

ARIZONA STATE SENATE

47TH LEGISLATURE SECOND REGULAR SESSION

MINUTES OF COMMITTEE ON APPROPRIATIONS

DATE: February 21, 2006 **TIME:** 1:30 p.m. **ROOM:** SHR 109

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

ANALYST: Carolyn Atwater **COMMITTEE SECRETARY:** Bill Ritz

INTERN: Erica Solsten

ATTENDANCE

BILLS

<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Aboud	X			SB 1158	DPA
Senator Arzberger	X			SB 1184	DPA/SE
Senator Cannell	X			SB 1224	HELD
Senator Garcia	X			SB 1251	DPA/SE
Senator Gould	X			SB 1267	DP
Senator Harper	X			SB 1275	DP
Senator Johnson	X			SB 1299	DP
Senator Martin	X			SB 1300	DP
Senator Waring	X			SB 1323	DP
Senator Huppenthal, Vice Chairman	X			SB 1335	DPA
Senator Burns, Chairman	X			SB 1355	DP
				SB 1371	DP
				SB 1376	DPA
				SB 1397	Withdrawn
				SB 1407	DPA
				SB 1412	DPA
				SB 1441	DPA/SE
				SB 1442	DPA
				SB 1443	Withdrawn
				SB 1468	DP
				SB 1508	DP
				SB 1512	DPA/SE
				SB 1550	DP
				SCR 1027	DPA
				SCR 1029	DP

Chairman Burns called the meeting to order at 1:42 p.m. and attendance was noted.

Senator Burns announced SB 1397 and SB 1443 have been withdrawn from the Appropriations Committee.

POSSIBLE ADOPTION OF AGENCY BUDGETS *Possible Senate Motion (Attachment A)*

ARIZONA DEPARTMENT OF TRANSPORTATION – ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Arizona Department of Transportation in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

- **Add \$1,099,500 and 25 Full Time Employee (FTE) Positions from the State Highway Fund in FY 2007 for Motor Vehicle Division customer service staff to reduce customer wait time and add the following footnote: It is the intent of the Legislature that the Motor Vehicle Division may use seasonal and temporary customer service positions to help staff Motor Vehicle Division field offices.**
- **Add \$166,500 and 4 FTE Positions from the State Highway Fund in FY 2007 for Motor Vehicle Division call center staff to reduce telephone wait time to speak to a Motor Vehicle Division employee.**
- **Add \$163,800 and 2 FTE Positions from the Motor Vehicle Liability Insurance Enforcement Fund in FY 2007 to improve supervisor coverage at the Nogales and Lukeville ports-of-entry.**
- **Add a total of \$265,200 and 6 FTE Positions in FY 2007, including \$176,800 and 4 FTE Positions from the State Highway Fund and \$88,400 and 2 FTE Positions from the Motor Vehicle Liability Insurance Enforcement Fund, for Motor Vehicle Division staff to eliminate the waiting list for private entities to become authorized third parties pursuant to A.R.S. § 28-5101 to administer title and registration services. Add the following footnote: It is the intent of the Legislature that this funding will not be continued in FY 2008 if the number of title and registration third parties does not reach 145 by December 31, 2006.**
- **Add \$88,400 and 2 FTE Positions from the Vehicle Inspection and Title Enforcement Fund in FY 2007 for Motor Vehicle Division staff to eliminate the waiting list for private entities to become authorized third parties pursuant to A.R.S. § 28-5101 to administer vehicle identification number inspections. Add the following footnote: It is the intent of the Legislature that this funding will not be continued in FY 2008 if the waiting list for vehicle identification number inspection third parties is not eliminated by December 31, 2006.**
- **Change the name of the Motor Vehicle Division special line item from “Third Party Drivers Licenses” to “New Third Party Funding,” and transfer \$113,400 and 3 FTE Positions for title and registration quality assurance from the operating budget to the special line.**
- **Add the following footnote: The New Third Party Funding special line includes a total of \$671,700 and 16 FTE Positions for Motor Vehicle Division third party workload. The amounts include \$318,100 and 8 FTE Positions added in FY 2006, and \$353,600 and 8 FTE Positions added in FY 2007. The FY 2006 amounts added \$113,400 and 3 FTE Positions for title and registration quality assurance, and**

\$204,700 and 5 FTE Positions to allow commercial driver schools and up to 15 motorcycle dealers to become authorized third parties to administer their respective driver license examination. The FY 2007 amounts include \$265,200 and 6 FTE Positions to contract with 145 authorized title and registration third parties and \$88,400 and 2 FTE Positions to eliminate the vehicle identification number inspections waiting list.

