

MINUTES

SENATE COMMITTEE ON TRANSPORTATION

Wednesday, April 3, 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 Transportation was held on Wednesday, April 3, 2013, in the Capitol Extension, Room E1.016, at Austin, Texas.

MEMBERS PRESENT:

Senator Robert Nichols, Chair
Senator Ken Paxton, Vice Chair
Senator Donna Campbell
Senator Wendy Davis
Senator Rodney Ellis
Senator Kelly Hancock
Senator Dan Patrick
Senator Carlos Uresti
Senator Kirk Watson

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 1605 and recognized the author, Senator Zaffirini, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator Zaffirini 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 Nichols moved that SB 1605 and its proposed committee substitute be left pending; without objection, it was so ordered.

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The chair laid out SB 1815 and recognized the author, Senator Zaffirini, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator Zaffirini 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 Nichols moved that SB 1815 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1253. Senator Paxton sent up a committee substitute; the chair recognized Senator Zaffirini to explain the difference between the committee substitute and the senate bill as filed. Senator Nichols moved that SB 1253 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1659 and recognized the author, Senator Estes, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator Estes 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 Nichols moved that SB 1659 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1293 and recognized the author, Senator West, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator West 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 Nichols moved that SB 1293 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1105 and recognized the author, Senator Duncan, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator Duncan to explain the difference between the committee substitute and the senate bill as filed.

The chair laid out SB 1016 and recognized the author, Senator Paxton, to explain the bill. Senator Uresti sent up a committee substitute; the chair recognized Senator Paxton to explain the difference between the committee substitute and the senate bill as filed.

Senator Paxton assumed the chair.

The chair laid out SB 1729 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.

Witnesses testifying and registering on SB 1016, SB 1105 and SB 1729 are shown on the attached list.

Senator Nichols resumed the chair.

The chair moved that the public testimony on SB 1016, SB 1105 and SB 1729 be closed; without objection, it was so ordered. Senator Nichols moved that SB 1016, SB 1105 and SB 1729 and their proposed committee substitutes be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 971. 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 Nichols moved that SB 971 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1411 and recognized Senator Uresti, 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 Nichols moved that SB 1411 be left pending; without objection, it was so ordered.

The chair laid out SB 1314 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. 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 Nichols moved that SB 1314 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1461 and recognized Senator Campbell, in the absence of the author, to explain the bill. Senator Campbell sent up a committee substitute; the chair recognized Senator Campbell 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 Nichols moved that SB 1461 and its proposed committee substitute be left pending; without objection, it was so ordered.

Senator Uresti assumed the chair.

The chair laid out SB 1730 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 sent up Committee Amendment 1. Senator Nichols sent up Committee Amendment 2. 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 Uresti moved that SB 1730 and its proposed committee substitute and Committee Amendments be left pending; without objection, it was so ordered.

Senator Nichols resumed the chair.

The chair laid out SB 1411, which had been left pending earlier in the hearing. Senator Paxton moved that SB 1411 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 requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Paxton moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Paxton assumed the chair.

The chair laid out SB 1729, which had been left pending earlier in the hearing. Senator Nichols moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Nichols moved that SB 1729 do not pass but that CSSB 1729 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 requested unanimous consent to be shown voting aye; without objection, it was so ordered.

Senator Nichols resumed the chair.

The chair laid out SB 1815, which had been left pending earlier in the hearing. Senator Paxton moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Paxton moved that SB 1815 do not pass but that CSSB 1815 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

requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 1314, which had been left pending earlier in the hearing. Senator Davis moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Davis moved that SB 1314 do not pass but that CSSB 1314 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 4 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 459. Senator Paxton moved adoption of a committee substitute sent up at a previous hearing; without objection, it was so ordered. Senator Paxton moved that SB 459 do not pass but that CSSB 459 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 971. Senator Paxton moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Paxton moved that SB 971 do not pass but that CSSB 971 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 Paxton 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 1017. Senator Paxton moved adoption of a committee substitute sent up at a previous hearing; without objection, it was so ordered. Senator Paxton 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 Paxton 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 1253. Senator Paxton moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Paxton moved that SB 1253 do not pass but that CSSB 1253 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 Paxton 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 1294. Senator Davis moved to pull down a committee substitute sent up at a previous hearing; without objection, it was so ordered. Senator Davis sent up a new committee substitute. Senator Davis moved adoption of the new committee substitute; without objection, it was so ordered. Senator Davis moved that SB 1294 do not pass but that CSSB 1294 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.

Senator Paxton assumed the chair.

The chair laid out SB 1730 and its proposed committee substitute, which had been left pending earlier in the hearing. Senator Nichols moved adoption of Committee Amendment 1, which was sent up earlier in the hearing; without objection, it was so ordered. Senator Nichols moved adoption of Committee Amendment 2, which was sent up earlier in the hearing; without objection, it was so ordered. Senator Nichols requested unanimous consent to incorporate the amendments into the committee substitute 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 1730 do not pass but that CSSB 1730 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 Nichols resumed the chair.

The chair laid out SB 1487 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. 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 Watson moved adoption of the committee substitute; without objection, it was so ordered. Senator Watson moved that SB 1487 do not pass but that CSSB 1487 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 Patrick requested unanimous consent to be shown voting aye;

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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.

There was no action taken for the following bill(s): SB 1488.

There being no further business, at 10:58 AM Senator Nichols moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Senator Robert Nichols, Chair

Amy Jeter, Clerk