

MINUTES

SENATE COMMITTEE ON FINANCE

Wednesday, April 20, 2011

10:00 AM

Capitol Extension, Room E1.036

Pursuant to a notice posted in accordance with Senate Rule 11.10 and 11.18, a public hearing of the Senate Committee on Finance was held on Wednesday, April 20, 2011, in the Capitol Extension, Room E1.036, at Austin, Texas.

MEMBERS PRESENT:

Senator Steve Ogden, Chair
Senator Juan Hinojosa, Vice Chair
Senator Bob Deuell
Senator Robert Duncan
Senator Kevin Eltife
Senator Craig Estes
Senator Eddie Lucio, Jr.
Senator Jane Nelson
Senator Dan Patrick
Senator Kel Seliger
Senator Florence Shapiro
Senator Royce West
Senator John Whitmire
Senator Tommy Williams
Senator Judith Zaffirini

MEMBERS ABSENT:

None

The chair called the meeting to order at 10:04 AM. The following business was transacted:

The chair recognized Senator Shapiro to lay out the subcommittee report for SB 22. Senator Shapiro was recognized to explain the subcommittee report.

Senator Shapiro sent up Committee Amendment 1 and moved adoption; without objection, the amendment was adopted.

Senator Shapiro sent up Committee Amendment 2 and moved adoption; without objection, the amendment was adopted.

Senator West sent up Committee Amendment 3 and moved adoption; without objection, the amendment was adopted.

Senator Duncan sent up Committee Amendment 4.

Senator Ogden moved that SB 22 be left pending; without objection, it was so ordered.

At 11:14 AM Senator Ogden moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

At 3:35 the Committee reconvened.

Testimony was heard on SB 22.

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 Duncan moved to pull down Committee Amendment 4. Without objection, it was so ordered.

Senator Duncan sent up Committee Amendment 5 and moved adoption; The motion carried with a record vote of 12 ayes, 3 nays, 0 present not voting, and 0 absent.

Senator West sent up Committee Amendment 6. Senator West moved to withdraw Committee Amendment 6. Without objection, it was so ordered.

Senator Deuell sent up Committee Amendment 7.

Senator Deuell moved to reconsider the motion by which Committee Amendment 3 as adopted. The motion failed with a record vote of 5 ayes, 9 nays, 0 present not voting, and 1 absent. Senator Deuell moved to withdraw Committee Amendment 7. Without objection, it was so ordered.

Senator Shapiro requested unanimous consent to incorporate the amendments into the committee substitute; without objection, it was so ordered. Senator Zaffirini then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Shapiro moved that SB 22 do not pass but that CSSB 22 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 4 nays, 0 present not voting, and 0 absent.

Senator Hinojosa assumed the chair.

The chair laid out as a matter of pending business SB 1579 and recognized the author, Senator Ogden, to explain the bill.

Senator Ogden moved to reconsider the vote by which the committee substitute was previously adopted. Without objection, it was so ordered. Senator Ogden moved to withdraw the committee substitute. Without objection, it was so ordered.

Senator Ogden sent up a new committee substitute; the chair recognized Senator Ogden to explain the difference between the committee substitute and the senate bill as filed.

Senator Estes sent up Committee Amendment 1 and moved adoption; without objection, the amendment was adopted.

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 Ogden requested unanimous consent to incorporate Committee Amendment 1 into the committee substitute; without objection, it was so ordered. Senator Ogden then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Ogden moved that SB 1579 do not pass but that CSSB 1579 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 2 nays, 0 present not voting, and 2 absent.

The chair laid out as a matter of pending business SB 1582 and recognized the author, Senator Ogden, to explain the bill.

Senator Ogden moved to reconsider the vote by which the committee substitute was previously adopted. Without objection, it was so ordered. Senator Ogden moved to withdraw the committee substitute. Without objection, it was so ordered.

Senator Ogden sent up a new committee substitute; the chair recognized Senator Ogden to explain the difference between the committee substitute and the senate bill as filed. Senator Ogden moved adoption of the committee substitute; without objection, it was so ordered.

