

## MINUTES

### SENATE COMMITTEE ON JURISPRUDENCE

Tuesday, May 14, 2013  
1:30 PM or upon adjournment  
Betty King Committee Room

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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 Jurisprudence was held on Tuesday, May 14, 2013, in the Betty King Committee Room at Austin, Texas.

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**MEMBERS PRESENT:**

Senator Royce West, Chair  
Senator José Rodríguez, Vice Chair  
Senator Donna Campbell  
Senator John Carona  
Senator Sylvia Garcia  
Senator Kelly Hancock  
Senator Ken Paxton

**MEMBERS ABSENT:**

None

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The Chair called the meeting to order at 1:30 PM. The following business was transacted:

The Chair laid out HB 1114 and recognized the Senate sponsor, Senator Schwertner, to explain the bill.

There were no persons registered to testify on this bill.

Senator West moved that HB 1114 be left pending to await a quorum. Without objection, it was so ordered.

Upon arrival of a quorum, Senator Hancock moved that HB 1114 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 3 absent.

Upon arrival of a quorum, 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 843 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.

At 1:35 PM a quorum was established.

Senator Carona moved adoption of the minutes from the previous hearing held on May 7, 2013. Without objection, it was so ordered.

Senator Carona moved that HB 843 be reported favorably to the Senate with the recommendation that it do pass and be printed. The motion carried with a record vote of 4 ayes, 0 nays, 0 present not voting, and 3 absent.

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

The Chair laid out HB 1728 and recognized the Senate sponsor, Senator Seliger, 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 Garcia moved that HB 1728 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 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 1435 and recognized the Senate sponsor, Senator Seliger, to explain the bill.

Senator Garcia sent up a committee substitute; the Chair recognized Senator Seliger to explain the difference between the committee substitute and the house bill as engrossed. Senator West moved adoption of the committee substitute. 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 Hancock moved that HB 1435 do not pass but that CSHB 1435 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 2 absent.

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

At 1:44 PM Senator Garcia assumed the Chair.

The Chair laid out HB 3378 and recognized the Senate sponsor, Senator Seliger, to explain the bill.

There were no persons registered to testify on this bill.

Senator Garcia moved that HB 3378 be left pending. Without objection, it was so ordered.

The Chair laid out HB 2025 and recognized the Senate sponsor, Senator Hancock, to explain the bill.

There were no persons registered to testify on this bill.

Senator Garcia moved that HB 2025 be left pending. Without objection, it was so ordered.

The Chair laid out HB 696 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 Garcia moved that HB 696 be left pending. Without objection, it was so ordered.

The Chair laid out HB 717 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 Garcia moved that HB 717 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1185 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 Garcia moved that HB 1185 be left pending. Without objection, it was so ordered.

The Chair laid out HB 984 and recognized Senator Campbell, in the absence of the Senate sponsor, to explain the bill.

Senator Campbell sent up a committee substitute; the Chair recognized Senator Campbell to explain the difference between the committee substitute and the house bill as engrossed. Senator Campbell moved adoption of the committee substitute. 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 Garcia moved that HB 984 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1847 and recognized Senator Campbell, in the absence of the Senate sponsor, to explain the bill.

Senator Campbell sent up Committee Amendment 1 and moved adoption. Without objection, the amendment was adopted.

Senator Campbell requested unanimous consent to incorporate the amendment into a committee substitute. Without objection, it was so ordered. Senator Campbell then moved that the committee substitute be adopted. 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 Garcia moved that CSHB 1847 be left pending. Without objection, it was so ordered.

The Chair laid out HB 3259 and recognized Senator Campbell, in the absence of the Senate sponsor, to explain the bill.

Senator Campbell sent up a committee substitute; the Chair recognized Senator Campbell to explain the difference between the committee substitute and the house bill as engrossed. Senator Campbell moved adoption of the committee substitute. 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 Garcia moved that HB 3259 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1448 and recognized the Senate sponsor, Senator Campbell, to explain the bill.

There were no persons registered to testify on this bill.

Senator Garcia moved that HB 1448 be left pending. Without objection, it was so ordered.

The Chair laid out HB 349 and recognized Senator Rodríguez, 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 Garcia moved that HB 349 be left pending. Without objection, it was so ordered.

The Chair laid out HB 847 and recognized the Senate sponsor, Senator Rodríguez, 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 Garcia moved that HB 847 be left pending. Without objection, it was so ordered.

The Chair laid out HB 789 and recognized the Senate sponsor, Senator Rodriguez, 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 Garcia moved that HB 789 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1366 and recognized the Senate sponsor, Senator Rodríguez, 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 Garcia moved that HB 1366 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1874 and recognized the Senate sponsor, Senator Rodríguez, 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 Garcia moved that HB 1874 be left pending. Without objection, it was so ordered.

The Chair laid out HB 528 and recognized Senator Rodríguez, 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 Garcia moved that HB 528 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1193 and recognized Senator Rodríguez, in the absence of the Senate sponsor, to explain the bill.

There were no persons registered to testify on this bill.

Senator Garcia moved that HB 1193 be left pending. Without objection, it was so ordered.

The Chair laid out HB 869 and recognized the Senate sponsor, Senator Paxton, 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 Garcia moved that HB 869 be left pending. Without objection, it was so ordered.

The Chair laid out HB 62 and recognized Senator Paxton, 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 Garcia moved that HB 62 be left pending. Without objection, it was so ordered.

The Chair laid out HB 154 and recognized Senator Paxton, 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 Garcia moved that HB 154 be left pending. Without objection, it was so ordered.

The Chair laid out HB 833 and recognized Senator Paxton, 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 Garcia moved that HB 833 be left pending. Without objection, it was so ordered.

The Chair laid out HB 1875 and recognized Senator Paxton, 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 Garcia moved that HB 1875 be left pending. Without objection, it was so ordered.

The Chair laid out HB 2795 and recognized Senator Paxton, in the absence of the Senate sponsor, to explain the bill.

Senator Paxton sent up a committee substitute; the Chair recognized Senator Paxton to explain the difference between the committee substitute and the house bill as engrossed. Senator Paxton moved adoption of the committee substitute. 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 Garcia moved that HB 2795 be left pending. Without objection, it was so ordered.

The Chair laid out HB 3153 and recognized Senator Paxton, in the absence of the Senate sponsor, to explain the bill.

Senator Paxton sent up a committee substitute; the Chair recognized Senator Paxton to explain the difference between the committee substitute and the house bill as engrossed. Senator Paxton moved adoption of the committee substitute. 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 Garcia moved that HB 3153 be left pending. Without objection, it was so ordered.

The Chair laid out HB 3669 and recognized Senator Paxton, in the absence of the Senate sponsor, to explain the bill.

Senator Paxton sent up a committee substitute; the Chair recognized Senator Paxton 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 Garcia moved that HB 3669 be left pending. Without objection, it was so ordered.

There was no action taken on HB 1513.

There being no further business, at 2:50 PM Senator Garcia moved that the Committee stand recessed subject to the call of the Chair. Without objection, it was so ordered.

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Senator Royce West, Chair

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Tiffany White, Clerk