

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Tuesday, May 14, 2013

7:30 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, May 14, 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 7:35 AM. There being a quorum present, the following business was transacted:

The posting rule, Senate Rule 11.10 and 11.18, was suspended to hear the following bill(s):

HB 1183

The chair laid out HB 1093 and recognized the Senate sponsor, Senator Deuell, to explain the bill.

Senator Estes sent up a committee substitute to HB 1093; the chair recognized Senator Deuell 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Senator Carona moved that the committee substitute be withdrawn and that HB 1093 be left pending; without objection, it was so ordered.

The chair laid out HB 796 and recognized the Senate sponsor, Senator Garcia, to explain the bill.

Senator Watson sent up a committee substitute to HB 796; the chair recognized Senator Garcia to explain the difference between the committee substitute and the House bill as engrossed.

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Senator Carona moved that the committee substitute be withdrawn and that HB 796 be left pending; without objection, it was so ordered.

The chair laid out HB 2585 and recognized the Senate sponsor, Senator Paxton, to explain the bill.

Senator Eltife sent up a committee substitute to HB 2585; the chair recognized Senator Paxton to explain the difference between the committee substitute and the House bill as engrossed.

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Senator Carona moved that the committee substitute be withdrawn and that HB 2585 be left pending; without objection, it was so ordered.

The chair laid out HB 1772 and recognized Senator Watson, 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 1772 be left pending; without objection, it was so ordered.

The chair laid out HB 1183 and recognized Senator Watson, 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 1183 be left pending; without objection, it was so ordered.

The chair laid out HB 3307 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 3307 be left pending; without objection, it was so ordered.

The chair laid out HB 699 and recognized the Senate sponsor, Senator Taylor, to explain the bill.

Senator Watson sent up a committee substitute to HB 699; the chair recognized Senator Taylor 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 Carona moved that the committee substitute be withdrawn and that HB 699 be left pending; without objection, it was so ordered.

The chair laid out HB 2911 and recognized the Senate sponsor, Senator Taylor, to explain the bill.

Senator Watson sent up a committee substitute to HB 2911; the chair recognized Senator Taylor 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 Carona moved that the committee substitute be withdrawn and that HB 2911 be left pending; without objection, it was so ordered.

The chair laid out HB 1047 and recognized the Senate sponsor, Senator Estes, to explain the bill.

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

Senator Carona moved that HB 1047 be left pending; without objection, it was so ordered.

The chair laid out HB 1086 and recognized the Senate sponsor, 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 Carona moved that HB 1086 be left pending; without objection, it was so ordered.

The chair laid out HB 1503 and recognized the Senate sponsor, Senator Eltife, to explain the bill.

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

Senator Carona moved that HB 1503 be left pending; without objection, it was so ordered.

The chair laid out HB 2049 and recognized Senator Eltife, in the absence of the Senate sponsor, to explain the bill.

Senator Eltife sent up a committee substitute to HB 2049; the chair recognized Senator Eltife to explain the difference between the committee substitute and the House bill as engrossed.

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 be withdrawn and that HB 2049 be left pending; without objection, it was so ordered.

At 8:10 AM Senator Taylor assumed the chair.

The chair laid out HB 2294 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 Taylor moved that HB 2294 be left pending; without objection, it was so ordered.

The chair laid out HB 346 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute to HB 346; 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 Taylor moved that the committee substitute be withdrawn and that HB 346 be left pending; without objection, it was so ordered.

The chair laid out HB 52 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 Taylor moved that HB 52 be left pending; without objection, it was so ordered.

The chair laid out HB 1664 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 Taylor moved that HB 1664 be left pending; without objection, it was so ordered.

The chair laid out HB 2134 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 Taylor moved that HB 2134 be left pending; without objection, it was so ordered.

The chair laid out HB 2962 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute to HB 2962; the chair recognized Senator Carona to explain the difference between the committee substitute and the House bill as engrossed.

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 the committee substitute be withdrawn and that HB 2962 be left pending; without objection, it was so ordered.

The chair laid out HB 3068 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute to HB 3068; the chair recognized Senator Carona to explain the difference between the committee substitute and the House bill as engrossed.

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 the committee substitute be withdrawn and that HB 3068 be left pending; without objection, it was so ordered.

The chair laid out HB 1405 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 Taylor moved that HB 1405 be left pending; without objection, it was so ordered.

The chair laid out HB 1979 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 Taylor moved that HB 1979 be left pending; without objection, it was so ordered.

The chair laid out HB 2758 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 Taylor moved that HB 2758 be left pending; without objection, it was so ordered.

The chair laid out HB 3106 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 Taylor moved that HB 3106 be left pending; without objection, it was so ordered.

The chair laid out HB 1953 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 Taylor moved that HB 1953 be left pending; without objection, it was so ordered.

The chair laid out HB 2537 and recognized the Senate sponsor, Senator Carona, to explain the bill.

Senator Carona sent up a committee substitute to HB 2537; the chair recognized Senator Carona to explain the difference between the committee substitute and the House bill as engrossed.

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 the committee substitute be withdrawn and that HB 2537 be left pending; without objection, it was so ordered.

The chair laid out HB 3355 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 Taylor moved that HB 3355 be left pending; without objection, it was so ordered.

At 9:36 AM Senator Carona resumed the chair.

At 9:36 AM Senator Carona moved that the Committee stand recessed until 9:50 AM. Without objection, it was so ordered.

At 9:50 AM Senator Carona reconvened the meeting.

Senator Lucio, Jr. moved adoption of the committee substitute to HB 699; without objection, it was so ordered.

Senator Lucio, Jr. moved that HB 699 do not pass but that CSHB 699 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 Lucio, Jr. 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 1047 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 Lucio, Jr. moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Hancock moved that HB 1086 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 Hancock 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 1093; without objection, it was so ordered.

Senator Hancock moved that HB 1093 do not pass but that CSHB 1093 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 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 1183 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 Lucio, Jr. moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Hancock moved that HB 1503 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 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 1772 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.

Senator Carona moved adoption of the committee substitute to HB 2049; without objection, it was so ordered.

Senator Hancock moved that HB 2049 do not pass but that CSHB 2049 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 adoption of the committee substitute to HB 2585; without objection, it was so ordered.

Senator Hancock moved that HB 2585 do not pass but that CSHB 2585 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 Taylor moved adoption of the committee substitute to HB 2911; without objection, it was so ordered.

Senator Taylor moved that HB 2911 do not pass but that CSHB 2911 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 Watson moved that HB 3307 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.

At 10:01 AM Senator Taylor assumed the chair.

Senator Carona moved adoption of the committee substitute to HB 346; without objection, it was so ordered.

Senator Carona moved that HB 346 do not pass but that CSHB 346 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 HB 1405 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 HB 1664 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 HB 1953 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 HB 1979 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 that HB 2134 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 to HB 2537; without objection, it was so ordered.

Senator Carona moved that HB 2537 do not pass but that CSHB 2537 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 to HB 2962; without objection, it was so ordered.

Senator Carona moved that HB 2962 do not pass but that CSHB 2962 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 to HB 3068; without objection, it was so ordered.

Senator Carona moved that HB 3068 do not pass but that CSHB 3068 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 that HB 3106 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 HB 3355 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.

At 10:08 AM Senator Carona resumed the chair.

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

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There being no further business, at 10:09 AM 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