

## MINUTES

### SENATE COMMITTEE ON WATER & RURAL AFFAIRS

Monday, May 13, 2019

11:00 AM or upon adjournment/recess

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 Water & Rural Affairs was held on Monday, May 13, 2019, in the Capitol Extension, Room E1.012, at Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Charles Perry, Chair  
Senator Brandon Creighton, Vice Chair  
Senator Carol Alvarado  
Senator Nathan Johnson  
Senator Lois Kolkhorst  
Senator José Rodríguez  
Senator Larry Taylor

#### **MEMBERS ABSENT:**

None

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The chair called the meeting to order at 1:35 PM. There being a quorum present at 1:47 PM, the following business was transacted:

The following members arrived after the roll was called:

Senator José Rodríguez  
Senator Lois Kolkhorst  
Senator Carol Alvarado  
Senator Larry Taylor  
Senator Brandon Creighton

The chair laid out HB 807 and recognized the Senate sponsor, Senator Buckingham, 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 807 be left pending; without objection, it was so ordered.

The chair laid out HB 26 and recognized the Senate sponsor, Senator Nichols, to explain the bill. Senator Johnson sent up a committee substitute. The chair recognized Senator Nichols to explain the difference between the committee substitute and the house bill as engrossed. Senator Johnson 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 Perry moved that CSHB 26 be left pending; without objection, it was so ordered.

The chair laid out HB 2345 and recognized the Senate sponsor, Senator Juan Hinojosa, 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 2345 be left pending; without objection, it was so ordered.

The chair laid out HB 2805 and recognized the Senate sponsor, Senator Flores, 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 2805 be left pending; without objection, it was so ordered.

The chair laid out HB 3656 and recognized the Senate sponsor, Senator Flores, 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 3656 be left pending; without objection, it was so ordered.

The chair laid out HB 2038 and recognized the Senate sponsor, Senator Flores, 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 2038 be left pending; without objection, it was so ordered.

The chair laid out HB 3142 and recognized the Senate sponsor, Senator Nathan Johnson, to explain the bill. No witnesses testified or registered on the bill. Senator Perry moved that HB 3142 be left pending; without objection, it was so ordered.

The chair laid out HB 91 and recognized the Senate sponsor, Senator Lucio, Jr., 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 91 be left pending; without objection, it was so ordered.

The chair laid out HB 5 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 5 be left pending; without objection, it was so ordered.

The chair laid out HB 2794 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 2794 be left pending; without objection, it was so ordered.

The chair laid out HB 6 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 6 be left pending; without objection, it was so ordered.

At 2:24 PM Senator Kolkhorst assumed the chair.

The chair laid out HB 4705 and recognized the Senate sponsor, Senator Perry, to explain the bill. No witnesses testified or registered on the bill. The chair moved that the public testimony be closed; without objection, it was so ordered. Senator Kolkhorst moved that HB 4705 be left pending; without objection, it was so ordered.

The chair laid out HB 3663 and recognized the Senate sponsor, Senator Perry, to explain the bill. No witnesses testified or registered on the bill. The chair moved that the public testimony be closed; without objection, it was so ordered. Senator Kolkhorst moved that HB 3663 be left pending; without objection, it was so ordered.

The chair laid out HB 720 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 Kolkhorst moved that HB 720 be left pending; without objection, it was so ordered.

The chair laid out HB 722 and recognized the Senate sponsor, Senator Perry, to explain the bill. Senator Taylor 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 Taylor 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 Kolkhorst moved that CSHB 722 be left pending; without objection, it was so ordered.

The chair laid out HB 1052 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 Kolkhorst moved that HB 1052 be left pending; without objection, it was so ordered.

At 2:57 PM Senator Perry resumed the chair.

The chair laid out HB 3339 and recognized Senator Kolkhorst, in the absence of the Senate sponsor, 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 3339 be left pending; without objection, it was so ordered.

The chair laid out HB 1964 and recognized Senator Taylor, 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. Senator Perry moved that HB 1964 be left pending; without objection, it was so ordered.

The chair laid out HJR 4 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 HJR 4 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business HB 5. Senator Creighton moved that HB 5 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 0 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 26. Senator Creighton moved that HB 26 do not pass but that CSHB 26 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 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 HB 6. Senator Creighton moved that HB 6 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 0 absent.

The chair laid out as a matter of pending business HB 807. Senator Creighton moved that HB 807 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 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 HB 2038. Senator Creighton moved that HB 2038 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 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 HB 2794. Senator Creighton moved that HB 2794 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 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 HB 2805. Senator Creighton moved that HB 2805 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 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 HB 3656. Senator Creighton moved that HB 3656 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 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 HB 3142. Senator Creighton moved that HB 3142 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 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 HB 3339. Senator Creighton moved that HB 3339 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 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 HJR 4. Senator Creighton moved that HJR 4 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 0 absent.

At 3:27 PM Senator Creighton assumed the chair.

The chair laid out as a matter of pending business HB 1052. Senator Taylor moved that HB 1052 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 0 absent. Senator Taylor 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 3663. Senator Taylor moved that HB 3663 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 0 absent. Senator Taylor 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 4705. Senator Taylor moved that HB 4705 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 0 absent. Senator Taylor 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 720. Senator Taylor moved that HB 720 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, 1 nay, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business CSHB 722. Senator Taylor moved that HB 722 do not pass but that CSHB 722 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 0 absent.

At 3:31 PM Senator Perry resumed the chair.

There being no further business, at 3:32 PM Senator Creighton 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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Leah Curren, Clerk