

MINUTES

SENATE COMMITTEE ON TRANSPORTATION

Monday, May 13, 2013

9:00 AM

Capitol Extension, Room E1.028

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Transportation was held on Monday, May 13, 2013, in the Capitol Extension, Room E1.028, at Austin, Texas.

MEMBERS PRESENT:

Senator Robert Nichols, Chair
Senator Wendy Davis
Senator Rodney Ellis
Senator Kelly Hancock
Senator Dan Patrick
Senator Carlos Uresti
Senator Kirk Watson

MEMBERS ABSENT:

Senator Ken Paxton, Vice Chair
Senator Donna Campbell

The chair called the meeting to order at 9:00 AM. The following business was transacted:

The chair laid out HB 1458 and recognized the Senate sponsor, Senator Deuell, to explain the bill. The chair opened the floor for public testimony. There being none, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 1458 be left pending; without objection, it was so ordered.

The chair laid out HB 1545 and recognized the Senate sponsor, Senator Ellis, to explain the bill. Senator Ellis sent up a committee substitute; the chair recognized Senator Ellis to explain the difference between the committee substitute and the house bill as engrossed. 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 Nichols moved that HB 1545 and its proposed committee substitute be left pending; without objection, it was so ordered.

Senator Hancock assumed the chair.

The chair laid out HB 1607 and recognized the Senate sponsor, Senator Nichols, to explain the bill. The chair opened the floor for public testimony. There being none, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Hancock moved that HB 1607 be left pending; without objection, it was so ordered.

The chair laid out HB 2356 and recognized the Senate sponsor, Senator Nichols, to explain the bill. The chair opened the floor for public testimony. There being none, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Hancock moved that HB 2356 be left pending; without objection, it was so ordered.

The chair laid out HB 2741 and recognized the Senate sponsor, Senator Nichols, 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 house bill as engrossed. 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 HB 2741 and its proposed committee substitute be left pending; without objection, it was so ordered.

Senator Nichols resumed the chair.

The chair laid out HB 38 and recognized Senator Hancock, in the absence of the Senate sponsor, to explain the bill. Senator Hancock sent up a committee substitute; the chair recognized Senator Hancock to explain the difference between the committee substitute and the house bill as engrossed. The chair opened the floor for public testimony. There being none, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 38 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out HB 1097 and recognized Senator Hancock, in the absence of the Senate sponsor, to explain the bill. Senator Hancock sent up a committee substitute; the chair recognized Senator Hancock to explain the difference between the committee substitute and the house bill as engrossed.

The roll was called, and a quorum was established.

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 Nichols moved that HB 1097 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out HB 2874 and recognized Senator Hancock, in the absence of the Senate sponsor, to explain the bill. Senator Hancock sent up a committee substitute; the chair recognized Senator Hancock to explain the difference between the committee substitute and the house bill as engrossed. 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 Nichols moved that HB 2874 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out HB 3676 and recognized Senator Hancock, 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 Nichols moved that HB 3676 be left pending; without objection, it was so ordered.

The chair laid out HB 719 and recognized Senator Uresti, in the absence of the Senate sponsor, to explain the bill. Senator Uresti sent up a committee substitute; the chair recognized Senator Uresti to explain the difference between the committee substitute and the house bill as engrossed. 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 Nichols moved that HB 719 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out HB 3422 and recognized Senator Watson, in the absence of the Senate sponsor, to explain the bill. The chair opened the floor for public testimony. There being none, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 3422 be left pending; without objection, it was so ordered.

The chair laid out HB 474 and recognized Senator Davis, in the absence of the Senate sponsor, to explain the bill. Senator Davis sent up a committee substitute; the chair recognized Senator Davis to explain the difference between the committee substitute and the house bill as engrossed. 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 Nichols moved

that HB 474 and its proposed committee substitute be left pending; without objection, it was so ordered.

The chair laid out HB 1044 and recognized Senator Patrick, 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 Nichols moved that HB 1044 be left pending; without objection, it was so ordered.

The chair laid out HB 474, which had been left pending earlier in the hearing. Senator Hancock moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Hancock moved that HB 474 do not pass but that CSHB 474 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 Ellis requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hancock moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 719, which had been left pending earlier in the hearing. Senator Uresti moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Uresti moved that HB 719 do not pass but that CSHB 719 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 2 absent. Senator Ellis requested unanimous consent to be shown voting aye; without objection, it was so ordered.

The chair laid out HB 1097, which had been left pending earlier in the hearing. Senator Hancock moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Hancock moved that HB 1097 do not pass but that CSHB 1097 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 Ellis requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hancock moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1458, which had been left pending earlier in the hearing. Senator Hancock moved that HB 1458 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 Ellis requested unanimous consent to be shown voting aye; without objection,

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

The chair laid out HB 1545, which had been left pending earlier in the hearing. Senator Hancock moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Hancock moved that HB 1545 do not pass but that CSHB 1545 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 Ellis moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2874, which had been left pending earlier in the hearing. Senator Hancock moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Hancock moved that HB 2874 do not pass but that CSHB 2874 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 Hancock moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 3676, which had been left pending earlier in the hearing. Senator Hancock moved that HB 3676 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 Hancock moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Uresti assumed the chair.

The chair laid out HB 1607, which had been left pending earlier in the hearing. Senator Nichols moved that HB 1607 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 Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2356, which had been left pending earlier in the hearing. Senator Nichols moved that HB 2356 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 Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2741, which had been left pending earlier in the hearing. Senator Nichols moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Nichols moved that HB 2741 do not pass but that CSHB 2741 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 Nichols moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Nichols resumed the chair.

There being no further business, at 9:49 AM Senator Nichols moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Senator Robert Nichols, Chair

Amy Jeter, Clerk