

ARIZONA STATE SENATE

46TH LEGISLATURE SECOND REGULAR SESSION

MINUTES OF COMMITTEE ON APPROPRIATIONS

DATE: April 7, 2004

TIME: 1:30 p.m.

ROOM: SHR 109

CHAIRMAN: Senator Burns

VICE CHAIRMAN: Senator Waring

ANALYST: Carolyn Atwater

INTERN: Nicholas Klingerman

ASSISTANT

ANALYST: Kim Martineau

COMMITTEE

SECRETARY: Melissa C. Upshaw

ATTENDANCE

BILLS

<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Anderson	X			HB 2023	DPA
Senator Arzberger	X			HB 2089	DP
Senator Bee	X			HB 2097	FAILED
Senator Cannell	X			HB 2100	DPA/SE
Senator Giffords	X			HB 2171	DISC/HELD
Senator Harper	X			HB 2172	DPA
Senator Martin	X			HB 2197	DPA
Senator Mead	X			HB 2265	DPA/SE
Senator Rios	X			HB 2435	DP
Senator Soltero	X			HB 2452	DP
Senator Verschoor	X			HB 2470	DPA
Senator Waring, Vice Chairman	X			HB 2495	DP
Senator Burns, Chairman	X			HB 2543	DPA
				HB 2591	DP
				HB 2593	DP
				HCR 2001	DP
				HCR 2009	DP

PRESENTATIONS

Chairman Burns called the meeting to order at 1:50 p.m. and attendance was noted.

APPROVAL OF MINUTES

Chairman Burns stated that without objection the minutes of March 24, 2004 were approved as distributed.

CONSIDERATION OF BILLS

HB 2171 – prime contracting; design-build contracts – DISCUSSION/HELD

Kerri Morey, Senate Natural Resources and Transportation Committee Analyst, explained the 4-page Burns strike everything amendment to HB 2171 dated 4/5/04 at 12:15 p.m. (Attachment A).

David Felix, Assistant Director, Criminal Justice Support Division/Arizona Department of Public Safety, testified as neutral to HB 2171, and responded to questions from the Committee.

Richard Bohan, Legislative Liaison, Maricopa County Board of Supervisors, testified that the County supports the concept of the bill, but is opposed the use of the Highway User Revenue Fund (HURF) to fund the Arizona Public Safety Communications Commission (Commission).

Mark Barnes, Lobbyist, Pinal County Board of Supervisors, distributed a handout (Attachment B) and testified in opposition to the bill. He stated that they support fixing interoperability, but oppose the use of HURF monies to fund the Commission.

Michael Racy, Lobbyist, Pima County Board of Supervisors and Town of Marana, testified that they support the purpose of the bill, but opposed the use of HURF monies to fund the Commission. Mr. Racy responded to questions from the Committee.

Tim Hill, Legislative Liaison, Professional Firefighters of Arizona, testified in opposition to the use of HURF monies to fund the Commission, and responded to questions from the Committee.

Senator Burns announced HB 2171 would be HELD.

Russell Bowers, Executive Director, Arizona Rock Products Association, testified in opposition to the bill.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

HB 2023 – public utilities; technical correction (now: nonappropriated monies; report) – DO PASS AMENDED

HCR 2001 – federal monies; agency receipts; expenditures – DO PASS

Carolyn Atwater, Senate Assistant Research Director/Appropriations Committee Analyst, explained HB 2023, and the 2-line Burns amendment dated 4/2/04 at 9:03 a.m.

Ms. Atwater stated that staff would be presenting another bill, HCR 2001, that works together with HB 2023.

Nicholas Klingerman, Senate Appropriations Committee Intern, explained HCR 2001.

Senator Waring moved HB 2023 be returned with a DO PASS recommendation.

Senator Waring moved the 2-line Burns amendment dated 4/2/04 at 9:03 a.m. be ADOPTED (Attachment D).

Representative Nelson, bill sponsor, further explained HB 2023 and HCR 2001. Representative Nelson expressed his concerns with the 2-line Burns amendment, and responded to questions from the Committee.

Representative Thompson provided additional information about HB 2023 and HCR 2001. He also stated his support of the 2-line Burns amendment.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

The motion CARRIED by a voice vote.

Senator Waring moved HB 2023 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-4-0 (Attachment #1).

Senator Waring moved HCR 2001 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 8-4-1 (Attachment #2).

HB 2495 – AHCCCS; eligibility; redetermination. (now: interpreter training; hearing impaired; appropriation) – DO PASS

Dustin Alvarado, Senate Health Committee Intern, explained HB 2495.

Representative Thompson, bill sponsor, further explained HB 2495.

Cindy Volk, Adjunct Assistant Professor, University of Arizona, deferred to **Marian Kaanon, Planner and Public Relations Coordinator, Arizona Commission for the Deaf and Hard of Hearing**, to give a general overview of HB 2495.

Ms. Kaanon provided background information about the bill.

Kay Hilder, Director, Interpreter Preparation Program, Phoenix College, testified in support of HB 2495.

