

# ARIZONA STATE SENATE

## 46TH LEGISLATURE FIRST REGULAR SESSION

### MINUTES OF COMMITTEE ON COMMERCE

**DATE:** April 9, 2003                      **TIME:** 9:00 a.m.                      **ROOM:** SHR 3

**CHAIRMAN:** Senator Leff                      **VICE CHAIRMAN:** Senator Blendu

**ANALYST:** Todd Madeksza                      **COMMITTEE SECRETARY:** Nancy L. DeMichele

**ASSISTANT ANALYST:** Brandy Martin

**INTERN:** Sophie Rigollet

---

#### ATTENDANCE

#### BILLS

<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Allen		X			
Senator Arzberger	X				
Senator Cheuvront		X			
Senator Giffords	X				
Senator Martin	X				
Senator Soltero		X			
Senator Tibshraeny	X				
Senator Blendu, Vice Chair	X				
Senator Leff, Chair	X				

---

#### GOVERNOR'S APPOINTMENTS

<u>Name</u>	<u>Position</u>	<u>Recommendation</u>
Lee Ann Elliott	Member, State Board of Appraisal	CONFIRMATION
Israel Gregory H. Torres	Director, Registrar of Contractors	CONFIRMATION
Michael C. Hein	Member, Greater Arizona Development Authority	CONFIRMATION
Brian Mickelsen	Member, Arizona Housing Finance Authority	CONFIRMATION
Joseph A. Gosiger	Member, Industrial Commission of Arizona	CONFIRMATION
Balbir Grewal	Member, State Liquor Board	CONFIRMATION
John A. Teefy	Member, State Liquor Board	CONFIRMATION
Leesa Berens Morrison	Director, Department of Liquor Licenses and Control	CONFIRMATION
Carlo L. Leone	Member, Board of Manufactured Housing	CONFIRMATION
Craig P. Cox	Member, Board of Manufactured Housing	CONFIRMATION

---

**GOVERNOR'S APPOINTMENTS (Continued)**

---

<b><u>Name</u></b>	<b><u>Position</u></b>	<b><u>Recommendation</u></b>
Roger M. Wendt	Member, Board of Manufactured Housing	CONFIRMATION
Ross E. Wait	Member, Board of Manufactured Housing	CONFIRMATION
Mark Steven Homan	Member, Arizona Neighborhood Preservation and Investment Commission	CONFIRMATION
Debra Runbeck	Member, Structural Pest Control Commission	CONFIRMATION
Paul Baker	Member, Structural Pest Control Commission	CONFIRMATION
Thomas L. Allen	Member, Structural Pest Control Commission	CONFIRMATION
Virgil G. Robinson	Member, Structural Pest Control Commission	CONFIRMATION
Dr. Robert L. Kritsberg	Member, Veterinary Medical Examining Board	CONFIRMATION
Sylvia Arena	Member, Veterinary Medical Examining Board	CONFIRMATION

---

## GOVERNOR'S APPOINTMENTS (Continued)

---

Chairman Leff called the meeting to order at 9:10 a.m., and roll call was taken

### EXECUTIVE NOMINATIONS

#### **Lee Ann Elliott – Member, State Board of Appraisal – CONFIRMATION**

**Lee Ann Elliott** stated she has served on the Board of Appraisal for the past three years. She said it is an active board with approximately 80 cases being heard every month in some form, and she looks forward to serving.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Lee Ann Elliott as a Member of the State Board of Appraisal. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 1).**

#### **Israel Gregory H. Torres – Director, Registrar of Contractors – CONFIRMATION**

**Israel Gregory H. Torres** stated he is a member of the Arizona Bar Association. He said he has served as Zoning Administrator Hearing Officer on land use for the City of Phoenix. He indicated in that capacity he has worked with numerous homeowners associations, neighborhood groups, developers, contractors, general and subcontractors, homebuilders and other entities. He commented that his service for the City of Phoenix will reflect that his findings and decisions on cases before him were fair, reasonable and consistent. He said he is confident that based on his experience and capabilities along with that of team members, the office of the Registrar of Contractors will be administered with the professionalism and efficiency that the Legislature demands of all agencies.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Israel Gregory H. Torres as Director of the Registrar of Contractors. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 2).**

#### **Michael C. Hein – Member, Greater Arizona Development Authority – CONFIRMATION**

**Michael C. Hein** stated he is pleased to be nominated as a member of the Greater Arizona Development Authority (GADA). He said he has served on GADA since its inception and looks forward to continuing that service.

