

## **MINUTES**

### **SENATE COMMITTEE ON EDUCATION**

Tuesday, March 19, 2013

8:30 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 Education was held on Tuesday, March 19, 2013, in the Capitol Extension, Room E1.028, at Austin, Texas.

\*\*\*\*\*

#### **MEMBERS PRESENT:**

Senator Dan Patrick, Chair  
Senator Eddie Lucio, Jr., Vice Chair  
Senator Donna Campbell  
Senator Robert Duncan  
Senator Ken Paxton  
Senator Kel Seliger  
Senator Larry Taylor  
Senator Leticia Van de Putte  
Senator Royce West

#### **MEMBERS ABSENT:**

None

\*\*\*\*\*

The chair called the meeting to order at 8:32 AM. The following business was transacted:

Other Senators attending: Senator Wendy Davis.

The chair laid out SB 65 and recognized the author, Senator Nelson, 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 Dan Patrick moved that SB 65 be left pending; without objection, it was so ordered.

The chair laid out SB 453 and recognized the author, Senator Deuell, 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.

At 8:43 AM the roll was called, and a quorum was present.

Senator Robert Duncan moved that SB 453 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 Robert Duncan 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 684. Senator Kel Seliger sent up a committee substitute; the chair recognized Senator Bob Deuell 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. Senator Kel Seliger moved adoption of the committee substitute; without objection, it was so ordered. Senator Kel Seliger moved that SB 684 do not pass but that CSSB 684 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 Kel Seliger 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 65. Senator Donna Campbell moved that SB 65 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 Donna Campbell 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 435 and recognized the author, Senator Duncan, to explain the bill. Senator Robert Duncan sent up a committee substitute; the chair recognized Senator Robert Duncan to explain the difference between the committee substitute and the senate bill as filed. Senator Robert Duncan moved adoption of the committee substitute; without objection, it was so ordered. Senator Robert Duncan moved that SB 435 do not pass but that CSSB 435 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 Robert Duncan moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 8:56 AM Senator Robert Duncan assumed the chair.

The chair laid out as a matter of pending business SB 1724. Senator Dan Patrick moved to reconsider the vote by which the substitute for SB 1724 was adopted previously on Tuesday, March 12, 2013; without objection, it was so ordered. Senator Dan Patrick sent up Committee Amendment 1 and moved adoption; without objection, it was so ordered. Senator Royce West sent up Committee Amendment 2 and explained the amendment.

Senator Patrick moved to withdraw from consideration SB 1724 and moved that the bill be left pending temporarily; without objection, it was so ordered.

At 9:37 AM Senator Dan Patrick resumed the chair.

The chair laid out SB 832 and recognized the author, Senator Davis, to explain the bill. Senator Eddie Lucio, Jr. sent up a committee substitute; the chair recognized Senator Davis 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.

Senator Dan Patrick moved that SB 832 be left pending; without objection, it was so ordered.

The chair laid out SB 833 and recognized the author, Senator Davis, to explain the bill. Senator Leticia Van de Putte sent up a committee substitute; the chair recognized Senator Davis 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.

Senator Dan Patrick moved that SB 833 be left pending; without objection, it was so ordered.

There being no further business, at 9:45 AM Senator Patrick moved that the Committee stand recessed until 30 minutes after adjournment of the Senate. Without objection, it was so ordered.

Senator Lucio, Jr. reconvened the meeting at 2:09 PM.

The chair laid out SB 17 and recognized the author, Senator Patrick, to explain the bill. Senator Dan Patrick sent up a committee substitute; the chair recognized Senator Dan Patrick to explain the difference between the committee substitute and the senate bill as filed. Senator Eddie

Lucio, Jr. sent up Committee Amendment 1 and explained the amendment. Witnesses testifying and registering on the bill are shown on the attached list.

Senator Lucio, Jr. moved to withdraw from consideration SB 17 and moved that the bill be left pending temporarily; without objection it was so ordered.

The chair laid out as a matter of pending business SB 1724. Senator Patrick moved to withdraw from consideration the substitute for SB 1724 was adopted previously on Tuesday, March 12, 2013; without objection, it was so ordered. Senator Patrick sent up a new committee substitute; the chair recognized Senator Patrick to explain the difference between the committee substitute and the senate bill as filed. Senator Patrick moved to reconsider the vote by which Amendment 1 was adopted; without objection, it was so ordered. Senator Patrick moved to withdraw from consideration Amendment 1. Senator Patrick moved to withdraw from consideration Amendment 2; without objection, it was so ordered. Senator West sent up Committee Amendment 3 and moved adoption; there being objection, Committee Amendment 3 was adopted with a record vote of 7 ayes, 2 nays, 0 present not voting, and 0 absent. Senator Patrick requested unanimous consent to incorporate the adopted amendment into the proposed committee substitute to create a new committee substitute; without objection, it was so ordered. Senator Dan Patrick then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Dan Patrick moved that SB 1724 do not pass but that CSSB 1724 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.

As a matter of pending business the chair laid out SB 17 and resumed public testimony.

At 3:08 PM Senator Robert Duncan assumed the chair.

The chair moved that the public testimony be closed; without objection, it was so ordered. Senator Dan Patrick moved that SB 17 be left pending; without objection, it was so ordered.

At 3:12 PM Senator Dan Patrick resumed the chair.

Senator Lucio, Jr. requested unanimous consent to be shown voting aye on SB 65, SB 435, SB 453, and SB 684; there being no objection, it was so ordered.

Senator Taylor requested unanimous consent to be shown voting aye on SB 65, SB 435, SB 453, and SB 684; there being no objection, it was so ordered.

Senator Taylor requested unanimous consent to be shown voting nay on Committee Amendment #3 to CSSB 1724; there being no objection, it was so ordered.

Senator Van de Putte requested unanimous consent to be shown voting aye on SB 65, SB 435, SB 453, and SB 684; there being no objection, it was so ordered.

There was no action taken for the following bill(s): SB 2.

There being no further business, at 3:13 PM Senator Dan Patrick moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

---

Senator Dan Patrick, Chair

---

Holly Mabry McCoy, Clerk