Michael Ubowski, Chairperson, Arizona Commission for the Deaf and the Hard of Hearing, and President of Connecting Arizona Advocates for Deaf, testified in support of HB 2495.

Thomas Posedly, President, Arizona Association of the Deaf, representing himself, testified in support of HB 2495.

Senator Burns announced the individuals who registered their support of the bill (Attachment C).

Senator Waring moved HB 2495 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-3 (Attachment #3).

HB 2435 – state veterans’ home facility – DO PASS

Nicholas Klingerman, Senate Appropriations Committee Intern, explained HB 2435.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2435 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-4 (Attachment #4).

HB 2089 – federal assistance monies; distribution – DO PASS

Julie Keane, Senate Health Committee Analyst, explained HB 2089.

Joan Serviss, Research Specialist, County Supervisors Association of Arizona, testified in support of HB 2089.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2089 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-4 (Attachment #5).

HB 2097 – teachers conviction; technical correction (now: school budget; utility adjustments) – FAILED

Ms. Atwater explained the 7-page Burns strike everything amendment dated 4/5/04 at 2:57 p.m. Ms. Atwater responded to questions from the Committee.

Representative Graf testified in support of the strike everything amendment to HB 2097, and responded to questions from the Committee.

Stuart Watkins, representing himself, testified in support of the strike everything amendment to the bill, and responded to questions from the Committee.

Cathy Connolly, Executive Director, League of Arizona Cities and Towns, testified in opposition to the strike everything amendment.

Ted C. Poelstra, representing himself, testified in support of the strike everything amendment.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2097 be returned with a DO PASS recommendation.

Representative Bustamante testified in opposition to the strike everything amendment.

Senator Waring moved the 7-page Burns strike everything amendment dated 4/5/04 at 2:57 p.m. be ADOPTED (Attachment E). The motion CARRIED by a voice vote.

Senator Waring moved HB 2097 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 4-9-0 (Attachment #6).

HB 2100 – schools; transportation support level – DO PASS AMENDED/STRIKE EVERYTHING

Ms. Atwater explained the following proposed amendments:

- 3-page Burns strike everything amendment dated 4/5/04 at 1:00 p.m.
- 3-page Burns amendment to the strike everything amendment dated 4/6/04 at 2:51 p.m.

Phil MacDonnell, Lobbyist, representing Hayden-Winkelman Unified School District, testified in support of HB 2100. Mr. MacDonnell provided background information about the bill, and responded to questions from the Committee.

Jan Marino, Engineer, Honeywell Inc., representing self, testified in support of HB 2100, and responded to questions from the Committee.

Representative Bustamante testified in support of HB 2100, and responded to questions from the Committee.

Jeff Gregorich, Superintendent, Hayden-Winkelman School District, testified in support of HB 2100.

Michael Hunter, Vice President, Arizona Tax Research Association, registered in support of HB 2100, responded to questions from the Committee.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2100 be returned with a DO PASS recommendation.

Senator Waring moved the 3-page Burns strike everything amendment dated 4/5/04 at 1:00 p.m. be adopted (Attachment F).

Senator Waring moved the 3-page Burns amendment dated 4/6/04 at 2:51 p.m. to the 3-page Burns strike everything amendment dated 4/6/04, 2:51 p.m. be ADOPTED (Attachment G).

Jean Slader, representing herself, testified in support of HB 2100.

The motion CARRIED by a voice vote.

Senator Waring moved the 3-page Burns strike everything amendment dated 4/5/04 at 1:00 p.m. AS AMENDED be ADOPTED. The motion CARRIED by a voice vote.

Senator Waring moved HB 2100 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 11-1-1 (Attachment #7).

HB 2172 – health care directives; registry – DO PASS AMENDED

Melissa Francis, Senate Health Committee Intern, explained HB 2172 and the 11-line Burns amendment dated 4/2/04 at 11:30 a.m.

Representative Gullett, bill sponsor, stated that she was present on behalf of **Jan Brewer, Arizona Secretary of State**, who could not be here to testify on HB 2172. Representative Gullett briefly commented on the bill, and informed the Committee that **Susan Goldwater Levine, Executive Director, Hospice of the Valley**, was present to provide additional information on the bill.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2172 be returned with a DO PASS recommendation.

Senator Burns stated that his 11-line amendment dated 4/2/04 at 11:30 a.m. would be voted on in Committee and that it would be withdrawn on the Senate floor, so that Senator Verschoor's proposal for a floor amendment could be offered as a substitute to the Appropriations Committee amendment.

Senator Waring moved the 11-line Burns amendment dated 4/2/04 at 11:30 a.m. be ADOPTED (Attachment H). The motion CARRIED by a voice vote.

Senator Waring moved HB 2172 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 11-0-2 (Attachment #8).

HB 2197 – statewide emergency trauma system – DO PASS AMENDED

Ms. Keane explained HB 2197.