---

## GOVERNOR'S APPOINTMENTS (Continued)

---

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Michael C. Hein as a Member of the Greater Arizona Development Authority. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 3).**

### **Brian Mickelsen – Member, Arizona Housing Finance Authority – CONFIRMATION**

**Brian Mickelsen** stated he has served on the Arizona Housing Finance Authority (Authority) since its inception in January 2002. He said that the Authority is staffed by the Department of Housing, and they have enjoyed a good working relationship. He indicated he is also City Manager for the City of Cottonwood representing rural Arizona.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Brian Mickelsen as a Member of the Arizona Housing Finance Authority. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 4).**

### **Joseph A. Gosiger – Member, Industrial Commission of Arizona – CONFIRMATION**

**Joseph A. Gosiger** stated he looks forward to serving as a member of the Industrial Commission of Arizona, if confirmed.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Joseph A. Gosiger as a Member of the Industrial Commission of Arizona. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 5).**

### **Balbir Grewal – Member, State Liquor Board – CONFIRMATION**

**Balbir Grewal** stated she believes her experience makes her well qualified for the position and she looks forward to serving. She said she has been in the retail business for ten years and owns a restaurant.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Balbir Grewal as a Member of the State Liquor Board. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 6).**

### **John A. Teefy – Member, State Liquor Board – CONFIRMATION**

**Dora Vasquez, Governor's Office,** stated that Governor Napolitano is pleased to present the nomination of **John A. Teefy**. She said Mr. Teefy is a captain with the City of Phoenix Fire Department and could not be present today because he is instructing a class in Denver. She said he brings a wealth of experience in neighborhood organization and will be a fine asset to the State Liquor Board.

---

## GOVERNOR'S APPOINTMENTS (Continued)

---

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of John A. Teefy as a Member of the State Liquor Board. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 7).**

### **Leesa Berens Morrison – Director, Department of Liquor Licenses and Control – CONFIRMATION**

**Leesa Berens Morrison** stated she has been a practicing attorney in Phoenix for the past 19 years. She said she started in private practice and in 1986 she joined the Arizona Attorney General's Office where she practiced administrative law representing real estate, banking and securities issues. She indicated that in 1990 she joined the Environmental Crimes Unit where she prosecuted environmental crimes. In 1999, then Attorney General Napolitano asked her to head up the School Fraud Task Force, which she handled until the recent election. Ms. Morrison commented that her background provides a strong foundation for the position as Director of the Department of Liquor Licenses and Control. She pointed out that the Department is responsible for licensing, enforcement and regulatory functions, and she said she is honored to be appointed to this position by the Governor.

Senator Blendu commented that the cities and neighborhoods are encountering problems with liquor licenses, and he is hopeful that the Director would look at those situations and allow the people who live in those communities to have a voice. Ms. Morrison responded that she understands the concerns of the cities and neighborhoods. She commented that last week she met with a member of the Scottsdale City Council, who expressed that same sentiment. She indicated that if information is provided regarding city protests, there would be a better flow of information and education as to why a local governing board is opposed to a licensee.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Leesa Berens Morrison as Director of the Department of Liquor Licenses and Control. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 8).**

### **Carlo L. Leone – Member, Board of Manufactured Housing – CONFIRMATION**

**Carlo L. Leone** stated he is a City Councilman in Peoria. He said he has resided in manufactured mobile homes for approximately 20 years in Utah, California and Arizona. He noted that he represents four mobile home parks in his area and also deals with housing and development projects. He said he looks forward to serving on the Board of Manufactured Housing.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Carlo L. Leone as a Member of the Board of Manufactured Housing. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 9).**

### **Craig P. Cox – Member, Board of Manufactured Housing – CONFIRMATION**

---

## GOVERNOR'S APPOINTMENTS (Continued)

---

**Craig P. Cox** stated this is the third appointment to this Board, and he is pleased to be reappointed. He said he has been involved with manufactured housing lending for approximately 14 years in Arizona.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Craig P. Cox as a Member of the Board of Manufactured Housing. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 10).**

### **Roger M. Wendt – Member, Board of Manufactured Housing – CONFIRMATION**

**Roger M. Wendt** stated the nomination represents his fourth appointment to this Board since 1976, and he said he would be pleased to continue his service.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Roger M. Wendt as a Member of the Board of Manufactured Housing. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 11).**

### **Ross E. Wait - Member, Board of Manufactured Housing – CONFIRMATION**

**Kari Hoel, Deputy Director, Boards and Commission, Governor's Office**, stated that she is representing **Ross E. Wait** who regretfully could not be present today. She said Mr. Wait is being reappointed to the board, and is currently serving as chair of that board.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Ross E. Wait as a Member of the Board of Manufactured Housing. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 12).**

