

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, THIRD CALLED SESSION

PROCEEDINGS

FOURTH DAY — MONDAY, OCTOBER 4, 2021

The house met at 4:17 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 5).

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; 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.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; 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; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwienen.

Absent, Excused — Darby; Gervin-Hawkins; Morales Shaw; Stephenson.

Absent — Deshotel.

The invocation was offered by Representative Slawson as follows:

Thank you, Lord, for the blessing of living on this side of the Red River. Thank you for allowing us the opportunity to come into this chamber and serve our fellow Texans. Please guide us this week in our deliberations and our conversation, that the service that we render would be of benefit to the entirety of our great state. I pray your protection over the men and women in uniform serving our state, our country, our communities, keeping us safe as we go about our lives. I pray you would forgive us our shortcomings and our sins, and I thank you for the blessing of your son, Jesus Christ, in whose name we pray. Amen.

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

LEAVES OF ABSENCE GRANTED

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

Darby on motion of Shine.

Gervin-Hawkins on motion of Minjarez.

Morales Shaw on motion of Campos.

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

Stephenson on motion of Lozano.

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.)

HR 124 - PREVIOUSLY ADOPTED (by Davis)

The chair laid out and had read the following previously adopted resolution from the second called session:

HR 124, Congratulating television sportscaster Dale Hansen on his retirement from WFAA in Dallas.

INTRODUCTION OF GUEST

The chair recognized Representative Davis who introduced Dale Hansen.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

COMMITTEES GRANTED PERMISSION TO MEET

Representative Metcalf moved that the house grant permission for all committees and subcommittees to meet while the house is in session, until 11 a.m. Thursday, pursuant to their committee postings or recess motions. For purposes of this motion, committees and subcommittees scheduled to meet or reconvene today upon final adjournment or recess or during bill referral if permission is granted are authorized to convene upon adoption by the house of today's adjournment motion.

Permission to meet was granted.

PROVIDING FOR RECESS

At 4:52 p.m., Representative Metcalf moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees and the receipt of messages from the senate, the house recess until 11 a.m. Thursday, October 7.

The motion prevailed.

Wednesday, October 6

The chair called the house to order at 9:44 a.m.

MESSAGE FROM THE SENATE

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

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 Nos. 1 and 2 - October 6.)

RECESS

In accordance with a previous motion, the house, at 9:49 a.m. Wednesday, October 6, recessed until 11 a.m. tomorrow.

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 136 (By Middleton and Bonnen), Relating to certain criminal offenses related to elections; increasing a criminal penalty.

To Select Constitutional Rights and Remedies.

HB 138 (By Hefner), Relating to increasing the criminal penalty for committing certain offenses relating to elections.

To Select Constitutional Rights and Remedies.

HB 140 (By Minjarez), Relating to the Texas Leading on Opportunity, Investment, and Economic Stimulus Through Aid and Relief (LONESTAR) Supplemental Appropriations Act of 2021; making appropriations and giving direction regarding appropriations.

To Appropriations.

HB 144 (By Schofield), Relating to the establishment of a limitation on the total amount of ad valorem taxes that certain taxing units may impose on the residence homesteads of individuals who are disabled or elderly and their surviving spouses.

To Ways and Means.

HJR 21 (By Schofield), Proposing a constitutional amendment establishing a limitation on the total amount of ad valorem taxes that certain political subdivisions may impose on the residence homesteads of persons who are disabled or elderly and their surviving spouses.

To Ways and Means.

HCR 11 (By Rogers), Designating the Bible as the official state book of Texas.

To Culture, Recreation, and Tourism.

HCR 12 (By Canales), Urging Congress to pass legislation that would grant licensing authority for public school bus drivers to the states.

To Public Education.

HCR 13 (By Raymond), Urging Congress to propose and submit to the states for ratification a federal balanced budget amendment to the U.S. Constitution.

To State Affairs.

HR 43 (By Crockett), Congratulating Loraine Swift Christian of Dallas on her 100th birthday.

To Resolutions Calendars.

HR 44 (By Shine), In memory of Arthur John Polchinski Jr. of Temple.

To Resolutions Calendars.

HR 45 (By Dominguez), Congratulating Pastor Victor Alvarez on his retirement from Iglesia Bautista Fundamental in Brownsville.

To Resolutions Calendars.

HR 46 (By P. King), Congratulating Aledo Middle School Honor Winds ensemble on being invited to perform at the 2021 Midwest Band and Orchestra Clinic.

To Resolutions Calendars.

HR 47 (By Jetton), Congratulating Kevin Raines on his election as mayor of Rosenberg.

To Resolutions Calendars.

HR 48 (By Murr), Honoring Caroline Runge for her service to the Menard County Underground Water District and the Menard County Water Control and Improvement District.

To Resolutions Calendars.

HR 49 (By Slaton), In memory of Roland Dwaine "Sonny" Plaster of Canton.

To Resolutions Calendars.

HR 50 (By K. Bell), In memory of Dr. Darrell Wayne "Doc" Kinnard of Mabank.

