

MINUTES

SENATE COMMITTEE ON JURISPRUDENCE

Tuesday, April 16, 2013
1:30 PM or upon adjournment
Betty King Committee Room

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Jurisprudence was held on Tuesday, April 16, 2013, in the Betty King Committee Room at Austin, Texas.

MEMBERS PRESENT:

Senator Royce West, Chair
Senator José Rodríguez, Vice Chair
Senator Donna Campbell
Senator Sylvia Garcia
Senator Kelly Hancock
Senator Ken Paxton

MEMBERS ABSENT:

Senator John Carona

The Chair called the meeting to order at 1:46 PM. There being a quorum present, the following business was transacted:

Senator Rodríguez moved adoption of the minutes from the previous hearing held on April 9, 2013. Without objection, it was so ordered.

The Chair laid out SB 896 and recognized the author, Senator Estes, to explain the bill.

Senator Rodríguez sent up a committee substitute; the Chair recognized Senator Estes to explain the difference between the committee substitute and the senate bill as filed. Senator Rodríguez 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 896 be left pending; without objection, it was so ordered.

The Chair laid out SB 1240 and recognized the author, Senator Duncan, 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 Rodríguez moved that SB 1240 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent.

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

The Chair laid out SB 1317 and recognized Senator Rodríguez, in the absence of the author, to explain the bill.

Senator Rodríguez sent up a committee substitute; the Chair recognized Senator Rodríguez to explain the difference between the committee substitute and the senate bill as filed. Senator Rodríguez 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 Rodriguez moved that SB 1317 do not pass but that CSSB 1317 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

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

The Chair laid out SB 1620 and recognized the author, Senator Paxton, 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 Paxton moved that SB 1620 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

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

At 2:09 PM Senator Rodríguez assumed the Chair.

The Chair laid out SB 1471 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 Paxton moved that SB 1471 do not pass but that CSSB 1471 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

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

The Chair laid out SB 1827 and recognized the author, Senator Deuell, 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 Paxton moved that SB 1827 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

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

The Chair laid out SB 1629 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 1629 be left pending. Without objection, it was so ordered.

At 2:23 PM Senator West resumed the Chair.

The Chair laid out as a matter of pending business SJR 42 and Senator Hancock moved that SJR 42 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent.

The Chair laid out as a matter of pending business SB 209 and Senator Hancock moved that SB 209 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

The Chair laid out as a matter of pending business SB 947 and Senator Rodríguez, in the absence of the author, sent up a committee substitute. The Chair recognized Senator Rodríguez, in the absence of the author, to explain the difference between the committee substitute and the senate bill as filed. Senator Rodríguez 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 Rodríguez moved that SB 947 do not pass but that CSSB 947 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

Senator Rodríguez 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 1080 and Senator Campbell moved that SB 1080 do not pass but that CSSB 1080 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 1 absent.

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

At 2:27 PM Senator Rodríguez assumed the Chair.

The Chair laid out as a matter of pending business SB 1202 and 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.

Senator West moved that SB 1202 do not pass but that CSSB 1202 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 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.

There was no action taken by the committee on SB 915 and SB 1583.

There being no further business, at 2:29 PM Senator West moved that the Committee stand recessed subject to the call of the Chair. Without objection, it was so ordered.

Senator Royce West, Chair

Tiffany White, Clerk