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# Senate Committee on Natural Resources

H. TATI SANTIESTEBAN  
Chairman  
LINDON WILLIAMS  
Vice Chairman

## MINUTES

State Capitol, Room G-38C  
Austin, Texas 78711  
512/475-1554

Members:  
J. E. "Buster" Brown  
Glenn Kothmann  
Cyndi Taylor Krier  
Ted Lyon  
John T. Montford  
Bill Sarpalius  
Bill Sims  
Carlos Truan  
Hector Uribe

Staff:  
Steve Peters  
Kay L. Gunderson

Senate Natural Resources Committee  
April 4, 1985  
Lieutenant Governor's Committee Room

The Senate Natural Resources Committee met on Wednesday, April 3, at 2 p.m. to consider the following bills:

SB 268 (Montford/Sarpalius)  
SB 560 (Sarpalius)  
SB 863 (Sarpalius)  
SB 990 (Traeger)  
SB 823 (Montford)  
SB 792 (Brown)  
SB 793 (Brown)  
SB 795 (Brown)  
SB 1244 (Sarpalius)  
SB 1264 (Jones)  
SB 1243 (Santiesteban)  
SB 1253 (Traeger)  
SCR 76 (Sarpalius)  
SCR 87 (Sarpalius)  
HB 332 (Whaley/Sarpalius)  
HB 536 (Buchanan/Montford)  
HB 665 (Arnold/Edwards)  
HB 967 (Buchanan/Sarpalius)  
Pending Bills:  
SB 609 (Santiesteban)  
SB 1018 (Santiesteban)  
SB 1013 (Santiesteban)  
SB 772 (Henderson)  
SB 773 (Henderson)  
SB 774 (Henderson)  
SB 775 (Henderson)  
SB 776 (Henderson)  
SB 777 (Henderson)  
SB 778 (Henderson)  
SB 779 (Henderson)  
SB 780 (Henderson)  
SB 511 (Sarpalius)  
SB 157 (Sarpalius)  
SJR 22 (Sarpalius)

Chairman Santiesteban called the meeting to order and asked for a roll call.

Present: Santiesteban, Chairman; Williams, Vice-Chairman; Brown, Kothmann, Krier, Lyon, Montford, Sarpalius, Sims, Truan, and Uribe.

Absent: None.

There being a quorum present, Chairman Santiesteban laid out SB 609 which was pending before the Committee and recognized Senator Truan. Senator Truan stated that he would hold his amendments to the bill, and offer them on the floor rather than in committee. Senator Brown then moved passage of SB 609 as amended. The motion passed; seven for; two against; two present and not voting.

Chairman Santiesteban next laid out SB 1264/Jones and recognized Senator Jones to explain the bill. Senator Sims then moved that SB 1264 be passed and reported favorably. The motion passed; nine for, two present but not voting. Senator Sims then moved that SB 1264 be certified for placement on the Local and Uncontested Calendar. There being no objection, it was so certified.

The Chair then laid out SB 268/Montford and recognized Senator Montford. Senator Montford asked that HB 536/Buchanan, the House companion bill, be considered instead. The Chair then recognized Representative Buchanan to discuss the bill. Senator Montford then moved that HB 536/Buchanan (MONTFORD) pass and be reported favorably. The motion passed; nine for, one against, one present but not voting.

The Chair then laid out SB 1253/Traeger and recognized the author. The Committee then heard public testimony on the bill. Present and testifying in support of SB 1253 were Mr. Jack Chaney and Mr. Carl Ray, Evergreen Underground Water Conservation District. At the conclusion of the testimony, Senator Brown moved that SB 1253 pass and be reported favorably. The motion passed; seven for, four present but not voting. Senator Brown then moved that SB 1253 be certified for Local and Uncontested Calendar. There being no objection, it was so certified.

The Chair then laid out SB 990/Traeger, and again recognized Senator Traeger. The Chair then recognized Senator Sims, who sent up Committee Amendment #1, which was acceptable to the author. The Committee then took public testimony on the bill. Present and testifying in support of SB 990 were Mr. Frank Booth, City of Eagle Pass and Trinity River Authority; Mr. Robert Gonzalez, City of Eagle Pass Water Works; Mr. Hector Garza, City of Eagle Pass; Mr. Enrique Montaluo, Mayor, Eagle Pass; Mr. James Brewster, City of Lubbock; and Mr. Charles Ham, City of Denton. Mr. Dean Robbins, Texas Department of Water Resources was present and testified as a resource witness.

