

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, SECOND CALLED SESSION

PROCEEDINGS

FIFTH DAY — MONDAY, AUGUST 30, 2021

The house met at 2:14 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 92).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Cook; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tindholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Absent — Beckley; Campos; Canales; Coleman; Collier; Cortez; Crockett; Deshotel; Gervin-Hawkins; González, J.; González, M.; Herrero; Hinojosa; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Walle.

The invocation was offered by Representative Oliverson as follows:

Father God, we come together before you as a people called by your name, and we humbly beseech you as we go about our business here on behalf of our constituents as we serve you by serving others. We ask that you would give us wisdom, you would give us patience, you would give us discernment, and you would give us strength to finish the job at hand. I ask that you put a wall of protection around our families. Bring them comfort and protection as we cannot be with them. And Lord, I specifically pray today on behalf of our brothers and sisters in Southeast Louisiana and Mississippi. Lord, many of us know the pain and the suffering that come with a Category 4 hurricane. But God, we know that you are all powerful. We know that those hurricanes and those storms are nothing compared to your mighty power. And so I humbly ask that miracles will be done in your name and that the people who are in harm's way will be saved, will be

protected, that lives will be preserved, and that people will have opportunity to serve you as they serve their fellow men and women in the wake of this most recent disaster. And we ask all these things in your son Jesus' name. Amen.

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

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 RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 1).

INTRODUCTION OF GUEST

The chair recognized Representative Bonnen who introduced Medal of Honor recipient Clarence Eugene Sasser for the dedication and unveiling of his portrait hanging in the house chamber.

(Coleman, Cortez, and Hinojosa now present)

(Guillen in the chair)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of personal business:

Canales on motion of Guillen.

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 9 (by Stephenson), Commemorating the dedication of a Texas Historical Marker at the site of the Wharton Training School in Wharton.

HCR 10 (by Craddick), Congratulating James M. Alsop for receiving the West Texan by Nature Award from the Sibley Nature Center.

HR 2 (by White), Commending Lowell Crew of Livingston for his service to the Polk County Texas GOP.

HR 3 (by White), Congratulating Melba Inman on her retirement from the Newton County Public Library.

HR 4 (by White), Congratulating Harriette Martin on her retirement from the Newton County Public Library.

HR 6 (by White), Honoring Don Baird for his service as mayor of Colmesneil.

HR 8 (by Spiller), Congratulating Dr. Glenn Blodgett of Guthrie on his induction into the American Quarter Horse Hall of Fame.

HR 11 (by White), Commemorating the founding of Girl Scout Daisy Troop 101015 in Tyler County.

HR 12 (by Buckley), Congratulating James Cook Jr. of Killeen ISD on being named the 2022 ESC Region 12 Elementary Teacher of the Year.

HR 13 (by Hull), Recognizing October 2022 as Domestic Violence Awareness Month.

HR 14 (by Hull), Recognizing October 2021 as Domestic Violence Awareness Month.

HR 17 (by Meyer), Congratulating Shelby Whitson and Hunter Robinson on their wedding.

HR 18 (by Paddie), Congratulating Anthony Robinson on his induction into the Mrs. H. D. Dear, Sr. and Alice E. Dear School of Creative and Performing Arts Hall of Fame at Northwestern State University.

HR 20 (by Paddie), Congratulating Michael Lee on his retirement from the Texas Department of Transportation.

HR 23 (by Murr), Congratulating Shanon Biggerstaff on her retirement as president of the Ozona Chamber of Commerce.

HR 26 (by Murr), Commending Tom Moser for his service as a Kerr County commissioner.

HR 27 (by Murr), Congratulating Vernon Ollar on the occasion of his 100th birthday and honoring him for his patriotic service during World War II.

HR 56 (by Martinez), Commemorating the 25th anniversary of the Valley Initiative for Development and Advancement (VIDA).

HR 57 (by White), Congratulating Jessie White of West Brook High School in Beaumont on his induction into the Prairie View Interscholastic League Coaches Association Hall of Fame.

HR 65 (by Collier), Congratulating the Cenikor Foundation facility in Fort Worth on the organization's 55th anniversary.

HR 68 (by Guillen), Congratulating Elva Yolanda Morado on her retirement from the Texas A&M AgriLife Extension Service.

HR 69 (by Rogers), Commending Ted D. Matthews for his service as CEO of Eastland Memorial Hospital.

HR 70 (by Rogers), Commemorating the Eastland Memorial Hospital 2021 annual gala.

HR 73 (by K. Bell), Commemorating the 150th anniversary of the First Baptist Church of Kaufman.

HR 74 (by K. Bell), Commemorating the 75th anniversary of the Kaufman Lions Club youth baseball and softball program.

HR 76 (by Davis), Congratulating Kenneth Barr on his receipt of the 2021 Drive to Excellence Award from the North Texas Tollway Authority.

HR 77 (by Huberty), Congratulating Chase and Lindsey Barker of Houston on the birth of their son, Chase Austin Barker II.

HR 78 (by Jetton), Commending Loukya Kotla for her service as an intern in the office of State Representative Jacey Jetton.

HR 79 (by Jetton), Commending Melinda Dae for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 80 (by Jetton), Congratulating Goldfish Swim School in Sugar Land on its one-year anniversary.

HR 81 (by Jetton), Commemorating Indian Independence Day on August 15, 2021.