- **Delete the JLBC recommended third party reporting footnote and replace it with the following: ~~The appropriation for the Motor Vehicle Division includes an increase of \$140,000 and 3 FTE Positions for increased workload in third party quality assurance.~~ The department shall submit quarterly progress reports to the Joint Legislative Budget Committee for review of their progress in increasing third party transactions, the status of MOTOR VEHICLE DIVISION third party ~~quality assurance~~ staffing, workload, backlog and the moratorium on accepting new third parties. THE QUARTERLY PROGRESS REPORT SHALL ALSO INCLUDE THE NUMBER OF ENTITIES ON THE THIRD PARTY WAITING LISTS. THE QUARTERLY REPORT SHALL ADDRESS TITLE AND REGISTRATION, VEHICLE IDENTIFICATION NUMBER INSPECTION, COMMERCIAL DRIVER LICENSE EXAMINATION, NON-COMMERCIAL DRIVER LICENSE EXAMINATION, COMMERCIAL DRIVER TRAINING SCHOOL, NON-COMMERCIAL DRIVER TRAINING SCHOOL, AND TRAFFIC SURVIVAL SCHOOL. The reports are due within 30 days after the end of each calendar quarter.**
- **Add the following footnote: It is the intent of the Legislature that the Arizona Department of Transportation identify in their FY 2008 budget request the total third party staff resources.**
- **Add the following footnote: The Arizona Department of Transportation shall report to the Joint Legislative Budget Committee for review by November 30, 2006, whether the percent of reviewed third party transactions can be reduced below 10% and still retain statistical validity.**

Note: The total FY 2007 increase above the JLBC Baseline is: \$1,442,800 State Highway Fund; \$252,200 Motor Vehicle Liability Insurance Enforcement Fund; and, \$88,400 Vehicle Inspection and Title Enforcement Fund.

Senator Garcia stated there were a number of issues which the Department of Transportation had requested, that are funded with other funds and he would appreciate the consideration of those requests as the budget moves along.

The motion CARRIED by voice vote.

UNIVERSITIES- ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Arizona University System in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

- **Revise the FY 2007 transfer amounts from the Arizona State University – Main Campus operating budget to the ASU-Main Downtown Phoenix Campus Special Line Item, with no net change to the overall budget. The amount of the General**

Fund transfer shall be \$15,401,300 rather than \$18,902,800. The amount of the University Collections Fund transfer shall be \$14,146,900 rather than \$12,381,400.

- Add \$5.7 million to the system from the General Fund in FY 2007 to recognize the Chapter 1 pay raise in the enrollment growth formula and to address additional exemptions in the over 155 credit hour reduction. In addition to the exemptions currently in statute, the following credits shall not be counted towards the credit hour threshold:
 - Credits earned in pursuit of a graduate degree
 - Credits earned in pursuit of a 2nd bachelor's degree
 - Credits earned in pursuit of a teaching certification
 - Credits transferred from a private or out-of-state higher education institution
 - Credits earned by students more than 24 months after the end of their previous enrollment at a state higher education institution
 - Credits earned at a previous institution but not accepted for transfer by the current institution
- It is the intent of this Committee to address university building renewal issues during adoption of the capital budget recommendation.

Senator Aboud stated she is in favor of the \$2 million request by Northern Arizona University.

The motion **CARRIED** by voice vote.

JUDICIARY- ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Judiciary in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

Court of Appeals

- Add \$205,400 from the General Fund (of which \$148,100 is for the Court of Appeals Division I and \$57,300 for the Court of Appeals Division II) in FY 2007 for the annual cost of a Law Clerk market adjustment.
- Add \$33,700 from the General Fund in FY 2007 to the Court of Appeals Division I for a voice-over-internet-protocol telephone system.
- Add \$8,700 from the General Fund in FY 2007 to the Court of Appeals Division I for a lease payment for 40 computers. An additional 80 computers (for a total of 120) would be leased in the next two years at an additional cost.
- Add \$12,800 from the General Fund in FY 2007 to the Court of Appeals Division I to upgrade the position of Senior Desktop/Equipment support position.
- Add \$30,000 from the General Fund in FY 2007 to the Court of Appeals Division I for archiving expenses. This appropriation does not commit the Legislature to provide additional funding in future fiscal years.
- Add \$27,500 in one-time monies from the General Fund in FY 2007 to the Court of Appeals Division II for the replacement of a server.
- Add \$6,000 in one-time monies from the General Fund in FY 2007 to the Court of

- Appeals Division II for a digital postage meter.
- Add \$5,000 from the General Fund in FY 2007 to the Court of Appeals Division II for court security.
- Add \$3,000 from the General Fund in FY 2007 to the Court of Appeals Division II for legal research materials.
- Add \$10,000 from the General Fund in FY 2007 to the Court of Appeals Division II for travel costs.

NOTE: The total FY 2007 General Fund increase for the Court of Appeals above the JLBC Baseline is \$342,100.

Superior Court

- Add a Probation Surcharge Special Line Item to the Superior Court budget. Shift \$2,723,800 from the Judicial Collection Enhancement Fund (JCEF) in the Supreme Courts Automation Special Line Item to the Probation Surcharge Special Line Item. The shift more accurately displays the use of these funds. Add the following footnote:
 - All Judicial Collection Enhancement Fund receipts received by the Administrative Office of the Courts resulting from the probation surcharge in excess of \$2,723,800 in FY 2007 are appropriated to the Superior Court. Before the expenditure of Judicial Collection Enhancement Fund receipts in excess of \$2,723,800 in FY 2007, the Administrative Office of the Courts shall submit the intended use of the monies for review by the Joint Legislative Budget Committee.
- Add the following footnotes:
 - The Administrative Office of the Courts shall include with their FY 2008 budget request, a report indicating on a county-by-county basis, the number of authorized and filled case carrying probation positions and non case carrying positions, distinguishing between Adult Standard, Adult Intensive, Juvenile Standard and Juvenile Intensive. The report shall indicate the level of state probation funding, other state funding, county funding and probation surcharge funding for those positions. The report shall provide this information for FY 2006 actual, FY 2007 estimated and FY 2008 requested amounts.
 - In their FY 2008 budget request the Administrative Office of the Courts (AOC) shall report on the amount of monies from Adult Intensive, Adult Standard, Juvenile Intensive and Juvenile Standard line items that the AOC does not distribute as direct aid to counties. The report shall delineate how the AOC expends these monies that are not distributed as direct aid to counties. The report shall include this information for FY 2006 actual, FY 2007 estimated and FY 2008 requested amounts.