Present and testifying in opposition to the bill was Mr. Ken Kramer, Lone Star Chapter, Sierra Club.

Chairman Santiesteban then relinquished the Chair to Senator Sims. Chairman Sims then asked for objection to Committee Amendment #1; there being none, it was so adopted. As there was no longer a quorum present, SB 990/Traeger was left as pending business before the Committee.

Chairman Sims then laid out SB 560/Sarpalius and recognized Senator Sarpalius to discuss the bill. Senator Sarpalius then asked that the Committee consider the House companion bill instead, HB 967/Buchanan. There was no public testimony on the bill, which was left as pending business before the Committee.

The Chair then laid out SB 792/Brown and recognized Senator Brown. The Committee then heard public testimony. Present and testifying in favor of SB 792 were Ms. Kim McAdams, Brazoria County, and Mr. Charles Moss, Brazoria County Board of Parks Commissioners. As there was not a quorum present, SB 792 was left as pending business.

The Chair next laid out SB 793/Brown and again recognized the author, who discussed the bill. Present and testifying in favor of the bill were Ms. Kim McAdams, Brazoria County, and Mr. Charles Moss, Brazoria County Board of Parks Commissioners. Mr. Spencer Reid, General Land Office, was present as a resource witness, but did not testify.

There being a quorum present, SB 792 and SB 793 were laid before the Committee. Senator Brown moved that SB 792 pass and be reported favorably. The motion passed; seven for; four present but not voting. Senator Brown next moved that SB 792 be certified for Local and Uncontested Calendar. There being no objection, it was so certified. Senator Brown then moved that SB 793 pass and be reported favorably. The motion passed; six for, five present but not voting.

Chairman Santiesteban then laid out HB 967/Buchanan which was pending before the Committee. Senator Sarpalius moved that the bill pass and be reported favorably. The motion passed; seven for, four present but not voting.

Chairman Santiesteban then laid out HB 967/Buchanan which was pending before the Committee. Senator Sarpalius moved that the bill pass and be reported favorably. The motion passed; seven for, four present but not voting.

The Chair next laid out SB 1018/Santiesteban and recognized himself to discuss the bill. Land Commissioner Garry Mauro was present to testify in support of the legislation. At the request of the author, the bill was left pending before the Committee.

Chairman Santiesteban then referred SB 990/Traeger to a special subcommittee comprised of: Senator Montford, Chairman; Senator Sims and Senator Brown.

The Chair next laid out SB 1243/Santiesteban and discussed his bill. Ms. Dolores Alvarado Hibbs, Texas Department of Agriculture, was present and testified as a resource witness. Senator Sims then moved that SB 1243 pass and be reported favorably. The motion passed; eight for, three present but not voting. Senator Brown then moved that the bill be certified for Local and Uncontested Calendar. There being no objection, it was so certified.

The Chair next laid out SB 823/Montford and recognized Senator Montford to discuss the bill. Mr. Richard Thompson, Texas Department of Health, was present and testified as a resource witness on the bill. Senator Montford then moved that SB 823 pass and be printed. The motion passed; six for, five present but not voting.

The Chair next laid out SB 863/Sarpalius and recognized the author. Senator Sarpalius then sent up a committee substitute to the bill. Mr. John Williams, Canadian River Municipal Water Authority was present and testified in favor of the bill. Ms. Susan Plettman, Texas Department of Water Resources, was present as a resource witness but did not testify. The bill was left as pending business before the Committee.

The Chair then laid out SB 795/Brown and recognized Senator Brown. The Committee then heard public testimony on the bill. Present and testifying in support of the bill were Mr. Leroy Goodson, Gulf Intracoastal Canal Association and Texas Water Conservation Association, and Mr. Phil Wilson, State Department of Highways and Public Transportation. Mr. Charles Branton, Texas Coastal and Marine Council was present and testified as a resource witness. SB 795/Brown was left as pending business before the Committee.

The Chair then laid out SCR 76/Sarpalius and recognized the author. Senator Sarpalius then sent up Committee Amendment #1. Mr. Delbert Devin, STAND, was present and testified in favor of the resolution. SCR 76/Sarpalius was then left as pending business before the Committee.

The Chair next laid out SCR 87/Sarpalius and recognized the author, who discussed the legislation. The resolution was left as pending business before the Committee.

Senator Brown then moved that the Committee stand adjourned subject to the call of the Chair.

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Respectfully submitted,  
Kay L. Gunderson  
Committee Clerk