

## **The House Committee on Transportation**

88th Legislature

April 12, 2023

10:30 a.m. or upon final adjourn./recess or bill referral if permission granted

E2.036

Pursuant to a notice posted on April 6, 2023, the House Committee on Transportation met in a public hearing and was called to order by the chair, Representative Canales, at 12:47 p.m.

The initial quorum call was answered as follows: Representatives Canales; Raney; Ashby; Gamez; Harris, Caroline; Lozano; Lujan; Ordaz; Patterson; Perez; and Romero, Jr..

A quorum was present.

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The chair directed that the April 5, 2023 minutes for the House Committee on Transportation be corrected. The corrected minutes were authorized without objection.

The chair appointed a Subcommittee on Discretionary Funding Allocations which consists of 3 Members.

The chair named the following members to the subcommittee on Discretionary Funding Allocations: Representative Davis, Chair; Representatives Harris, Caroline; and Lujan.

The responsibilities of the Subcommittee include the following:

Verifying the March 1, 2023 testimony of the Executive Director of the Texas Department of Transportation (“TXDOT”) before the House Transportation Committee that TXDOT has allocated 20% of its funding for the 2024 Unified Transportation Program (the “UTP”) to Category 12 – Commission Strategic Priorities (“Category 12”).

Reviewing TXDOT’s progress regarding the Texas Clear Lanes Program, delineated between Texas Clear Lanes-eligible metropolitan regions, non-Texas Clear Lanes-eligible metropolitan regions and rural areas of the State.

Reviewing other methodologies that TXDOT uses when determining allocations between categories of the UTP.

Determining whether TXDOT has complied with the requirement set forth in Texas Transportation Code, Section 201.999(d) (HB 20, 84<sup>th</sup> Regular Legislative Session), that TXDOT may make discretionary funding decisions for no more than 10% of the current biennial budget of the department.

Reviewing any publicly available information that TXDOT used or relied upon in arriving at the amount allocated to Category 12, and to determine whether TXDOT has complied with Section 201.9991(d).

Making recommendations to the full Committee on the issue of whether the 10% limitation set forth in the Section 201.9991(d) or some other limit on discretionary spending should also be applied to the UTP or to Category 12.

Preparing a written report to the full Committee outlining the Subcommittee’s findings.

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### **HJR 77**

The chair laid out HJR 77.

The chair recognized Representative Walle to explain HJR 77.

(Representative Davis now present.)

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Walle to close on HJR 77.

HJR 77 was left pending without objection.

### **HB 421**

The chair laid out HB 421.

The chair offered a complete committee substitute.

The chair recognized Representative Lopez, Ray to explain HB 421.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Lopez, Ray to close on HB 421.

The committee substitute was withdrawn without objection.

HB 421 was left pending without objection.

### **HB 648**

The chair laid out HB 648.

The chair offered a complete committee substitute.

The chair recognized Representative Gervin-Hawkins to explain HB 648.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Gervin-Hawkins to close on HB 648.

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The committee substitute was withdrawn without objection.

HB 648 was left pending without objection.

### **HB 2934**

The chair laid out HB 2934.

The chair offered a complete committee substitute.

The chair recognized Representative Romero, Jr. to explain HB 2934.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Romero, Jr. to close on HB 2934.

The committee substitute was withdrawn without objection.

HB 2934 was left pending without objection.

### **HB 4121**

The chair laid out HB 4121.

The chair recognized Representative Guillen to explain HB 4121.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Guillen to close on HB 4121.

HB 4121 was left pending without objection.

### **HB 4122**

The chair laid out HB 4122.

The chair recognized Representative Guillen to explain HB 4122.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Guillen to close on HB 4122.

HB 4122 was left pending without objection.

### **HB 3701**

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The chair laid out HB 3701.

The chair recognized Representative Patterson to explain HB 3701.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Patterson to close on HB 3701.

HB 3701 was left pending without objection.

### **HB 3023**

The chair laid out HB 3023.

The chair offered a complete committee substitute.

The chair recognized Representative Lopez, Janie to explain HB 3023.

Testimony taken/registration recorded. (See attached witness list.)

(Representative Landgraf now present.)

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Lopez, Janie to close on HB 3023.

The committee substitute was withdrawn without objection.

HB 3023 was left pending without objection.

### **HB 1744**

The chair laid out HB 1744.

The chair recognized Representative Leach to explain HB 1744.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Leach to close on HB 1744.

HB 1744 was left pending without objection.

### **HB 3313**

The chair laid out HB 3313.

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The chair recognized Representative Ordaz to explain HB 3313.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Ordaz to close on HB 3313.

HB 3313 was left pending without objection.