Supreme Court

- Add \$1,400,000 from the General Fund in FY 2007 for the Supreme Court's lease-purchase payment. Reduce \$(646,200) from other appropriated funds including:
 - Confidential Intermediary and Fiduciary Fund - \$(155,300)
 - Court Appointed Special Advocate Fund - \$(91,800)
 - Criminal Justice Enhancement Fund - \$(35,100)
 - Defensive Driving School Fund - \$(162,000)

- Judicial Collection Enhancement Fund - \$(193,700)
- State Aid to the Courts Fund - \$(8,300)

This provides a total of \$3,755,800 from the General Fund to fully fund the Lease-purchase payment for the Supreme Court's building.

- Add \$47,800 from the General Fund in FY 2007 for the annual cost of a Law Clerk market adjustment.
- Modify the existing JLBC footnotes in the Supreme Court budget unit as follows:
 - All Judicial Collection Enhancement Fund receipts received by the Administrative Office of the Courts, from sources other than the probation surcharge, in excess of ~~\$14,919,200~~ \$12,195,400 in FY 2007 are appropriated to the Supreme Court. Before the expenditure of Judicial Collection Enhancement Fund receipts in excess of ~~\$14,919,200~~ \$12,195,400 in FY 2007, the Administrative Office of the Courts shall submit the intended use of the monies for review by the Joint Legislative Budget Committee.
 - The Administrative Office of the Courts shall submit the intended use of any federal-reimbursement monies RECEIVED for review to the Joint Legislative Budget Committee prior to the expenditure.

Senator Cannell offered a substitute motion to the original Huppenthal motion to include the following changes *Substitute Motion (Attachment B)*:

- Add \$3,423,900 from the General Fund in FY 2007 to the Supreme Court.
- Add \$33,700 from the General Fund in FY 2007 to the Court of Appeals, Division One for telephone system improvements.
- Add \$8,700 from the General Fund in FY 2007 to the Court of Appeals, Division One to lease new computers.
- Add \$12,800 from the General Fund in FY 2007 to the Court of Appeals, Division One to upgrade an IT position.
- Add \$30,000 from the General Fund in FY 2007 to the Court of Appeals, Division One for archiving costs.
- Add \$74,050 from the General Fund in FY 2007 to the Court of Appeals, Division One for a law clerk market adjustment.
- Add \$27,500 from the General Fund in FY 2007 to the Court of Appeals, Division Two for technology upgrades.
- Add \$6,000 from the General Fund in FY 2007 to the Court of Appeals, Division Two for a new postage meter.
- Add \$5,000 from the General Fund in FY 2007 to the Court of Appeals, Division Two for court security costs.
- Add \$3,000 from the General Fund in FY 2007 to the Court of Appeals, Division Two for legal research materials.
- Add \$28,650 from the General Fund in FY 2007 to the Court of Appeals, Division Two for a law clerk market adjustment.
- Add \$3,700,000 from the General Fund in FY 2007 to the Superior Court for probation payroll adjustments.

The substitute motion FAILED by voice vote.

The original motion CARRIED by voice vote.

DEPARTMENT OF CORRECTIONS- ADOPTED

Senator Huppenthal moved the JLBC recommendation for the State Department of Corrections in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

- Add \$2,382,600 from the General Fund in FY 2007 to provide a 4.5% increase for private bed contracts comparable to the departmental increase for pay, retirement, and health benefits. In total, provides \$77,846,800 for 4,745 private beds, which includes full-year funding of 2,850 general private beds, 250 emergency beds, 645 beds to offset cancelled Newton County contract, and partial-year funding for 1,000 sex-offender beds.
- Add the following footnote:
 - The Private Prison Per Diem line item includes \$2,382,600 from the General Fund for a 4.5% increase for private prison contracts for facilities located within Arizona that house Arizona inmates as of July 1, 2006. The department shall provide this increase to all applicable contractors by August 1, 2006.
- Reduce \$(2,238,600) from the General Fund to adjust the 1,000 sex-offender bed facility opening date to December 1, 2006.
- Add \$5,825,200 from the General Fund in FY 2007 to fund private provisional bed contracts.
- Add \$1,500,000 one-time monies from the General Fund in FY 2007 to provide for additional and replacement carpool vans.
- Add \$520,800 from the General Fund in FY 2007 for increased gasoline costs to provide total fuel funding of \$2,215,000.
- Add \$3,742,800 from the General Fund in FY 2007 to provide a 6% increase similar to the Arizona Health Care Cost Containment System (AHCCCS) capitation rate increase for health care costs. The increase applies to direct health care costs associated with contracted services, medications, and other medical supplies.
- Add the following footnote:
 - By October 1, 2006, the State Department of Corrections shall report to the Joint Legislative Budget Committee on “off-site” vehicles that are owned by the department and not remain on department property at the end of the work day. These may include “take-home” vehicles as well as vehicles that are stationed off-site of department property at the end of the work day. This list will also include those vehicles that are utilized by department employees and are taken home or parked at a location other than an employee’s residence. The report shall identify all position classifications and their corresponding assignments and locations of all persons who qualify for an off-site vehicle. The report shall indicate the current number of positions and vehicles being utilized as off-site vehicles, the total number of vehicles the department owns by category, and the policy and guidelines relating to take home vehicles.
- Revise session law to also revert \$3,328,200 for the healthcare increase in FY 2007, in addition to the \$4,237,200 in FY 2007 for population growth and