HR 82 (by Jetton), Commending Michael Nguyen on his service as a legislative intern in the office of State Representative Jacey Jetton.

HR 83 (by Jetton), Commending Menita Thakare on her service as a summer intern in the office of State Representative Jacey Jetton.

HR 84 (by Jetton), Commending Huy Hoang Nguyen and Ngoc Tram Thi Chu of the Creamery Teahouse and Tram's Teahouse for their cultural and community contributions.

HR 85 (by Jetton), Commending Maria Siddeeqe for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 86 (by Jetton), Honoring Anya Kureshi for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 87 (by Jetton), Congratulating Al and Frances Luna of Rosenberg on their 60th wedding anniversary.

HR 89 (by White), Commending Victoria Denise Herline Engman for her service as an administrative aide in the office of State Representative James White.

HR 90 (by White), Commending Sebastian Quaid for his service as a legislative aide in the office of State Representative James White.

HR 91 (by White), Commending Jordan Parr for his service as legislative director in the office of State Representative James White.

HR 92 (by Huberty), Congratulating William and Sarah Jane Holleman on the birth of their son, James Robert Holleman.

HR 94 (by Jetton), Commending Jason Zhang for his service as a legislative intern in the office of State Representative Jacey Jetton.

HR 95 (by Wu), Commending Nikita Munsif for her service as a legislative aide in the office of State Representative Gene Wu.

HR 99 (by Price), Commemorating the 70th anniversary of the Amarillo Wesley Community Center.

HR 100 (by Price), Commemorating the 70th anniversary of Wonderland Amusement Park in Amarillo.

HR 101 (by Price), Congratulating Michael Maples on his retirement as deputy executive commissioner for the Health and Specialty Care System at the Texas Health and Human Services Commission.

HR 102 (by Tinderholt), Congratulating Mission Arlington on its 35th anniversary.

The resolutions were adopted.

HR 76 - NAMES ADDED

Without objection, the names of all the members of the house were added to **HR 76** as signers thereof.

The following memorial resolutions were laid before the house:

HCR 11 (by Craddick), In memory of Katharyn Carterette Bock of New Braunfels.

HR 1 (by White), In memory of John D. Clifton of Livingston.

HR 5 (by White), In memory of Earl Wayne Fletcher Sr. of Longview.

HR 7 (by White), In memory of Vandie Lindsey Smith Jr. of Magnolia Springs.

HR 9 (by Spiller), In memory of Ethan Joe Langley of Jacksboro.

HR 19 (by Paddie), In memory of Edgar Curtis Walker of Jefferson.

HR 21 (by Paddie), In memory of Rick Lane Campbell of Center.

HR 22 (by Paddie), In memory of Patricia Ryan Keesee of Linden.

HR 24 (by Murr), In memory of Carl James "Jimmy" Cahill Jr. of Sonora.

HR 25 (by Murr), In memory of Stephen C. Helbing Sr.

HR 28 (by Murr), In memory of Tracey Adams of the Texas Department of Criminal Justice.

HR 29 (by Murr), In memory of Stacy Crosby of the Texas Department of Criminal Justice.

HR 30 (by Murr), In memory of Sara Margaret Keenom of the Texas Department of Criminal Justice.

HR 31 (by Murr), In memory of Luis Hernandez of the Texas Department of Criminal Justice.

HR 32 (by Murr), In memory of Jimmy Garcia of the Texas Department of Criminal Justice.

HR 33 (by Murr), In memory of Rodrick L. Rodgers of the Texas Department of Criminal Justice.

HR 34 (by Murr), In memory of Barry Deckard of the Texas Department of Criminal Justice.

HR 35 (by Murr), In memory of Gerald Bedison of the Texas Department of Criminal Justice.

HR 36 (by Murr), In memory of Michael Harper of the Texas Department of Criminal Justice.

HR 37 (by Murr), In memory of Kenneth Russell of the Texas Department of Criminal Justice.

HR 38 (by Murr), In memory of Timothy Beggs of the Texas Department of Criminal Justice.

HR 39 (by Murr), In memory of Harold Smith of the Texas Department of Criminal Justice.

HR 40 (by Murr), In memory of Frank Edward Rose of the Texas Department of Criminal Justice.

HR 41 (by Murr), In memory of Clemente Rocha III of the Texas Department of Criminal Justice.

HR 42 (by Murr), In memory of Dorothy Sue Caylor of the Texas Department of Criminal Justice.

HR 43 (by Murr), In memory of Phillip Dexter Holbert of the Texas Department of Criminal Justice.

HR 44 (by Murr), In memory of Joe Landin of the Texas Department of Criminal Justice.

HR 45 (by Murr), In memory of Rebecca Aduato Crowe of the Texas Department of Criminal Justice.

HR 46 (by Murr), In memory of Randall Sims of the Texas Department of Criminal Justice.

HR 47 (by Murr), In memory of John Wier of the Texas Department of Criminal Justice.

HR 48 (by Murr), In memory of Lieutenant Treva Preston of the Texas Department of Criminal Justice.

HR 49 (by Murr), In memory of Alfredo Jimenez Jr. of the Texas Department of Criminal Justice.

HR 50 (by Murr), In memory of Maria Garcia of the Texas Department of Criminal Justice.

HR 51 (by Murr), In memory of Godfrey Zuze of the Texas Department of Criminal Justice.

