

## **MINUTES**

### **SENATE COMMITTEE ON BUSINESS & COMMERCE**

Thursday, May 2, 2019

8:00 AM

Capitol Extension, Room E1.016

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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 Business & Commerce was held on Thursday, May 2, 2019, in the Capitol Extension, Room E1.016, at Austin, Texas.

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#### **MEMBERS PRESENT:**

Senator Kelly Hancock, Chair  
Senator Robert Nichols, Vice Chair  
Senator Donna Campbell  
Senator Brandon Creighton  
Senator José Menéndez  
Senator Angela Paxton  
Senator Charles Schwertner  
Senator Judith Zaffirini

#### **MEMBERS ABSENT:**

Senator John Whitmire

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The chair called the meeting to order at 8:00 AM. There being a quorum present, the following business was transacted:

The chair laid out HB 125 as a matter of pending business. Senator Menendez moved that HB 125 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 387 as a matter of pending business. Senator Creighton moved that HB 387 be reported back to the full 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.

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

The chair laid out HB 982, in lieu of SB 2340 by West. Senator Nichols moved that HB 982 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1443 in lieu of SB 699 by Hall. Senator Nichols moved that HB 1443 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1463 as a matter of pending business. Senator Nichols moves adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that CSHB 1463 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1554 as a matter of pending business. Senator Zaffirini moved that HB 1554 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1555 as a matter of pending business. Senator Zaffirini moved that HB 1555 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1655 in lieu of SB 1318 by Johnson. Senator Nichols moved that HB 1655 be reported back to the full 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.

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

The chair laid out HB 1900 in lieu of SB 1036 by Taylor. Senator Nichols moved that HB 1900 be reported back to the full 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.

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

The chair laid out HB 1902 in lieu of SB 1035 by Taylor. Senator Nichols moved that HB 1902 be reported back to the full 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.

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

The chair laid out HB 1940 as a matter of pending business. Senator Creighton moved that HB 1940 be reported back to the full 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.

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

The chair laid out HB 2196 in lieu of SB 1463 by Nichols. Senator Nichols moved adoption of the committee substitute; without objection, it was so ordered. Senator Nichols moved that HB 2196 do not pass but that the committee substitute do pass and be recommended to the full senate. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 2228 as a matter of pending business. Senator Nichols moved that HB 2228 be reported back to the full 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.

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

The chair laid out HB 2333 as a matter of pending business. Senator Creighton moved adoption of the committee substitute; without objection, it was so ordered. Senator Creighton moved that HB 2333 do not pass but that the committee substitute do pass and be recommended to the full senate. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1

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

The chair laid out HB 2697 in lieu of SB 269 by Zaffirini. Senator Zaffirini moved that HB 2697 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Nichols assumed the chair.

The chair laid out HB 1385 as a matter of pending business. Senator Hancock moved that HB 1385 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1667 in lieu of SB 897 by Hancock. Senator Hancock moved that HB 1667 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1944 as a matter of pending business. Senator Hancock moved that HB 1944 be reported back to the full 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. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

The chair laid out HB 1997 in lieu of SB 1655 by Hancock. Senator Hancock moved adoption of the committee substitute; without objection, it was so ordered. Senator Hancock moved that HB 1997 do not pass but that the committee substitute do pass and be recommended to the full senate. The motion carried with a record vote of 8 ayes, 0 nays, 0 present not voting, and 1 absent. The chair moved that the bill be recommended for placement on the Local & Uncontested Calendar; without objection, it was so ordered.

Senator Hancock resumed the chair.

The chair laid out SB 699 and recognized the author, Senator Hall, to explain the bill. Witnesses 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 that SB 699 be left pending; without objection, it was so ordered.

The chair laid out HB 309 and recognized the Senate Sponsor, Senator Perry 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 moved that HB 309 be left pending; without objection, it was so ordered.

The chair laid out HB 2779 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. The chair moved that HB 2779 be left pending; without objection, it was so ordered.

The chair laid out HB 1540 and recognized the Senate Sponsor, Senator Hall, 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 moved that HB 1540 be left pending; without objection, it was so ordered.

The chair laid out HB 1535 and recognized the Senate Sponsor, Senator Nichols, to explain the bill. Senator Nichols sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the 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. The chair moved that HB 1535 be left pending; without objection, it was so ordered.

The chair laid out HB 1757 and recognized the Senate Sponsor, Senator Schwertner, 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 moved that HB 1757 be left pending; without objection, it was so ordered.

The chair laid out HB 3441 and recognized the Senate Sponsor, Senator Schwertner, 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 moved that HB 3441 be left pending; without objection, it was so ordered.

The chair laid out HB 2790 and recognized the Senator Menendez, in the absence of the 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. The chair moved that HB 2790 be left pending; without objection, it was so ordered.

Senator Creighton assumed the chair.

The chair laid out HB 1894 and recognized the Senate Sponsor, Senator Hancock, to explain the bill. Senator Hancock sent up the committee substitute. The chair recognized the author to explain the difference between the substitute and the 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. The chair moved that HB 1894 be left pending; without objection, it was so ordered.

The chair laid out HB 2325 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. The chair moved that HB 2325 be left pending; without objection, it was so ordered.

Senator Hancock resumed the chair.

There being no further business, at 8:52 AM Senator Hancock moved that the Committee stand recessed subject to the call of the chair. Without objection, it was so ordered.

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Senator Kelly Hancock, Chair

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Kennedy Calvo, Clerk