Representative Gullett, bill sponsor, provided further information about the bill.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Ms. Atwater explained the 3-line Burns amendment dated 4/2/04 at 10:57 a.m.

Senator Anderson moved HB 2197 be returned with a DO PASS recommendation.

Senator Anderson moved the 3-line Burns amendment dated 4/2/04 at 10:57 a.m. be ADOPTED (Attachment I). The motion CARRIED by a voice vote.

Senator Anderson moved HB 2197 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-3 (Attachment #9).

HB 2265 – schools; desegregation; capital outlay – DO PASS AMENDED/STRIKE EVERYTHING

Julie Keane, Senate Health Committee Analyst, explained the 22-line Bee strike everything amendment dated 4/5/04 at 10:59 a.m.

Senator Waring moved HB 2265 be returned with a DO PASS recommendation.

Senator Waring moved the 22-line Bee strike everything amendment dated 4/5/04 at 10:59 a.m. (Attachment J).

Senator Hellon provided additional information about the bill. She pointed out that there were a number of people who signed up against the bill, and that it was her assumption that they were against the underlying bill and not the strike everything amendment. However, she said she could not speak for them. Senator Hellon informed the Committee that **Leslie Boyer, Medical Director, Arizona Poison Center**, was present to answer their questions if any.

Senator Burns announced the individuals who registered their position on the bill (Attachment C). Senator Burns said he believes, as Senator Hellon mentioned, that the individuals who registered in opposition to the bill are concerned about the underlying bill.

The motion CARRIED by a voice vote.

Senator Waring moved HB 2265 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 12-1-0 (Attachment #10).

HB 2452 – sex offender registration fee; collection (now: sex offenders; identification; monitoring) – DO PASS

Barbara Guenther, Senate Family Services Committee Analyst, explained HB 2452.

Representative Pearce, bill sponsor, provided further information about the bill, and responded to questions from the Committee.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2452 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 11-0-2 (Attachment #11).

HB 2470 – state buildings; relifing study (now: life extension study; state buildings) – DO PASS AMENDED

Pamela Gallagher, Senate Government Committee Intern, explained HB 2470. Ms. Gallagher also explained the 7-line Burns amendment dated 4/1/04 at 2:38 p.m.

Alan Ecker, Legislative Liaison, Arizona Department of Administration (ADOA), stated that ADOA supports the 7-line Burns amendment and they are neutral on the bill.

Julian Anderson, representing himself, testified in support of HB 2470.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2470 be returned with a DO PASS recommendation.

Senator Waring moved the 7-line Burns amendment dated 4/1/04 at 2:38 p.m. be ADOPTED (Attachment K). The motion CARRIED by a voice vote.

Senator Waring moved HB 2470 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 11-0-2 (Attachment #12).

HB 2543 – hearing and speech professions; fund – DO PASS AMENDED

Julie Keane, Senate Health Committee Analyst, explained HB 2543. Ms. Keane also explained the 15-line Burns amendment dated 4/5/04 at 4:15 p.m.

Senator Waring moved HB 2543 be returned with a DO PASS recommendation.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved the 15-line Burns amendment dated 4/5/04 at 4:15 p.m. be ADOPTED (Attachment L). The motion CARRIED by a voice vote.

Senator Waring moved HB 2543 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-1-2 (Attachment # 13).

HB 2591 – retired race horses; adoption; surcharge – DO PASS

Kim Martineau, Senate Appropriations Committee Assistant Analyst, explained HB 2591.

Representative Chase, bill sponsor, provided additional information about the bill, and responded to questions from the Committee.

John Mangum, Lobbyist, representing Turf Paradise Racetrack, responded to questions from the Committee.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HB 2591 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 11-1-1 (Attachment #14).

HB 2593 – family college savings program – DO PASS

Kristina Boone, Senate Research Assistant Analyst, explained HB 2593.

John Mangum, Lobbyist, representing the Arizona Private Schools Association, testified in support of HB 2593, and responded to questions from the Committee.

Senator Waring moved HB 2593 be returned with a DO PASS recommendation.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

The motion CARRIED with a roll call vote of 11-0-2 (Attachment #15).

HCR 2009 – initiatives; filing date – DO PASS

Representative Quelland, bill sponsor, provided information about the bill and responded to questions from the Committee.

Cindy Bailey, Senate Judiciary Committee Analyst, further explained HCR 2009.

Eric Ehst, representing Arizona League of Women Voters, testified in opposition to HCR 2009, and responded to questions from the Committee.

Sandy Bahr, Conservation Director, Sierra Club – Grand Canyon Chapter, testified in opposition to HCR 2009.

Karen Osborne, Elections Director, Maricopa County Elections, registered in support of the bill, and responded to questions from the Committee.

Senator Burns announced the individuals who registered their position on the bill (Attachment C).

Senator Waring moved HCR 2009 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 7-5-1 (Attachment #16).

There being no further business, the meeting was adjourned at 6:25 p.m.

Respectfully submitted,

Melissa C. Upshaw
Committee Secretary

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