HR 52 (by Murr), In memory of Officer Vickie James of the Texas Department of Criminal Justice.

HR 53 (by Murr), In memory of Tawiwo Obele of the Texas Department of Criminal Justice.

HR 54 (by Murr), In memory of Troy Morin of the Texas Department of Criminal Justice.

HR 55 (by Martinez), In memory of Joel A. Garza of Weslaco.

HR 58 (by Guillen), In memory of Dr. Joe David Townsend of South Padre Island.

HR 59 (by Guillen), In memory of Joseph LaMantia Jr. of McAllen.

HR 60 (by Guillen), In memory of Abel N. Gonzalez Sr. and Maria Elia Solis Gonzalez of Rio Grande City.

HR 61 (by Guillen), In memory of Arcadio Jesus Salinas Jr. of Rio Grande City.

HR 62 (by Guillen), In memory of Roy and Lucy Cantu of Rio Grande City.

HR 63 (by Guillen), In memory of Alberto Barrera of Rio Grande City.

HR 64 (by White), In memory of Principal Chief Herbert G. Johnson Sr. of the Alabama-Coushatta Tribe of Texas.

HR 66 (by White), In memory of Principal Chief Herbert G. Johnson Sr. of the Alabama-Coushatta Tribe of Texas.

HR 67 (by Spiller), In memory of Gregory Alan Lewis of Jacksboro.

HR 75 (by Price), In memory of Chalys Diane Baker of Amarillo.

HR 88 (by Cole), In memory of Ada Cecilia Collins Anderson of Austin.

HR 93 (by Huberty), In memory of David Edward Feille of Atascocita.

HR 97 (by Cain), In memory of H Scott Apley of Dickenson.

HR 98 (by Price), In memory of Peggy Ferguson of Dumas.

HR 103 (by Meyer), In memory of Jeffrey Sean Barry of Dallas.

The resolutions were unanimously adopted by a rising vote.

(Herrero now present)

HR 13 AND HR 14 - REMARKS

REPRESENTATIVE HULL: Members, we just passed two resolutions commemorating the month of October 2021 and 2022 as Domestic Violence Awareness Month. As a society, when we hear the words "domestic violence," what we hear is physical abuse. I am here to shed light on domestic violence being so much more than physical abuse. Domestic violence never starts with a punch in the face, but what it does start with is emotional abuse, psychological abuse, religious abuse, and financial abuse. This can look like many things: control, gaslighting, weaponizing your children, turning your support system against you, the abuser playing the victim, and the list keeps going.

When physical abuse is present, the other forms of abuse have already taken place. Often, there was no physical abuse prior. Instead, the abuser uses every other form of abuse, to the point where the victims find themselves wishing there was physical violence so there would be proof and an end in sight. Even though that is not a healthy outlook, some victims feel it's the only way people will believe them. One of the main questions that is asked on domestic violence

hotlines is from victims asking, is this abuse? Is what I am experiencing abuse? Many people living it don't understand that there is a label to what they are experiencing and that what that is is domestic violence.

One of the most dangerous times for a victim of domestic violence is when they are in the process of leaving or after they have left. This is when the abuse is the worst. This is the most terrifying time for a victim of domestic violence. This is when her life is in the most danger. When you hear reports of an abuser killing their spouse, rarely was there known physical violence prior. So my takeaway for all of you is just because someone doesn't have a bruise on their face, it doesn't mean they're not a victim of domestic violence. You can't judge a book by its cover. It can even be someone like me, one of your colleagues, and you'd never know.

Given the domestic violence statistics that it's 1 in 4 women and 1 in 9 men, I know there are many of us survivors in this room right now. To the victims and to the survivors, I want this to serve as a reminder that you are not the lies your abuser says about you and nothing you have done makes it to where you deserved the abuse. In those times when you feel like you have no strength left to go on, remember Jesus is by your side and you can find your strength in him. Remember the love Jesus has for you. You are so loved, and you can do this.

I urge you all to look up something called the wheel of violence, and you will see that there are so many other things before you get to sexual abuse and physical abuse. I'll close with this. I want this to serve as a reminder to all of us that none of us know the battles that others are fighting and to always be kind.

REMARKS ORDERED PRINTED

Representative J.E. Johnson moved to print remarks by Representative Hull on **HR 13** and **HR 14**.

The motion prevailed.

NAMES ADDED

Without objection, the names of all the members of the house were added to **HR 13** and **HR 14** as signers thereof.

(Speaker in the chair)

HR 123 - NOTICE GIVEN

At 2:56 p.m., pursuant to the provisions of Rule 14, Section 4, of the House Rules, the speaker announced that Representative Burrows would, in one hour, move to suspend the regular order of business to take up and consider **HR 123**.

(J. González and M. González now present)

CONSTITUTIONAL AMENDMENTS CALENDAR SENATE JOINT RESOLUTIONS THIRD READING

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

SJR 3 ON THIRD READING
(Kacal, Smith, Cook, et al. - House Sponsors)

SJR 3, A joint resolution proposing a constitutional amendment requiring a judge or magistrate to impose the least restrictive conditions of bail that may be necessary and authorizing the denial of bail under some circumstances to a person accused of a violent or sexual offense or of continuous trafficking of persons.

Representative Kacal moved to postpone consideration of **SJR 3** until 4 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

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

HB 9 ON THIRD READING
(by Bonnen, E. Morales, Metcalf, Holland, Middleton, et al.)