\$11,193,000 in FY 2008 for 3,000 private beds, if the contracts for either the privatization of the operation of Perryville of the 3,000 private beds are not finalized by March 31, 2007.

- **It is the intent of the Committee to consider additional correctional officer pay adjustments later in the budget process.**
- **It is the intent of the Committee that an outside agency will contract for a study of entirely privatizing the provision of health care services.**

Note: The total General Fund FY 2007 increase above the JLBC Baseline is \$11,732,800.

Senator Cannell offered a substitute motion to the original Huppenthal motion to include the following changes *Substitute Motion (Attachment B)*:

FY 2007

- **Add \$39,047,100 from the General Fund in FY 2007 for increased Correctional Officer Pay.**
- **Add \$30,386,500 from the General Fund in FY 2007 to compensate for increased healthcare costs.**

FY 2006

- **Add \$1,189,300 from the General Fund in FY 2006 for increased Correctional Officer Pay.**
- **Add \$26,630,000 from the General Fund in FY 2006 to compensate for increased healthcare costs.**
- **Add \$3,000,000 from the General Fund in FY 2006 for Compensation Time Pay.**

The substitute motion FAILED by voice vote.

The original motion CARRIED by voice vote.

ATTORNEY GENERAL – Department of Law – ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Attorney General in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

- **Reduce \$(500,000) from the General Fund in FY 2007.**

Senator Garcia offered a substitute motion to the original Huppenthal motion to include the following changes:

- **Eliminate the \$(500,000) reduction from the General Fund in FY 2007.**

The substitute motion FAILED by voice vote.

The original motion CARRIED by voice vote.

COMMISSION FOR POSTSECONDARY EDUCATION- ADOPTED

Senator Huppenthal moved the following addition to the previously approved motion for the Commission for Postsecondary Education:

- Add \$8.2 million from the General Fund in Fiscal Year (FY) 2007 for Higher Education School Choice Scholarships.

The motion CARRIED by voice vote.

DEPARTMENT OF ECONOMIC SECURITY- ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Department of Economic Security Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

- Add \$4,505,300 from the General Fund and \$8,653,900 from matching federal expenditure authority to raise rates of community service providers and independent service agreement providers contracting with the Division of Developmental Disabilities to 97.5% of FY 2006 market rates for all services on the published rate schedule. The 97.5% benchmark is funded from the additional monies plus the \$1,509,000 from the General Fund and \$1,353,300 from matching federal expenditure authority already set aside for this purpose in the JLBC Baseline.
- Add the following footnote: The amounts above include \$6,014,300 from the state General Fund and \$10,007,200 from matching federal expenditure authority to raise rates of community service providers and independent service agreement providers contracting with the Division of Developmental Disabilities to 97.50% of FY 2006 market rates for all services on the published rate schedule. It is the intent of the Legislature that the division request the Arizona Health Care Cost Containment System to approve a capitation rate increase retroactive to July 1, 2006 to make provider rate increases effective July 1, 2006. By July 1, 2006, the division shall have obtained approval for a rate increase implementation proposal from the Arizona Health Care Cost Containment System. By August 1, 2006 the division shall have submitted its implementation plan to the Joint Legislative Budget Committee for its review. The adjusted rates shall be implemented beginning with provider payments due for services performed in August 2006. Payment for retroactive reimbursement due for services provided in July 2006 shall be paid to providers no later than September 15, 2006.
- Reduce \$(2,627,000) from the Federal Temporary Assistance for Needy Families (TANF) Block Grant in FY 2007 for caseload declines in the TANF Cash Benefits Special Line Item.
- Add the following footnote: The department shall report to the Joint Legislative Budget Committee by the end of each calendar quarter on progress made in meeting federal TANF work participation requirements.
- Amend the following footnote: ~~In addition to the amounts above, if the federal government establishes a matching grant program for state marriage skills programs within the Temporary Assistance for Needy Families Program, the sum~~

~~of \$1,200,000 is appropriated from the Federal Temporary Assistance for Needy Families Block Grant in FY 2007 to the Department of Economic Security for deposit~~ THE DEPARTMENT SHALL APPLY FOR THE MAXIMUM ALLOWABLE FEDERAL TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT FUNDING IN FY 2007 AVAILABLE TO THE STATE THROUGH A GRANT PROGRAM TO PROMOTE HEALTHY MARRIAGES AND RESPONSIBLE FATHERHOOD. THESE MONIES SHALL BE DEPOSITED in the Community-Based Marriage and Communication Skills Program Fund established by A.R.S. § 41-2032 for AT LEAST the following purposes:

