

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Tuesday, March 19, 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, March 19, 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 SB 131 and recognized the author, Senator Nelson, 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 131 be left pending; without objection, it was so ordered.

The chair laid out SB 567 and recognized the author, Senator Watson, to explain the bill.

Senator Watson sent up a committee substitute; the chair recognized Senator Watson to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved committee substitute be left pending; 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 Carona moved that SB 567 be left pending; without objection, it was so ordered.

The chair laid out SB 736 and recognized the author, Senator Watson, to explain the bill.

Senator Watson sent up a committee substitute; the chair recognized Senator Watson to explain the difference between the committee substitute and the Senate bill as filed. Senator Watson sent up Committee Amendment 1 to the proposed committee substitute for SB 736.

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 Amendment No. 1 and CSSB 736 be left pending; without objection, it was so ordered.

The chair laid out SB 828 and recognized the author, Senator Van de Putte, to explain the bill.

Senator Van de Putte 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 Van de Putte moved committee substitute be left pending; 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 Carona moved that SB 828 be left pending; without objection, it was so ordered.

The chair laid out SB 905 and recognized the author, Senator Van de Putte, to explain the bill.

Senator Van de Putte 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 Carona moved committee substitute be left pending; 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 Carona moved that SB 905 be left pending; without objection, it was so ordered.

The chair laid out SB 400 and recognized the author, Senator Hancock, to explain the bill.

Senator Hancock sent up a committee substitute; the chair recognized Senator Hancock to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved committee substitute be left pending; 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 Carona moved that SB 400 be left pending; without objection, it was so ordered.

The chair laid out SB 841 and recognized the author, Senator Hancock, to explain the bill.

Senator Hancock sent up a committee substitute; the chair recognized Senator Hancock to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona moved committee substitute be left pending; 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 Carona moved that SB 841 be left pending; without objection, it was so ordered.

At 9:00 AM Senator Taylor assumed the chair.

The chair laid out SB 1247 and recognized the author, Senator Carona, to explain the bill.

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

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

At 9:25 AM Senator Hancock assumed the chair.

At 9:37 AM Senator Taylor assumed the chair.

At 10:27 AM Senator Watson assumed the chair.

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

Senator Watson moved that SB 1247 be left pending; without objection, it was so ordered.

At 10:54 AM Senator Carona resumed the chair.

At 10:54 AM Senator Carona moved that the Committee stand recessed, and ordered that it reconvene in room E1.036 1 hour upon adjournment of the Senate. Without objection, it was so ordered.

The posting rule, Senate Rule 11.10 and 11.18, was suspended, and at 2:08 PM Senator Carona reconvened the meeting in room E1.036.

At 2:09 PM Senator Taylor assumed the chair.

The chair laid out SB 733 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 Taylor moved that SB 733 be left pending; without objection, it was so ordered.

The chair laid out SB 617 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 Taylor moved that SB 617 be left pending; without objection, it was so ordered.

The chair laid out SB 672 and recognized the author, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Taylor moved committee substitute be left pending; 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 Taylor moved that SB 672 be left pending; without objection, it was so ordered.

The chair laid out SB 972 and recognized the author, Senator Carona, to explain the bill.

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

Senator Taylor moved that SB 972 be left pending; without objection, it was so ordered.

The chair laid out SB 809 and recognized the author, Senator Carona, to explain the bill.

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

Senator Taylor moved that SB 809 be left pending; without objection, it was so ordered.

The chair laid out SB 1005 and recognized the author, Senator Carona, to explain the bill.

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

Senator Taylor moved that SB 1005 be left pending; without objection, it was so ordered.

The chair laid out SB 630 and recognized the author, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Carona sent up Committee Amendment 1 to the proposed committee substitute for SB 630.

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 Amendment No. 1 and CSSB 630 be left pending; without objection, it was so ordered.

The chair laid out SB 848 and recognized the author, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Taylor moved committee substitute be left pending; 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 Taylor moved that SB 848 be left pending; without objection, it was so ordered.

The chair laid out SB 952 and recognized the author, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute; the chair recognized Senator Carona to explain the difference between the committee substitute and the Senate bill as filed. Senator Taylor moved committee substitute be left pending; 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 Taylor moved that SB 952 be left pending; without objection, it was so ordered.

The chair laid out SB 1006 and recognized the author, Senator Carona, to explain the bill.

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

Senator Taylor moved that SB 1006 be left pending; without objection, it was so ordered.

The chair laid out SB 1007 and recognized the author, Senator Carona, to explain the bill.

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

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

Senator Taylor moved that SB 1007 be left pending; without objection, it was so ordered.

At 2:50 PM Senator Carona resumed the chair.

At 2:50 AM Senator Carona moved that the Committee stand at ease for 10 minutes until 3:00 PM. Without objection, it was so ordered.

At 3:08 PM Senator Carona reconvened the meeting.

Senator Van de Putte moved that SB 131 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Watson moved adoption of the committee substitute for SB 567; without objection, it was so ordered.

Senator Watson moved that SB 567 do not pass but that CSSB 567 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 Watson moved adoption of the committee substitute for SB 736; without objection, it was so ordered. Senator Watson moved adoption of Committee Amendment 1 to the proposed committee substitute for SB 736; without objection, it was so ordered.

Senator Watson requested unanimous consent to incorporate Amendment 1 to the proposed committee substitute for SB 736 into a new committee substitute; without objection, it was so ordered. Senator Watson then moved that the new committee substitute be adopted; without objection, it was so ordered.

Senator Watson moved that SB 736 do not pass but that CSSB 736 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 Watson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Van de Putte moved adoption of the committee substitute for SB 828; without objection, it was so ordered.

Senator Van de Putte moved that SB 828 do not pass but that CSSB 828 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 Van de Putte 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 for SB 841; without objection, it was so ordered.

Senator Eltife moved that SB 841 do not pass but that CSSB 841 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 Eltife moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Van de Putte moved adoption of the committee substitute for SB 905; without objection, it was so ordered.

Senator Van de Putte moved that SB 905 do not pass but that CSSB 905 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Taylor moved that SB 204 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.

At 3:13 PM Senator Taylor assumed the chair.

Senator Carona moved adoption of the committee substitute for SB 630; without objection, it was so ordered. Senator Carona moved adoption of Committee Amendment 1 to the proposed committee substitute for SB 630; without objection, it was so ordered.

Senator Carona requested unanimous consent to incorporate Amendment 1 to the proposed committee substitute for SB 630 into a new committee substitute; without objection, it was so ordered. Senator Carona then moved that the new committee substitute be adopted; without objection, it was so ordered.

Senator Carona moved that SB 630 do not pass but that CSSB 630 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.

Senator Carona moved adoption of the committee substitute for SB 672; without objection, it was so ordered.

Senator Carona moved that SB 672 do not pass but that CSSB 672 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that SB 733 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that SB 809 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 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 for SB 848; without objection, it was so ordered.

Senator Carona moved that SB 848 do not pass but that CSSB 848 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 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 for SB 952; without objection, it was so ordered.

Senator Carona moved that SB 952 do not pass but that CSSB 952 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that SB 972 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that SB 1005 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona moved that SB 1006 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 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 for SB 1007; without objection, it was so ordered.

Senator Carona moved that SB 1007 do not pass but that CSSB 1007 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 as a matter of pending business SB 19 and recognized the author, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute for SB 19; 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 19 do not pass but that CSSB 19 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 Carona moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

There being no further business, at 3:29 PM Senator Carona moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator John Carona, Chair

Troupe Brewer, Clerk