

## MINUTES

### **SENATE COMMITTEE ON BUSINESS & COMMERCE**

Tuesday, March 28, 2023

8:30 AM

Capitol Extension, Room E1.012

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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 Business & Commerce was held on Tuesday, March 28, 2023, in the Capitol Extension, Room E1.012, at Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Charles Schwertner, Chair  
Senator Phil King, Vice Chair  
Senator Brian Birdwell  
Senator Donna Campbell  
Senator Brandon Creighton  
Senator Nathan Johnson  
Senator Lois Kolkhorst  
Senator José Menéndez  
Senator Mayes Middleton  
Senator Robert Nichols  
Senator Judith Zaffirini

#### **MEMBERS ABSENT:**

None

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The chair called the meeting to order at 8:31 AM. There being a quorum present, the following business was transacted:

The following members arrived after the roll was called: Senator Menéndez, Senator Zaffirini.

The Chair laid out SB 483 by Senator Johnson as a matter of pending business. Senator Johnson moved that SB 483 be reported favorably to the full Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Johnson moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

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The Chair laid out CSSB 1017 by Senator Birdwell as a matter of pending business. Senator Birdwell moved to withdraw the previous committee substitute that was considered at the March 14, 2023 Hearing. Without objection, it was so ordered. Senator Birdwell sent up a new committee substitute to SB 1017. The Chair recognized Senator Birdwell to explain the difference between the committee substitute and the bill as filed. The Chair moved adoption of the committee substitute; without objection, it was so ordered. Senator Birdwell moved that SB 1017 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent.

The Chair laid out SB 1213 by Senator Zaffirini as a matter of pending business. Senator Nichols sent up the committee substitute to SB 1213. The Chair recognized Senator Nichols to explain the difference between the committee substitute and the bill as filed. The Chair moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1213 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. The Chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out CSSB 821 by Senator Nichols as a matter of pending business. The committee substitute was adopted at a previous hearing. Senator Nichols moved that SB 821 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator King moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out CSSB 1238 by Senator Nichols as a matter of pending business. Senator Nichols moved to withdraw the previous committee substitute that was considered at the March 21, 2023 Hearing. Without objection, it was so ordered. Senator Nichols sent up a new committee substitute to SB 1017. The Chair recognized Senator Nichols to explain the difference between the committee substitute and the bill as filed. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1238 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. The Chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator King assumed the chair.

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The Chair laid out CSSB 1112 by Senator Schwertner as a matter of pending business. Senator Schwertner moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1112 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 1120 by Senator Schwertner as a matter of pending business. Senator Schwertner moved that SB 1120 be reported favorably to the full Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out CSSB 1122 by Senator Schwertner as a matter of pending business. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1122 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 1002 by Senator Schwertner as a matter of pending business. Senator Schwertner sent up the committee substitute to SB 1002. The Chair recognized the author to explain the difference between the committee substitute and the bill as filed. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 1002 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out CSSB 2013 by Senator Schwertner as a matter of pending business. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that SB 2013 do not pass but the committee substitute do pass and be printed. The motion carried with a record vote of 11 ayes, 0 nays, 0 present not voting, and 0 absent. Senator Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The Chair laid out SB 1093 and recognized the author, Senator Schwertner, to explain the bill.

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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. The Chair moved that SB 1093 be left pending; without objection, it was so ordered.

The Chair laid out SB 1295 and recognized the author, Senator Schwertner, 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. The Chair moved that SB 1295 be left pending; without objection, it was so ordered.

Senator Schwertner resumed the chair.

The Chair laid out SB 1076 and recognized the author, Senator King, 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. The Chair moved that SB 1076 be left pending; without objection, it was so ordered.

The Chair laid out SB 1699 and recognized the author, Senator Johnson, to explain the bill. Senator Johnson sent up the committee substitute to SB 1699. The Chair recognized the author to explain the difference between the committee substitute and the 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. The Chair moved that SB 1699 be left pending; without objection, it was so ordered.

The Chair laid out SB 1751 and recognized the author, Senator Kolkhorst, to explain the bill. Senator Kolkhorst sent up the committee substitute to SB 1751. The Chair recognized the author to explain the difference between the committee substitute and the 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. The Chair moved that SB 1751 be left pending; without objection, it was so ordered.

The Chair laid out SB 1929 and recognized the author, Senator Johnson, to explain the bill. Senator Johnson sent up the committee substitute to SB 1929. The Chair recognized the author to explain the difference between the committee substitute and the 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. The Chair moved that SB 1929 be left pending; without objection, it was so ordered.

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The Chair laid out SB 1212 and recognized the author, Senator Johnson, 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. The Chair moved that SB 1212 be left pending; without objection, it was so ordered.

The Chair laid out SB 330 and recognized the author, Senator Hall, to explain the bill. Senator Kolkhorst sent up the committee substitute to SB 330. The Chair recognized the author to explain the difference between the committee substitute and the bill as filed.

Senator Nichols assumed the chair.

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

Senator Schwertner resumed the chair.

At 10:51 AM, the Chair moved that SB 330 be left pending and the Committee stand recessed subject to the call of the chair.

At 2:43 PM, the Chair called the meeting back to order.

The Chair resumed consideration of the committee substitute to SB 330 by Senator Hall and reopened public testimony.

Senator King assumed the chair.

The Chair moved that the public testimony be closed; without objection, it was so ordered. The Chair moved that SB 330 be left pending; without objection, it was so ordered.

The Chair laid out SB 2112 and SJR 82 and recognized the author, Senator Johnson, to explain the bills. Senator Nichols sent up the committee substitute to SJR 82. The Chair recognized the author to explain the differences between the committee substitute and the bill as filed.

Witnesses testifying and registering on the bills are shown on the attached list. The Chair moved that the public testimony be closed; without objection, it was so ordered. The Chair moved that SB 2112 and SJR 82 be left pending; without objection, it was so ordered.

The Chair laid out SB 624 and recognized the author, Senator Kolkhorst, to explain the bill.

Senator Schwertner resumed the chair.

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

Senator King assumed the chair.

Senator Schwertner resumed the chair.

The Chair moved that the public testimony be closed; without objection, it was so ordered. The Chair moved that SB 624 be left pending; without objection, it was so ordered.

There being no further business, at 5:30 PM the Chair moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Charles Schwertner, Chair

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Annika Vandayar, Clerk