

MINUTES

SENATE COMMITTEE ON INTERGOVERNMENTAL RELATIONS

Monday, May 15, 2017

9:30 AM

Capitol Extension, Room E1.028

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Intergovernmental Relations was held on Monday, May 15, 2017, in the Capitol Extension, Room E1.028, at Austin, Texas.

MEMBERS PRESENT:

Senator Eddie Lucio, Jr., Chair
Senator Paul Bettencourt, Vice Chair
Senator Donna Campbell
Senator Sylvia Garcia
Senator Don Huffines
Senator José Menéndez
Senator Van Taylor

MEMBERS ABSENT:

None

The Chair called the meeting to order at 9:30 AM. There being a quorum present, the following business was transacted:

The following members arrived after the roll was called: Senator Van Taylor, Senator Don Huffines, and Senator Paul Bettencourt.

The Chair laid out HB 2985 and recognized the Senate sponsor, Senator Hall, to explain the bill. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Garcia moved that HB 2985 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

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The Chair laid out HB 3082 and recognized the Senate sponsor, Senator Buckingham, to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 3082 be left pending; without objection, it was so ordered.

The Chair laid out HB 2565 and recognized the Senate sponsor, Senator Estes, to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Campbell moved that HB 2565 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out HB 2566 and recognized the Senate sponsor, Senator Estes, to explain the bill. The Chair moved that public testimony be opened. Witnesses registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Menéndez moved that HB 2566 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out HB 2912 and recognized the Senate sponsor, Senator Estes, to explain the bill. Senator Campbell sent up a committee substitute. The Chair recognized Senator Estes to explain the difference between the committee substitute and the senate bill as filed. The Chair moved that public testimony be opened. Witnesses registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 2912 be left pending; without objection, it was so ordered.

The Chair laid out HB 3727 and recognized the Senate sponsor, Senator Estes, to explain the bill. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 3727 be left pending; without objection, it was so ordered.

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The Chair laid out HB 2792 and recognized the Senate sponsor, Senator Rodríguez, to explain the bill. Senator Garcia sent up a committee substitute. The Chair recognized Senator Rodríguez to explain the difference between the committee substitute and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 2792 be left pending; without objection, it was so ordered.

The Chair laid out HB 3470 and recognized Senator Garcia, in absence of the Senate sponsor, to explain the bill. The Chair moved that public testimony be opened. Witnesses registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Garcia moved that HB 3470 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia 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 3727. Senator Campbell moved that HB 3727 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye.

The Chair laid out as a matter of pending business HB 2912. Senator Campbell moved adoption of the committee substitute; without objection, it was so ordered. Senator Campbell moved that HB 2912 be reported back to the full Senate with the recommendation that it do not pass and be printed but that the committee substitute adopted in lieu thereof 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out HB 3504 and recognized the Senate sponsor, Senator Kolkhorst, to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Garcia moved that HB 3504 be reported back to the full Senate with the recommendation that it do pass and be printed. The motion carried with

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a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Campbell moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 10:18 AM Senator Garcia assumed the chair.

The Chair laid out HB 2803 and recognized the Senate sponsor, Senator Lucio, Jr., to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Lucio, Jr. moved that HB 2803 be reported back to the full 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. 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 HB 2351 and recognized the Senate sponsor, Senator Lucio, Jr., to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 2351 be left pending; without objection, it was so ordered.

At 10:32 AM Senator Lucio, Jr. resumed the chair.

The Chair laid out HB 1716 and recognized the Senate sponsor, Senator Miles, to explain the bill. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list.

At 10:36 AM Senator Campbell assumed the chair.

The Chair moved that public testimony for HB 1716 be closed; without objection, it was so ordered. The Chair moved that HB 1716 be left pending; without objection, it was so ordered.

The Chair laid out HB 3453 and recognized Senator Garcia, in absence of the Senate sponsor, to explain the bill. Senator Garcia sent up a committee substitute. The Chair recognized Senator Garcia to explain the difference between the committee substitute and the senate bill as filed. The Chair moved that public testimony be opened. Witnesses registering on the bill are shown

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on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 3453 be left pending; without objection, it was so ordered.

The Chair laid out HB 1631 and recognized Senator Garcia, in absence of the Senate sponsor, to explain the bill. The Chair moved that public testimony be opened. Witnesses registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. The Chair moved that HB 1631 be left pending; without objection, it was so ordered.

At 10:45 AM Senator Lucio, Jr. assumed the chair.

