

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Tuesday, April 30, 2013

8:00 AM

Capitol Extension, Room E1.016

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Business & Commerce was held on Tuesday, April 30, 2013, in the Capitol Extension, Room E1.016, at Austin, Texas.

MEMBERS PRESENT:

Senator John Carona, Chair
Senator Larry Taylor, Vice Chair
Senator Kevin Eltife
Senator Craig Estes
Senator Kelly Hancock
Senator Eddie Lucio, Jr.
Senator Leticia Van de Putte
Senator Kirk Watson
Senator John Whitmire

MEMBERS ABSENT:

None

The chair called the meeting to order at 8:00 AM. There being a quorum present, the following business was transacted:

The chair laid out HB 994 and recognized the Senate sponsor, Senator Hegar, to explain the bill.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that HB 994 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 582 and recognized the author, Senator Davis, to explain the bill.

Senator Carona sent up a committee substitute to SB 582; the chair recognized Senator Davis to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved that the committee substitute be withdrawn and that SB 582 be left pending; without objection, it was so ordered.

The chair laid out SB 295 and recognized the author, Senator Deuell, to explain the bill.

Senator Watson sent up a committee substitute to SB 295; the chair recognized Senator Deuell to explain the difference between the committee substitute and the Senate bill as filed.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that the committee substitute be withdrawn and that SB 295 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1586 and recognized the author, Senator Rodríguez, to explain the bill.

Senator Watson sent up a committee substitute to SB 1586; the chair recognized Senator Rodríguez to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved that the committee substitute be withdrawn and that SB 1586 be left pending; without objection, it was so ordered.

The chair laid out SB 1359 and recognized the author, Senator Rodríguez, to explain the bill.

Senator Watson sent up a committee substitute to SB 1359; the chair recognized Senator Rodríguez to explain the difference between the committee substitute and the Senate bill as filed.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that the committee substitute be withdrawn and that SB 1359 be left pending; without objection, it was so ordered.

The chair laid out SB 1478 and recognized the author, Senator Rodríguez, to explain the bill.

Senator Watson sent up a committee substitute to SB 1478; the chair recognized Senator Rodríguez to explain the difference between the committee substitute and the Senate bill as filed.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that the committee substitute be withdrawn and that SB 1478 be left pending; without objection, it was so ordered.

The chair laid out HB 584 and recognized the Senate sponsor, Senator Rodríguez, to explain the bill.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that HB 584 be left pending; without objection, it was so ordered.

The chair laid out HB 949 and recognized the Senate sponsor, Senator Watson, to explain the bill.

Senator Watson sent up Committee Amendment 1 to HB 949.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that Committee Amendment 1 be withdrawn and that HB 949 be left pending; without objection, it was so ordered.

The chair laid out HB 1685 and recognized the Senate sponsor, Senator Whitmire, to explain the bill.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that HB 1685 be left pending; without objection, it was so ordered.

The chair laid out SB 1397 and recognized the author, Senator Estes, to explain the bill.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that SB 1397 be left pending; without objection, it was so ordered.

The chair laid out SB 1081 and recognized Senator Estes, in the absence of the author, to explain the bill.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that SB 1081 be left pending; without objection, it was so ordered.

The chair laid out SB 1895 and recognized the author, Senator Garcia, to explain the bill.

Senator Watson sent up a committee substitute to SB 1895; the chair recognized Senator Garcia to explain the difference between the committee substitute and the Senate bill as filed.

Witnesses testifying and registering on the bill are shown on the attached list.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Carona moved that the committee substitute be withdrawn and that SB 1895 be left pending; without objection, it was so ordered.

At 9:24 AM Senator Watson assumed the chair.

The chair laid out HB 1305 and recognized the Senate sponsor, Senator Carona, to explain the bill.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Watson moved that HB 1305 be left pending; without objection, it was so ordered.

The chair laid out HB 2095 and recognized the Senate sponsor, Senator Carona, to explain the bill.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Watson moved that HB 2095 be left pending; without objection, it was so ordered.

The chair laid out HB 2548 and recognized the Senate sponsor, Senator Carona, to explain the bill.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Watson moved that HB 2548 be left pending; without objection, it was so ordered.

At 9:28 AM Senator Carona resumed the chair.

At 9:28 AM Senator Carona moved that the Committee stand recessed until 9:45 AM. Without objection, it was so ordered.

At 9:50 AM Senator Carona reconvened the meeting.

Senator Watson moved that HB 584 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Watson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business HB 949.

Senator Watson sent up Committee Amendment 1 to HB 949 and moved adoption; without objection, the amendment was adopted.

Senator Watson requested unanimous consent to incorporate the amendment into the bill to create a committee substitute to HB 949; without objection, it was so ordered. Senator Watson then moved that the committee substitute be adopted; without objection, it was so ordered.

Senator Watson moved that HB 949 do not pass but that CSHB 949 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Watson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Estes moved that HB 994 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Estes moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Watson moved that HB 1685 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Watson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved adoption of the committee substitute to SB 1478; without objection, it was so ordered.

Senator Watson moved that SB 1478 do not pass but that CSSB 1478 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

The chair laid out as a matter of pending business SB 883.

Senator Van de Putte moved adoption of the committee substitute to SB 883; without objection, it was so ordered.

Senator Van de Putte moved that SB 883 do not pass but that CSSB 883 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1040.

Senator Estes sent up a committee substitute to SB 1040; in the absence of the author Senator Taylor, the chair recognized Senator Estes to explain the difference between the committee substitute and the Senate bill as filed. Senator Estes moved adoption of the committee substitute; without objection, it was so ordered.

Senator Estes moved that SB 1040 do not pass but that CSSB 1040 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Estes moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1239.

Senator Carona moved adoption of the committee substitute to SB 1239; without objection, it was so ordered.

Senator Watson moved that SB 1239 do not pass but that CSSB 1239 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

The chair laid out as a matter of pending business SB 1334.

Senator Lucio, Jr. moved adoption of the committee substitute to SB 1334; without objection, it was so ordered.

Senator Lucio, Jr. moved that SB 1334 do not pass but that CSSB 1334 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Lucio, Jr. moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1567.

Senator Carona moved adoption of the committee substitute to SB 1567; without objection, it was so ordered.

Senator Watson moved that SB 1567 do not pass but that CSSB 1567 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Watson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1586.

Senator Carona moved adoption of the committee substitute to SB 1586; without objection, it was so ordered.

Senator Watson moved that SB 1586 do not pass but that CSSB 1586 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

At 10:02 AM Senator Watson assumed the chair.

The chair laid out as a matter of pending business SB 241.

Senator Carona sent up a committee substitute to SB 241; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved adoption of the committee substitute; without objection, it was so ordered.

Senator Carona moved that SB 241 do not pass but that CSSB 241 be reported back to the Senate with the recommendation that it do pass and be printed. The motion failed with a record vote of 2 ayes, 4 nays, 0 present not voting, and 3 absent.

The chair laid out as a matter of pending business SB 1351.

Senator Carona sent up a committee substitute to SB 1351; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved adoption of the committee substitute; without objection, it was so ordered.

Senator Carona moved that SB 1351 do not pass but that CSSB 1351 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that HB 1305 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that HB 2095 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that HB 2548 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

Senator Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 10:08 AM Senator Carona resumed the chair.

There being no further business, at 10:09 AM Senator Carona moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Senator John Carona, Chair

Troupe Brewer, Clerk