

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Thursday, May 16, 2013

7:30 AM

E1.004 (Capitol Extension Auditorium)

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing was held on Thursday, May 16, 2013, in the E1.004 (Capitol Extension Auditorium).

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

MEMBERS ABSENT:

Senator John Whitmire

The chair called the meeting to order at 7:44 AM. There being a quorum present, the following business was transacted:

At 7:44 AM Senator Taylor assumed the chair.

The chair laid out HB 2447 and recognized Senator Lucio, Jr., in the absence of the Senate sponsor, 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 Taylor moved that HB 2447 be left pending; without objection, it was so ordered.

At 7:58 AM Senator Carona resumed the chair.

The chair laid out HB 619 and recognized the Senate sponsor, Senator Watson, to explain the bill.

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

Senator Carona moved that HB 619 be left pending; without objection, it was so ordered.

The chair laid out HB 2062 and recognized the Senate sponsor, Senator Taylor, to explain the bill.

Senator Taylor sent up a committee substitute to HB 2062; the chair recognized Senator Taylor to explain the difference between the committee substitute and the House bill as engrossed.

Senator Taylor sent up Committee Amendment 1 to the proposed committee substitute and explained the amendment.

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Senator Carona moved that the committee substitute and Committee Amendment 1 be withdrawn and that HB 2062 be left pending; without objection, it was so ordered.

The chair laid out HB 2163 and recognized Senator Hancock, in the absence of the Senate sponsor, 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 2163 be left pending; without objection, it was so ordered.

The chair laid out HB 2806 and recognized Senator Hancock, in the absence of the Senate sponsor, to explain the bill.

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

Senator Carona moved that HB 2806 be left pending; without objection, it was so ordered.

The chair laid out HB 3096 and recognized Senator Hancock, in the absence of the Senate sponsor, 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 3096 be left pending; without objection, it was so ordered.

At 8:12 AM Senator Watson assumed the chair.

The chair laid out HB 3038 and recognized the Senate sponsor, Senator Carona, 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 Watson moved that HB 3038 be left pending; without objection, it was so ordered.

The chair laid out HB 2460 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 2460 be left pending; without objection, it was so ordered.

The chair laid out HB 2818 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute to HB 2818; the chair recognized Senator Carona to explain the difference between the committee substitute and the House bill as engrossed.

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

Senator Watson moved that the committee substitute be withdrawn and that HB 2818 be left pending; without objection, it was so ordered.

The chair laid out HB 3460 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 3460 be left pending; without objection, it was so ordered.

The chair laid out HB 1897 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up Committee Amendment 1 and explain the amendment.

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

At 8:24 AM Senator Van de Putte assumed the chair.

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

Senator Van de Putte moved that Committee Amendment 1 be withdrawn and that HB 1897 be left pending; without objection, it was so ordered.

At 9:05 AM Senator Carona resumed the chair.

At 9:06 AM Senator Carona moved that the Committee stand recessed until 9:20 AM. Without objection, it was so ordered.

At 9:31 AM Senator Carona reconvened the meeting.

Senator Lucio, Jr. moved that HB 619 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

Senator Lucio, Jr. 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 HB 2062; without objection, it was so ordered.

Senator Carona sent up Committee Amendment 1 and moved adoption; without objection, the amendment was adopted.

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

Senator Taylor moved that HB 2062 do not pass but that CSHB 2062 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

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

Senator Van de Putte moved that HB 2806 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

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

Senator Van de Putte moved that HB 2163 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

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

Senator Hancock moved that HB 3096 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

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

Senator Lucio, Jr. moved that HB 2447 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 4 absent.

Senator Van de Putte, being on the prevailing side, moved to reconsider the vote; without objection, it was so ordered.

Senator Carona moved that HB 2447 be left pending; without objection, it was so ordered.

At 9:37 AM Senator Taylor assumed the chair.

Senator Carona moved that HB 2460 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 adoption of the committee substitute to HB 2818; without objection, it was so ordered.

Senator Carona moved that HB 2818 do not pass but that CSHB 2818 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 3038 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 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 3460 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

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

At 9:39 AM Senator Carona resumed the chair.

Senator Carona moved to adopt motions in writing from Senators Watson, Estes, and Eltife; without objection, it was so ordered.

There being no further business, at 9:40 AM Senator Carona moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Upon a motion made by Senator Carona on the Senate Floor to suspend Senate Rules 11.10 and 11.18, the Senate Committee on Business and Commerce reconvened at his desk in the Senate Chamber at 1:00 PM.

Senator Carona also suspended Senate Rules 11.10 and 11.18 to hear the following bills as new business;

HB 1646

HB 1721

At 1:02 PM Senator Lucio, Jr. assumed the chair.

The chair laid out as a matter of pending business HB 1897. Senator Carona moved that HB 1897 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

The chair laid out HB 1646 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 Carona moved that HB 1646 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

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

The chair laid out HB 1721 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 Carona moved that HB 1721 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

Senator Carona 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 2447.

Senator Carona moved that HB 2447 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, 1 nay, 0 present not voting, and 2 absent.

At 1:07 PM Senator Carona resumed the chair.

Senator Carona moved to adopt motions in writing from Senators Whitmire and Van de Putte; without objection, it was so ordered.

There being no further business, at 1:08 PM 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