1. Marketing and advertising of marriage skills classes.
 2. The Community-Based Relationship Skills High School Pilot Program.
- Add \$1,000,000 from the General Fund to the Domestic Violence Special Line Item to add 100 beds and add the following footnote: The department shall use at least \$500,000 from the Domestic Violence Special Line Item to increase expenditures to faith-based programs by at least \$500,000 over the FY 2006 level.
 - Add \$675,000 from the General Fund to the Vocational Rehabilitation Special Line Item to match \$2,494,000 in Federal Funds and eliminate the 500 client waiting list.
 - Add \$7,850,000 from the General Fund to increase Child Care Provider Reimbursement Rates to the 75th percentile of the 2000 Market Rate Survey and add the following footnote: Monies in the Child Care Subsidy and Transitional Child Care Special Line Items shall be used to provide services only to citizens or legal residents of the United States.
 - Add a statutory change that requires all household income to be used in determining child care assistance for the Child Care program. Currently, only income of immediate family members, and the income of other persons living in the home, which claim a member of the immediate family as a dependent for tax purposes, are used to determine assistance levels.
 - Add a statutory change that reduces the appropriation for the Division of Employment and Rehabilitation Services Operating Budget by \$(800,000) from the General Fund if A.R.S. § 46-803 and A.R.S. § 46-805, as amended by Laws 2005, Chapter 328 and this motion are not fully implemented by January 1, 2007, and require the department to notify the Joint Legislative Budget Committee when the department has implemented all of the provisions of Chapter 328, Sections 11, 12 and 26, except as amended by this motion.
 - Add the following footnote: The department shall report by October 1, 2006 to the Joint Legislative Budget Committee the number of programs receiving reimbursements that are operated out of public school facilities, the square footage use, the number of children enrolled, and the total rent costs for each of those programs.
 - The following 3 changes have no net General Fund impact and add \$468,500 in matching federal expenditure authority:
 - Reduce the clawback payment by \$(235,000) from the General Fund for a revised estimate of payments by the state to the federal government for costs associated with the implementation of Medicare Part D.
 - Reverse the JLBC Baseline backfill of Long Term Care System Fund monies, which required adding \$849,800 from the General Fund and \$1,694,500 from matching federal expenditure authority to the Baseline. Based on subsequent analysis, the Long Term Care System Fund monies had never been expended and do not require backfilling.

- Add \$1,084,800 from the General Fund and \$2,163,000 from matching federal expenditure authority to the Home and Community Based Services line item in the Long Term Care cost center to correct a technical error.

Note: The total General Fund increase over the JLBC Recommendation is \$14,030,300.

Senator Garcia offered a substitute motion to the original Huppenthal motion to include the following changes *Substitute Motion* (Attachment B):

- Add \$1,050,000 from the General Fund for the implementation of a Computer Replacement Schedule.
- Add \$618,100 from the General Fund for IT Security Upgrades.
- Add \$353,100 from the Risk Management Fund for the Tri-Agency Disaster Recovery project.
- Add \$7,800,000 from the General Fund to increase the Developmental Disabilities provider reimbursement rates to 100% of the FY 2006 benchmark.
- Add \$58,400 for additional Attorney General Staff in the Division of Child Support Enforcement.
- Add \$8,600,000 from the General Fund for additional senior services.
- Add \$2,800,000 from the General Fund for additional Domestic Violence beds.
- Add \$375,000 from the General Fund to expand available services in the Emergency Services Special Line Item.
- Add \$1,125,000 from the General Fund for Homeless Services.
- Add \$3,375,000 from the General Fund for additional Adoption Services caseload growth.
- Add \$2,500,000 from the General Fund for deposit in the Joint Substance Abuse Treatment Special Line Item.
- Add \$14,025,000 from the General Fund for Children Support Services and Out-of-Home Placements.
- Add \$1,400,000 from the General Fund to annualize CPS staff from FY 2006.
- Add \$418,500 from the General Fund for changes in federal matching rates for Division of Children, Youth and Families programs.
- Add \$7,866,100 from the General Fund for Child Care caseload growth.
- Add \$21,492,400 million from the General Fund to increase the maximum child care reimbursement rates to the 2000 market rate survey effective July 1, 2006 and to the 2002 market rate survey effective January 1, 2007.
- Add \$975,000 from the General Fund to backfill a shortfall in the Federal Child Care and Development Block Grant.
- Add \$2,900,000 from the General Fund to match \$10.7 million in Federal Monies for the Vocational Rehabilitation program.
- Add \$1,000,000 from the General Fund to restore funding for the Summer Youth Employment and Training Program.
- Add \$1,489,000 from the General Fund for Adult Protective Services.
- Add \$200 from the Special Administration Fund for a technical change.

The substitute motion FAILED by voice vote.

The original motion CARRIED by voice vote.

