

ARIZONA STATE SENATE

47TH LEGISLATURE
FIRST REGULAR SESSION

MINUTES OF COMMITTEE ON APPROPRIATIONS

DATE: April 5, 2005 **TIME:** 1:30 p.m. **ROOM:** SHR 109

CHAIRMAN: Senator Burns **VICE CHAIRMAN:** Senator Huppenthal

ANALYST: Carolyn Atwater **COMMITTEE SECRETARY:** Melissa C. Upshaw

INTERN: Bill Boyd

ATTENDANCE

BILLS

<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Arzberger	X			HB 2079	FAILED
Senator Cannell	X			HB 2174	DPA/SE
Senator Garcia	X			HB 2418	DPA/SE
Senator Giffords	X			HB 2459	DP
Senator Gould	X			HB 2472	NOT HEARD
Senator Harper	X			HB 2498	DP
Senator Johnson	X			HB 2499	DPA/SE
Senator Martin	X			HB 2621	DP
Senator Waring	X			HB 2647	DPA
Senator Huppenthal, Vice-Chairman	X				
Senator Burns, Chairman	X				

PRESENTATIONS

Chairman Burns called the meeting to order at 1:40 p.m. and attendance was noted.

APPROVAL OF MINUTES

Senator Burns moved the following minutes be approved:

- **February 28, 2005**
- **March 1, 2005 at 1:30 p.m.**
- **March 2, 2005 at 10:00 a.m.**
- **March 2, 2005 at 1:30 p.m.**
- **March 3, 2005**
- **March 7, 2005 at 10:00 a.m.**
- **March 7, 2005 at 1:30 p.m.**
- **March 8, 2005 at 10:00 a.m.**
- **March 15, 2005**
- **March 17, 2005**
- **March 29, 2005**

Without objection, the minutes were approved as distributed.

CONSIDERATION OF BILLS

HB 2498 – schools; desegregation; expenses; budgets – DO PASS

Dallas Gold, Senate Higher Education and K-12 Education Committee Analyst, explained HB 2498.

Representative Huffman, bill sponsor, provided additional information about the bill, and answered questions posed by the Committee members.

Michael Hunter, Vice President, Arizona Tax Research Association (ATRA), testified in support of HB 2498.

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

Senator Huppenthal moved HB 2498 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 7-4-0 (Attachment 1).

HB 2459 – board of dispensing opticians; fees – DO PASS

Brandon Martin, Senate Health Committee Intern, explained HB 2459.

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

Senator Huppenthal moved HB 2459 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 8-3-0 (Attachment 2).

HB 2418 – AIMS test; learning disabled children – DO PASS AMENDED/STRIKE EVERYTHING

Carolyn Atwater, Senate Appropriations Committee Analyst, explained the Burns 30-page strike-everything amendment to HB 2418 dated 4/1/05 at 9:15 a.m. (Attachment B). She also explained the following proposed amendments to the strike-everything amendment:

- Burns seven-line amendment dated 4/4/05 at 1:46 p.m. (Attachment C)
- Arzberger eight-line amendment dated 4/4/05 at 3:09 pm. (Attachment D)
- Arzberger seven-line amendment dated 4/4/05 at 3:09 p.m. (Attachment E)
- Arzberger four-line amendment dated 4/4/05 at 4:50 p.m. (Attachment F)

Ms. Atwater noted that the Arzberger eight-line and seven-line amendments were almost identical. The eight-line Arzberger amendment would provide exemptions to school districts located on Indian reservations and in counties with primary net assessed valuation of less than \$900 million.

Representative Anderson, bill sponsor, provided additional information about the bill and answered questions from the members.

Keith Crandell, Governing Board member, East Valley Institute of Technology (EVIT), testified in opposition to the strike-everything amendment.

Michael Hunter, Vice President, Arizona Tax Research Association (ATRA), testified in opposition to the strike-everything amendment and answered questions from the members.

Greg Donovan, Superintendent, Governing Board member, Western Maricopa Education Center (West-MEC), testified in opposition to the strike-everything amendment.

James Leshner, Superintendent, Sanders Unified School District #18, testified in opposition to the strike-everything amendment and provided suggestions on how the Joint Technological Education Districts (JTED) could be improved.

Karen Leshner, Superintendent, Northeastern Arizona Technological Institute of Vocational Education (NATIVE), testified in opposition to the strike-everything amendment.

Michael Bradley, representing the Chandler Unified School District, Deer Valley Unified School District and West-MEC, testified in opposition to the strike-everything amendment and responded to questions from the members.

