

## MINUTES

### SENATE COMMITTEE ON TRANSPORTATION & HOMELAND SECURITY

Monday, April 18, 2011

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 Transportation & Homeland Security was held on Monday, April 18, 2011, in the Capitol Extension, Room E1.012, at Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Tommy Williams, Chair  
Senator Kirk Watson, Vice Chair  
Senator Wendy Davis  
Senator Juan Hinojosa  
Senator Robert Nichols  
Senator Jeff Wentworth

#### **MEMBERS ABSENT:**

Senator Rodney Ellis  
Senator Chris Harris  
Senator Florence Shapiro

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The chair called the meeting to order at 8:33 AM. There being a quorum present, the following business was transacted:

The chair laid out as a matter of pending business HB 314.

Senator Wentworth moved that HB 314 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 4 absent.

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

The chair laid out as a matter of pending business HB 367 and recognized the Senate sponsor, Senator Davis, to explain the bill.

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Senator Davis moved that HB 367 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 4 absent.

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

The chair laid out as a matter of pending business HB 1409.

Senator Watson moved that HB 1409 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 4 absent.

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

Senator Watson assumed the chair.

The chair laid out as a matter of pending business SB 1035 and recognized the author, Senator Williams, to explain the bill.

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

Senator Williams moved that SB 1035 do not pass but that CSSB 1035 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 0 nays, 0 present not voting, and 4 absent.

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

Senator Williams resumed the chair.

The chair laid out SB 1102 and recognized the author, Senator Wentworth, to explain the bill.

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

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

Senator Davis requested unanimous consent to incorporate the amendment into the committee substitute to create a new committee substitute; without objection, it was so ordered. Senator Wentworth then moved that the new committee substitute be adopted; without objection, it was so ordered. Senator Wentworth moved that SB 1102 do not pass but that CSSB 1102 be reported back to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 5 ayes, 1 nay, 0 present not voting, and 3 absent.

The chair laid out SB 1248 and recognized the author.

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

Senator Watson moved that SB 1248 do not pass but that CSSB 1248 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, 0 nays, 0 present not voting, and 3 absent.

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

Senator Watson assumed the chair.

The chair laid out as a matter of pending business SB 9 and recognized the author, Senator Williams, to explain the bill.

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

Senator Hinojosa assumed the chair.

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

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

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

Senator Watson resumed the chair.

Senator Williams requested unanimous consent to incorporate the amendments into the committee substitute to create a new committee substitute; without objection, it was so ordered. Senator Williams then moved that the new committee substitute be adopted; without objection, it was so ordered. Senator Williams moved that SB 9 do not pass but that CSSB 9 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, 0 nays, 0 present not voting, and 3 absent.

Senator Williams resumed the chair.

The chair laid out as a matter of pending business SB 1307 and recognized the author, Senator Wentworth, to explain the bill.

Senator Williams sent up a committee substitute; the chair had previously recognized Senator Nichols, in the absence of the author, to explain the difference between the committee substitute and the senate bill as filed. Senator Wentworth moved adoption of the committee substitute; without objection, it was so ordered.

Senator Wentworth moved that SB 1307 do not pass but that CSSB 1307 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, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1376.

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Senator Watson moved that SB 1376 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

The chair laid out as a matter of pending business SB 1706.

Senator Watson moved that SB 1706 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1707.

Senator Watson moved that SB 1707 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1708.

Senator Watson moved that SB 1708 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1709.

Senator Watson moved that SB 1709 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1710 and recognized the author, Senator Lucio, to explain the bill.

Senator Watson moved that SB 1710 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SB 1711.

Senator Watson moved that SB 1711 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The chair laid out as a matter of pending business SJR 13.

Senator Watson moved that SJR 13 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 6 ayes, 0 nays, 0 present not voting, and 3 absent.

There being no further business, at 9:06 AM Senator Williams moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Tommy Williams, Chair

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Tulsi Reddy, Clerk