

MINUTES

SENATE COMMITTEE ON TRANSPORTATION

Wednesday, May 17, 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 Transportation was held on Wednesday, May 17, 2017, in the Capitol Extension, Room E1.016, at Austin, Texas.

MEMBERS PRESENT:

Senator Robert Nichols, Chair
Senator Bob Hall, Vice Chair
Senator Brandon Creighton
Senator Sylvia Garcia
Senator Kelly Hancock
Senator Juan Hinojosa
Senator Lois Kolkhorst
Senator Charles Perry
Senator José Rodríguez

MEMBERS ABSENT:

None

The chair called the meeting to order at 8:00 AM. The following business was transacted:

The posting rule, Senate Rule 11.10 and 11.18, was suspended to hear the following bill(s): HB 1693, HB 2319, HB 2557, and HB 3087.

The chair laid out HB 1986 and recognized the Senate sponsor, Senator Lucio, 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 1986 be left pending; without objection, it was so ordered.

The roll was called, and a quorum was established.

The chair laid out HB 2610 and recognized the Senate sponsor, Senator Lucio, to explain the bill. The chair opened public testimony. There being no public testimony, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 2610 be left pending; without objection, it was so ordered.

The chair laid out SB 2294 and recognized the author, Senator Lucio, 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 laid out HB 1162 and recognized the Senate sponsor, Senator Zaffirini, to explain the bill. Senator Hall sent up a committee substitute. The chair recognized Senator Zaffirini 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 1162 be left pending; without objection, it was so ordered.

The chair laid out HB 1317 and recognized Senator Zaffirini, in the absence of the Senate sponsor, to explain the bill. The chair opened public testimony. There being no public testimony, the chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 1317 be left pending; without objection, it was so ordered.

The chair laid out HB 1764 and recognized the Senate sponsor, Senator Watson, to explain the bill. Senator Hall sent up a committee substitute. The chair recognized Senator Watson 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 1764 be left pending; without objection, it was so ordered.

The chair laid out HB 1355 and recognized the Senate sponsor, Senator Birdwell, 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 1355 be left pending; without objection, it was so ordered.

The chair laid out HB 1570 and recognized the Senate sponsor, Senator Birdwell, 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 1570 be left pending; without objection, it was so ordered.

The chair laid out SB 1939 and recognized the author, Senator Hughes, to explain the bill. Senator Hall sent up a committee substitute; the chair recognized Senator Hughes 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 Nichols moved that SB 1939 be left pending; without objection, it was so ordered.

The chair laid out HB 812 and recognized the Senate sponsor, Senator Garcia, 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 812 be left pending; without objection, it was so ordered.

The chair laid out HB 2993 and recognized the Senate sponsor, Senator Garcia, 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 2993 be left pending; without objection, it was so ordered.

The chair laid out HB 2068 and recognized the Senate sponsor, Senator Miles, to explain the bill. Senator Hall sent up a committee substitute. The chair recognized Senator Miles 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 registering a position only witness cards not be read aloud, but that they be entered into the witness list; without objection, it was so ordered. The chair moved that the public testimony be closed; without objection, it was so ordered. Senator Nichols moved that HB 2068 be left pending; without objection, it was so ordered.

The chair laid out HB 1959, which had been left pending at a previous hearing. Senator Hinojosa sent up a committee substitute. The chair recognized Senator Larry Taylor to explain the difference between the committee substitute and the house bill as engrossed. Senator Nichols moved that HB 1959 be left pending; without objection, it was so ordered.

The chair laid out HB 1256 and recognized the Senate sponsor, 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 Nichols moved that HB 1256 be left pending; without objection, it was so ordered.

The chair laid out HB 2646 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 Nichols moved that HB 2646 be left pending; without objection, it was so ordered.

The chair laid out HB 2663 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 Nichols moved that HB 2663 be left pending; without objection, it was so ordered.

The chair laid out HB 2557 and recognized Senator Hinojosa, 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 2557 be left pending; without objection, it was so ordered.

The chair laid out HB 2319 and recognized Senator Hinojosa, 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 2319 be left pending; without objection, it was so ordered.

The chair laid out HB 1693 and recognized Senator Hall, 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 1693 be left pending; without objection, it was so ordered.

The chair laid out HB 2774 and recognized the Senate sponsor, Senator Rodríguez, to explain the bill. Senator Rodríguez sent up a committee substitute. The chair recognized Senator Rodríguez 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 2774 be left pending; without objection, it was so ordered.

The chair laid out HB 3272 and recognized the Senate sponsor, Senator Rodríguez, to explain the bill. Witnesses testifying and registering on the bill are shown on the attached list.

Senator Hall assumed the chair.

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

Senator Hall moved that HB 3272 be left pending; without objection, it was so ordered.