DEPARTMENT OF EDUCATION- ADOPTED

Senator Huppenthal moved the JLBC recommendation for the Arizona Department of Education in Fiscal Year (FY) 2007, including footnotes, format, performance measures, and statutory changes if applicable, be included in the proposed budget legislation with the following changes:

FY 2006 Supplemental

Reduce the JLBC Baseline General Fund supplemental by \$(15,473,900). This would reduce the General Fund supplemental from \$31,669,300 to \$16,195,400. The combination of this amount plus \$7,497,400 in FY 2005 carry forward monies from the Permanent State School Fund would provide \$23,692,800 in total supplemental funding for FY 2006, which would equal the current department estimate.

FY 2007 Budget

- Add \$2,139,800 from the General Fund in FY 2007 to fully fund Truth in Taxation adjustments, as outlined in the JLBC Staff memo of February 16, 2006.
- Add \$2,767,700 from the General Fund in FY 2007 for Achieving Testing.
- Add \$291,100 and 4 Full Time Employee (FTE) Positions from the General Fund in FY 2007 to the operating budget of the Administration cost center for Average Daily Membership audits.
- Add the following footnote: "The appropriated amount includes \$291,100 and 4 FTE Positions for Average Daily Membership auditing."
- Modify A.R.S. § 15-915 to allow upward revision of prior year Average Daily Membership counts to occur only during the first six months after the end of a fiscal year rather than for three years.
- It is the intent of the Committee that the issue of eliminating K-12 Rollover be reviewed when the Legislature considers truth in budgeting initiatives.
- It is the intent of the Committee that adjustments to Basic State Aid for such issues as teacher compensation or expansion or reforms of existing funding formulas be addressed at a later time in the budget process.

Note: The motion reduces funding below the JLBC General Fund Baseline by \$(15,473,900) in FY 2006 and increases funding above the JLBC General Fund Baseline by \$5,198,600 in FY 2007.

Senator Aboud offered a substitute motion to the original Huppenthal motion to include the following changes *Substitute Motion (Attachment B)*:

- Add \$95,500,000 from the General Fund in FY 2007 to partially repay the K-12 rollover.
- Add \$5,500,000 from the General Fund in FY 2007 to increase funding for the transportation support level to account for a 180 day school year.
- Add \$45,000,000 from the General Fund in FY 2007 to offset increased teacher retirement contribution rates.
- Add \$45,200,000 from the General Fund in FY 2007 to fund ELL students at \$667 per pupil.

- Add \$105,000,000 from the General Fund in FY 2007 to the Department of Education to provide Full-Day Kindergarten to an additional 54,000 students.
- Add \$45,669,100 from the General Fund in FY 2007 to the Department of Education to establish a statewide minimum teacher base salary of \$30,000.
- Add \$1,000,000 from the General fund in FY 2007 to the State Board of Education for planning grants to improve math and science literacy in K-12.

The substitute motion **FAILED** by voice vote.

The original motion **CARRIED** by voice vote.

CONSIDERATION OF BILLS

SB 1442 – AHCCCS; temporary medical coverage program – DO PASS AMENDED

Beth Kohler Lazare, Health Research Analyst, explained SB 1442 and the 7 line Burns amendment dated 02/17/06 at 11:45 a.m. (Attachment C).

Senator Leff further explained SB 1442.

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

Alan Roth, representing self, testified in favor of SB 1442.

Donna Kruck, Director of Advocacy Programs, AZ Bridge to Independent Living, testified in favor of SB 1442.

Arthur Gorman, representing self, testified in favor of SB 1442.

Senator Johnson moved SB 1442 be returned with a **DO PASS** recommendation.

Senator Johnson moved the 7 line Burns amendment dated 02/17/06 at 11:45 a.m. be **ADOPTED**. The motion **CARRIED** by voice vote.

Senator Johnson moved SB 1442 be returned with an **AS AMENDED, DO PASS**, recommendation. The motion **CARRIED** with a roll call vote of 8-1-2 (Attachment 1).

SB 1158 – appropriation; illegal immigration; enforcement – DO PASS AMENDED

Leah Birk, Judiciary Assistant Research Analyst, explained SB 1158 and the 6 line Waring amendment dated 02/20/06 at 3:58 p.m. (Attachment E).

Senator Leff further explained SB 1158 and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1158 be returned with a **DO PASS** recommendation.

Senator Huppenthal moved the 6 line Waring amendment dated 02/20/06 at 3:58 p.m. be **ADOPTED**. The motion **CARRIED** by voice vote.

Senator Huppenthal moved SB 1158 be returned with an AS AMENDED, DO PASS, recommendation.

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

The motion CARRIED with a roll call vote of 9-2-0 (Attachment 2).

SB 1376 – capital case litigation; public defender – DO PASS AMENDED

Jennifer Eugster, Judiciary Research Analyst, explained SB 1376 and the 5 line Huppenthal amendment dated 02/20/06 at 11:38 a.m. (Attachment F). Ms. Eugster also answered questions posed by the Committee members.

Michael Ryan, Justice, Arizona Supreme Court, Administrative Office of the Courts, testified in favor of SB 1376.

Seth Apfel, Volunteer, ACLU-AZ, testified in favor of SB 1376.

