

**MINUTES**

**SENATE COMMITTEE ON HEALTH & HUMAN SERVICES**

Wednesday, May 17, 2017

8:00 AM

Senate Chamber

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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 Health & Human Services was held on Wednesday, May 17, 2017, in the Senate Chamber.

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**MEMBERS PRESENT:**

Senator Charles Schwertner, Chair  
Senator Carlos Uresti, Vice Chair  
Senator Dawn Buckingham  
Senator Konni Burton  
Senator Lois Kolkhorst  
Senator Borris Miles  
Senator Charles Perry  
Senator Van Taylor  
Senator Kirk Watson

**MEMBERS ABSENT:**

None

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The chair called the meeting to order at 8:00 AM. There being a quorum present, the following business was transacted:

The following members arrived after the roll was called:

Senator Carlos Uresti  
Senator Borris Miles  
Senator Dawn Buckingham  
Senator Kirk Watson  
Senator Konni Burton  
Senator Lois Kolkhorst  
Senator Van Taylor

The chair laid out HB 1542 and recognized the Senate sponsor, Senator Birdwell, 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.

The bill was left pending.

The chair laid out HB 3669 and recognized the Senate sponsor, Senator Seliger, to explain the bill.

The chair opened the floor for public testimony on HB 3669. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out as a matter of pending business HB 492.

Senator Perry moved that HB 492 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 Kolkhorst and Senator Uresti submitted motions in writing requesting to be shown voting aye on HB 492.

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 785.

Senator Perry moved that HB 785 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 785.

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 1543.

Senator Kolkhorst moved that HB 1543 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 1543.

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 1642.

Senator Kolkhorst moved that HB 1642 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 1642.

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 1787.

Senator Miles moved that HB 1787 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 1787.

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 3338.

Senator Miles moved that HB 3338 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 3338.

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 3934.

Senator Perry moved that HB 3934 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 3934.

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 2891.

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 for HB 2891; without objection, it was so ordered.

Senator Perry moved that HB 2891 do not pass but that CSHB 2891 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on CSHB 2891

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 2848.

Senator Perry moved to withdraw the committee substitute, which was discussed at a previous hearing; without objection, it was so ordered.

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 for HB 2848; without objection, it was so ordered.

Senator Perry moved that HB 2848 do not pass but that CSHB 2848 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on CSHB 2848.

The chair laid out as a matter of pending business HB 284.

Senator Buckingham moved that HB 284 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, 1 nay, 0 present not voting, and 0 absent. Senator Watson submitted a motion in writing requesting to be shown voting aye on HB 284. Senator Uresti submitted a motion in writing requesting to be shown voting nay on HB 284.

The chair laid out as a matter of pending business HB 1629.

Senator Miles moved adoption of the committee substitute for HB 1629; without objection, it was so ordered.

Senator Miles moved that HB 1629 do not pass but that CSHB 1629 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on CSHB 1629.

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 280.

Senator Miles moved that HB 280 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, 2 nays, 0 present not voting, and 0 absent. Senator Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 280.

At 8:14 AM Senator Kolkhorst assumed the chair.

The chair laid out as a matter of pending business HB 3078.

Senator Van Taylor sent up a committee amendment; Senator Van Taylor withdrew a committee amendment.

Senator Schwertner sent up a committee amendment; Senator Schwertner withdrew a committee amendment.

Senator Perry 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 Perry moved adoption of the committee substitute for HB 3078; without objection, it was so ordered.

Senator Perry moved that HB 3078 do not pass but that CSHB 3078 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on CSHB 3078.

The chair laid out as a matter of pending business HB 2025.

Senator Perry moved adoption of the committee substitute for HB 2025; without objection, it was so ordered.

Senator Perry moved that HB 2025 do not pass but that CSHB 2025 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 Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on CSHB 2025.

Senator Perry 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 1917.

Senator Perry moved that HB 1917 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, 1 present not voting, and 0 absent. Senator Uresti and Senator Watson submitted motions in writing requesting to be shown voting aye on HB 1917.

At 8:17 AM Senator Schwertner resumed the chair.

The chair laid out HB 3292 and recognized the Senate sponsor, Senator Hinojosa, 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.

The bill was left pending.

The chair laid out HB 3675 and recognized the Senate sponsor, Senator Hinojosa, to explain the bill.

Senator Watson sent up a committee substitute. The chair recognized Senator Hinojosa to explain the difference between the committee substitute and the house bill as engrossed.

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.

The bill was left pending.

The chair laid out HB 3771 and recognized the Senate sponsor, Senator Buckingham, 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.

The bill was left pending.

The chair laid out HB 2904 and recognized the Senate sponsor, Senator Watson, 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.

The bill was left pending.

The chair laid out HB 2590 and recognized Senator Watson, in the absence of the Senate sponsor, 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.

The bill was left pending.