HB 9, A bill to be entitled An Act relating to making supplemental appropriations relating to border security and giving direction regarding those appropriations.

HB 9 was passed by (Record 93): 85 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Dominguez; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Minjarez; Moody; Muñoz; Neave; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Davis; Deshotel; Gervin-Hawkins; Guillen; Johnson, J.D.; King, T.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Walle.

The chair stated that **HB 9** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

STATEMENTS OF VOTE

When Record No. 93 was taken, I was excused because of personal business. I would have voted no.

Canales

When Record No. 93 was taken, I was absent. I would have voted no.

Crockett

When Record No. 93 was taken, I was in the house but away from my desk. I would have voted no.

Davis

When Record No. 93 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 93 was taken, I was absent. I would have voted no.

Martinez

When Record No. 93 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 93 was taken, I was absent. I would have voted no.

C. Morales

When Record No. 93 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 93 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 93 was taken, I was temporarily out of the house chamber. I would have voted no.

Ordaz Perez

When Record No. 93 was taken, I was absent. I would have voted no.

Reynolds

When Record No. 93 was taken, I was absent. I would have voted no.

Rodriguez

When Record No. 93 was taken, my vote failed to register. I would have voted no.

Walle

(Walle now present)

HB 7 ON THIRD READING
(by Landgraf)

HB 7, A bill to be entitled An Act relating to the transportation, storage, or disposal of high-level radioactive waste.

Amendment No. 1

Representatives Craddick and Goodwin offered the following amendment to **HB 7**:

Amend **HB 7** on third reading (second reading engrossment), in SECTION 3 of the bill, in added Section 401.072, Health and Safety Code, by striking page 2, lines 9 and 10, and substituting the following:

license holder, may not dispose of or store in this state:

(1) high-level radioactive waste; or

(2) radioactive waste that meets the storage requirements under

10 C.F.R. Section 72.128 as that section existed on September 1, 2021.

Amendment No. 1 - Point of Order

Representative Landgraf raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Amendment No. 1 to House Bill 7

Announced in the House on August 30, 2021

Representative Landgraf raises a point of order against further consideration of the Craddick Amendment under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

The subject of the bill, as reflected by the bill's caption, is the transportation, storage, or disposal of high-level radioactive waste. While artfully drafted, this amendment is similar in effect to the amendment offered by Mr. Craddick during second reading consideration of the bill. For the reasons stated in the Chair's ruling on that amendment, this amendment is not germane. 87 H. Jour. 2d C.S. 230 (2021).

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 1.

HB 7 was passed by (Record 94): 94 Yeas, 32 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Coleman; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, M.; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Moody; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney;

Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Capriglione; Cole; Davis; González, J.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lucio; Minjarez; Morales Shaw; Muñoz; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 94 was taken, I was excused because of personal business. I would have voted yes.

Canales

When Record No. 94 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 94 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 94 was taken, I was shown voting no. I intended to vote yes.

Hernandez

When Record No. 94 was taken, I was shown voting no. I intended to vote yes.

Longoria

When Record No. 94 was taken, I was absent. I would have voted no.

Martinez

When Record No. 94 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 94 was taken, I was absent. I would have voted no.

C. Morales

When Record No. 94 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 94 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ordaz Perez

When Record No. 94 was taken, I was absent. I would have voted no.

Reynolds

When Record No. 94 was taken, I was absent. I would have voted no.

Rodriguez

HB 20 ON THIRD READING

(by Cain, White, Burrows, Metcalf, Shaheen, et al.)

HB 20, A bill to be entitled An Act relating to censorship of or certain other interference with digital expression, including expression on social media platforms or through electronic mail messages.

HB 20 was passed by (Record 95): 77 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Capriglione; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.E.; King, T.; Larson; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 95 was taken, I was excused because of personal business. I would have voted no.

Canales

When Record No. 95 was taken, I was absent. I would have voted no.

Crockett

When Record No. 95 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 95 was taken, I was absent. I would have voted no.

Martinez

When Record No. 95 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 95 was taken, I was absent. I would have voted no.

C. Morales

When Record No. 95 was taken, I was temporarily out of the house chamber. I would have voted no.

Ordaz Perez

When Record No. 95 was taken, I was absent. I would have voted no.

Reynolds

When Record No. 95 was taken, I was absent. I would have voted no.

Rodriguez

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 15 ON THIRD READING
(K. Bell, et al. - House Sponsors)**

SB 15, A bill to be entitled An Act relating to virtual and off-campus electronic instruction at a public school, the satisfaction of teacher certification requirements through an internship teaching certain virtual courses, and the allotment for certain special-purpose school districts under the Foundation School Program.

SB 15 was passed by (Record 96): 119 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine;

Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Zwiener.

Nays — González, J.; González, M.; Hinojosa; Howard; Israel; Turner, C.; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 96 was taken, I was excused because of personal business. I would have voted yes.

Canales

When Record No. 96 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 96 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 96 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 96 was taken, I was absent. I would have voted yes.

C. Morales

When Record No. 96 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ordaz Perez

When Record No. 96 was taken, I was absent. I would have voted yes.

Reynolds

When Record No. 96 was taken, I was absent. I would have voted no.