Jerry Landau, Legislative Liaison, Arizona Supreme Court, Administrative Office of the Courts, testified in favor of SB 1376 and answered questions posed by the Committee members.

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

Senator Huppenthal moved SB 1376 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 5 line Huppenthal amendment dated 02/20/06 at 11:38 a.m. be ADOPTED. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1376 be returned with an AS AMENDED, DO PASS, recommendation. The motion CARRIED with a roll call vote of 9-2-0 (Attachment 3).

SB 1355 – appropriation; autism research – DO PASS

Beth Kohler Lazare, Health Research Analyst, explained SB 1355.

Senator Allen further explained SB 1355.

Jeff Trent, TGen, testified in favor of SB 1355 and answered questions posed by the Committee members.

Denise Resnik, Co-Founder and Board Chair, Southwest Autism Research and Resource Center, representing self, testified in favor of SB 1355.

Jessie Geroux, representing self, testified in favor of SB 1355.

George King, representing self, testified in favor of SB 1355 and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1355 be returned with a DO PASS recommendation.

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

The motion CARRIED with a roll call vote of 8-2-1 (Attachment 4).

In explanation of his vote, Senator Cannell stated with Dr. Raun Melmed, the top pediatrician on developmental problems in Arizona, and Jeff Trent involved this will be an excellent project and voted "Aye."

In explanation of his vote, Senator Huppenthal stated he is in favor of this bill, with the caveat that leadership will need to create an overall framework to make sure the State is not left with an ongoing deficit and voted "Aye."

SB 1512 – e-learning centered school system – DO PASS AMENDED/STRIKE EVERYTHING

Dawn Nazary, Education Research Analyst, explained the 4 page Burns strike everything amendment dated 02/17/06 at 4:03 p.m. (Attachment G).

President Bennett further explained the strike everything amendment and answered questions posed by the Committee members.

Bob Rosenberg, eLearning System for Arizona Teachers and Students, testified in favor of SB 1512 and answered questions posed by the Committee members.

Ted Kraver, eLearning System for Arizona Teachers and Students, testified in favor of SB 1512 and answered questions posed by the Committee members.

Hank Stabler, representing self, testified in favor of SB 1512.

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

Senator Huppenthal moved SB 1512 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 4 page Burns strike everything amendment dated 02/17/06 at 4:03 p.m. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1512 be returned with an AS AMENDED, DO PASS, recommendation. The motion CARRIED with a roll call vote of 10-1-0 (Attachment 5).

In explanation of her vote Senator Arzberger stated SB 1512 is the wrong direction to go for educating children and even though computers are good tools they should not be used as the main source for educating children and voted "No."

In explanation of his vote Senator Huppenthal stated he shares some of Senator Arzberger's concerns regarding the drive toward computerization but computers offer the ability for every child to move at their own pace and connect them back into the classroom. Senator Huppenthal added he does have some questions on the vision of this bill but he thinks it is proceeding in the right direction and voted "Aye."

SB 1468 – Arizona trail – DO PASS

Daniel Anglin, Natural Resources and Rural Affairs Research Analyst, explained SB 1468.

Senator Allen further explained SB 1468.

Lyn White, Manager, Government Relations, Phelps Dodge Corporation, testified in support of SB 1468. Ms. White presented a slide presentation and provided the Committee with a handout entitled “The Arizona Trail” (Attachment H).

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

Senator Huppenthal moved SB 1468 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 8-2-1 (Attachment 6).

In explanation of his vote, Senator Huppenthal stated there are going to be many bills that will pass and be reduced through the budget process and warned people not to have high expectations and voted “Aye.”

SB 1441 – medical student loans and scholarships – DO PASS AMENDED/STRIKE EVERYTHING

Amelia Horton, Health Research Intern, explained the 5 page Cannell strike everything amendment dated 02/16/06 at 4:30 p.m. (Attachment I).

Senator Allen further explained the strike everything amendment and answered questions posed by the Committee members.

Elizabeth Hatch, University of Arizona Health Sciences Center, testified in favor of SB 1441 and answered questions posed by the Committee members.

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

Senator Huppenthal moved SB 1441 be returned with a DO PASS recommendation.

Senator Cannell moved the 5 page Cannell strike everything amendment dated 02/16/06 at 4:30 p.m.

Senator Cannell further explained the 5 page Cannell strike everything amendment dated 02/16/06 at 4:30 p.m.

The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1441 be returned with an AS AMENDED, DO PASS, recommendation. The motion CARRIED with a roll call vote of 10-1-0 (Attachment 7).

SB 1550 – copper state park – DO PASS

Fred Breedlove, Natural Resources and Rural Affairs Research Analyst, explained SB 1550.

Senator Flake further explained SB 1550.

Paul Senseman, Resolution Copper, testified in favor of SB 1550.

Jay Ziemann, Assistant Director, Arizona State Parks, testified in favor of SB 1550 and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1550 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 10-0-1 (Attachment 8).

SB 1508 – regulation of off-highway vehicles – DO PASS

Fred Breedlove, Natural Resources and Rural Affairs Research Analyst, explained SB 1508.

Senator Flake further explained SB 1508.

Hank Rogers, representing self, testified in favor of SB 1508 and answered questions posed by the Committee members.

