

**MINUTES**

**SENATE COMMITTEE ON HEALTH & HUMAN SERVICES**

Tuesday, April 5, 2011

9:00 AM

Senate Chamber

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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 Health & Human Services was held on Tuesday, April 5, 2011, in the Senate Chamber.

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**MEMBERS PRESENT:**

Senator Jane Nelson, Chair  
Senator Bob Deuell, Vice Chair  
Senator Robert Nichols  
Senator Dan Patrick  
Senator Jose Rodriguez  
Senator Carlos Uresti  
Senator Royce West  
Senator Judith Zaffirini

**MEMBERS ABSENT:**

Senator Joan Huffman

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The chair called the meeting to order at 9:01 AM. There being a quorum present, the following business was transacted:

In accordance with Senate Rule 11.10 and 11.18, SB 260 cannot be heard until 9:53 AM.

The chair laid out SB 270 and recognized the author, Senator Uresti, to explain the bill.

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

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

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

Senator Uresti moved that SB 270 do not pass but that CSSB 270 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 Uresti moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 805 and recognized the author, Senator Lucio, to explain the bill.

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

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

At 9:28 AM Senator Deuell assumed the chair.

At 9:55 AM Senator Nelson resumed the chair.

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

Senator Nelson moved that SB 805 be left pending to await a quorum; without objection, it was so ordered. Upon arrival of a quorum, Senator Nelson moved that SB 805 be left pending.

The chair laid out SB 265 and recognized the author, Senator Zaffirini, 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 Zaffirini moved that SB 265 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 Zaffirini moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 10:08 AM, the chair laid out SB 260 and recognized the author, Senator West, to explain the bill.

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

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 West moved that SB 260 do not pass but that CSSB 260 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 West moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 1050 and recognized the author, Senator West, 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 West moved that SB 1050 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.

There being no further business, at 10:44 AM Senator Nelson moved that the Committee stand recessed until 2:00 PM. Without objection, it was so ordered.

At 2:05 PM Senator Nelson reconvened the meeting.

At 2:06 PM Senator Patrick assumed the chair.

The chair laid out SB 1178 and recognized the author, Senator Nelson, to explain the bill.

Senator Nelson sent up a committee substitute; the chair recognized Senator Nelson 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 Patrick moved that SB 1178 be left pending to await a quorum; without objection, it was so ordered. Upon arrival of a quorum, Senator Nelson moved adoption of the committee substitute; without objection, it was so ordered. Senator Nelson moved that SB 1178 do not pass but that CSSB 1178 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 Nelson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 1177 and recognized the author, Senator Nelson, to explain the bill.

Senator Nelson sent up a committee substitute; the chair recognized Senator Nelson 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.

At 2:13 PM Senator Nichols assumed the chair.

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

Senator Nichols moved that SB 1177 be left pending to await a quorum; without objection, it was so ordered. Upon arrival of a quorum, Senator Nelson moved adoption of the committee substitute; without objection, it was so ordered. Senator Nelson moved that SB 1177 do not pass but that CSSB 1177 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 Nelson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 2:37 PM Senator Nelson resumed the chair.

The chair laid out SB 1081 and recognized the author, Senator Van de Putte, to explain the bill.

Senator Nichols sent up a committee substitute; the chair recognized Senator Van de Putte to explain the difference between the committee substitute and the senate bill as filed.

Senator Nichols sent up Committee Amendment 1.

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 Nelson moved that SB 1081 be left pending to await a quorum; without objection, it was so ordered. Upon arrival of a quorum, Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols then moved adoption of Committee Amendment 1; without objection, the amendment was adopted. Senator Nichols requested unanimous consent to incorporate the amendment into the bill to create a new committee substitute; without objection, it was so ordered. Senator Nichols then moved that the new committee substitute be adopted; without objection, it was so ordered. Senator Nichols moved that SB 1081 do not pass but that CSSB 1081 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 Nelson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 575 and recognized the author, Senator Van de Putte, 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 Nelson moved that SB 575 be left pending; without objection, it was so ordered.

The chair laid out SB 585 and recognized the author, Senator Watson, 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 Nelson moved that SB 585 be left pending; without objection, it was so ordered.

The chair referred SB 575, SB 585 and SB 1854 to a subcommittee for further consideration. The chair appointed Senator Bob Deuell as chair of the subcommittee and Senators Nichols and Rodriguez as members of the subcommittee.

At 4:05 PM Senator Deuell assumed the chair.

The chair laid out as a matter of pending business SB 434 and recognized the author, Senator Nelson, to explain the bill.

Senator Nelson moved adoption of the committee substitute that was previously sent up; without objection, it was so ordered.

Senator Nelson moved that SB 434 do not pass but that CSSB 434 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 Nelson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 4:07 PM Senator Nelson assumed the chair.

The chair laid out SB 613 and recognized the author, Senator Rodriguez, to explain the bill.

Senator Rodriguez moved adoption of the committee substitute that was previously sent up; without objection, it was so ordered.

Senator Rodriguez moved that SB 613 do not pass but that CSSB 613 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 Rodriguez 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 681 and, in the absence of the author, explained the bill.

Senator Deuell moved adoption of Committee Amendment 1, which was previously sent up; without objection, the amendment was adopted.

Senator Nelson requested unanimous consent to incorporate the amendments into a committee substitute; without objection, it was so ordered. Senator Nelson then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Deuell moved that SB 681 do not pass but that CSSB 681 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 Deuell 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 717 and, in the absence of the author, explained the bill.

Senator Uresti moved that SB 717 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 Deuell 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 993 and recognized the author, Senator Uresti, to explain the bill.

Senator Uresti moved adoption of the committee substitute that was previously sent up; without objection, it was so ordered.

Senator Uresti moved that SB 993 do not pass but that CSSB 993 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 Uresti 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 1154 and recognized the author, Senator Uresti, to explain the bill.

Senator Uresti moved that SB 1154 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 Uresti 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 47 and, in the absence of the author, explained the bill.

Senator Uresti moved adoption of the committee substitute that was previously sent up; without objection, it was so ordered.

Senator Uresti moved that SB 47 do not pass but that CSSB 47 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 Nelson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 506 and recognized the author, Senator Deuell, to explain the bill.

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

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 Nelson moved that SB 506 be left pending; without objection, it was so ordered.



The chair laid out SB 546 and recognized the author, Senator Deuell, to explain the bill.

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

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 Nelson moved that SB 546 be left pending; without objection, it was so ordered.

The chair laid out SB 827 and recognized the author, Senator Patrick, 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 Nelson moved that SB 827 be left pending; without objection, it was so ordered.

The chair laid out SB 1206 and recognized the author, Senator Deuell, to explain the bill.

Senator Deuell sent up a committee substitute; 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 Nelson moved that SB 1206 be left pending; without objection, it was so ordered.

There being no further business, at 5:30 PM Senator Nelson moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Jane Nelson, Chair

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Mason Moses, Clerk