Chester Crandell, Superintendent, Northern Arizona Vocational Institute of Technology (NAVIT), testified in opposition to the strike-everything amendment and answered questions.

Kathryn Hollenback, Superintendent, Central Arizona Valley Institute of Technology, testified in opposition to the strike-everything amendment and provided suggestions on how JTED could be improved.

Dean Phillips, Superintendent, Gila Institute for Technology, testified in opposition to the strike-everything amendment. Mr. Phillips said he would endorse the comments made by the previous speakers who testified in opposition to the strike-everything amendment.

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

Senator Huppenthal moved HB 2418 be returned with a DO PASS recommendation.

Senator Huppenthal moved the Burns 30-page strike-everything amendment dated 4/1/05 at 9:15 a.m. be ADOPTED.

Senator Huppenthal moved the seven-line Burns amendment dated 4/4/05 at 1:46 p.m. be ADOPTED. The motion CARRIED by voice vote.

Senator Arzberger briefly explained her eight-line amendment.

Senator Arzberger moved her eight-line amendment dated 4/4/05 at 3:09 p.m. be ADOPTED. The motion CARRIED by voice vote.

Senator Arzberger explained her four-line amendment.

Steve Schimpp, Assistant Director, Joint Legislative Budget Committee (JLBC), answered questions regarding the Arzberger four-line amendment.

The Arzberger four-line amendment was not offered.

Senator Huppenthal moved the Burns 30-page strike-everything amendment, AS AMENDED, be ADOPTED. The motion CARRIED by voice vote.

Senator Huppenthal moved HB 2418 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-5-0 (Attachment 3).

HB 2079 – community college boards; technical correction(now: higher education; funding; reform) – FAILED

Mr. Gold explained HB 2079 and the proposed two-line Huppenthal amendment dated 3/31/05 at 2:42 p.m.

Representative Knaperek, bill sponsor, provided additional information about the bill.

Jake Corey, Senior Fiscal Analyst, JLBC, answered questions from the members.

Greg Fahey, Associate Vice President, Government Relations, University of Arizona, testified in opposition to the bill and answered questions.

Don Isaacson, Lobbyist, Independent College and Universities of Arizona and University of Phoenix, testified in opposition to the bill.

Dr. Rufus Glasper, Chancellor, Maricopa Community Colleges, testified in support of the bill and the amendment.

Linda Thor, President, Rio Salado College, testified in support of the bill and the amendment.

Dr. John Kavanagh, Professor, Scottsdale Community College and Fountain Hills Councilperson, testified in support of the bill.

Adrianna Coronel, student, Phoenix College, testified in support of the bill.

Jared Such, student, Glendale Community College, testified in support of the bill.

Michael Hunter, Vice President, ATRA, testified in opposition to the bill.

Paulina Vazquez-Morris, Board Counsel, Arizona Board of Regents, testified in opposition to the bill.

Tom Dorn, Lobbyist, University of Phoenix, testified in opposition to the bill.

Senator Huppenthal moved HB 2079 be returned with a DO PASS recommendation.

Senator Huppenthal moved his two-line amendment dated 3/31/05 at 2:42 p.m. be ADOPTED (Attachment G). The motion CARRIED by voice vote.

Senator Huppenthal moved HB 2079 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 5-6-0 (Attachment 4).

HB 2499 – new schools; lease-purchase phaseout – DO PASS AMENDED/STRIKE EVERYTHING

Nadine Sapien, Senate Transportation Committee Analyst, explained the Cannell seven-page strike-everything amendment to HB 2499 dated 4/1/05 at 1:30 a.m. She also explained the Burns two-line amendment to the strike-everything amendment dated 4/4/05 at 4:58 p.m.

Senator Chevront, Legislative District 15, distributed a handout (Attachment H) and provided additional information about the proposed strike-everything amendment.

Senator Johnson moved HB 2499 be returned with a DO PASS recommendation.

Senator Cannell moved his seven-page strike-everything amendment dated 4/1/05 at 1:30 a.m. be ADOPTED (Attachment I).

Senator Johnson moved the Burns two-line amendment dated 4/4/05 at 4:58 p.m. be ADOPTED (Attachment J). The motion CARRIED by voice vote.

Senator Cannell moved his seven-page strike-everything amendment, AS AMENDED, be ADOPTED.

Senator Johnson moved HB 2499 be returned with an AS AMENDED, DO PASS recommendation.

