

**MINUTES**

**SENATE COMMITTEE ON TRANSPORTATION & HOMELAND SECURITY**

Wednesday, March 23, 2011

8:00 AM

Capitol Extension, Room E1.016

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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 Transportation & Homeland Security was held on Wednesday, March 23, 2011, in the Capitol Extension, Room E1.016, at Austin, Texas.

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**MEMBERS PRESENT:**

Senator Tommy Williams, Chair  
Senator Kirk Watson, Vice Chair  
Senator Wendy Davis  
Senator Rodney Ellis  
Senator Chris Harris  
Senator Juan Hinojosa  
Senator Robert Nichols  
Senator Florence Shapiro  
Senator Jeff Wentworth

**MEMBERS ABSENT:**

None

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The chair called the meeting to order at 8:02 AM. There being a quorum present at 8:14 AM, the following business was transacted:

The following members arrived after the roll was called:

Senator Kirk Watson  
Senator Chris Harris  
Senator Florence Shapiro  
Senator Jeff Wentworth

The chair laid out SB 469 and recognized the author, Senator Nelson, to explain the bill.

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 2

Senator Nichols 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 Williams moved that SB 469 be left pending; without objection, it was so ordered.

The chair laid out SB 534 and recognized the author, Senator Davis, 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 534 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

The chair laid out SB 1017 and recognized the author, Senator Davis, to explain the bill.

Senator Davis sent up a committee substitute; the chair recognized Senator Davis to explain the difference between the committee substitute and the senate bill as filed. Senator Davis 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 Davis moved that SB 1017 do not pass but that CSSB 1017 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 3

The chair laid out SB 246 and recognized the author, Senator Shapiro, to explain the bill.

Senator Shapiro sent up a committee substitute; the chair recognized Senator Shapiro to explain the difference between the committee substitute and the senate bill as filed. Senator Shapiro 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 Williams moved that SB 246 be left pending; without objection, it was so ordered.

The chair laid out SB 1144 and recognized the author, Senator Shapiro, to explain the bill.

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

The chair laid out SB 1145 and recognized the author, Senator Shapiro, to explain the bill.

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

Witnesses testifying and registering on SB 1144 and SB 1145 are shown on the attached list.

The chair moved that the public testimony be closed for SB 1144 and SB 1145; without objection, it was so ordered.

Senator Shapiro moved that SB 1144 do not pass but that CSSB 1144 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 4

Senator Shapiro moved that SB 1145 do not pass but that CSSB 1145 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

Senator Shapiro moved that SB 246 do not pass but that CSSB 246 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, 1 nay, 0 present not voting, and 0 absent.

The chair laid out SB 650 and recognized the author, 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 Williams moved that SB 650 be left pending; without objection, it was so ordered.

The chair laid out SB 743 and recognized the author, Senator Hegar, to explain the bill.

No witnesses registered or testified on the bill.

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

Senator Williams moved that SB 743 be left pending to await a quorum; without objection, it was so ordered. Upon arrival of a quorum, Senator Harris moved that SB 743 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

The chair laid out SB 888 and recognized Senator Davis, in the absence of the author, to explain the bill.

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

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 5

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

Senator Williams moved that SB 888 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out SB 990 and recognized Senator Davis, 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 Williams moved that SB 990 be left pending to await a quorum; without objection, it was so ordered.

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 SB 876 and recognized the author, Senator Watson, to explain the bill.

Senator Davis assumed the chair.

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

Senator Williams resumed the chair.

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

Senator Watson moved that SB 876 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 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 SB 959 and recognized the author, Senator Wentworth, to explain the bill.

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 6

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 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 Williams moved that SB 959 be left pending to await a quorum; without objection, it was so ordered.

Senator Watson 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 1007 and recognized the author, Senator Williams, 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 Williams moved that SB 1007 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

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

Senator Watson assumed the chair.

The chair laid out SB 934 and recognized the author, Senator Williams, to explain the bill.

Senator Williams sent up a committee substitute; the chair recognized Senator Williams to explain the difference between the committee substitute and the senate bill as filed. Senator Williams 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 Williams moved that SB 934 do not pass but that CSSB 934 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

Senator Williams resumed the chair.

Senator Williams moved that the Committee stand at ease until 10:40 AM. Without objection, it was so ordered.

The Chair called the committee to order at 10:40 AM. A quorum was re-established and the following business was transacted:

The chair laid out as a matter of pending business SB 548 and recognized the author, Senator Nichols, to explain the bill.

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

Senator Nichols moved that SB 548 do not pass but that CSSB 548 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 731 and recognized the author, Senator Nichols, to explain the bill.

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

Senator Nichols moved that SB 731 do not pass but that CSSB 731 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 8

The chair laid out as a matter of pending business SB 182 and recognized Senator Hinojosa, in the absence of the author, to explain the bill.

Senator Hinojosa moved that SB 182 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

Senator Hinojosa 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 888. Senator Watson moved that SB 888 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 959. Senator Watson moved that SB 959 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 990. Senator Watson moved that SB 990 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 9 ayes, 0 nays, 0 present not voting, and 0 absent.

There was no action taken for the following bill(s): SB 343.

Senator Ellis asked to be shown voting aye for : CSSB 246, CSSB 1144, CSSB 1145.

Senator Harris asked to be shown voting aye for: SB 534, CSSB 934.

Senator Hinojosa asked to be shown voting aye for: SB 876, CSSB 934, SB 1007.

Senator Nichols asked to be shown voting aye for: SB 876, CSSB 934, SB 1007.

Senator Shapiro asked to be shown voting aye for: SB 182, SB 534, CSSB 548, CSSB 731, SB 743, CSSB 959, SB 888, SB 990.

Senator Watson asked to be shown voting aye for: SB 534, SB 1017.



**Senate Committee on Transportation & Homeland Security**

Minutes

Wednesday, March 23, 2011

Page 9

Senator Wentworth asked to be shown voting aye for: SB 182, CSSB 246, SB 534, CSSB 548, CSSB 731, SB 743, SB 888, CSSB 934, CSSB 959, SB 990, SB 1007, CSSB 1017, CSSB 1144, CSSB 1145.

There being no further business, at 10:52 AM Senator Williams moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Tommy Williams, Chair

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Tulsi Reddy, Clerk