

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, THIRD CALLED SESSION

PROCEEDINGS

SECOND DAY — MONDAY, SEPTEMBER 27, 2021

The house met at 2:13 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 3).

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

Absent, Excused — Gervin-Hawkins; Harless; Oliverson; Raney; Thierry.

Absent — Deshotel; Dutton; Frullo; Howard; Johnson, J.D.; Johnson, J.E.; Martinez Fischer; Vo.

The invocation was offered by Representative Murphy as follows:

Heavenly Father, we come to you as sinners saved by your grace, men and women made in your image but failingly human. So we pray for humility, trusting in your love and mercy. We focus our prayer today on the Gospel of Luke 12:48: Much will be required of the person entrusted with much and still more will be demanded of the person entrusted with more.

Lord, we realize that we are those to whom much has been given, and we are those from whom more will be demanded. In this special place, we come together to shape our society and secure our future for ourselves and those to follow. We are each gifted, and we pray that we will be gifts to one another. Help us to share and multiply the gifts we have ourselves and those gifts among us.

We pray that in all things we follow your will, so we ask for your wisdom, discernment, courage, fortitude, and compassion. Keep your loving arms around our families and loved ones. And we ask for a special blessing on those who serve us as first responders, military and civil servants, and those in your church. With respect to all faiths and traditions, we ask all of this through our Lord Jesus Christ, your son, who lives and reigns with you in the unity of the Holy Spirit, God forever and ever. Amen.

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

(Frullo now present)

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of a death in the family:

Harless on motion of Geren.

The following members were granted leaves of absence for today because of important business:

Gervin-Hawkins on motion of Minjarez.

Oliverson on motion of Spiller.

The following member was granted leave of absence for today because of important business in the district:

Raney on motion of Morrison.

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

Thierry on motion of Collier.

(Howard and J.E. Johnson now present)

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and 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 A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 11 a.m. Thursday, September 30.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

At 2:26 p.m., the following committee meeting was announced:

Resolutions Calendars, 4 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

ADJOURNMENT

Representatives Herrero and Hunter moved that the house adjourn until 11 a.m. Thursday, September 30 in memory of the Honorable Frances "Sissy" Farenthold of Corpus Christi.

The motion prevailed.

The house accordingly, at 2:27 p.m., adjourned until 11 a.m. Thursday, September 30.

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

HB 10 (By Swanson), Relating to requiring public school students to compete in interscholastic athletic competitions based on biological sex.

To Public Education.

HB 25 (By Swanson), Relating to requiring public school students to compete in interscholastic athletic competitions based on biological sex.

To Select Constitutional Rights and Remedies.

HB 34 (By Collier), Relating to the unlawful restraint of a dog; creating a criminal offense.

To State Affairs.

HB 67 (By Collier), Relating to establishing principles to govern redistricting plans enacted by the legislature.

To Redistricting.

HB 68 (By Collier), Relating to a requirement that a redistricting plan for the election of members of the United States House of Representatives be based on the total population of the state.

To Redistricting.

HB 70 (By Shaheen), Relating to the unlawful restraint of a dog; creating a criminal offense.

To State Affairs.

HB 81 (By Middleton), Relating to the maximum amount of the local option residence homestead exemption from ad valorem taxation by a taxing unit.

To Ways and Means.

HB 89 (By Oliverson), Relating to a temporary reduction in the maximum compressed tax rate of a school district and the form of the ballot proposition to be used in an election to approve a tax rate adopted by a school district that exceeds the district's voter-approval tax rate; making an appropriation.

To Ways and Means.

HB 90 (By Oliverson), Relating to reducing school district maintenance and operations ad valorem taxes through the use of certain surplus state revenue.

To Ways and Means.

HB 91 (By Murr), Relating to the elimination of school district maintenance and operations ad valorem taxes and the creation of a joint interim committee on the elimination of those taxes.

To Ways and Means.

HB 101 (By Dominguez), Relating to a one-time payment for certain state-employed essential workers; making an appropriation.

To Appropriations.

HB 104 (By Patterson), Relating to the unlawful restraint of a dog; creating a criminal offense.

To State Affairs.