The chair laid out HB 3359 and recognized the Senate sponsor, Senator Rodríguez, to explain the bill.

Senator Nichols resumed the chair.

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 3359 be left pending; without objection, it was so ordered.

Senator Hall assumed the chair.

The chair laid out HB 3087 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 Nichols moved that HB 3087 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 Garcia, Senator Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 2174, which had been left pending at a previous hearing. 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. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that HB 2174 do not pass but that CSHB 2174 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 0 absent. Senator Creighton, Senator Garcia and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 3050, which had been left pending at a previous hearing. 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. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that HB 3050 do not pass but that CSHB 3050 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 3254, which had been left pending at a previous hearing. 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. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that HB 3254 do not pass but that CSHB 3254 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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.

The chair laid out HB 1959, which had been left pending earlier in the hearing. Senator Hall moved adoption of a committee substitute sent up earlier in the hearing; without objection, it was so ordered. Senator Hall moved that HB 1959 do not pass but that CSHB 1959 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 3376, which had been left pending at a previous hearing. Senator Perry moved that HB 3376 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 HB 3654, which had been left pending at a previous hearing. Senator Perry moved that HB 3654 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 HB 812, which had been left pending earlier in the hearing. Senator Garcia moved that HB 812 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered.

The chair laid out HB 1162, which had been left pending earlier in the hearing. Senator Hall moved adoption of a committee substitute sent up at earlier in the hearing; without objection, it was so ordered. Senator Hall moved that HB 1162 do not pass but that CSHB 1162 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hall moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1256, which had been left pending earlier in the hearing. Senator Hancock moved that HB 1256 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1317, which had been left pending earlier in the hearing. Senator Hall moved that HB 1317 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hall moved that the bill be

recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1355, which had been left pending earlier in the hearing. Senator Garcia moved that HB 1355 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Garcia moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1570, which had been left pending earlier in the hearing. Senator Hall moved that HB 1570 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hall moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1693, which had been left pending earlier in the hearing. Senator Perry moved that HB 1693 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 0 absent. Senator Creighton, Senator Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 HB 1764, which had been left pending earlier in the hearing. Senator Hinojosa moved adoption of a committee substitute sent up at earlier in the hearing; without objection, it was so ordered. Senator Hinojosa moved that HB 1764 do not pass but that CSHB 1764 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 Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; 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 HB 2068, which had been left pending earlier in the hearing. Senator Hinojosa moved that HB 2068 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 Creighton requested unanimous consent to be shown voting aye; without objection, it was so ordered.

The chair laid out HB 2319, which had been left pending earlier in the hearing. Senator Hall moved that HB 2319 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 0 absent. Senator Creighton, Senator Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hall moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2557, which had been left pending earlier in the hearing. Senator Hall moved that HB 2557 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 0 absent. Senator Creighton, Senator Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. Senator Hall moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2610, which had been left pending earlier in the hearing. Senator Hinojosa moved that HB 2610 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 0 absent. Senator Creighton, Senator Hancock and Senator Kolkhorst requested unanimous consent to be shown voting aye; 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 HB 2646, which had been left pending earlier in the hearing. Senator Hinojosa moved that HB 2646 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 and Senator Hancock requested unanimous consent to be shown voting aye; 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 HB 2663, which had been left pending earlier in the hearing. Senator Hinojosa moved that HB 2663 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 0 absent. Senator Creighton, Senator Hancock, and Senator Kolkhorst requested unanimous consent to be shown voting aye; 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 HB 2774, which had been left pending earlier in the hearing. Senator Rodríguez moved adoption of a committee substitute sent up at earlier in the hearing; without objection, it was so ordered. Senator Rodríguez moved that HB 2774 do not pass but that CSHB 2774 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 Creighton requested unanimous consent to be shown voting aye; without objection, it was so ordered.

The chair laid out HB 3272, which had been left pending earlier in the hearing. Senator Rodríguez moved that HB 3272 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 HB 3359, which had been left pending earlier in the hearing. Senator Rodríguez moved that HB 3359 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 0 absent. Senator Creighton and Senator Kolkhorst requested unanimous consent to be shown voting aye; without objection, it was so ordered. 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 SB 1939, which had been left pending earlier in the hearing. Senator Hall moved adoption of a committee substitute sent up at earlier in the hearing; without objection, it was so ordered. Senator Hall moved that SB 1939 do not pass but that CSSB 1939 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 and Senator Garcia requested unanimous consent to be shown voting aye; without objection, it was so ordered.

The chair laid out SB 2294, which had been left pending earlier in the hearing. Senator Hinojosa moved that SB 2294 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 and Senator Garcia requested unanimous consent to be shown voting aye; 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.

There being no further business, at 10:37 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

Senate Committee on Transportation

Minutes

Wednesday, May 17, 2017

Page 12