

# HOUSE JOURNAL

---

EIGHTY-SEVENTH LEGISLATURE, THIRD CALLED SESSION

---

## PROCEEDINGS

EIGHTH DAY — SUNDAY, OCTOBER 17, 2021

The house met at 1:28 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 134).

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

Absent, Excused — Anchia; Canales; Goodwin; Guerra; Harless; Howard; Lambert; Leach.

Absent — Fierro; Lopez; Meza.

## **LEAVES OF ABSENCE GRANTED**

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

## **MAJOR STATE CALENDAR**

### **SENATE BILLS**

### **THIRD READING**

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

**SB 6 ON THIRD READING**  
**(Hunter - House Sponsor)**

**SB 6**, A bill to be entitled An Act relating to the composition of the districts for the election of members of the United States House of Representatives from the State of Texas.

**SB 6** was passed by (Record 135): 79 Yeas, 56 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; Guillen; Harris; Harrison; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leman; Longoria; 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; Stucky; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Gervin-Hawkins; González, J.; González, M.; Hernandez; Herrero; Hinojosa; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Lucio; Martinez; Martinez Fischer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Canales; Goodwin; Guerra; Harless; Howard; Lambert; Leach.

Absent — Fierro; Lopez; Meza; Stephenson; Swanson.

**STATEMENTS OF VOTE**

When Record No. 135 was taken, I was temporarily out of the house chamber. I would have voted no.

Fierro

When Record No. 135 was taken, I was excused because of important business. I would have voted yes.

Harless

When Record No. 135 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

When Record No. 135 was taken, my vote failed to register. I would have voted yes.

Swanson

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 5 ON THIRD READING  
(Patterson - House Sponsor)**

**SB 5**, A bill to be entitled An Act relating to the unlawful restraint of a dog; creating a criminal offense.

**SB 5** was passed by (Record 136): 106 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Guillen; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Krause; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rogers; Romero; Rose; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Burrows; Cain; Cason; Gates; Harris; Harrison; Hefner; King, K.; Klick; Kuempel; Leman; Murr; Schaefer; Slaton; Slawson; Swanson; Tinderholt; Toth; VanDeaver; White.

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

Absent, Excused — Anchia; Canales; Goodwin; Guerra; Harless; Howard; Lambert; Leach.

Absent — Campos; Crockett; Fierro; Geren; Lopez; Meza; Morales Shaw; Reynolds; Rosenthal; Sanford; Schofield.

**STATEMENTS OF VOTE**

When Record No. 136 was taken, I was in the house but away from my desk. I would have voted yes.

Crockett

When Record No. 136 was taken, I was temporarily out of the house chamber. I would have voted yes.

Fierro

When Record No. 136 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 136 was taken, I was excused because of important business. I would have voted yes.

Harless

When Record No. 136 was taken, I was in the house but away from my desk. I would have voted yes.

Rosenthal

When Record No. 136 was taken, I was shown voting yes. I intended to vote no.

Spiller

### **PROVIDING FOR RECESS**

At 1:32 a.m., Representative P. King moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the receipt of messages from the senate, and completion of administrative matters, the house recess until 4 p.m. today in memory of Sue Boenker of Parker County.

The motion prevailed.

### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

### **SB 6 - REQUEST OF SENATE GRANTED CONFERENCE COMMITTEE APPOINTED**

On motion of Representative Clardy, the house granted the request of the senate for the appointment of a Conference Committee on **SB 6**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 6**: Hunter, chair; Jetton, Landgraf, Lozano, and S. Thompson.

### **RECESS**

In accordance with a previous motion, the house, at 1:50 a.m., recessed until 4 p.m. today.

---

### **ADDENDUM**

---

### **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  
Sunday, October 17, 2021

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

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

**SB 6**

Senate Conferees: Huffman - Chair/Campbell/Nelson/Nichols/Perry

Respectfully,  
Patsy Spaw  
Secretary of the Senate