Rodriguez

SB 6 ON THIRD READING

(Smith, Cook, Harless, Kacal, et al. - House Sponsors)

SB 6, A bill to be entitled An Act relating to rules for setting the amount of bail, to the release of certain defendants on a monetary bond or personal bond, to related duties of certain officers taking bail bonds and of a magistrate in a criminal case, and to the reporting of information pertaining to bail bonds.

Amendment No. 1

Representative Moody offered the following amendment to **SB 6**:

Amend **SB 6** on third reading in added Article 17.071(a)(2), Code of Criminal Procedure, by striking "a nonprofit corporation organized for the purpose of religious worship" and substituting "a nonprofit corporation organized for a religious purpose".

Amendment No. 1 was adopted.

SB 6, as amended, was passed by (Record 97): 85 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales Shaw; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 97 was taken, I was absent. I would have voted no.

Crockett

When Record No. 97 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 97 was taken, I was absent. I would have voted no.

Martinez

When Record No. 97 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 97 was taken, I was absent. I would have voted no.

C. Morales

When Record No. 97 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 97 was taken, I was absent. I would have voted no.

Rodriguez

SB 7 ON THIRD READING

(Rogers, Darby, Ashby, Parker, Bonnen, et al. - House Sponsors)

SB 7, A bill to be entitled An Act relating to a one-time supplemental payment of benefits under the Teacher Retirement System of Texas.

SB 7 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE DARBY: On page 4, line 8, of **SB 7**, it says: "If the board of trustees of the Teacher Retirement System of Texas finds that the legislature did not appropriate money in an amount sufficient to provide a one-time supplemental payment of benefits under this section, the retirement system may not make the payment." It is my understanding that Section 13 of **HB 5** appropriates \$701,100,535 to actually fund **SB 7**, which will provide a 13th check of up to \$2,400 for all TRS employees. My question to you is: Since this is an appropriation that's coming directly from general revenue, it will fund the entire amount needed for the 13th check. Can we be confident that the board of trustees of TRS will have no reason not to make the payment of the 13th check?

REPRESENTATIVE ROGERS: Yes, since the bill covers those who retired on December 31, 2020, TRS knows exactly what the 13th check amount will be. The bill's fiscal note states: "TRS estimates the cost to provide a one-time supplemental annuity payment under the provisions of the bill would total \$701.1 million. This analysis assumes the legislature would need to appropriate an additional \$701.1 million for fiscal year 2022 to TRS for the TRS board to make the payment." And that is precisely what **HB 5** does. So if both **SB 7** and **HB 5** pass, the money is definitely there to pass the 13th check.

REMARKS ORDERED PRINTED

Representative Darby moved to print remarks between Representative Rogers and Representative Darby on **SB 7**.

The motion prevailed.

SB 7 was passed by (Record 98): 125 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen;

Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; 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 — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ordaz Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Slawson; Thierry.

STATEMENTS OF VOTE

When Record No. 98 was taken, I was absent. I would have voted yes.

Campos

When Record No. 98 was taken, I was excused because of personal business. I would have voted yes.

Canales

When Record No. 98 was taken, I was absent. I would have voted yes.

Crockett

When Record No. 98 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 98 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 98 was taken, I was absent. I would have voted yes.

Martinez Fischer

When Record No. 98 was taken, I was absent. I would have voted yes.

C. Morales

When Record No. 98 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ordaz Perez

When Record No. 98 was taken, I was absent. I would have voted yes.

Ramos

When Record No. 98 was taken, I was absent. I would have voted yes.

Reynolds

When Record No. 98 was taken, I was absent. I would have voted yes.

Rodriguez

REASON FOR VOTE

Representative Ramos submitted the following reason for vote to be printed in the journal:

As an educator and a mother of an educator, I recognize the sacrifices it takes to devote one's career to molding our youth. That is why I have continuously supported our active and retired educators. This can be seen by the previous legislation that I have been honored to be a part of. **SB 7** would appropriate funds for and continue the 13th check for our retired educators. I support any legislation that not only grants a supplemental payment in retirement but also provides for a long overdue cost-of-living adjustment.

GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

CSHB 5 ON SECOND READING (by Bonnen, et al.)

CSHB 5, A bill to be entitled An Act relating to making supplemental appropriations and giving direction regarding appropriations.

Representative Bonnen moved to postpone consideration of **CSHB 5** until 10 a.m. Wednesday, September 1.

The motion prevailed.

GENERAL STATE CALENDAR SENATE BILLS SECOND READING

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

SB 4 ON SECOND READING (Klick, Noble, Oliverson, Cook, Frank, et al. - House Sponsors)

SB 4, A bill to be entitled An Act relating to abortion complication reporting and the regulation of drug-induced abortion procedures, providers, and facilities; creating a criminal offense.

(Harris in the chair)

Amendment No. 1

Representative Zwiener offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) by striking the enacting clause (page 1, line 5).

(Ordaz Perez now present)

A record vote was requested by Representative Zwiener.

Amendment No. 1 failed of adoption by (Record 99): 42 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Davis; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Cortez; Crockett; Deshotel; Dominguez; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 99 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

When Record No. 99 was taken, I was in the house but away from my desk. I would have voted yes.

Dominguez

When Record No. 99 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 99 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 99 was taken, I was shown voting no. I intended to vote yes.

E. Morales

Amendment No. 2

Representative Moody offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) by striking SECTION 1 of the bill (page 1, lines 6 through 15) and renumbering subsequent SECTIONS of the bill and cross-references to those SECTIONS accordingly.

