

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Thursday, April 4, 2019

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 Business & Commerce was held on Thursday, April 4, 2019, in the Capitol Extension, Room E1.016, at Austin, Texas.

MEMBERS PRESENT:

Senator Kelly Hancock, Chair

Senator Robert Nichols, Vice Chair

Senator Donna Campbell

Senator Brandon Creighton

Senator José Menéndez

Senator Angela Paxton

Senator Charles Schwertner

Senator John Whitmire

Senator Judith Zaffirini

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 1100 and recognized the author, 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 chair moved that the bill be left pending.

The chair laid out SB 446 and recognized the author, Senator West, to explain the bill. Senator Nichols sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the bill as filed. 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. The chair moved that the bill be left pending.

The chair laid out SB 2036 and recognized the author, Senator Hall, 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 chair moved that the bill be left pending.

The chair laid out SB 437 and recognized the author, Senator Nelson, to explain the bill. Senator Nichols sent up a committee substitute. The chair recognized Senator Nelson 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. The chair moved that the bill be left pending.

The chair laid out SB 1852 and recognized the author, Senator Paxton, 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 chair moved that the bill be left pending.

The chair laid out SB 1853 and recognized the author, Senator Paxton, 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. The chair moved that the bill be left pending.

The chair laid out as a matter of pending business SB 37 by Senator Zaffirini. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 37 do not pass but that the committee substitute to SB 37 do pass and be recommended to the full senate. The motion carried with a record vote of 8 ayes, 1 nay, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 494 by Senator Huffman. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 494 do not pass but that the committee substitute to SB 494 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Nichols 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 799 by Senator Alvarado. Senator Nichols moved that SB 799 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 9 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols 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 986 by Senator Kolkhorst. Senator Nichols moved that SB 986 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 9 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 41, in lieu of SB 1344. Senator Nichols moves that HB 41 be reported 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.

The chair laid out as a matter of pending business SB 1394 by Senator Seliger. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1394 do not pass but that the committee substitute to SB 1394 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Nichols 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 2305 by Senator Taylor. Senator Nichols moved that SB 2305 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 9 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols 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 2330 by Senator Creighton. Senator Creighton sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the bill as filed. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 2330 do not pass but that the committee substitute to SB 2330 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Creighton 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 2410 by Senator Menendez. Senator Menendez moved that SB 2410 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 9 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Menendez moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Nichols assumed the chair.

The chair laid out as a matter of pending business SB 442 by Senator Hancock. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that SB 442 do not pass but that the committee substitute to SB 442 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Hancock 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 1414 by Senator Hancock. Senator Hancock sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the bill as filed. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that SB 1414 do not pass but that the committee substitute to SB 1414 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Hancock 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 1034 by Senator Hancock. Senator Hancock moved that SB 1034 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 6 ayes, 3 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 1938 by Senator Hancock. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that SB 1938 do not pass but that the committee substitute to SB 1938 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Hancock 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 1941 by Senator Hancock. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that SB 1941 do not pass but that the committee substitute to SB 1941 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Hancock 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 2232 by Senator Hancock. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that SB 2232 do not pass but that the committee substitute to SB 2232 do pass and be recommended to the full senate. The motion carried with a record vote of 7 ayes, 2 nay, 0 present not voting, and 0 absent.

Senator Hancock resumed the chair.

The chair laid out as a matter of pending business SB 1349 by Senator Watson. Senator Nichols sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the bill as filed. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1349 do not pass but that the committee substitute to SB 1349 do pass and be recommended to the full senate. The motion carried with a record vote of 9 ayes, 0 nay, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out SB 1336 and recognized the author, Senator Zaffirini, to explain the bill. Senator Zaffirini 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 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 chair moved that the bill be left pending.

The chair laid out SB 1185 and recognized the author, Senator Creighton, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Creighton 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. The chair moved that the bill be left pending.

The chair laid out SB 2333 and recognized the author, Senator Creighton, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Creighton 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. The chair moved that the bill be left pending.

The chair laid out SB 2409 and recognized the author, Senator Menendez, to explain the bill. Senator Menendez sent up a committee substitute. The chair recognized Senator Menendez 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. The chair moved that the bill be left pending.

The chair laid out SB 1739 and recognized the author, Senator Menendez, 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 chair moved that the bill be left pending.

The chair laid out SB 1529 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. The chair moved that the bill be left pending.

The chair laid out SB 808 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 the bill are shown on the attached list. The chair moved that the public testimony be closed; without objection, it was so ordered. The chair moved that the bill be left pending.

Senator Nichols assumed the chair.

The chair laid out SB 1415 and recognized the author, Senator Hancock, to explain the bill. Senator Hancock sent up a committee substitute. The chair recognized Senator Hancock 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. The chair moved that the bill be left pending.

The chair laid out SB 1940 and recognized the author, Senator Hancock, to explain the bill. Senator Hancock sent up a committee substitute. The chair recognized Senator Hancock to explain the difference between the committee substitute and the senate bill as filed. 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. The chair moved that the bill be left pending.

Senator Hancock resumed the chair.

A Motion in Writing requesting unanimous consent to be shown voting aye was submitted by the following: Senator Whitmire on CSSB 37, CSSB 442, CSSB 494, CSSB 799, SB 986, HB 41, CSSB 1349, CSSB 1394, CSSB 1414, CSSB 1938, CSSB 1941, CSSB 2305, CSSB 2330, CSSB 2232, CSSB 2410. These votes are reflected in the final vote on the aforementioned bills.

A Motion in Writing requesting unanimous consent to be shown voting nay was submitted by the following: Senator Whitmire on SB 1034. This vote is reflected in the final vote on the aforementioned bill.

There being no further business at 10:26 AM, Senator Hancock moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Senator Kelly Hancock, Chair

Kennedy Calvo, Clerk