

**MINUTES**

**SENATE COMMITTEE ON AGRICULTURE, WATER & RURAL AFFAIRS**

Monday, May 15, 2017

9:30 AM

Capitol Extension, Room E1.012

\*\*\*\*\*

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Agriculture, Water & Rural Affairs was held on Monday, May 15, 2017, in the Capitol Extension, Room E1.012, at Austin, Texas.

\*\*\*\*\*

**MEMBERS PRESENT:**

Senator Charles Perry, Chair  
Senator José Rodríguez, Vice Chair  
Senator Brandon Creighton  
Senator Bob Hall  
Senator Juan Hinojosa  
Senator Lois Kolkhorst  
Senator Borris Miles

**MEMBERS ABSENT:**

None

\*\*\*\*\*

Senator Juan Hinojosa, the acting chair, called the meeting to order at 9:40 AM. There being a quorum present at 10:44 AM, the following business was transacted:

The following members arrived after the roll was called:

Senator Charles Perry  
Senator José Rodríguez  
Senator Borris Miles  
Senator Brandon Creighton  
Senator Bob Hall  
Senator Lois Kolkhorst

At 9:43 AM Senator Perry resumed the chair.

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 2

The chair laid out HB 1921 and recognized the Senate sponsor, Senator Nichols, to explain the bill.

Witness registering on the bill is 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 1921 be left pending; without objection, it was so ordered.

The chair laid out HB 1920 and recognized the Senate sponsor, Senator Nichols, to explain the bill.

Senator Hinojosa sent up a committee substitute. The chair recognized Senator Nichols to explain the difference between the committee substitute and the house bill as engrossed.

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 Hinojosa moved adoption of the committee substitute; without objection, it was so ordered.

Senator Perry moved that CSHB 1920 be left pending; without objection, it was so ordered.

The chair laid out HB 2180 and recognized the Senate sponsor, Senator Nichols, 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 2180 be left pending; without objection, it was so ordered.

The chair laid out HB 2567 and recognized the Senate sponsor, Senator Nichols, to explain the bill.

Senator Hinojosa sent up a committee substitute. The chair recognized Senator Nichols to explain the difference between the committee substitute and the house bill as engrossed.

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 2567 be left pending; without objection, it was so ordered.

The chair laid out HB 4122 and recognized the Senate sponsor, Senator Hinojosa, 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 4122 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business HCR 105 in lieu of SCR 36 and recognized the Senate sponsor, Senator Hinojosa, to explain the bill.

No persons registered to testify on, for, or against HCR 105.

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

Senator Perry moved that HCR 105 be left pending; without objection, it was so ordered.

At 10:05 AM Senator Hinojosa assumed the chair.

The chair laid out HB 965 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 Hinojosa moved that HB 965 be left pending; without objection, it was so ordered.

The chair laid out HB 2029 and recognized the Senate sponsor, Senator Perry, to explain the bill.

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

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 4

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

Senator Hinojosa moved that HB 2029 be left pending; without objection, it was so ordered.

The chair laid out HB 2943 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 Hinojosa moved that HB 2943 be left pending; without objection, it was so ordered.

The chair laid out HCR 30 and recognized the Senate sponsor, Senator Estes, 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 Hinojosa moved that HCR 30 be left pending; without objection, it was so ordered.

The chair laid out HB 1946 and recognized the Senate sponsor, Senator Van Taylor, to explain the bill.

Witness 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 Hinojosa moved that HB 1946 be left pending; without objection, it was so ordered.

The chair laid out HB 3063 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 Hinojosa moved that HB 3063 be left pending; without objection, it was so ordered.

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 5

The chair laid out HB 3618 and recognized the Senate sponsor, Senator Perry, to explain the bill.

Witness registering on the bill is shown on the attached list.

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

Senator Hinojosa moved that HB 3618 be left pending; without objection, it was so ordered.

The chair laid out HB 3952 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 Hinojosa moved that HB 3952 be left pending; without objection, it was so ordered.

The chair laid out HB 2654 and recognized the Senate sponsor, Senator Lucio, 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 Hinojosa moved that HB 2654 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business HB 3227 in lieu of SB 1668 and recognized the Senate sponsor, Senator Lucio, to explain the bill.

No persons registered to testify on, for or against HB 3227.

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

Senator Hinojosa moved that HB 3227 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business HB 2378 in lieu of SB 774, and recognized the Senate sponsor, Senator Perry, to explain the bill.

No persons registered to testify on, for or against HB 2378.

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 6

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

Senator Hinojosa moved that HB 2378 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business HB 3398 in lieu of SB 1429 and recognized the Senate sponsor, Senator Perry, to explain the bill.

No persons registered to testify on, for or against HB 3398.

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

Senator Hinojosa moved that HB 3398 be left pending; without objection, it was so ordered.

The chair laid out HB 367 and recognized the Senate sponsor, Senator Miles, to explain the bill.

Senator Rodríguez sent up a committee substitute. The chair recognized Senator Miles to explain the difference between the committee substitute and the house bill as engrossed. The chair 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 Hinojosa moved that CSHB 367 be left pending; without objection, it was so ordered.

The chair laid out HB 2215 and recognized the Senate sponsor, Senator Miles, 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 Hinojosa moved that HB 2215 be left pending; without objection, it was so ordered.

