vice-chair.

Seniority appointments: Bucy, Burrows, and Swanson.

Speaker appointments: Capriglione, DeAyala, Manuel, E. Morales, and Vo.

COMMITTEE ON ENERGY RESOURCES

Goldman, chair; E. Morales, vice-chair.

Seniority appointments: Anchía, Anderson, Craddick, and Darby.

Speaker appointments: Bailes, Gerdes, Guerra, Thierry, and Zwiener.

COMMITTEE ON ENVIRONMENTAL REGULATION

Landgraf, chair; Guerra, vice-chair.

Seniority appointments: Guerra, Kuempel, and Reynolds.

Speaker appointments: K. Bell, Dean, J. Lopez, Meza, and Morales Shaw.

COMMITTEE ON GENERAL INVESTIGATING

Murr, chair; A. Johnson, vice-chair.

Speaker appointments: Geren, Longoria, and Spiller.

COMMITTEE ON HIGHER EDUCATION

Kuempel, chair; Paul, vice-chair.

Seniority appointments: Burns, Clardy, M. González, and Raney.

Speaker appointments: Bucy, Burrows, Cole, Howard, and Lalani.

**COMMITTEE ON HOMELAND SECURITY
AND PUBLIC SAFETY**

Guillen, chair; J.D. Johnson, vice-chair.

Seniority appointments: Bowers, Goodwin, and Harless.

Speaker appointments: Canales, Dorazio, Holland, and Troxclair.

COMMITTEE ON HOUSE ADMINISTRATION

Metcalf, chair; Cole, vice-chair.

Speaker appointments: Anchía, Harless, C.J. Harris, Kuempel, Landgraf, Moody, Orr, Walle, and Zwiener.

COMMITTEE ON HUMAN SERVICES

Frank, chair; Rose, vice-chair.

Seniority appointments: Frank, Klick, and Noble.

Speaker appointments: Campos, Hull, Manuel, Ramos, and Shaheen.

COMMITTEE ON INSURANCE

Oliverson, chair; A. Johnson, vice-chair.

Seniority appointments: Cain, Paul, and Perez.

Speaker appointments: Cortez, C.E. Harris, Hull, and J.E. Johnson.

**COMMITTEE ON INTERNATIONAL RELATIONS
AND ECONOMIC DEVELOPMENT**

Button, chair; Ordaz, vice-chair.

Seniority appointments: Meza, C. Morales, and Ordaz.

Speaker appointments: Bumgarner, Clardy, Hayes, Plesa, and Shine.

COMMITTEE ON JUDICIARY AND CIVIL JURISPRUDENCE

Leach, chair; J.E. Johnson, vice-chair.

Seniority appointments: Moody, Murr, and Schofield.

Speaker appointments: Davis, Flores, Slawson, and Vasut.

COMMITTEE ON JUVENILE JUSTICE AND FAMILY ISSUES

Dutton, chair; Lujan, vice-chair.

Seniority appointments: Cook, Lujan, and Talarico.

Speaker appointments: Leo-Wilson, J. Lopez, Martinez Fischer, Smithee, and Wu.

COMMITTEE ON LAND AND RESOURCE MANAGEMENT

Burns, chair; Rogers, vice-chair.

Seniority appointments: K. Bell, Buckley, and Rogers.

Speaker appointments: C. Bell, Ortega, Reynolds, Schofield, and Sherman.

**COMMITTEE ON LICENSING
AND ADMINISTRATIVE PROCEDURES**

K. King, chair; Walle, vice-chair.

Seniority appointments: Hernandez, Herrero, S. Thompson, and Walle.

Speaker appointments: Goldman, Harless, T. King, Patterson, Schaefer, and Shaheen.

COMMITTEE ON LOCAL AND CONSENT CALENDARS

C.J. Harris, chair; Bowers, vice-chair.

Speaker appointments: Allison, K. Bell, Hull, Jetton, Manuel, E. Morales, Morales Shaw, Paul, and Rogers.

COMMITTEE ON NATURAL RESOURCES

T. King, chair; E. Thompson, vice-chair.

Seniority appointments: Kacal, T. King, Price, and E. Thompson.

Speaker appointments: Gámez, Kitzman, Lalani, Metcalf, Ramos, Rogers, and Zwiener.

**COMMITTEE ON PENSIONS, INVESTMENTS,
AND FINANCIAL SERVICES**

Capriglione, chair; Lambert, vice-chair.

Seniority appointments: Capriglione, Lambert, and Vo.

Speaker appointments: Bhojani, Bryant, Frazier, Leo-Wilson, Plesa, and VanDeaver.

COMMITTEE ON PUBLIC EDUCATION

Buckley, chair; Allen, vice-chair.

Seniority appointments: Allen, Dutton, K. King, Longoria, and Schaefer.

Speaker appointments: Allison, Cunningham, C.J. Harris, Harrison, Hefner, Hinojosa, and Talarico.

COMMITTEE ON PUBLIC HEALTH

Klick, chair; Campos, vice-chair.

Seniority appointments: Collier, Oliverson, Smith, and Tinderholt.

Speaker appointments: Jetton, A. Johnson, J. Jones, V. Jones, and Price.

COMMITTEE ON REDISTRICTING

Darby, chair; Turner, vice-chair.

Speaker appointments: Anchía, Campos, Cunningham, Goldman, Jetton, Landgraf, Lozano, Moody, Morrison, Murr, Rose, Schofield, and S. Thompson.

COMMITTEE ON RESOLUTIONS CALENDARS

Guerra, chair; Gates, vice-chair.