The Chair laid out HB 3178 and recognized the Senate sponsor, Senator Huffines, to explain the bill. Senator Huffines sent up a committee substitute. The Chair recognized Senator Huffines to explain the difference between the committee substitute and the senate bill as filed. The Chair moved that public testimony be opened. Witnesses testifying and registering on the bill are shown on the attached list. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Huffines moved adoption of the committee substitute; without objection, it was so ordered. Senator Huffines moved that HB 3178 be reported back to the full Senate with the recommendation that it do not pass and be printed but that the committee substitute adopted in lieu thereof 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 Taylor, V. submitted a motion in writing form requesting unanimous consent to be shown voting aye. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

There being no further business, at 10:50 AM Senator Campbell moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Upon a motion made by Senator Lucio, Jr. to suspend Senate Rules 11.10 and 11.18, the Senate Committee on Intergovernmental Relations reconvened at Senator Lucio, Jr.'s desk at 5:06 PM.

The Chair laid out SB 2295 and recognized the author, Senator Zaffirini, to explain the bill. Senator Bettencourt sent up committee amendment number one. The Chair recognized Senator Zaffirini to explain the difference between the committee amendment and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Bettencourt moved adoption of committee amendment number one; without objection, it was so ordered. Senator Bettencourt moved that SB 2295 be reported back to the full Senate with the

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recommendation that it do pass as amended and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 2296 and recognized the author, Senator Zaffirini, to explain the bill. Senator Bettencourt sent up committee amendment number one. The Chair recognized Senator Zaffirini to explain the difference between the committee amendment and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Bettencourt moved adoption of committee amendment number one; without objection, it was so ordered. Senator Garcia moved that SB 2296 be reported back to the full Senate with the recommendation that it do pass as amended and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Bettencourt moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 2297 and recognized the author, Senator Zaffirini, to explain the bill. Senator Bettencourt sent up committee amendment number one. The Chair recognized Senator Zaffirini to explain the difference between the committee amendment and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Bettencourt moved adoption of committee amendment number one; without objection, it was so ordered. Senator Bettencourt moved that SB 2297 be reported back to the full Senate with the recommendation that it do pass as amended and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 1 present not voting, and 2 absent. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 2298 and recognized the author, Senator Zaffirini, to explain the bill. Senator Bettencourt sent up committee amendment number one. The Chair recognized Senator Zaffirini to explain the difference between the committee amendment and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Bettencourt moved adoption of committee amendment number one; without objection, it was so ordered. Senator Garcia moved that SB 2298 be reported back to the full Senate with the recommendation that it do pass as amended and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Bettencourt moved that the

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bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 2299 and recognized the author, Senator Zaffirini, to explain the bill. Senator Bettencourt sent up committee amendment number one. The Chair recognized Senator Zaffirini to explain the difference between the committee amendment and the senate bill as filed. The Chair moved that public testimony be opened. No persons testified or registered on the bill. The Chair moved that public testimony be closed; without objection, it was so ordered. Senator Bettencourt moved adoption of committee amendment number one; without objection, it was so ordered. Senator Bettencourt moved that SB 2299 be reported back to the full Senate with the recommendation that it do pass as amended and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Garcia 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 1631. Senator Garcia moved that HB 1631 be reported back to the full 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 Bettencourt 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 1716. Senator Garcia moved that HB 1716 be reported back to the full 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 Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 5:16 PM Senator Bettencourt assumed the chair.

The Chair laid out as a matter of pending business HB 2351. Senator Lucio, Jr. moved that HB 2351 be reported back to the full Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 1 present not voting, and 2 absent. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 5:17 PM Senator Lucio, Jr. resumed the chair.

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The Chair laid out as a matter of pending business HB 2792. Senator Garcia moved adoption of the committee substitute; without objection, it was so ordered. Senator Garcia moved that HB 2792 be reported back to the full Senate with the recommendation that it do not pass and be printed but that the committee substitute adopted in lieu thereof do pass and be printed. There being 2 ayes, 3 nays, 0 present not voting, and 2 absent the motion failed to receive an affirmative vote of a majority of the membership of the Committee. Senator Bettencourt moved to reconsider the motion in which HB 2792 failed to receive an affirmative vote of the majority of the membership of the Committee; without objection, it was so ordered. The Chair moved that HB 2792 be left pending; without objection, it was so ordered.

The Chair laid out as a matter of pending business HB 3453. Senator Bettencourt moved adoption of the committee substitute; without objection, it was so ordered. Senator Garcia moved that HB 3453 be reported back to the full Senate with the recommendation that it do not pass and be printed but that the committee substitute adopted in lieu thereof do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 1 present not voting, and 2 absent. Senator Bettencourt 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 702 and the committee substitute adopted at a previous hearing. Senator Huffines moved that SB 702 be reported back to the full Senate with the recommendation that it do not pass and be printed but that the committee substitute adopted in lieu thereof do pass and be printed. The motion carried with a record vote of 4 ayes, 1 nay, 0 present not voting, and 2 absent.

The Chair laid out as a matter of pending business HB 1107. The Chair moved that HB 1107 be left pending; without objection, it was so ordered.

There being no further business, at 5:24 PM the Chair moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Eddie Lucio, Jr., Chair

Dilip Kanuga, Clerk