The chair laid out HB 1556 and recognized the Senate sponsor, Senator Menéndez, to explain the bill.

Senator Burton sent up a committee substitute. The chair recognized Senator Menéndez to explain the difference between the committee substitute and the house bill as engrossed.

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.

The bill was left pending.

At 9:09 AM Senator Burton assumed the chair.

The chair laid out HB 1148 and recognized Senator Schwertner, in the absence of the Senate sponsor, 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.

The bill was left pending.

The chair laid out HB 928 and recognized Senator Schwertner, in the absence of the Senate sponsor, to explain the bill.



The chair opened the floor for public testimony on HB 928. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out HB 4094 and recognized Senator Schwertner, in the absence of the Senate sponsor, 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.

The bill was left pending.

The chair laid out HB 3576 and recognized the Senate sponsor, Senator Schwertner, 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.

The bill was left pending.

The chair laid out HB 1549 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.

The bill was left pending.

The chair laid out HB 1794 and recognized the Senate sponsor, Senator Kolkhorst, to explain the bill.

The chair opened the floor for public testimony on HB 1794. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out HB 3295 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.

The bill was left pending.

The chair laid out HB 3296 and recognized the Senate sponsor, Senator Perry, to explain the bill.

The chair opened the floor for public testimony on HB 3296. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out HB 3564 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.

The bill was left pending.

The chair laid out HB 7 and recognized Senator Watson, in the absence of the Senate sponsor, 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 house bill as engrossed.

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.

The bill was left pending.

At 10:37 AM Senator Schwertner moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

At 6:03 PM Senator Schwertner reconvened the meeting.

The chair laid out HB 39 and recognized Senator Watson, in the absence of the Senate sponsor, 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 house bill as engrossed.

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

The bill was left pending.

The chair laid out as a matter of pending business HB 1608.

Senator Uresti moved adoption of the committee substitute for HB 1608; without objection, it was so ordered.

Senator Uresti moved that HB 1608 do not pass but that CSHB 1608 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 Buckingham and Senator Kolkhorst submitted motions in writing requesting to be shown voting aye on CSHB 1608.

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 2523 in lieu of SB 1811.

Senator Uresti sent up a committee substitute. The chair recognized Senator Van Taylor to explain the difference between the committee substitute and the house bill as engrossed.

Senator Schwertner moved adoption of the committee substitute for HB 2523; without objection, it was so ordered.

The bill was left pending.

The chair laid out as a matter of pending business HB 970.

Senator Uresti moved that HB 970 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, 1 nay, 0 present not voting, and 0 absent. Senator Buckingham submitted a motion in writing requesting to be shown voting aye on HB 970. Senator Kolkhorst submitted a motion in writing requesting to be shown voting nay on HB 970.

The chair laid out as a matter of pending business HB 2466.

Senator Uresti moved that HB 2466 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 Buckingham and Senator Kolkhorst submitted motions in writing requesting to be shown voting aye on HB 2466.

The chair laid out HB 337 and recognized the Senate sponsor, Senator Menéndez, to explain the bill.

Senator Uresti sent up a committee substitute. The chair recognized Senator Menéndez to explain the difference between the committee substitute and the house bill as engrossed.

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.

The bill was left pending.

The chair laid out as a matter of pending business CSHB 2523.

Senator Van Taylor moved that HB 2523 do not pass but that CSHB 2523 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, 2 nays, 0 present not voting, and 0 absent. Senator Kolkhorst submitted a motion in writing requesting to be shown voting aye on CSHB 2523. Senator Uresti submitted a motion in writing requesting to be shown voting nay on CSHB 2523.

Senator Miles moved to reconsider the vote on CSHB 2523; without objection it was so ordered.

Senator Van Taylor moved that HB 2523 do not pass but that CSHB 2523 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, 3 nays, 0 present not voting, and 0 absent. Senator Kolkhorst submitted a motion in writing requesting to be shown voting aye on CSHB 2523. Senator Uresti submitted a motion in writing requesting to be shown voting nay on CSHB 2523.

The chair laid out HB 810 and recognized the Senate sponsor, Senator Bettencourt, 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.

The bill was left pending.

The chair laid out HB 661 and recognized the Senate sponsor, Senator Bettencourt, 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.

The bill was left pending.

The chair laid out HB 2962 and recognized the Senate sponsor, Senator Campbell, to explain the bill.

The chair opened the floor for public testimony on HB 2962. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out HB 3204 and recognized the Senate sponsor, Senator Uresti, to explain the bill.

The chair opened the floor for public testimony on HB 3204. There being no one wishing to testify, the chair moved to close public testimony; without objection, it was so ordered.

The bill was left pending.

The chair laid out as a matter of pending business HB 39.

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.

The bill was left pending.

There being no further business, at 7:32 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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Luisa Venegoni, Clerk