Kevin Adam, Legislative Coordinator, League of Arizona Cities and Towns, testified in opposition to the strike-everything amendment.

Without objection, Senator Johnson withdrew her motion.

Senator Cannell moved his seven-page strike-everything amendment, AS AMENDED, be ADOPTED. The motion CARRIED by voice vote.

Senator Johnson moved HB 2499 be returned with an AS AMENDED, DO PASS recommendation.

Scott Butler, Intergovernmental Affairs Assistant, City of Mesa, testified in opposition to the strike-everything amendment.

Mara Kelly, Lobbyist, International Council of Shopping Centers, testified in opposition to the strike-everything amendment.

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

Senator Waring informed the Committee that the Arizona Education Association opposed the underlying bill and had no position on the proposed strike-everything amendment.

The motion CARRIED with a roll call vote of 10-0-1 (Attachment 5).

HB 2472 – ASRS; payroll deduction agreements; purchases – NOT HEARD

Senator Burns announced that HB 2472 was withdrawn from the Senate Appropriations Committee.

HB 2174 – emergency drought transfers – DO PASS AMENDED/STRIKE EVERYTHING

Fred Breedlove, Senate Natural Resources and Rural Affairs Committee Analyst, explained the Burns two-page strike-everything amendment to HB 2174 dated 3/31/05, 8:26 a.m., and the Burns three-line amendment to the strike-everything amendment dated 4/4/05 at 3:39 p.m.

Herb Guenther, Director, Arizona Department of Water Resources, testified in support of the strike-everything amendment.

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

Senator Johnson moved HB 2174 be returned with a DO PASS recommendation.

Senator Johnson moved the Burns two-page strike-everything amendment dated 3/31/05 at 8:26 a.m. be ADOPTED (Attachment K).

Senator Johnson moved the Burns three-line amendment dated 4/4/05 at 3:39 p.m. be ADOPTED (Attachment L). The motion CARRIED by voice vote.

Senator Johnson moved the Burns two-page strike-everything amendment, AS AMENDED, be ADOPTED. The motion CARRIED by voice vote.

Senator Johnson moved HB 2174 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-1-1 (Attachment 6).

HB 2647 – liquor; omnibus – DO PASS AMENDED

Brandy Martin, Senate Commerce and Economic Development Committee Analyst, explained HB 2647 and the following proposed amendments:

- Burns six-page amendment to HB 2647 dated 4/4/05 at 3:32 p.m.
- Burns four-line amendment to the Burns six-page amendment dated 4/5/05 at 11:39 a.m.
- Garcia 12-line amendment to HB 2647 dated 4/4/05 at 3:56 p.m.

Senator Johnson moved HB 2647 be returned with a DO PASS recommendation.

Senator Johnson moved the Burns six-page amendment dated 4/4/05 at 3:32 p.m. be ADOPTED (Attachment M). The motion CARRIED by voice vote.

Senator Burns informed the Committee that the Burns four-line amendment was distributed late. He also explained the amendment was a correction offered by the Department of Liquor Licenses and Control. Without objection, the Burns four-line amendment was offered.

Senator Johnson moved the Burns four-line amendment dated 4/5/05 at 11:39 a.m. be ADOPTED (Attachment N).

Without objection, Senator Johnson withdrew her motion to adopt the Burns six-page amendment.

Senator Johnson moved the Burns four-line amendment dated 4/5/05 at 11:39 a.m. be ADOPTED. The motion CARRIED by voice vote.

Senator Johnson moved the Burns six-page amendment, AS AMENDED, be ADOPTED. The motion CARRIED by voice vote.

Senator Garcia moved his 12-line amendment dated 4/4/05 at 3:56 p.m. be ADOPTED (Attachment O).

Senator Burns stated that he would stand in opposition to the 12-line Garcia amendment.

Senator Garcia's motion FAILED by voice vote.

Senator Johnson moved HB 2647 be returned with an AS AMENDED, DO PASS recommendation.

Donna Neill, Director, Neighborhood Activists Inter-Linked Empowerment Movement, testified in support of the bill.

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

The motion CARRIED with a roll call vote of 8-2-1 (Attachment 7).

HB 2621 - retiree health insurance; rural subsidy – DO PASS

Sean Laux, Senate Finance Committee Analyst, explained HB 2621.

Senator Johnson moved HB 2621 be returned with a DO PASS recommendation.

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

The motion CARRIED with a roll call vote of 8-2-1 (Attachment 8).

There being no further business, the meeting was adjourned at 5:21 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).