The chair laid out HB 1771 and recognized Senator Perry, in the absence of the Senate sponsor, to explain the bill.

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

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 7

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

Senator Hinojosa moved that HB 1771 be left pending; without objection, it was so ordered.

The chair laid out HB 651 and recognized Senator Perry, in the absence of the Senate sponsor, to explain the bill.

Witness registering on the bill is shown on the attached list.

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

Senator Hinojosa moved that HB 651 be left pending; without objection, it was so ordered.

The chair laid out HB 572 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 Hinojosa moved that HB 572 be left pending; without objection, it was so ordered.

The chair laid out HB 1891 and recognized Senator Rodríguez, in the absence of the Senate sponsor, to explain the bill.

Senator Perry sent up a committee substitute. The chair recognized Senator Rodríguez, in the absence of the Senate sponsor, to explain the difference between the committee substitute and the house bill as engrossed. Senator Perry 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 Hinojosa moved that CSHB 1891 be left pending; without objection, it was so ordered.

The chair laid out HB 1573 and recognized Senator Perry, 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 Hinojosa moved that HB 1573 be left pending; without objection, it was so ordered.

At 11:14 AM Senator Perry resumed the chair.

The chair laid out HB 51 and recognized the Senate sponsor, Senator Hinojosa, 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 51 be left pending; without objection, it was so ordered.

At 1:14 PM Senator Rodríguez assumed the chair.

The chair laid out as a matter of pending business HB 51.

Senator Hinojosa moved that HB 51 be reported favorably 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 0 absent. Senator Miles submitted a motion in writing requesting to be shown voting aye on HB 51.

The chair laid out as a matter of pending business CSHB 367.

Senator Kolkhorst moved that HB 367 do not pass but that CSHB 367 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, 1 nay, 1 present not voting, and 0 absent. Senator Miles submitted a motion in writing requesting to be shown voting aye on CSHB 367.

The chair laid out as a matter of pending business HB 572.

Senator Hinojosa moved that HB 572 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. Senator Miles submitted a motion in writing requesting to be shown voting aye on HB 572.

The chair laid out as a matter of pending business HB 651.

Senator Hinojosa moved that HB 651 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 Miles submitted a motion in writing requesting to be shown voting aye on HB 651.

Senator Perry 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 965.

Senator Hinojosa moved that HB 965 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 Miles submitted a motion in writing requesting to be shown voting aye on HB 965.

Senator Perry 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 1573.

Senator Creighton moved that HB 1573 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 Miles submitted a motion in writing requesting to be shown voting aye on HB 1573.

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 1771.

Senator Perry moved that HB 1771 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. Senator Miles submitted a motion in writing requesting to be shown voting aye on HB 1771.

The chair laid out as a matter of pending business CSHB 1891.

Senator Perry moved that HB 1891 do not pass but that CSHB 1891 be reported back 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. Senator Miles submitted a motion in writing requesting to be shown voting aye on CSHB 1891.

The chair laid out as a matter of pending business CSHB 1920.

Senator Perry moved that HB 1920 do not pass but that CSHB 1920 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on CSHB 1920.

Senator Perry 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 1921.

Senator Hinojosa moved that HB 1921 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 1921.

Senator Perry 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 1946.

Senator Kolkhorst moved that HB 1946 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. . Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 1946.

Senator Perry 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 2029.

Senator Hinojosa moved that HB 2029 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2029.

Senator Perry 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 2180.

Senator Perry moved that HB 2180 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2180.

Senator Perry 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 2215.

Senator Hinojosa moved that HB 2215 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2215.

Senator Hinojosa 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 2378.

Senator Hinojosa moved that HB 2378 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2378.

Senator Perry 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 2567.

Senator Perry moved that HB 2567 do not pass but that CSHB 2567 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on CSHB 2567.

Senator Perry 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 2654.

Senator Perry moved that HB 2654 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2654.

Senator Perry 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 2943.

Senator Perry moved that HB 2943 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 2943.

Senator Perry 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 3063.

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 13

Senator Perry moved that HB 3063 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 3063.

Senator Perry 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 3227.

Senator Hinojosa moved that HB 3227 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 3227.

The chair laid out as a matter of pending business HB 3618.

Senator Hinojosa moved that HB 3618 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 3618.

Senator Perry 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 3398.

Senator Perry moved that HB 3398 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 3398.

Senator Perry 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 3952.

Senator Perry moved that HB 3952 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 3952.

Senator Perry 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 4122.

Senator Perry moved that HB 4122 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HB 4122.

The chair laid out as a matter of pending business HCR 30.

Senator Perry moved that HCR 30 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HCR 30.

Senator Perry 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 HCR 105.

Senator Hinojosa moved that HCR 105 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. Senators Creighton and Miles submitted motions in writing requesting to be shown voting aye on HCR 105.

Senator Hinojosa moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 1:38 PM Senator Perry resumed the chair.

**Senate Committee on Agriculture, Water & Rural Affairs**

Minutes

Monday, May 15, 2017

Page 15

There being no further business, at 1:38 PM Senator Perry moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

---

Senator Charles Perry, Chair

---

Lauren Murray, Clerk