### **Mark Steven Homan – Member, Arizona Neighborhood Preservation and Investment Commission – CONFIRMATION**

**Mark Steven Homan** stated he is on the faculty of Pima Community College in Tucson, and has also taught at Arizona State University and Northern Arizona University. He said he has worked with many neighborhood groups and looks forward to serving on the Arizona Neighborhood Preservation and Investment Commission. In response to Senator Leff, he explained that the Commission collects funds primarily from federal grants as well as from some local and State sources, but not through regular appropriations. He said the Commission works with municipalities to undertake projects in neighborhoods to strengthen those areas. He referred to Senator Blendu's earlier comments regarding liquor licenses and said those issues have severe impacts on neighborhoods. He pointed out that it is nice to reaffirm neighborhood power in those situations.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Mark Steven Homan as a Member of the Arizona**

---

## GOVERNOR'S APPOINTMENTS (Continued)

---

**Neighborhood Preservation and Investment Commission. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 13).**

### **Debra Runbeck – Member, Structural Pest Control Commission – CONFIRMATION**

**Debra Runbeck** stated she has been a practicing attorney in Phoenix since 1988, and looks forward to being confirmed as a member of the Structural Pest Control Commission.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Debra Runbeck as a Member of the Structural Pest Control Commission. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 14).**

### **Dr. Paul Baker – Member, Structural Pest Control Commission – CONFIRMATION**

**Lisa Gervase, Director, Structural Pest Control Commission,** stated that **Dr. Paul Baker** could not be present today because he is attending an out-of-town conference. She said he is a faculty member of the University of Arizona, is the entomologist member of the seven-member Commission, and is also the State Pesticide Coordinator. She said the Commission is pleased that Dr. Baker has been nominated and looks forward to his confirmation.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Paul Baker as a Member of the Structural Pest Control Commission. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 15).**

### **Virgil G. Robinson – Member, Structural Pest Control Commission – CONFIRMATION**

**Lisa Gervase, Director, Structural Pest Control Commission,** stated that **Virgil G. Robinson** is one of the three industry members of the Commission and is the only member from northern Arizona. She said Mr. Robinson has served a three-year term and this nomination is a reappointment to a second three-year term.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Virgil G. Robinson as a Member of the Structural Pest Control Commission. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 16).**

---

**GOVERNOR'S APPOINTMENTS (Continued)**

---

**Thomas L. Allen - Member, Structural Pest Control Commission – CONFIRMATION**

**Lisa Gervase, Director, Structural Pest Control Commission**, stated that **Thomas L. Allen** is a microbiologist and also holds a chemistry degree. She said Mr. Allen is the Director of Operations for Aerotech Laboratories, and will be one of the three public members of the Commission. She said the Commission is very pleased to have Mr. Allen nominated, and she noted he is also a City Councilman in the City of Surprise.

Senator Leff announced the individuals who registered their position on this nomination (Attachment A).

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Thomas L. Allen as a Member of the Structural Pest Control Commission. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 17).**

**Sylvia Arena – Member, Veterinary Medical Examining Board – CONFIRMATION**

**Sylvia Arena** stated she would be pleased to serve on the Veterinary Medical Examining Board. She said she has served on a voluntary basis for several years on the Investigative Committee of the Board.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Sylvia Arena as a Member of the Veterinary Medical Examining Board. The motion CARRIED by a roll call vote of 5-0-4 (Attachment 18).**

**Robert Kritsberg – Member, Veterinary Medical Examining Board – CONFIRMATION**

**Kari Hoel, Deputy Director, Boards and Commission, Governor's Office**, stated that **Dr. Robert Kritsberg** could not be present today because he is out of State on a work assignment. She said he has been nominated for reappointment on the Veterinary Medical Examining Board. She commented that Dr. Kritsberg has been a veterinarian in Glendale and other areas for approximately 30 years, and is currently co-owner of Apollo Animal Hospital in Glendale.

**Senator Blendu moved that the Committee on Commerce recommend to the full Senate the CONFIRMATION of Robert Kritsberg as a Member of the Veterinary Medical Examining Board. The motion CARRIED by a roll call vote of 6-0-3 (Attachment 19).**

There being no further business, the meeting adjourned at 9:45 a.m.

Respectfully submitted,

---

**GOVERNOR'S APPOINTMENTS (Continued)**

---

Nancy L. DeMichele  
Committee Secretary

(Tapes and attachments on file in the Secretary of the Senate's Office/Resource Center, Room 115.)