A record vote was requested by Representative Zwiener.

Amendment No. 2 failed of adoption by (Record 100): 42 Yeas, 83 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 100 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 100 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 100 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

When Record No. 100 was taken, I was shown voting no. I intended to vote yes.

Walle

Amendment No. 3

Representative Hinojosa offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) as follows:

- (1) On page 2, strike lines 11 through 27.
- (2) On page 2, line 27, immediately following the underlined semicolon, insert "or".
- (3) On page 3, strike lines 1 through 5.
- (4) On page 7, strike lines 4 through 6.
- (5) Renumber accordingly the subdivisions of amended Section 171.006(a), Health and Safety Code.

A record vote was requested by Representative Zwiener.

Amendment No. 3 failed of adoption by (Record 101): 45 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 101 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 101 was taken, I was absent. I would have voted yes.

Martinez

Amendment No. 4

Representative J.E. Johnson offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) as follows:

(1) On page 3, line 20, strike "Subdivisions (2) and (5)" and substitute "Subdivision (5)".

(2) Strike page 3, line 22, through page 4, line 8.

A record vote was requested by Representative Zwiener.

Amendment No. 4 failed of adoption by (Record 102): 45 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 102 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 102 was taken, I was absent. I would have voted yes.

Martinez

Amendment No. 5

Representative A. Johnson offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) as follows:

(1) On page 4, line 27, between "(a)," and "(c)," insert "(b)".

(2) On page 5, strike lines 10 through 15, and substitute the following:

(2) except as otherwise provided by Subsection (b), the provision[~~prescription, or administration~~] of the abortion-inducing drug satisfies the protocol tested and authorized by the United States Food and Drug Administration as outlined in the final printed label of the abortion-inducing drug.

(3) On page 5, between lines 15 and 16, insert the following:

(b) A person may provide[~~prescribe, or administer~~] the abortion-inducing drug in the dosage amount prescribed by the clinical management guidelines defined by the American Congress of Obstetricians and Gynecologists Practice Bulletin as those guidelines.

(4) On page 7, strike lines 24 through 27 and renumber subsequent SECTIONS of the bill accordingly.

A record vote was requested by Representative Zwiener.

Amendment No. 5 failed of adoption by (Record 103): 45 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 103 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 103 was taken, I was absent. I would have voted yes.

Martinez

Amendment No. 6

Representative Bucy offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) on page 5, line 18, between "service" and the underlined period, by inserting "unless the provision of the drug by the manufacturer, supplier, physician, or other person complies with applicable recommendations issued by a federal agency".

A record vote was requested by Representative Zwiener.

Amendment No. 6 failed of adoption by (Record 104): 45 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Schaefer; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 104 was taken, I was absent. I would have voted yeas.

Gervin-Hawkins

When Record No. 104 was taken, I was absent. I would have voted yeas.

Martinez

Amendment No. 7

Representative Howard offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) as follows:

(1) On page 5, line 26, immediately following the underlined semicolon, insert "and".

(2) Strike page 5, line 27, through page 6, line 8.

(3) On page 6, line 9, strike "(6)" and substitute "(4)".

A record vote was requested by Representative Zwiener.

Amendment No. 7 failed of adoption by (Record 105): 45 Yeas, 79 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Canales.

Absent — Beckley; Buckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Murr; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 105 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 105 was taken, I was absent. I would have voted yes.

Martinez

SB 4 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **SB 4** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Amendment No. 8

Representative Goodwin offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) on page 6, line 11, by striking "49" and substituting "70".

(Speaker in the chair)

A record vote was requested by Representative Zwiener.

Amendment No. 8 failed of adoption by (Record 106): 45 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 106 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 106 was taken, I was absent. I would have voted yes.

Martinez

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 2).

SB 4 - (consideration continued)**Amendment No. 9**

Representative Rosenthal offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) on page 6, lines 10-11, by striking "whose pregnancy is more than 49 days of gestational age" and substituting "without following the clinical management guidelines contained in the American College of Obstetrician and Gynecologists Practice Bulletin Number 225, October 2020".

A record vote was requested by Representative Zwiener.

Amendment No. 9 failed of adoption by (Record 107): 45 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 107 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 107 was taken, I was absent. I would have voted yes.

Martinez

Amendment No. 10

Representative Coleman offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) on page 6, line 11, by striking "of gestational age" and substituting "post-fertilization".

A record vote was requested by Representative Zwiener.

Amendment No. 10 failed of adoption by (Record 108): 43 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.; Vo.

STATEMENTS OF VOTE

When Record No. 108 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 108 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 108 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 11

Representative C. Turner offered the following amendment to **SB 4**:

Amend **SB 4** (senate committee printing) in SECTION 5 of the bill, in amended Section 171.063, Health and Safety Code, as follows:

(1) Strike amended Subsection (a)(2) (page 3, lines 2-7) and substitute the following:

(2) [~~except as otherwise provided by Subsection (b),~~] the provision[~~;~~ ~~prescription, or administration~~] of the abortion-inducing drug satisfies the protocol tested and authorized by the United States Food and Drug Administration as outlined in the final printed label of the abortion-inducing drug as it existed on August 1, 2021.

(2) In added Subsection (c)(4) (page 3, line 24), immediately after the underlined semicolon, insert "and".

