

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, THIRD CALLED SESSION

PROCEEDINGS

NINTH DAY — SUNDAY, OCTOBER 17, 2021

The house met at 5:36 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 139).

Present — Mr. Speaker(C); Allen; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harris; Harrison; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Anchia; Canales; Crockett; Guerra; Harless; Hunter; Leach; Martinez Fischer.

Absent — Allison; Meza.

LEAVES OF ABSENCE GRANTED

On motion of Representative Metcalf and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

GENERAL STATE CALENDAR

HOUSE BILLS

THIRD READING

The following bills were laid before the house and read third time:

HB 133 ON THIRD READING**(by Jetton)**

HB 133, A bill to be entitled An Act relating to education benefits at public institutions of higher education for certain survivors of public servants.

HB 133 was passed by (Record 140): 138 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harris; Harrison; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Canales; Crockett; Guerra; Harless; Hunter; Leach; Martinez Fischer.

Absent — Allison; Meza.

STATEMENTS OF VOTE

When Record No. 140 was taken, my vote failed to register. I would have voted yes.

Allison

When Record No. 140 was taken, I was excused because of important business. I would have voted yes.

Harless

(Allison now present)

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

The following bills were laid before the house and read third time:

**SB 52 ON THIRD READING
(Bonnen - House Sponsor)**

SB 52, A bill to be entitled An Act relating to the issuance of revenue bonds to fund capital projects at public institutions of higher education and the designation of certain appropriated funds allocated to those institutions.

SB 52 was passed by (Record 141): 131 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Harrison; Schaefer; Slaton; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Canales; Crockett; Guerra; Harless; Hunter; Leach; Martinez Fischer.

Absent — Meza.

STATEMENT OF VOTE

When Record No. 141 was taken, I was excused because of important business. I would have voted yes.

Harless

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 No. 1.)

PROVIDING FOR ADJOURNMENT

At 5:40 p.m., Representative Huberty 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 matters, the house adjourn until 4 p.m. tomorrow in memory of Carole Covey of Kingwood.

The motion prevailed.

Monday, October 18

The chair called the house to order at 10:42 a.m.

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).

**SB 5 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED**

On motion of Representative Patterson, the house granted the request of the senate for the appointment of a Conference Committee on **SB 5**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 5**: Patterson, chair; Button, Schaefer, Shaheen, and Thierry.

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 No. 1 - October 18.)

ADJOURNMENT

In accordance with a previous motion, the house, at 10:44 a.m. October 18, adjourned until 4 p.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

HR 281 (By Martinez), Congratulating Wilbert and Mary Cardenas of Weslaco on their 50th wedding anniversary.

To Resolutions Calendars.

List No. 1 - October 18

HR 282 (By Minjarez), Commending the Honorable Lyle Larson on his service in the Texas House of Representatives.

To Resolutions Calendars.

HR 283 (By Minjarez), Commending Lynlie Wallace for her service as chief of staff in the office of State Representative Lyle Larson.

To Resolutions Calendars.

HR 284 (By Zwiener), Commending Kai Shappley for her advocacy work in behalf of the transgender youth community in Texas.

To Resolutions Calendars.

HR 285 (By Zwiener), Commending Kimberly Shappley for her advocacy in behalf of the transgender youth community in Texas.

To Resolutions Calendars.

HR 286 (By Guillen), In memory of Duval County judge Gilbert N. Saenz.

To Resolutions Calendars.

HR 287 (By Holland), Congratulating Melaney McDaniel Loar of Rockwall on her induction into the Sterling College Athletics Hall of Fame.

To Resolutions Calendars.

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

Monday, October 18, 2021

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 REFUSED TO CONCUR IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

SB 5

Senate Conferees: Lucio - Chair/Bettencourt/Hinojosa/Paxton/Whitmire

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

October 16

Appropriations - **SB 52**

ENROLLED

October 16 - HB 1, HCR 14