

MINUTES

SENATE COMMITTEE ON EDUCATION

Thursday, May 19, 2011

8:30 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 Education was held on Thursday, May 19, 2011, in the Capitol Extension, Room E1.028, at Austin, Texas.

MEMBERS PRESENT:

Senator Florence Shapiro, Chair
Senator Dan Patrick, Vice Chair
Senator John Carona
Senator Wendy Davis
Senator Mario Gallegos, Jr.
Senator Kel Seliger
Senator Leticia Van de Putte
Senator Royce West

MEMBERS ABSENT:

Senator Steve Ogden

Pursuant to the suspension of Senate Rules 11.10 and 11.18 during the Senate session of May 19th, 2011, the chair considered the following bills, HB 127, HB 359, and HB 1386.

The chair called the meeting to order at 8:35 AM. The following business was transacted:

The chair laid out HB 675 and recognized the Senate sponsor, Senator Lucio, Jr., 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 Shapiro moved that HB 675 be left pending; without objection, it was so ordered.

The chair laid out HB 1224 and recognized the Senate sponsor, Senator Huffman, 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 Shapiro moved that HB 1224 be left pending; without objection, it was so ordered.

The chair laid out HB 1610 and recognized the Senate sponsor, Senator Patrick, to explain the bill. Senator Patrick sent up a committee substitute; the chair recognized Senator Patrick 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 Shapiro moved that HB 1610 be left pending; without objection, it was so ordered.

The chair laid out HB 398 and recognized the Senate sponsor, Senator Hegar, 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 Shapiro moved that HB 398 be left pending; without objection, it was so ordered.

The chair laid out HB 2247 and recognized the Senate sponsor, Senator Gallegos, Jr., 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 Shapiro moved that HB 2247 be left pending; without objection, it was so ordered.

At 9:06 AM Senator Patrick assumed the chair.

The chair laid out HB 2380 and recognized the Senate sponsor, Senator Shapiro, 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 Patrick moved that HB 2380 be left pending; without objection, it was so ordered.

At 9:09 AM Senator Shapiro resumed the chair.

At 9:09 AM the roll was called, and a quorum was present.

The chair laid out HB 1335 and recognized the Senate sponsor, Senator Van de Putte, to explain the bill. Senator Van de Putte sent up a committee substitute; the chair recognized Senator Van

de Putte 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.

At 9:15 AM Senator Patrick assumed the chair.

At 9:18 AM Senator Shapiro resumed the chair.

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

Senator Shapiro moved that HB 1335 be left pending; without objection, it was so ordered.

There being no further business, at 9:28 AM Senator Shapiro moved that the Committee stand recessed until after the adjournment of the Senate. Without objection, it was so ordered.

Senator Shapiro reconvened the meeting at 2:01 PM.

The chair laid out HB 359 and recognized the Senate sponsor, Senator Lucio, Jr., to explain the bill. Senator Van de Putte sent up Committee Amendment 1. Senator Lucio, Jr. was recognized to explain the amendment. 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 to re-open public testimony on HB 359. The chair moved to close public testimony on HB 359; without objection, it was so ordered.

Senator Shapiro moved that HB 359 be left pending; without objection, it was so ordered.

The chair laid out HB 127 and recognized the Senate sponsor, Senator Uresti, 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 Shapiro moved that HB 127 be left pending; without objection, it was so ordered.

The chair laid out HB 1386 and recognized the Senate sponsor, Senator Ellis, to explain the bill. Senator Van de Putte sent up a committee substitute; the chair recognized Senator Ellis to explain the difference between the committee substitute and the house bill as engrossed.

At 2:14 PM Senator Van de Putte assumed 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 Van de Putte moved that HB 1386 be left pending; without objection, it was so ordered.

At 2:46 PM Senator Gallegos, Jr. assumed the chair.

As a matter of pending business, the chair laid out HB 1942 and recognized the Senate sponsor, Senator Van de Putte, to explain the bill. Senator Van de Putte sent up a new committee substitute; the chair recognized Senator Van de Putte to explain the difference between the committee substitute and the house bill as engrossed.

Senator Gallegos, Jr. moved that HB 1942 be left pending; without objection, it was so ordered.

There being no further business, at 2:49 PM Senator Gallegos, Jr. moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Pursuant to the suspension of Senate Rules 11.10 and 11.18 at 6:14 PM the committee reconvened at Senator Shapiro's desk.

The clerk called the roll. There being a quorum present the following business was transacted:

As a matter of pending business, the chair laid out HB 1942. Senator Van de Putte moved to withdraw from consideration the substitute for HB 1942 that was sent up on May 17th; without objection, it was so ordered. Senator Van de Putte moved adoption of the new committee substitute sent up in the morning portion of the meeting on May 19th; without objection, it was so ordered. Senator Van de Putte moved that HB 1942 do not pass but that CSHB 1942 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.

As a matter of pending business, the chair laid out HB 359. Senator Van de Putte moved adoption of Committee Amendment 1 sent up previously; without objection, the amendment was adopted. Senator Van de Putte moved that HB 359, as amended, 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

As a matter of pending business, the chair laid out HB 398. Senator Van de Putte moved that HB 398 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

As a matter of pending business, the chair laid out HB 675. Senator Gallegos, Jr. moved that HB 675 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

As a matter of pending business, the chair laid out HB 1224. Senator Seliger moved that HB 1224 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

As a matter of pending business, the chair laid out HB 1335. Senator Van de Putte moved adoption of the committee substitute sent up previously; without objection, it was so ordered. Senator Van de Putte moved that HB 1335 do not pass but that CSHB 1335 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.

As a matter of pending business, the chair laid out HB 1386. Senator Van de Putte sent up a committee substitute that was explained previously and moved adoption of the committee substitute; without objection, it was so ordered. Senator Van de Putte moved that HB 1386 do not pass but that CSHB 1386 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, 2 nays, 0 present not voting, and 1 absent.

As a matter of pending business, the chair laid out HB 1610. Senator Van de Putte moved adoption of the committee substitute sent up previously; without objection, it was so ordered. Senator Van de Putte moved that HB 1610 do not pass but that CSHB 1610 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, 1 nay, 0 present not voting, and 1 absent.

As a matter of pending business, the chair laid out HB 2247. Senator Patrick moved that HB 2247 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 Van de Putte moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

At 6:26 PM Senator Van de Putte assumed the chair.

As a matter of pending business, the chair laid out HB 2380. Senator Shapiro moved that HB 2380 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 Shapiro moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Carona requested unanimous consent to be shown voting aye on HB 359, HB 398, HB 1224, HB 1335, HB 1610, HB 1942, HB 2247, and HB 2380; there being no objection, it was so ordered.

Senator Carona requested unanimous consent to be shown voting nay on HB 1386; there being no objection, it was so ordered.

Senator Davis requested unanimous consent to be shown voting aye on HB 359, HB 398, HB 675, HB 1224, HB 1335, HB 1942; there being no objection, it was so ordered.

Senator West requested unanimous consent to be shown voting aye on HB 359, HB 398, HB 675, HB 1224, HB 1335, HB 1386, HB 1610, HB 1942, HB 2247, and HB 2380; there being no objection, it was so ordered.

There was no action taken for the following bill(s): HB 1834.

There being no further business, at 6:28 PM Senator Shapiro moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

Senator Florence Shapiro, Chair

Holly Mabry, Clerk