HB 106 (By Shaheen), Relating to a one-time payment for certain homeowners; making an appropriation.

To Appropriations.

HB 108 (By Frank), Relating to a temporary reduction in the maximum compressed tax rate of a school district; making an appropriation.

To Ways and Means.

HB 113 (By Middleton), Relating to a temporary reduction in the maximum compressed tax rate of a school district and the form of the ballot proposition to be used in an election to approve a tax rate adopted by a school district that exceeds the district's voter-approval tax rate; making appropriations.

To Ways and Means.

HB 115 (By Zwiener), Relating to an increase in the amount of the exemption of residence homesteads from ad valorem taxation by a school district, a reduction in the amount of the limitation on school district ad valorem taxes imposed on the residence homesteads of the elderly or disabled to reflect the increased exemption amount, and the protection of school districts against the resulting loss in local revenue.

To Ways and Means.

HJR 3 (By Collier), Proposing a constitutional amendment to require the preservation of communities of interest in the apportionment of members of the Texas House of Representatives.

To Redistricting.

HJR 4 (By Collier), Proposing a constitutional amendment to require that the apportionment of members of the United States House of Representatives elected from this state be based on the most recent United States decennial census and preserve communities of interest to the extent practicable.

To Redistricting.

HJR 10 (By Reynolds), Proposing a constitutional amendment authorizing the denial of bail to an accused person if a judge or magistrate determines by clear and convincing evidence that requiring bail and conditions of release is insufficient to reasonably ensure the person's appearance in court or the safety of the community or of any person, including the victim of the alleged offense.

To Select Constitutional Rights and Remedies.

HJR 12 (By Kacal), 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.

To Select Constitutional Rights and Remedies.

HJR 14 (By Zwiener), Proposing a constitutional amendment to increase the amount of the exemption of residence homesteads from ad valorem taxation by a school district and to reduce the amount of the limitation on school district ad valorem taxes imposed on the residence homesteads of the elderly or disabled to reflect the increased exemption amount.

To Ways and Means.

HJR 15 (By Anchia), Proposing a constitutional amendment establishing the Texas Redistricting Commission to redistrict the Texas Legislature and Texas congressional districts and revising procedures for redistricting.

To Redistricting.

HCR 1 (By Reynolds), Urging Congress to pass the John Lewis Voting Rights Advancement Act.

To Select Constitutional Rights and Remedies.

HCR 2 (By Reynolds), Urging Congress to restore and strengthen the Voting Rights Act of 1965.

To Select Constitutional Rights and Remedies.

HCR 3 (By Reynolds), Urging Congress to pass the For the People Act.

To Select Constitutional Rights and Remedies.

HCR 4 (By Reynolds), Urging Congress to pass the George Floyd Justice in Policing Act.

To Homeland Security and Public Safety.

HCR 5 (By Reynolds), Urging Congress to pass a federal law requiring universal background checks for all firearm sales.

To Homeland Security and Public Safety.

HCR 6 (By Reynolds), Urging Congress to raise the federal minimum wage to \$15 per hour.

To International Relations and Economic Development.

HCR 7 (By Reynolds), Urging Congress to pass H.R. 40 to establish the Commission to Study and Develop Reparation Proposals for African Americans. To State Affairs.

HCR 8 (By Hull), Designating the third Monday in October as Domestic Violence Survivors' Day for a 10-year period beginning in 2021. To Culture, Recreation, and Tourism.

HCR 9 (By Reynolds), Urging Congress to pass the Freedom to Vote Act. To Select Constitutional Rights and Remedies.

HCR 10 (By Guerra), In memory of former state representative Roberto Gutierrez of McAllen. To Resolutions Calendars.

HR 1 (By Anchia), Congratulating ChildCareGroup on its 120th anniversary. To Resolutions Calendars.

HR 2 (By White), Congratulating Carla Stewart on her 55th anniversary with Citizens State Bank in Woodville. To Resolutions Calendars.

HR 3 (By Davis), Congratulating Tom Hart on his retirement as city manager of Grand Prairie. To Resolutions Calendars.

