

MINUTES

SENATE COMMITTEE ON BUSINESS & COMMERCE

Tuesday, April 18, 2017

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 Tuesday, April 18, 2017, in the Capitol Extension, Room E1.016, at Austin, Texas.

MEMBERS PRESENT:

Senator Kelly Hancock, Chair
Senator Brandon Creighton, Vice Chair
Senator Donna Campbell
Senator Craig Estes
Senator Robert Nichols
Senator Charles Schwertner
Senator Larry Taylor
Senator Judith Zaffirini

MEMBERS ABSENT:

Senator John Whitmire

The chair called the meeting to order at 8:03 AM. There being a quorum present, the following business was transacted:

Senator Creighton moved that testimony would be limited to 3 minutes; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 210 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved to roll the amendment into the committee substitute; without objection, it was so ordered. Senator Creighton moved adoption of the new committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 210 do not pass but that CSSB 210 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 262 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 262 do not pass but that CSSB 262 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 589 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 589 do not pass but that CSSB 589 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 632 and recognized Senator Creighton. Senator Creighton moved that SB 632 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 888 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 888 do not pass but that CSSB 888 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 1148 and recognized Senator Creighton. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 1148 do not pass but that CSSB 1148 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 1347 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 1347 do not pass but that CSSB 1347 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 1413 and recognized the author, Senator Schwertner, to explain the bill. Senator Schwertner sent up a committee substitute. The chair recognized Senator Schwertner to explain the difference between the committee substitute and the senate bill as filed. Senator Schwertner moved adoption of the committee substitute; without objection, it was so ordered. Senator Schwertner moved that SB 1413 do not pass but that CSSB 1413 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Schwertner 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 1490 and recognized Senator Zaffirini. Senator Zaffirini moved that SB 1490 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Zaffirini 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 1491 and recognized Senator Zaffirini. Senator Zaffirini moved that SB 1491 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Zaffirini 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 1655 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 1655 do not pass but that CSSB 1655 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 1731 and recognized Senator Creighton, in the absence of the author. Senator Creighton moved to withdraw the committee substitute sent up at a previous hearing. Without objection, it was so ordered. 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. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that SB 1731 do not pass but that CSSB 1731 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 1739 and recognized Senator Creighton, in the absence of the author, to explain the bill. Senator Creighton moved that SB 1739 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 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 1910 and recognized the author, Senator Zaffirini. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 1910 do not pass but that CSSB 1910 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. Senator Zaffirini 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 1976 and recognized Senator Estes, in the absence of the author, to explain the bill. Senator Estes sent up a committee substitute. The chair recognized Senator Estes to explain the difference between the committee substitute and the senate bill as filed. Senator Estes moved adoption of the committee substitute; without objection, it was so ordered. Senator Estes moved that SB 1976 do not pass but that CSSB 1976 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent.

Senator Creighton assumed the chair.

The chair laid out as a matter of pending business SB 2204 and recognized the author, Senator Hancock. Senator Hancock moved that SB 2204 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 8 ayes, 0

nays, 0 present not voting, and 1 absent. Senator Hancock moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Hancock resumed the chair.

The chair laid out SB 371 and recognized the author, Senator Watson, 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 Hancock moved that SB 371 be left pending; without objection, it was so ordered.

The chair laid out SB 1639 and recognized the author, Senator Watson, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Watson 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1642 and recognized the author, Senator Watson, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Watson 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1630 and recognized the author, Senator Buckingham, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Buckingham 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 895 and recognized the author, Senator Seliger, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Seliger 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1952 and recognized the author, Senator Hughes, 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 Hancock moved that SB 1952 be left pending; without objection, it was so ordered.

The chair laid out SB 1729 and recognized the author, Senator Birdwell, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Birdwell 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1733 and recognized the author, Senator Birdwell, 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 Hancock moved that SB 1733 be left pending; without objection, it was so ordered.

The chair laid out SB 1431 and recognized Senator Schwertner, in the absence of the author, to explain the bill. Senator Schwertner sent up a committee substitute. The chair recognized Senator Schwertner to explain the difference between the committee substitute and the senate bill as filed.

Senator Creighton assumed the chair.

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 Creighton moved committee substitute be left pending; without objection, it was so ordered.

Senator Hancock resumed the chair.

The chair laid out SB 1797 and recognized Senator Nichols, in the absence of the author, to explain the bill. Senator Creighton 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 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1932 and recognized Senator Schwertner, in the absence of the author, 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 Hancock moved that SB 1932 be left pending; without objection, it was so ordered.

The chair laid out SB 666 and recognized the author, Senator Kolkhorst, to explain the bill. Senator Creighton sent up a committee substitute. The chair recognized Senator Kolkhorst 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1466 and recognized Senator Nichols, in the absence of the author, 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 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1512 and recognized Senator Nichols, in the absence of the author, 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 2127 and recognized Senator Nichols, in the absence of the author, 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 2240 and recognized the author, Senator Larry Taylor, to explain the bill. Senator Taylor sent up a committee substitute. The chair recognized Senator Taylor 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 Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1289 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

The chair laid out SB 1301 and recognized the author, 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 Hancock moved that SB 1301 be left pending; without objection, it was so ordered.

The chair laid out SB 1405 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. Senator Hancock moved committee substitute be left pending; without objection, it was so ordered.

Senator Creighton assumed the chair.

The chair laid out SB 2064 and recognized the author, Senator Hancock, 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 Creighton moved that SB 2064 be left pending; without objection, it was so ordered.

Senator Hancock resumed the chair.

Motions in Writing requesting unanimous consent to be shown voting aye were submitted by the following: Senator Nichols on CSSB 210, CSSB 262, CSSB 589, SB 632, CSSB 888, CSSB 1148, CSSB 1347, CSSB 1413, SB 1490, SB 1491, and CSSB 1655; Senator Zaffirini on CSSB 210, CSSB

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262, CSSB 589, SB 632, CSSB 888, CSSB 1148, CSSB 1347, and CSSB 1413. These votes are reflected in the final votes on the aforementioned bills.

There being no further business, at 11:49 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

Tatum Reagan, Clerk