To Resolutions Calendars.

HR 51 (By K. Bell), Commemorating the centennial of the Terrell Lions Club.

To Resolutions Calendars.

HR 52 (By K. Bell), Congratulating Dr. Coy Holcombe on his retirement as superintendent of Eustace ISD.

To Resolutions Calendars.

HR 53 (By Huberty), In memory of Bryan Edward Shea of Humble.

To Resolutions Calendars.

HR 54 (By White), Congratulating Charles and Pam Wright of Newton County on their 55th wedding anniversary.

To Resolutions Calendars.

HR 55 (By White), Commemorating the 100th anniversary of Peaceful Rest Baptist Church in Jasper.

To Resolutions Calendars.

HR 56 (By Morrison), Honoring Claud B. Jacobs for his outstanding record of community service.

To Resolutions Calendars.

HR 57 (By Lucio), In memory of the Most Reverend Raymundo J. Peña, bishop emeritus of the Catholic Diocese of Brownsville.

To Resolutions Calendars.

HR 58 (By Martinez), In memory of Donna ISD police chief Daniel Lowell Walden.

To Resolutions Calendars.

HR 59 (By Ramos), In memory of Tonna Nan Taylor Duke.

To Resolutions Calendars.

List No. 2

HB 145 (By Bonnen), Relating to making supplemental appropriations and giving direction regarding appropriations.

To Appropriations.

List No. 1 - October 6

HB 72 (By Vasut), Relating to a limitation on increases in the appraised value of real property for ad valorem tax purposes.

To Ways and Means.

HB 102 (By Cook), Relating to a restriction on the authority of an appraisal district to increase the appraised value of a residence homestead for ad valorem tax purposes for the tax year following a tax year in which the appraised value of the property is lowered as a result of an agreement, protest, or appeal.

To Ways and Means.

HB 116 (By Huberty), Relating to the extension of the expiration of certain parts of the Texas Economic Development Act.

To Ways and Means.

HB 132 (By Allison), Relating to the ad valorem taxation of residential real property.

To Ways and Means.

HJR 6 (By Vasut), Proposing a constitutional amendment to authorize the legislature to limit the maximum appraised value of real property for ad valorem tax purposes to 103.5 percent or more of the appraised value of the property for the preceding tax year.

To Ways and Means.

HJR 19 (By Allison), Proposing a constitutional amendment authorizing the legislature to limit the maximum appraised value of residential real property for ad valorem tax purposes to 105 percent or more of the appraised value of the property for the preceding tax year, to exempt from ad valorem taxation the total appraised value of property purchased by an individual for the first tax year the individual qualifies the property as the individual's residence homestead if the property is the individual's first residence homestead and has an appraised value of less than \$300,000, and to limit the total amount of ad valorem taxes that a political subdivision may impose on the residence homestead of an individual and the surviving spouse of the individual if the individual qualifies the property as the individual's residence homestead for at least 25 consecutive tax years.

To Ways and Means.

HR 60 (By P. King), Congratulating the Aledo Independent School District Board of Trustees on its selection as the 2021 Outstanding School Board by the Texas Association of School Administrators.

To Resolutions Calendars.

HR 61 (By Zwiener), Congratulating Bobbie Garza-Hernandez on her receipt of a Lifetime Achievement Award from the Emma S. Barrientos Mexican American Cultural Center.

To Resolutions Calendars.

HR 62 (By White), Congratulating Dennis M. Allen on his retirement from the Hardin County Sheriff's Office.

To Resolutions Calendars.

HR 63 (By Oliverson), In memory of Hugo Enrique Guevara of the Cy-Fair Fire Department.

To Resolutions Calendars.

HR 64 (By Martinez), In memory of Bobby Lee Lackey of Weslaco.

To Resolutions Calendars.

HR 65 (By Ordaz Perez), In memory of Linda Gutierrez of El Paso.

To Resolutions Calendars.

HR 66 (By Ordaz Perez), Congratulating America Jones of El Paso on being named to the 2021 list of Latino Leaders Worth Watching by Profiles in Diversity Journal.

To Resolutions Calendars.

SB 4 to Redistricting.

SB 7 to Redistricting.

List No. 2 - October 6

SB 10 to Select Constitutional Rights and Remedies.

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

Wednesday, October 6, 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 PASSED THE FOLLOWING MEASURES:

HCR 10

Guerra

SPONSOR: Hinojosa

In memory of former state representative Roberto Gutierrez of McAllen.

SB 4

Huffman

Relating to the composition of districts for the election of members of the Texas Senate.

SB 7

Huffman

Relating to the composition of districts for the election of members of the State Board of Education.

SB 10

Hughes

Relating to increasing the criminal penalty for committing certain offenses relating to elections.

SB 47

Bettencourt

Relating to processes to address election irregularities; providing a civil penalty.

SCR 3

Nichols

Urging Congress to pass legislation that would grant licensing authority for public school bus drivers to the states.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

October 1

Constitutional Rights and Remedies, Select - **SJR 1**