Speaker appointments: Gerdes, Kitzman, Lalani, C. Morales, Ordaz, Plesa, Shine, Stucky, and Thimesch.

COMMITTEE ON STATE AFFAIRS

Hunter, chair; Hernandez, vice-chair.

Seniority appointments: Geren, Guillen, Hunter, Raymond, and Smithee.

Speaker appointments: Anchía, Dean, Metcalf, Slawson, Spiller, S. Thompson, and Turner.

COMMITTEE ON TRANSPORTATION

Canales, chair; Raney, vice-chair.

Seniority appointments: Ashby, Canales, Davis, Lozano, and Romero.

Speaker appointments: Gámez, C.E. Harris, Landgraf, Lujan, Ordaz, Patterson, and Perez.

COMMITTEE ON URBAN AFFAIRS

Lozano, chair; Gates, vice-chair.

Seniority appointments: Bernal, Cortez, and Gates.

Speaker appointments: Cunningham, J. González, Hayes, Romero, and Tepper.

COMMITTEE ON WAYS AND MEANS

Meyer, chair; Thierry, vice-chair.

Seniority appointments: Button, Muñoz, Shine, and Turner.

Speaker appointments: Craddick, Gervin-Hawkins, Hefner, Noble, and Raymond.

**PROCLAMATION BY THE SPEAKER
CREATION OF HOUSE SELECT COMMITTEE ON
HEALTH CARE REFORM**

Pursuant to Rule 1, Section 16(b), Rules of the House of Representatives, I, Dade Phelan, Speaker of the House of Representatives, hereby create the House Select Committee on Health Care Reform.

SECTION 1. PURPOSE AND JURISDICTION.

The committee is created to provide a cross-jurisdictional forum for the consideration of issues that broadly affect the state's health care delivery system. The committee has jurisdiction over all matters pertaining to:

(1) reducing the impact of excessive health care costs on the efficacy of government-sponsored health plans and the private health insurance market, including the corresponding impact on individuals, businesses, and state government;

(2) improving health care affordability, including factors such as transparency, competition, and patient incentives;

(3) reducing the impact of government benefit, administrative, and contractual coverage mandates and the corresponding impact on employer and consumer premiums and out-of-pocket costs;

(4) improving access to affordable, quality, and comprehensive health care, especially for low-income and at-risk populations;

(5) improving access to and affordability of prescription drugs;

(6) improving outreach to families with children who are eligible for Medicaid or CHIP, including children in rural areas; and

(7) reducing the impact of delayed care on the state's health care delivery system, health care costs, and patient health outcomes.

SECTION 2. MEMBERSHIP, AUTHORITY, AND DURATION.

The committee shall have 11 members and shall have the same authority and duties conferred on standing committees under the Rules of the House of Representatives. The committee expires on the date the 89th Legislature convenes.

The following members are hereby appointed to the House Select Committee on Health Care Reform:

Sam Harless, Chair
Donna Howard, Vice-chair
Greg Bonnen
John Bucy
James Frank
Stephanie Klick
Eddie Morales
Tom Oliverson
Four Price
Toni Rose
Armando Walle

/s/Dade Phelan
Speaker of the House of Representatives

**PROCLAMATION BY THE SPEAKER
CREATION OF HOUSE SELECT COMMITTEE ON
YOUTH HEALTH AND SAFETY**

Pursuant to Rule 1, Section 16(b), Rules of the House of Representatives, I, Dade Phelan, Speaker of the House of Representatives, hereby create the House Select Committee on Youth Health and Safety.

SECTION 1. PURPOSE AND JURISDICTION.

The committee is created to provide a cross-jurisdictional forum for the consideration of issues that broadly affect health, safety, and rights of Texas youth. The committee has jurisdiction over all matters pertaining to:

(1) improving the ability of federal, state, and local governmental entities to address the needs of Texas youth through expanded coordination between all programs and systems that serve youth and their families, including child protective services, mental health services, educational institutions, and the juvenile justice system;

(2) creating a safer environment for Texas youth in schools and local communities;

(3) the use by Texas youth of social media and online platforms, including their design and operations, and the corresponding impact on the privacy, health, and safety of Texas youth;

(4) the allocation and use of state resources for preventative and rehabilitative services that address the primary challenges facing Texas youth placed in the juvenile justice system;

(5) the expansion of prevention efforts and the strengthening of service systems to permit the behavioral health challenges faced by Texas youth to be addressed closer to their homes, including efforts and systems that permit youth to remain in their classrooms and stay out of institutionalized healthcare and juvenile justice systems; and

(6) programs, services, and governmental action focused on the rehabilitation of youthful offenders, including considerations related to developmental factors that impact a youth's entry into the justice system.

SECTION 2. MEMBERSHIP, AUTHORITY, AND DURATION.

The committee shall have nine members and shall have the same authority and duties conferred on standing committees under the Rules of the House of Representatives. The committee expires on the date the 89th Legislature convenes.

The following members are hereby appointed to the House Select Committee on Youth Health and Safety:

Senfronia Thompson, Chair
Lacey Hull, Vice-chair
Steve Allison
Giovanni Capriglione
Harold Dutton
Ann Johnson
Tracy King
Brooks Landgraf
J.M. Lozano

/s/Dade Phelan
Speaker of the House of Representatives

ADJOURNMENT

Representative Raymond moved that the house adjourn until 2 p.m. Tuesday, February 14 in memory of Minerva Guillen, grandmother of Representative Guillen.

The motion prevailed.

The house accordingly, at 11:39 a.m., adjourned until 2 p.m. Tuesday, February 14.