(3) In added Subsection (c)(5) (page 3, line 27), strike "; and" and substitute a period.

(4) Strike added Subsection (c)(6) (page 3, lines 28-30).

A record vote was requested by Representative Zwiener.

Amendment No. 11 failed of adoption by (Record 109): 43 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Morales Shaw; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.

STATEMENTS OF VOTE

When Record No. 109 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 109 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 109 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 12

Representative Cole offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) on page 6, line 11, between "age" and the period, by inserting ", unless the physician determines that providing the abortion-inducing drug to the pregnant woman does not pose a threat to the health or safety of the pregnant woman".

A record vote was requested by Representative Zwiener.

Amendment No. 12 failed of adoption by (Record 110): 42 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Guillen; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Morales Shaw; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.; Vo.

STATEMENTS OF VOTE

When Record No. 110 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 110 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 110 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 13

Representative J. González offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) on page 6, line 11, between "age" and the period, by inserting ", unless the pregnant woman is a minor and the pregnancy is the result of a sexual assault, rape, or incest".

A record vote was requested by Representative Zwiener.

Amendment No. 13 failed of adoption by (Record 111): 43 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; González, M.; Guillen; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.

STATEMENTS OF VOTE

When Record No. 111 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 111 was taken, I was in the house but away from my desk. I would have voted yes.

M. González

When Record No. 111 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 111 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 14

Representative A. Johnson offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) on page 7, line 8, by striking "knowingly, or recklessly".

A record vote was requested by Representative Zwiener.

Amendment No. 14 failed of adoption by (Record 112): 44 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.

STATEMENTS OF VOTE

When Record No. 112 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 112 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 112 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 15

Representative Morales Shaw offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) on page 7, lines 9 and 10, by striking "state jail felony" and substituting "Class A misdemeanor".

A record vote was requested by Representative Zwiener.

Amendment No. 15 failed of adoption by (Record 113): 44 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Biedermann; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Huberty; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.

STATEMENTS OF VOTE

When Record No. 113 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 113 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 113 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

Amendment No. 16

Representative A. Johnson offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) on page 7, lines 9 and 10, by striking "state jail felony" and substituting "Class C misdemeanor".

Amendment No. 16 was withdrawn.

Amendment No. 17

Representative Rosenthal offered the following amendment to **SB 4**:

Amend **SB 4** (house committee printing) as follows:

(1) On page 8, lines 17-18, strike "(a) Except as provided by Subsection (b) of this section, the" and substitute "The".

(2) Strike page 8, line 21, through page 9, line 2, and substitute the following:

SECTION 11. (a) In this SECTION:

(1) "Commission" means the Health and Human Services Commission.

(2) "Telemedicine medical services" has the meaning assigned by Section 111.001, Occupations Code.

(b) The commission shall conduct a study on:

(1) the safety and efficacy of drug-induced abortions;

(2) the impact on women's health of authorizing the use of telemedicine medical services to provide drug-induced abortions.

(c) Not later than September 1, 2026, the commission shall prepare a report on the results of the study conducted under Subsection (b) of this section and submit a copy of the report to the governor, the lieutenant governor, and the speaker of the house of representatives.

(e) This section expires January 1, 2027.

SECTION 12. (a) Except as provided by Subsection (b) of this section, this Act takes effect December 1, 2026.

(b) Section 11 of this Act takes effect January 1, 2022.

A record vote was requested by Representative Zwiener.

Amendment No. 17 failed of adoption by (Record 114): 43 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; González, M.; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry; Thompson, S.

STATEMENTS OF VOTE

When Record No. 114 was taken, I was absent. I would have voted yes.

Gervin-Hawkins

When Record No. 114 was taken, I was in the house but away from my desk. I would have voted yes.

M. González

When Record No. 114 was taken, I was absent. I would have voted yes.

Martinez

When Record No. 114 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

SB 4 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **SB 4** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption failed to give reasonable notice of the subject of the bill. The point of order was withdrawn.

A record vote was requested by Representative Zwiener.

SB 4 was passed to third reading by (Record 115): 83 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson;

Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Coleman; Cortez; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lucio; Minjarez; Moody; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Collier; Crockett; Deshotel; Gervin-Hawkins; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 115 was taken, I was absent. I would have voted no.

Beckley

When Record No. 115 was taken, I was excused because of personal business. I would have voted no.

Canales

When Record No. 115 was taken, I was absent. I would have voted no.

Crockett

When Record No. 115 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 115 was taken, I was absent. I would have voted no.

Martinez

When Record No. 115 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 115 was taken, my vote failed to register. I would have voted no.

Perez

When Record No. 115 was taken, I was absent. I would have voted no.

Rodriguez

REASON FOR VOTE

Representative Beckley submitted the following reason for vote to be printed in the journal:

The Texas House of Representatives currently has no safety protocol or procedures to address the recent surge in the spread of COVID on the house floor and the Capitol buildings in general. Several members have tested positive and continue to put the rest of the legislative body at risk, whether they are voting from the speaker's chambers or directly from the house floor. Until the issue is addressed and safety measures are put in place to protect members of the Texas Legislature, I will not be present on the floor, but have included my statement on **SB 4**.

SB 4 places medically unnecessary restrictions on how and when a provider can provide medication abortion, and it will be an almost total ban on the most common type of abortion in Texas. **SB 4** would ban medication abortion after just seven weeks, 49 days gestation, in direct conflict with evidence-based practice.