Senator Ogden moved to reconsider the vote by which the new committee substitute was adopted. Without objection, it was so ordered. Senator Ogden moved to withdraw the new committee substitute. Without objection, it was so ordered.

Senator Ogden sent up the original committee substitute; the chair recognized Senator Ogden to explain the difference between the committee substitute and the senate bill as filed. Senator Ogden moved adoption of the original committee substitute; without objection, it was so ordered.

Senator Ogden moved that SB 1582 do not pass but that CSSB 1582 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 14 ayes, 0 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 1583 and recognized the author, Senator Ogden, 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 Ogden moved that SB 1583 do not pass but that CSSB 1583 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 3 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 1584 and recognized the author, Senator Ogden, to explain the bill.

Senator Seliger sent up Committee Amendment 1. Senator Seliger moved to withdraw Committee Amendment 1. Without objection, it was so ordered.

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 Ogden moved that SB 1584 do not pass but that CSSB 1584 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 14 ayes, 0 nays, 0 present not voting, and 1 absent.

The chair laid out as a matter of pending business SB 1580 and recognized the author, Senator Ogden, 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 Ogden moved that SB 1580 do not pass but that CSSB 1580 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 11 ayes, 4 nays, 0 present not voting, and 0 absent.

The chair laid out as a matter of pending business SB 1581 and recognized the author, Senator Ogden, 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 Ogden requested unanimous consent to incorporate Committee Amendment 1 and Committee Amendment 2 into the bill to create a committee substitute; there was objection. The motion carried with a record vote of 9 ayes, 6 nays, 0 present not voting, and 0 absent. Committee Amendment 1 and Committee Amendment 2 were adopted at a previous hearing. Senator Ogden moved adoption of the committee substitute; there was objection. The motion carried with a record vote of 9 ayes, 6 nays, 0 present not voting, and 0 absent.

Senator Ogden moved that SB 1581 do not pass but that CSSB 1581 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, 6 nays, 0 present not voting, and 0 absent.

Senator Ogden resumed the chair.

At 6:21 PM Senator Ogden moved that the Committee stand recessed for 15 minutes. Without objection, it was so ordered.

At 6:44 PM the Committee reconvened.

Senator Hinojosa assumed the chair.

The chair laid out as a matter of pending business SJR 5 and recognized the author, Senator Ogden, to explain the bill.

Senator Ogden moved to reconsider the vote by which the committee substitute was adopted at a previous hearing. Without objection, it was so ordered. Senator Ogden moved to withdraw the committee substitute; without objection, it was so ordered.

Senator Ogden sent up a new committee substitute; the chair recognized Senator Ogden to explain the difference between the committee substitute and the senate bill as filed. Senator Ogden moved to withdraw the new committee substitute; without objection, it was so ordered.

Senator Ogden moved that SJR 5 be left pending; without objection, it was so ordered.

Senator Odgen resumed the chair.

The chair laid out as a matter of pending business SB 1811 and recognized the author, Senator Duncan, to explain the bill.

Senator Duncan moved to reconsider the vote by which the committee substitute was adopted. Without objection, it was so ordered.

Senator Duncan sent up Committee Amendment 3 and moved adoption; without objection, it was so ordered.

Senator West moved to withdraw Committee Amendment 1 that was sent up at a previous hearing. Without objection, it was so ordered.

Senator Duncan moved adoption of Committee Amendment 2 that was sent up at a previous hearing. Without objection, it was so ordered.

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 Duncan requested unanimous consent to incorporate the amendments into the committee substitute; without objection, it was so ordered. Senator Duncan then moved that the committee substitute be adopted; without objection, it was so ordered. Senator Duncan moved that SB 1811 do not pass but that CSSB 1811 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 13 ayes, 2 nays, 0 present not voting, and 0 absent.

There being no further business, at 7:30 PM Senator Ogden moved that the Committee stand recessed until 9:00 AM, Thursday, April 21, 2011. Without objection, it was so ordered.

Senator Steve Ogden, Chair

Stephanie Hoover, Clerk