

## MINUTES

### SENATE COMMITTEE ON OPEN GOVERNMENT, SELECT

Thursday, March 31, 2011

8:30 AM

Betty King Committee Room

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Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Open Government, Select was held on Thursday, March 31, 2011, in the Betty King Committee Room at the State Capitol, in Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Jeff Wentworth, Chair  
Senator Wendy Davis, Vice Chair  
Senator Rodney Ellis  
Senator Kevin Eltife

#### **MEMBERS ABSENT:**

Senator Florence Shapiro

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The chair called the meeting to order at 8:30 AM. There being a quorum present at 8:50 AM, the following business was transacted:

The following members arrived after the roll was called:

Senator Rodney Ellis  
Senator Kevin Eltife

The chair laid out SB 935 and recognized the author, Senator Seliger, to explain the bill.

Senator Davis sent up a committee substitute; the chair recognized Senator Seliger 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 Wentworth moved that SB 935 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out SB 1613 and recognized the author, Senator Ogden, to explain the bill.

Senator Davis sent up a committee substitute; the chair recognized Senator Ogden 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.

The chair laid out SB 711 and recognized the author, Senator Jackson, 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 Wentworth moved that SB 711 be left pending; without objection, it was so ordered.

The chair laid out SB 470 and recognized the author, 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 Wentworth moved that SB 470 be left pending; without objection, it was so ordered.

The Clerk called the roll at 8:50 AM and a quorum was established.

Senator Davis moved adoption of the minutes from the previous hearing held on March 24, 2011; without objection, it was so ordered.

The chair laid out SB 550 and recognized the author, Senator Eltife, 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 Eltife moved that SB 550 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Ellis submitted a motion in writing requesting to be shown voting "Aye," on SB 550.

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

Senator Davis moved that SB 470 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Ellis submitted a motion in writing requesting to be shown voting "Aye," on SB 470.

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

Senator Eltife moved adoption of the committee substitute to SB 935; without objection, it was so ordered.

Senator Eltife moved that SB 935 do not pass but that CSSB 935 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Ellis submitted a motion in writing requesting to be shown voting "Aye," on CSSB 935.

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

Senator Davis moved adoption of the committee substitute to SB 1613; without objection, it was so ordered.

Senator Davis moved that SB 1613 do not pass but that CSSB 1613 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Ellis submitted a motion in writing requesting to be shown voting "Aye," on CSSB 1613.

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

Senator Eltife moved that SB 711 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Ellis submitted a motion in writing requesting to be shown voting “Aye,” on SB 711.

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

The chair laid out SB 701 and recognized the author, Senator Watson, to explain the bill.

Senator Davis assumed the chair.

Senator Wentworth resumed the chair.

Witnesses 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.

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

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

Senator Wentworth moved that SB 701 be left pending; without objection, it was so ordered.

The chair laid out SB 1327 and recognized the author, Senator Watson, to explain the bill.

Witnesses 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 Davis moved that SB 701 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Eltife submitted a motion in writing requesting to be shown voting “Aye,” on SB 701.

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

Senator Davis moved that SB 1327 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Eltife submitted a motion in writing requesting to be shown voting "Aye," on SB 1327.

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

Senator Davis assumed the chair.

The chair laid out SB 442 and recognized the author, Senator Wentworth, to explain the bill.

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

Witnesses 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 Wentworth moved that SB 442 do not pass but that CSSB 442 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Eltife submitted a motion in writing requesting to be shown voting "Aye," on CSSB 442.

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

The chair laid out SB 1270 and recognized the author, Senator Wentworth, 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 Wentworth moved that SB 1270 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0

nays, 0 present not voting, and 1 absent. Senator Eltife submitted a motion in writing requesting to be shown voting "Aye," on SB 1270.

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

Senator Wentworth resumed the chair.

There being no further business, at 9:46 AM Senator Wentworth moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Jeff Wentworth, Chair

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Amanda Kit, Clerk