

**MINUTES**

**SENATE COMMITTEE ON HEALTH & HUMAN SERVICES**

Thursday, May 21, 2015

4:15 PM

Betty King Committee Room

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Pursuant to suspension of Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Health & Human Services was held on Thursday, May 21, 2015, in the Betty King Committee Room at Austin, Texas.

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**MEMBERS PRESENT:**

Senator Charles Schwertner, Chair  
Senator Lois Kolkhorst, Vice Chair  
Senator Donna Campbell  
Senator Craig Estes  
Senator Charles Perry  
Senator José Rodríguez  
Senator Van Taylor  
Senator Carlos Uresti  
Senator Judith Zaffirini

**MEMBERS ABSENT:**

None

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The chair called the meeting to order at 4:18 PM. There being a quorum present at 4:25 PM, the following business was transacted:

At 4:19 PM Senator Schwertner moved that the Committee stand at ease; without objection, it was so ordered.

At 4:24 PM Senator Schwertner reconvened the meeting.

At 4:24 PM Senator Kolkhorst assumed the chair.

The chair laid out as a matter of pending business HB 2055.

Senator Schwertner moved that HB 2055 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 4 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 2641.

Senator Schwertner sent up a committee substitute. Senator Schwertner moved adoption of the committee substitute; without objection, it was so ordered.

Senator Schwertner moved that HB 2641 do not pass but that CSHB 2641 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, 0 nays, 0 present not voting, and 4 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 3074.

Senator Schwertner moved that HB 3074 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 4 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 CSHB 3474.

Senator Schwertner moved that HB 3474 do not pass but that CSHB 3474 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, 0 nays, 0 present not voting, and 4 absent.

At 4:29 PM Senator Schwertner resumed the chair.

The chair laid out as a matter of pending business CSHB 77. Senator Uresti moved adoption of the committee substitute; without objection, it was so ordered.

Senator Uresti moved that HB 77 do not pass but that CSHB 77 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, 0 nays, 0 present not voting, and 4 absent.

Senator Schwertner 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 177.

Senator Uresti moved that HB 177 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 3 absent.

Senator Schwertner 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 504.

Senator Rodríguez moved that HB 504 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 3 absent.

Senator Schwertner 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 679. The bill was left pending.

The chair laid out as a matter of pending business HB 1038.

Senator Uresti moved that HB 1038 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 3 absent.

Senator Schwertner 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 1337.

Senator Uresti moved that HB 1337 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 3 absent.

Senator Schwertner 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 1661.

Senator Uresti moved that HB 1661 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 3 absent.

Senator Schwertner 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 1670.

Senator Uresti moved that HB 1670 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 3 absent.

Senator Schwertner 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 1804.

Senator Taylor, Van, moved that HB 1804 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 4 absent.

Senator Schwertner 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 1846.

Senator Rodríguez moved that HB 1846 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 4 absent.

Senator Schwertner 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 1924.

Senator Taylor, Van, moved that HB 1924 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

Senator Schwertner 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 2070.

Senator Rodríguez moved that HB 2070 do not pass but that CSHB 2070 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 3 absent.

Senator Schwertner 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 2131.

Senator Kolkhorst moved that HB 2131 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

Senator Schwertner 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 679.

Senator Zaffirini moved that HB 679 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, 2 nays, 0 present not voting, and 2 absent.

Senator Schwertner moved to reconsider the vote for which HB 679 was reported favorably to the Senate; without objection, it was so ordered.

Senator Zaffirini moved that HB 679 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, 3 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business HB 2171.

Senator Zaffirini moved that HB 2171 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 1 nay, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business HB 2498.

Senator Taylor, Van, moved that HB 2498 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 1 nay, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business HB 2835. The bill was left pending.

The chair laid out as a matter of pending business CSHB 2574. Senator Rodríguez moved adoption of the committee substitute; without objection, it was so ordered.

Senator Rodríguez moved that HB 2574 do not pass but that CSHB 2574 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 0 present not voting, and 2 absent.

Senator Schwertner 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 2835.

Senator Kolkhorst moved that HB 2835 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, 3 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business CSHB 2630. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered.

Senator Zaffirini moved that HB 2630 do not pass but that CSHB 2630 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 Schwertner 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 2646.

Senator Rodríguez moved that HB 2646 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 Schwertner 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 2903.

Senator Rodríguez moved that HB 2903 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, 3 nays, 0 present not voting, and 0 absent.

At 4:45 PM Senator Kolkhorst assumed the chair.

The chair laid out as a matter of pending business HB 3781.

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

Senator Schwertner moved that HB 3781 do not pass but that CSHB 3781 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 Kolkhorst moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 4:47 PM Senator Schwertner resumed the chair.

The chair laid out as a matter of pending business HB 2696.

Senator Zaffirini sent up Committee Amendment 1 and moved adoption; without objection, the amendment was adopted. Senator Zaffirini requested unanimous consent to incorporate the amendment into a committee substitute; without objection, it was so ordered. Senator Zaffirini then moved that the committee substitute be adopted; without objection, it was so ordered.

Senator Zaffirini moved that HB 2696 do not pass but that CSHB 2696 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 0 nays, 1 present not voting, and 1 absent.

Senator Schwertner 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 2697.

Senator Uresti moved that HB 2697 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 Schwertner 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 2849.

Senator Uresti moved that HB 2849 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 Schwertner 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 2950. Senator Taylor, Van, moved adoption of the committee substitute; without objection, it was so ordered.

Senator Taylor, Van, moved that HB 2950 do not pass but that CSHB 2950 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 Schwertner 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 3092.

Senator Rodríguez moved that HB 3092 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 Schwertner 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 3374.

Senator Rodríguez moved that HB 3374 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 Schwertner 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 3519. Senator Uresti moved adoption of the committee substitute; without objection, it was so ordered.

Senator Uresti moved that HB 3519 do not pass but that CSHB 3519 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 7 ayes, 1 nay, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business HB 3523.

Senator Uresti moved to withdraw committee substitute to HB 3523 which was considered at a previous hearing; without objection, it was so ordered.

Senator Uresti sent up a new 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.

Senator Perry moved that HB 3523 do not pass but that CSHB 3523 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.

There being no further business, at 4:57 PM Senator Schwertner 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 Schwertner, Chair

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Meagan Kirby, Clerk