

**MINUTES**

**SENATE COMMITTEE ON EDUCATION**

Thursday, April 11, 2013

8:30 AM

Capitol Extension, Room E1.028

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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 Education was held on Thursday, April 11, 2013, in the Capitol Extension, Room E1.028, at Austin, Texas.

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**MEMBERS PRESENT:**

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

**MEMBERS ABSENT:**

Senator Robert Duncan

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Senator Eddie Lucio, Jr. called the meeting to order at 8:38 AM. The following business was transacted:

Pursuant to the suspension of Senate Rules 11.10 and 11.18 during the Senate session of April 10th, 2013, the chair considered the following bill, SB 906.

Other Senators attending: Senator Wendy Davis.

The chair laid out SB 906 and recognized the author, Senator Deuell, to explain the bill. Witnesses testifying and registering on the bill are shown on the attached list.

At 8:39 AM Senator Patrick resumed the chair.

At 8:49 AM Senator Campbell assumed the chair.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Campbell moved that SB 906 be left pending; without objection, it was so ordered.

The chair laid out SB 1658 and recognized the author, Senator Paxton, to explain the bill. Senator Paxton sent up Committee Amendment 1 and explained the amendment. Witnesses testifying and registering on the bill are shown on the attached list.

At 9:00 AM Senator Patrick resumed the chair.

The chair moved that the public testimony be closed; without objection, it was so ordered.

At 9:03 AM the roll was called, and a quorum was present.

Senator Paxton moved adoption of Amendment 1; without objection, the amendment was adopted. Senator Paxton requested unanimous consent to incorporate the amendment into the bill to create a committee substitute; without objection, it was so ordered. Senator Paxton then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Paxton moved that SB 1658 do not pass but that CSSB 1658 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 2 absent. Senator Paxton 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 115 and the proposed committee substitute sent up on Tuesday, March 5, 2013. Senator Lucio, Jr. sent up Committee Amendment 1 to the proposed committee substitute and moved adoption; without objection, the amendment was adopted. Senator Lucio, Jr. sent up Committee Amendment 2 to the proposed committee substitute and moved adoption; without objection, the amendment was adopted. Senator Lucio, Jr. requested unanimous consent to incorporate the adopted amendments into the proposed committee substitute to create a new committee substitute; without objection, it was so ordered. Senator Lucio, Jr. then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Lucio, Jr. moved that SB 115 do not pass but that CSSB 115 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 2 nays, 0 present not voting, and 2 absent.

At 9:12 AM Senator Lucio, Jr. assumed the chair.

The chair laid out as a matter of pending business SB 23 and the proposed committee substitute sent up on Tuesday, April 9, 2013 and recognized the author, Senator Patrick, to explain the bill. Senator Lucio, Jr. sent up Committee Amendment 1 to the proposed committee substitute and moved adoption; without objection, the amendment was adopted. 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 Patrick then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Patrick moved that SB 23 do not pass but that CSSB 23 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 2 nays, 0 present not voting, and 2 absent.

At 9:17 AM Senator Patrick resumed the chair.

The chair laid out as a matter of pending business SB 542 and the proposed committee substitute sent up on Tuesday, March 26, 2013 and recognized the author, Senator Watson, to explain the bill. Senator Lucio, Jr. moved adoption of the committee substitute; without objection, it was so ordered. Senator Lucio, Jr. moved that SB 542 do not pass but that CSSB 542 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 2 absent. Senator Lucio, Jr. 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 906 by Senator Deuell. Senator Paxton moved that SB 906 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 2 absent. Senator Paxton moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 9:24 AM Senator Paxton assumed the chair.

The chair laid out as a matter of pending business SB 1403 and recognized the author, Senator Patrick, to explain the bill. Senator Patrick moved to withdraw from consideration the substitute to SB 1403 that was sent up on Tuesday, April 2, 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 adoption of the committee substitute; without objection, it was so ordered. Senator Patrick moved that SB 1403 do not pass but that CSSB 1403 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 2 nays, 0 present not voting, and 2 absent.

At 9:27 AM Senator Campbell assumed the chair.

The chair laid out SB 1243 and recognized Senator Paxton, in the absence of the author, to explain the bill. Senator Paxton sent up a committee substitute; the chair recognized Senator Paxton 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 Campbell moved that SB 1243 be left pending; without objection, it was so ordered.

There being no further business, at 9:35 AM Senator Campbell moved that the Committee stand recessed until 30 minutes after the adjournment of the Senate; without objection, it was so ordered.

Senator Patrick reconvened the meeting at 4:46 PM.

At 4:46 PM Senator Seliger assumed the chair.

The chair laid out SB 218 and recognized the author, Senator Patrick, to explain the bill. Senator Patrick sent up a committee substitute; the chair recognized Senator Patrick to explain the difference between the committee substitute and the senate bill as filed.