SB 4 would create additional substantial, medically unnecessary reporting requirements for abortion providers, including an impossible requirement that providers report on pregnancy complications that occur during subsequent pregnancies. As a federal district court has already held when Indiana passed similar reporting requirements, it is unconstitutionally vague to require such extensive reporting on matters unrelated to abortion. These requirements are meant only to discourage the provision of abortion and encourage over-reporting of unrelated complications to make abortion look more dangerous than it is.

Laws that regulate medical care should be based on scientific evidence, best practices, and preserve the physician-patient relationship. Any legislation that would ban abortion or restrict access, as **SB 4** does, inherently interferes with the patient-physician relationship, threatens communication between the physician and the patient, and limits the ability of physicians to provide the most appropriate medical care for their patients. **SB 4** is an unnecessary intrusion in the physician-patient relationship and compromises the use of effective, commonly used treatment options for patients.

SB 4 is both unconstitutional and unnecessary political interference in the practice of medicine. An individual's right to choose an abortion has been settled law since 1973 when the Supreme Court ruled in *Roe v. Wade*, which makes clear that an individual may decide independently to have an abortion prior to viability. **SB 4** strips an individual of their constitutional right to choose an abortion.

POSTPONED BUSINESS

The following resolutions were laid before the house as postponed business:

SJR 3 ON THIRD READING
(Kacal, Smith, Cook, et al. - House Sponsors)

SJR 3, A joint resolution proposing a constitutional amendment requiring a judge or magistrate to impose the least restrictive conditions of bail that may be necessary and authorizing the denial of bail under some circumstances to a person accused of a violent or sexual offense or of continuous trafficking of persons.

SJR 3 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Kacal offered the following amendment to **SJR 3**:

Amend **SJR 3** on third reading as follows:

(1) In SECTION 2 of the joint resolution, strike added Section 11d(a), Article I, Texas Constitution, and substitute the following:

Sec. 11d. (a) A person taken into custody for an offense may be denied release on bail pending trial if a judge or magistrate, following a hearing, determines:

(1) by a preponderance of the evidence that the person engaged in any of the following conduct constituting a criminal offense:

(A) murder, if the accused intentionally or knowingly caused the death of a person;

(B) aggravated assault, if the accused used or exhibited a deadly weapon during the commission of the assault and the assault was committed against a person the accused knows is a public servant while the public servant is lawfully discharging an official duty or wearing an identifiable uniform, or in retaliation or on account of an exercise of official power or performance of an official duty as a public servant;

(C) aggravated sexual assault, if the accused used or exhibited a deadly weapon during the commission of the assault; or

(D) aggravated robbery, if the accused used or exhibited a deadly weapon during the commission of the robbery; and

(2) by clear and convincing evidence that requiring bail and conditions of release is insufficient to reasonably ensure:

(A) the person's appearance in court as required; or

(B) the safety of the community, law enforcement, or victim of the alleged offense.

(2) In SECTION 2 of the joint resolution, in added Section 11d(b), Article I, Texas Constitution, as amended on second reading by the Dominguez amendment, strike the following:

The written order may not be disclosed to any person except the defendant, a district attorney, a criminal district attorney, a county attorney with criminal jurisdiction, or a subsequent court of record.

(3) In SECTION 2 of the joint resolution, in added Section 11d(d), Article I, Texas Constitution, strike "clear and convincing".

(4) In SECTION 2 of the joint resolution, strike added Section 11d(e), Article I, Texas Constitution.

(5) In SECTION 3 of the joint resolution, strike "a person accused of a violent or sexual offense or of continuous trafficking of persons" and substitute "persons accused of certain violent or sexual offenses".

Amendment No. 1 was adopted.

SJR 3, as amended, failed of adoption (not receiving the necessary two-thirds vote) by (Record 116): 87 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Bernal; Bowers; Bucy; Cole; Cortez; Davis; Dutton; Fierro; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Lucio; Minjarez; Moody; Morales Shaw; Neave; Ordaz Perez; Ortega; Perez; Rose; Schaefer; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Canales.

Absent — Beckley; Campos; Coleman; Collier; Crockett; Deshotel; Dominguez; Gervin-Hawkins; González, M.; Israel; Johnson, J.D.; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Thierry.

STATEMENTS OF VOTE

When Record No. 116 was taken, I was excused because of personal business. I would have voted no.

Canales

When Record No. 116 was taken, I was absent. I would have voted no.

Gervin-Hawkins

When Record No. 116 was taken, I was absent. I would have voted no.

Martinez

When Record No. 116 was taken, I was absent. I would have voted no.

Martinez Fischer

When Record No. 116 was taken, I was absent. I would have voted no.

Reynolds

When Record No. 116 was taken, I was absent. I would have voted no.

Rodriguez

ADJOURNMENT

Representative Metcalf moved that the house adjourn until 12 p.m. tomorrow.

The motion prevailed.

The house accordingly, at 7:37 p.m., adjourned until 12 p.m. tomorrow.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 1

SB 8, SJR 2

Senate List No. 2

SB 12, SB 13

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, August 30, 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 CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 12 (31 Yeas, 0 Nays)

SB 13 (30 Yeas, 1 Nay)

Respectfully,

Patsy Spaw

Secretary of the Senate

