

## MINUTES

### SENATE COMMITTEE ON AGRICULTURE, WATER & RURAL AFFAIRS

Monday, May 11, 2015

2:00 PM or upon adjournment

Capitol Extension, Room E1.012

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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 Agriculture, Water & Rural Affairs was held on Monday, May 11, 2015, in the Capitol Extension, Room E1.012, at Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Charles Perry, Chair

Senator Judith Zaffirini, Vice Chair

Senator Brandon Creighton

Senator Bob Hall

Senator Lois Kolkhorst

Senator José Rodríguez

#### **MEMBERS ABSENT:**

Senator Juan Hinojosa

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The chair called the meeting to order at 4:27 PM. There being a quorum present at 4:31 p.m., the following business was transacted:

The following members arrived after the roll was called:

Senator Bob Hall

Senator José Rodríguez

Senator Brandon Creighton

Senator Lois Kolkhorst

The chair laid out HB 1232 and recognized the Senate sponsor, Senator Estes, 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.

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Senator Perry moved that HB 1232 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1235 and recognized the Senate sponsor, Senator Estes, 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 Perry moved that HB 1235 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1919 and recognized the Senate sponsor, Senator Estes, 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 Perry moved that HB 1919 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1146 and recognized the Senate sponsor, Senator Schwertner, to explain the bill.

Public testimony was open and there was no person registering their position on the bill.

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

Senator Perry moved that HB 1146 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 801 and recognized the Senate sponsor, Senator Eltife, to explain the bill.

Senator Hall sent up a committee substitute; the chair recognized Senator Eltife to explain the difference between the committee substitute and the house bill as engrossed. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered.

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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 Perry moved that CSHB 801 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1584 and recognized the Senate sponsor, Senator Zaffirini, 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 Perry moved that HB 1584 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1902 and recognized the Senate sponsor, Senator Zaffirini, to explain the bill.

Senator Perry sent up a committee substitute; the chair recognized Senator Zaffirini to explain the difference between the committee substitute and the house bill as engrossed. Senator Hall 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 Perry moved that CSHB 1902 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 2119 and recognized the Senate sponsor, Senator Zaffirini, to explain the bill.

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

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

Senator Perry moved that HB 2119 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1466 and recognized Senator Zaffirini, in the absence of Senator Huffman, 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 Perry moved that HB 1466 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1421 and recognized the Senate sponsor, Senator Kolkhorst, 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 Perry moved that HB 1421 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1925 and recognized the Senate sponsor, Senator Kolkhorst, to explain the bill.

Senator Perry sent up a committee substitute; the chair recognized Senator Kolkhorst to explain the difference between the committee substitute and the house bill as engrossed. Senator Zaffirini 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 Perry moved that CSHB 1925 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 3738 and recognized the Senate sponsor, Senator Kolkhorst, 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 Perry moved that HB 3738 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 821 and recognized the Senate sponsor, Senator Creighton, 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 Perry moved that HB 821 be left pending to await a quorum; without objection, it was so ordered.

At 5:16 PM Senator Zaffirini assumed the chair.

The chair laid out HB 163 and recognized the Senate sponsor, Senator Perry, to explain the bill.

Senator Perry sent up a committee substitute; the chair recognized Senator Perry to explain the difference between the committee substitute and the house bill as engrossed. Senator Perry 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 Zaffirini moved that CSHB 163 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 239 and recognized the Senate sponsor, Senator Perry, to explain the bill.

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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 Zaffirini moved that HB 239 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 655 and recognized the Senate sponsor, Senator Perry, 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 Zaffirini moved that HB 655 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 1819 and recognized Senator Perry, in the absence of Senator Fraser, to explain the bill.

Public testimony was opened and there was no person registering on the bill.

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

Senator Zaffirini moved that HB 1819 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 2179 and recognized the Senate sponsor, Senator Perry, 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 Zaffirini moved that HB 2179 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 2767 and recognized the Senate sponsor, Senator Perry, to explain the bill.

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

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

Senator Zaffirini moved that HB 2767 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 2788 and recognized the Senate sponsor, Senator Perry, 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 Zaffirini moved that HB 2788 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out SR 642 and recognized the author, Senator Perry, 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 Zaffirini moved that SR 642 be left pending to await a quorum; without objection, it was so ordered.

The chair laid out HB 200 and recognized the Senate sponsor, Senator Perry, 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 Zaffirini moved that HB 200 be left pending to await a quorum; without objection, it was so ordered.

At 6:10 PM Senator Perry resumed the chair.

The chair laid out as a matter of pending business HB 239.

Senator Zaffirini moved that HB 239 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, 1 present not voting, and 1 absent. Senator Creighton submitted motion in writing requesting to be shown voting aye on HB 239.

Senator Hall 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 HB 821.

Senator Kolkhorst moved that HB 821 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 Zaffirini 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 HB 1146.

Senator Rodríguez moved that HB 1146 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 Hall 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 HB 1232.

Senator Kolkhorst moved that HB 1232 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 Hall 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 HB 1235.



Senator Hall moved that HB 1235 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 Zaffirini 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 HB 1421.

Senator Kolkhorst moved that HB 1421 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 Zaffirini 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 HB 1466.

Senator Creighton moved that HB 1466 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 Hall 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 HB 1584.

Senator Zaffirini moved that HB 1584 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 Hall 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 HB 1819.

Senator Perry moved that HB 1819 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 Kolkhorst 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 HB 1919.

Senator Creighton moved that HB 1919 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 HB 2119.

Senator Zaffirini moved that HB 2119 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 Kolkhorst 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 HB 2179.

Senator Perry moved that HB 2179 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 Zaffirini 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 HB 2767.

Senator Perry moved that HB 2767 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.

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Senator Zaffirini 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 HB 2788.

Senator Perry moved that HB 2788 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 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 HB 3738.

Senator Kolkhorst moved that HB 3738 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 Hall 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 HB 200.

Senator Perry moved that HB 200 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 HB 655.

Senator Perry moved that HB 655 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 CSHB 163.

Senator Hall moved that HB 163 do not pass but that CSHB 163 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 Hall 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 CSHB 801.

Senator Zaffirini moved that HB 801 do not pass but that CSHB 801 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.

The chair laid out as a matter of pending business CSHB 1902.

Senator Zaffirini moved that HB 1902 do not pass but that CSHB 1902 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 CSHB 1925.

Senator Kolkhorst moved that HB 1925 do not pass but that CSHB 1925 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.

There being no further business, at 6:28 PM Senator Hall moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Charles Perry, Chair

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Lauren Murray, Clerk