Senator Lucio, Jr. moved that all amendments be sent up and withdrawn before taking testimony on the CSSB 218; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 1 by Senator Ellis. Senator Lucio, Jr. was recognized to explain Amendment 1. Senator Lucio, Jr. withdrew Amendment 1; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 2 by Senator Watson. Senator Lucio, Jr. was recognized to explain Amendment 2. Senator Lucio, Jr. withdrew Amendment 2; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 3 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 3; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 4 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 4; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 5 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 5; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 6 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 6; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 7 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 7; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 8 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 8; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 9 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 9; without objection, it was so ordered.

Senator Lucio, Jr. sent up Committee Amendment 10 and explained the amendment. Senator Lucio, Jr. withdrew Amendment 10; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 11 by Senator Davis. Senator Davis was recognized to explain Amendment 11. Senator Van de Putte withdrew Amendment 11; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 12 by Senator Davis. Senator Davis was recognized to explain Amendment 12. Senator Van de Putte withdrew Amendment 12; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 13 by Senator Davis. Senator Davis was recognized to explain Amendment 13. Senator Van de Putte withdrew Amendment 13; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 14 by Senator Davis. Senator Davis was recognized to explain Amendment 14. Senator Van de Putte withdrew Amendment 14; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 15 and explained the amendment. Senator Van de Putte withdrew Amendment 15; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 16 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 16. Senator Van de Putte withdrew Amendment 16; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 17 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 17. Senator Van de Putte withdrew Amendment 17; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 18 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 18. Senator Van de Putte withdrew Amendment 18; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 19 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 19. Senator Van de Putte withdrew Amendment 19; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 20 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 20. Senator Van de Putte withdrew Amendment 20; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 21 by Senator Rodríguez. Senator Van de Putte was recognized to explain Amendment 21. Senator Van de Putte withdrew Amendment 21; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 22 and explained the amendment. Senator Van de Putte withdrew Amendment 22; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 23 and explained the amendment. Senator Van de Putte withdrew Amendment 23; without objection, it was so ordered.

Senator Van de Putte sent up Committee Amendment 24 and explained the amendment. Senator Van de Putte withdrew Amendment 24; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 25 by Senator Taylor. Senator Patrick was recognized to explain Amendment 25. Senator Patrick withdrew Amendment 25; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 26 by Senator Huffman. Senator Patrick was recognized to explain Amendment 26. Senator Patrick withdrew Amendment 26; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 27 and explained the amendment. Senator Patrick withdrew Amendment 27; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 28 and explained the amendment. Senator Patrick withdrew Amendment 28; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 29 and explained the amendment. Senator Patrick withdrew Amendment 29; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 30 and explained the amendment. Senator Patrick withdrew Amendment 30; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 31 and explained the amendment. Senator Patrick withdrew Amendment 31; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 32 and explained the amendment. Senator Patrick withdrew Amendment 32; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 33 and explained the amendment. Senator Patrick withdrew Amendment 33; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 34 and explained the amendment. Senator Patrick withdrew Amendment 34; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 35 and explained the amendment. Senator Patrick withdrew Amendment 35; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 36 and explained the amendment. Senator Patrick withdrew Amendment 36; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 37 and explained the amendment. Senator Patrick withdrew Amendment 37; without objection, it was so ordered.

Senator Patrick sent up Committee Amendment 38 and explained the amendment. Senator Patrick withdrew Amendment 38; without objection, it was so ordered.

Senator West sent up Committee Amendment 39 by Senator Watson. Senator West was recognized to explain Amendment 39. Senator West withdrew Amendment 39; without objection, it was so ordered.

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

At 5:27 PM Senator Van de Putte assumed the chair.

Senator Van de Putte moved that the committee stand at ease temporarily at 5:35 PM; without objection, it was so ordered.

Senator Van de Putte reconvened the committee.

The chair moved that the public testimony be closed; without objection, it was so ordered.

Senator Van de Putte moved that SB 218 be left pending; without objection, it was so ordered.

Senator Van de Putte requested unanimous consent to be shown voting aye on SB 1658; there being no objection, it was so ordered.

Senator Van de Putte requested unanimous consent to be shown voting nay on SB 23, SB 115, and SB 1403; there being no objection, it was so ordered.

Senator West requested unanimous consent to be shown voting aye on SB 906, SB 542, and SB 1658; there being no objection, it was so ordered.

Senator West requested unanimous consent to be shown voting nay on SB 23, SB 115, and SB 1403; there being no objection, it was so ordered.

There was no action taken for the following bill(s): SB 1718.

There being no further business, at 6:04 PM Senator Van de Putte moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Dan Patrick, Chair

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Holly Mabry McCoy, Clerk

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