### **HB 2902**

The chair laid out HB 2902.

The chair recognized Representative Gamez to explain HB 2902.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Gamez to close on HB 2902.

HB 2902 was left pending without objection.

### **HB 3126**

The chair laid out HB 3126.

The chair recognized Representative Gamez to explain HB 3126.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Gamez to close on HB 3126.

HB 3126 was left pending without objection.

### **HB 2977**

The chair laid out HB 2977.

The chair recognized Representative Harris, Caroline to explain HB 2977.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Harris, Caroline to close on HB 2977.

HB 2977 was left pending without objection.

### **HB 3187**

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The chair laid out HB 3187.

The chair recognized Representative Harris, Caroline to explain HB 3187.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Harris, Caroline to close on HB 3187.

HB 3187 was left pending without objection.

### **HB 3484**

The chair laid out HB 3484.

The chair recognized Representative Harris, Caroline to explain HB 3484.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Harris, Caroline to close on HB 3484.

HB 3484 was left pending without objection.

(Representative Raney in chair.)

### **HB 2605**

The chair laid out HB 2605.

The chair offered a complete committee substitute.

The chair recognized Representative Canales to explain HB 2605.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Canales to close on HB 2605.

The committee substitute was withdrawn without objection.

HB 2605 was left pending without objection.

### **HB 2606**

The chair laid out HB 2606.

The chair offered a complete committee substitute.

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The chair recognized Representative Canales to explain HB 2606.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Canales to close on HB 2606.

The committee substitute was withdrawn without objection.

HB 2606 was left pending without objection.

**HB 3444**

The chair laid out HB 3444.

The chair recognized Representative Canales to explain HB 3444.

Testimony taken/registration recorded. (See attached witness list.)

The chair recognized Representative Canales to close on HB 3444.

HB 3444 was left pending without objection.

**HB 1460**

The chair laid out HB 1460 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 1460, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Lujan; Ordaz; Patterson; Perez (10).

Nays: Representative Romero, Jr. (1).

Present, Not Voting: None (0).

Absent: Representatives Landgraf; Lozano (2).

**HB 1939**

The chair laid out HB 1939 as pending business.

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The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 1939, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed and be sent to the Committee on Local and Consent Calendars. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (11).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Landgraf; Lozano (2).

**HB 898**

The chair laid out HB 898 as pending business.

The chair moved that HB 898, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (11).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Landgraf; Lozano (2).

**HB 2195**

The chair laid out HB 2195 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 2195, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

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Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (11).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representatives Landgraf; Lozano (2).

**HB 2678**

The chair laid out HB 2678 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 2678, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

**HB 2681**

The chair laid out HB 2681 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 2681, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

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Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

**HB 3577**

The chair laid out HB 3577 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 3577, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

**HB 3741**

The chair laid out HB 3741 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 3741, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

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Absent: Representative Lozano (1).

**HB 3889**

The chair laid out HB 3889 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 3889, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

**HB 4226**

The chair laid out HB 4226 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

The chair moved that HB 4226, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

**HB 1855**

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The chair laid out HB 1855 as pending business.

Representative Ordaz moved that HB 1855, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Davis; Gamez; Landgraf; Lujan; Ordaz; Perez; Romero, Jr. (9).

Nays: Representatives Ashby; Harris, Caroline; Patterson (3).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 2199**

The chair laid out HB 2199 as pending business.

The chair moved that HB 2199, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 3288**

The chair laid out HB 3288 as pending business.

The chair moved that HB 3288, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

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Absent: Representative Lozano (1).

### **HB 3887**

The chair laid out HB 3887 as pending business.

The chair moved that HB 3887, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 4140**

The chair laid out HB 4140 as pending business.

The chair moved that HB 4140, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 677**

The chair laid out HB 677 as pending business.

The chair offered a complete committee substitute.

The committee substitute was adopted without objection.

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The chair moved that HB 677, as substituted, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 3125**

The chair laid out HB 3125 as pending business.

The chair moved that HB 3125, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

### **HB 4797**

The chair laid out HB 4797 as pending business.

The chair moved that HB 4797, without amendments, be reported favorably to the full house with the recommendation that it do pass and be printed. The motion prevailed by the following record vote:

Ayes: Representatives Canales; Raney; Ashby; Davis; Gamez; Harris, Caroline; Landgraf; Lujan; Ordaz; Patterson; Perez; Romero, Jr. (12).

Nays: None (0).

Present, Not Voting: None (0).

Absent: Representative Lozano (1).

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At 2:33 p.m., on the motion of the chair and without objection, the meeting was adjourned subject to the call of the chair.

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Rep. Canales, Chair

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Amy Rister, Clerk