HR 4 (By Holland), Congratulating Sarah Wiseman of Liberty High School in Frisco on receiving the 2021 James F. Veninga Outstanding Teaching of the Humanities Award from Humanities Texas. To Resolutions Calendars.

HR 5 (By Davis), Congratulating Sedalia Jones Dove on her 90th birthday. To Resolutions Calendars.

HR 6 (By Middleton), In memory of Kenneth Arlan Bostrom and Mary Elizabeth Bostrom. To Resolutions Calendars.

HR 7 (By Davis), Congratulating Cavin Yarbrough and Alisa Peoples Yarbrough on the 40th anniversary of their hit song "Don't Stop the Music." To Resolutions Calendars.

HR 8 (By Vasut), Amending House Rule 1 Section 15, and Rule 5, Sections 3 and 8. To House Administration.

HR 9 (By Spiller), Congratulating Virginia and Robert Lee Martin on their 60th wedding anniversary. To Resolutions Calendars.

HR 10 (By Jetton), Congratulating Eduardo Zuniga Jr. on his retirement from the U.S. Navy. To Resolutions Calendars.

HR 11 (By Jetton), Commemorating the opening of Mahesh's Kitchen in Sugar Land.

To Resolutions Calendars.

HR 12 (By Murr), In memory of Kenneth Max Brandenberger of Llano.

To Resolutions Calendars.

HR 14 (By Buckley), Commemorating the 100th anniversary of the U.S. Army's 1st Cavalry Division.

To Resolutions Calendars.

HR 15 (By Minjarez), In memory of Eleanor Clarice Johnson Roe of Austin.

To Resolutions Calendars.

HR 16 (By Dominguez), Congratulating Cynthia Rios of Faulk Middle School in Brownsville on receiving a 2021 Outstanding Teaching of the Humanities Award from Humanities Texas.

To Resolutions Calendars.

HR 17 (By Buckley), Commemorating the 175th anniversary of the founding of the U.S. Army 3rd Cavalry Regiment.

To Resolutions Calendars.

HR 18 (By Hull), Recognizing At His Feet Ministries for its service to the Houston community.

To Resolutions Calendars.

HR 19 (By Slaton), In memory of David James Weakley.

To Resolutions Calendars.

HR 20 (By Fierro), Congratulating El Paso Community College for receiving a 2021 Higher Education Excellence in Diversity Award from INSIGHT Into Diversity magazine.

To Resolutions Calendars.

HR 21 (By Tinderholt), Amending the permanent rules of the House of Representatives to provide for the imposition of penalties on absent members.

To House Administration.

HR 22 (By Collier), In memory of Devoyd "Dee" Jennings of Fort Worth.

To Resolutions Calendars.

HR 23 (By Fierro), Congratulating Teresa Rangel on her retirement as chief of community relations at Fort Bliss.

To Resolutions Calendars.

HR 24 (By C. Bell), Congratulating Major General Robert J. Bodisch on his retirement as commanding general of the Texas State Guard.

To Resolutions Calendars.

HR 25 (By C. Bell), Congratulating Command Sergeant Major Charles R. Turbeville on his retirement from the Texas State Guard.

To Resolutions Calendars.

HR 26 (By Holland), Congratulating the City of Fate on its receipt of a 2021 Community Economic Development Award from the Southern Economic Development Council.

To Resolutions Calendars.

HR 27 (By Holland), Congratulating Stella Tobola of Rockwall on her 105th birthday.

To Resolutions Calendars.

HR 28 (By Guerra), Congratulating Victoria Hinojosa of McAllen on being crowned Miss Texas USA 2021.

To Resolutions Calendars.

HR 29 (By White), Congratulating Victor Payne on his induction into the TCU Athletics Hall of Fame.

To Resolutions Calendars.

HR 30 (By Jetton), In memory of Andreas Konstantinos Giannitsopoulos.

To Resolutions Calendars.

HR 31 (By Martinez), Commemorating the 2021 Battle on the Border BBQ Cookoff in Elsa.

To Resolutions Calendars.

SB 1 to Ways and Means.

SB 3 to Public Education.

SB 5 to State Affairs.

SJR 1 to Select Constitutional Rights and Remedies.