

MINUTES

SENATE COMMITTEE ON NATURAL RESOURCES & ECONOMIC DEVELOPMENT

Thursday, April 4, 2019

9:00 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 Natural Resources & Economic Development was held on Thursday, April 4, 2019, in the Capitol Extension, Room E1.012, at Austin, Texas.

MEMBERS PRESENT:

Senator Brian Birdwell, Chair

Senator Judith Zaffirini, Vice Chair

Senator Pat Fallon

Senator Peter Flores

Senator Juan Hinojosa

Senator Borris Miles

Senator Angela Paxton

Senator Bryan Hughes

Senator Beverly Powell

Senator José Rodríguez

MEMBERS ABSENT:

Senator Kelly Hancock

The chair called the meeting to order at 9:03 AM. There being a quorum present, the following business was transacted:

The following members arrived after the roll was called: Senator Pat Fallon and Senator Bryan Hughes.

The chair laid out SB 1393 and recognized the author, Senator Seliger, to explain the bill. Senator Zaffirini sent up a committee substitute. The chair recognized Senator Seliger to explain the difference between the committee substitute and the senate bill as filed.

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 2

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 Birdwell moved that SB 1393 be left pending; without objection, it was so ordered.

The chair laid out SB 1262 and recognized the author, Senator Johnson, to explain the bill. Senator Zaffirini sent up a committee substitute. The chair recognized Senator Johnson 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 Birdwell moved that SB 1262 be left pending; without objection, it was so ordered.

The chair laid out SB 2137 and recognized the author, Senator Hinojosa, to explain the bill. Senator Hinojosa sent up a committee substitute. The chair recognized Senator Hinojosa 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 Birdwell moved that SB 2137 be left pending; without objection, it was so ordered.

The chair laid out SB 1270 and recognized the author, Senator Watson, 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 Birdwell moved that SB 1270 be left pending; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 753 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 753 do not pass but that CSSB 753 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 3

record vote of 9 ayes, 0 nays, 0 present not voting, and 2 absent. Senator Fallon submitted a motion in writing requesting unanimous consent to be shown voting aye on CSSB 753; without objection, it was so ordered.

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 SB 1021 and the committee substitute. Senator Paxton moved adoption of the committee substitute; without objection, it was so ordered. Senator Paxton moved that SB 1021 do not pass but that CSSB 1021 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, 2 nays, 0 present not voting, and 2 absent. Senator Fallon submitted a motion in writing requesting unanimous consent to be shown voting aye on CSSB 1021; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1511 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 1511 do not pass but that CSSB 1511 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 2 absent. Senator Fallon submitted a motion in writing requesting unanimous consent to be shown voting aye on CSSB 1511; without objection, it was so ordered.

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 649 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 649 do not pass but that CSSB 649 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, 1 nay, 0 present not voting, and 2 absent.

The chair laid out as a matter of pending business SB 1719 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 1719 do not pass but that CSSB 1719 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 2 absent.

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 4

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 1850 and the committee substitute. Senator Rodríguez moved adoption of the committee substitute; without objection, it was so ordered. Senator Rodríguez moved that SB 1850 do not pass but that CSSB 1850 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 2 absent.

Senator Rodríguez 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 2309. Senator Zaffirini moved that SB 2309 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 2 absent.

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

Senator Zaffirini assumed the chair.

The chair laid out as a matter of pending business SB 531. Senator Birdwell moved that SB 531 be reported favorably to the Senate with the recommendation that it do pass and be printed. Senator Birdwell then withdrew the motion that SB 531 be reported favorably to the Senate with the recommendation that it do pass and be printed; without objection, it was so ordered. Senator Birdwell then moved adoption of the committee substitute to SB 531; without objection it was so ordered. Senator Birdwell then moved that SB 531 do not pass but that CSSB 531 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 2 absent.

Senator Birdwell 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 534. Senator Birdwell moved that SB 534 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, 1 nay, 0 present not voting, and 2 absent.

The chair laid out as a matter of pending business SB 1281 and the committee substitute. Senator

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 5

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

Senator Birdwell moved that SB 1281 do not pass but that CSSB 1281 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, 1 nay, 0 present not voting, and 2 absent.

Senator Miles requested unanimous consent to change his vote from a nay to an aye on SB 534; without objection, it was so ordered. Senator Miles then 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 1319. Senator Birdwell moved that SB 1319 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 2 absent.

Senator Birdwell 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 1516. Senator Birdwell moved that SB 1516 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 2 absent.

Senator Birdwell resumed the chair.

The chair laid out SB 2182 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 Birdwell moved that SB 2182 be left pending; without objection, it was so ordered.

The chair laid out SB 1431 and recognized the author, Senator Fallon, to explain the bill. Senator Fallon sent up a committee substitute. The chair recognized Senator Fallon 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.

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 6

Senator Birdwell moved that SB 1431 be left pending; without objection, it was so ordered.

The chair laid out SB 320 and recognized the author, Senator Flores, 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 Birdwell moved that SB 320 be left pending; without objection, it was so ordered.

The chair laid out SB 2208 and recognized Senator Zaffirini, 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 Birdwell moved that SB 2208 be left pending; without objection, it was so ordered.

The chair laid out SB 1307 and recognized Senator Hinojosa, in the absence of the author, to explain the bill. Senator Hinojosa sent up a committee substitute. The chair recognized Senator Hinojosa 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 Birdwell moved that SB 1307 be left pending; without objection, it was so ordered.

The chair laid out SB 1467 and recognized Senator Rodríguez, 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 Birdwell moved that SB 1467 be left pending; without objection, it was so ordered.

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 7

At 10:13 AM Senator Birdwell moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Pursuant to a motion made on the Senate floor by Senator Birdwell to suspend Senate Rules 11.10 and 11.18 that afternoon, the chair reconvened the Senate Committee on Natural Resources & Economic Development at 3:03 PM at Senator Birdwell's Desk along the back railing of the Senate Chamber.

The chair laid out as a matter of pending business SB 320. Senator Flores moved that SB 320 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 1262 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 1262 do not pass but that CSSB 1262 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 1270. Senator Zaffirini moved that SB 1270 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 1307 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered. Senator Zaffirini moved that SB 1307 do not pass but that CSSB 1307 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 ayes, 0 nays, 0 present not voting, and 1 absent.

Senator Zaffirini moved that the bill be recommended for placement on the Local & Uncontested

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 8

Calendar; without objection, it was so ordered.

The chair laid out as a matter of pending business SB 1393 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered.

Senator Zaffirini moved that SB 1393 do not pass but that CSSB 1393 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 1431 and the committee substitute. Senator Zaffirini moved adoption of the committee substitute; without objection, it was so ordered.

Senator Zaffirini moved that SB 1431 do not pass but that CSSB 1431 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 1467. Senator Hughes moved that SB 1467 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 ayes, 0 nays, 0 present not voting, and 1 absent.

Senator Hughes 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 2137 and the committee substitute. Senator Hinojosa moved adoption of the committee substitute; without objection, it was so ordered.

Senator Hinojosa moved that SB 2137 do not pass but that CSSB 2137 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 ayes, 0 nays, 0 present not voting, and 1 absent.

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

Senate Committee on Natural Resources & Economic Development

Minutes

Thursday, April 4, 2019

Page 9

The chair laid out as a matter of pending business SB 2182. Senator Zaffirini moved that SB 2182 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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 2208. Senator Zaffirini moved that SB 2208 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 10 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.

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

Senator Brian Birdwell, Chair

Paige McGhee, Clerk