Sanford Cohen, President, Prescott Open Trails Association, testified in favor of SB 1508 and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1508 be returned with a DO PASS recommendation.

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

Sandy Bahr, Conservation Director, the Sierra Club, testified as neutral to SB 1508.

The motion CARRIED with a roll call vote of 7-3-1 (Attachment 9).

In explanation of his vote, Senator Garcia stated there are many beautiful deserts in southern Arizona that get destroyed by off-highway vehicles as well and the guided roads that are proposed in this bill will be beneficial to all of Arizona and voted “Aye.”

In explanation of her vote, Senator Johnson stated she understands the intent of the bill but she has an aversion to an expansion of government and the expense of the bill. Senator Johnson added she might be able to support the bill if it gets pared down as it moves forward and voted “No.”

In explanation of his vote, Senator Huppenthal stated he does not support the bill in its current form but in order for it to be improved he will vote it out of Committee and voted “Aye.”

SB 1299 – long-term care; county adjustments – DO PASS

Beth Kohler Lazare, Health Research Analyst, explained SB 1299.

Senator Flake further explained SB 1299.

Craig Sullivan, Deputy Director, County Supervisors Association, testified in favor SB 1299.

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

Senator Johnson moved SB 1299 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 8-1-2 (Attachment 10).

SB 1251 – agency inspection report; deficiency correction – DO PASS AMENDED/STRIKE EVERYTHING

Fred Breedlove, Natural Resources and Rural Affairs Research Analyst, explained the 7-page strike everything Burns amendment dated 02/17/06 at 10:50 a.m. (Attachment J) and the 25-line Burns amendment to the strike everything amendment dated 02/20/06 at 9:03 a.m. (Attachment K).

Senator Flake further explained the 7 page strike everything Burns amendment dated 02/17/06 at 10:50 a.m. and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1251 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 7 page strike everything Burns amendment dated 02/17/06 at 10:50 a.m.

Senator Huppenthal moved the 25 line Burns amendment to the strike everything amendment dated 02/20/06 at 9:03 a.m. The motion CARRIED by voice vote.

Senator Huppenthal moved the 7 page strike everything Burns amendment dated 02/17/06 at 10:50 a.m. as amended. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1251 be returned with an AS AMENDED, DO PASS, recommendation.

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

The motion CARRIED with a roll call vote of 9-2-0 (Attachment 11).

In explanation of her vote, Senator Aboud stated she feels this bill will help quality of life and voted "Aye."

In explanation of his vote, Senator Huppenthal stated he would like to get together with the group in order to maximize leverage because this is not large amount of money when all of Arizona is taken into consideration and voted "Aye."

SB 1275 – ignition interlock installers; manufacturers; certification – DO PASS

Dallas Gold, Education Research Analyst, explained SB 1275.

Senator Gray further explained SB 1275.

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

Senator Huppenthal moved SB 1275 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 11-0-0 (Attachment 12).

SB 1335 – kidney programs; appropriations – DO PASS AMENDED

Amelia Horton, Health Research Intern, explained SB 1335 and the 14 line Burns amendment dated 02/20/06 at 11:47 a.m. (Attachment L). Ms. Horton also answered questions posed by the Committee members.

Beth Kohler Lazare, Health Research Analyst, answered questions posed by the Committee members.

Charlie Thomas, Social Worker, Banner Good Samaritan Transplant Services, testified in favor of SB 1335 and answered questions posed by the Committee members.

Robert McCarter, RN, representing self, testified in favor of SB 1335.

Don Abeyta, heart transplant recipient, representing self, testified in favor of SB 1335.

Elizabeth Harding, representing self, testified in favor of SB 1335.

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

Senator Johnson moved SB 1335 be returned with a DO PASS recommendation.

Senator Johnson moved the 14 line Burns amendment dated 02/20/06 at 11:47 a.m. The motion CARRIED by voice vote.

Senator Johnson moved SB 1335 be returned with an AS AMENDED, DO PASS, recommendation. The motion CARRIED with a roll call vote of 10-1-0 (Attachment 13).

SB 1323 – postsecondary education reforms – DO PASS

Dawn Nazary, Education Research Analyst, explained SB 1323.

Senator Bee further explained SB 1323.

Don Isaacson, representing the University of Phoenix and the Independent College and Universities of Arizona (ICUA), testified in favor of SB 1323.

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

Senator Huppenthal moved SB 1323 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 9-1-1 (Attachment 14).

In explanation of his vote, Senator Huppenthal reiterated his caveat that leadership needs to put together an overall framework to make sure the State is not left with an ongoing deficit and voted "Aye."

SB 1412 – appropriation; state museum; Rio Nuevo – DO PASS AMENDED

Erica Solsten, Appropriations Research Intern, explained SB 1412 and the 4 line Burns amendment dated 02/20/06 at 2:13 p.m. (Attachment M). Ms. Solsten also answered questions posed by the Committee members.

Senator Bee further explained SB 1412.

Anne Woosley, Executive Director, Arizona Historical Society, testified in favor of SB 1412 and answered questions posed by the Committee members.

Senator Huppenthal moved SB 1412 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 4 line Burns amendment dated 02/20/06 at 2:13 p.m. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1412 be returned with an AS AMENDED, DO PASS, recommendation. The motion CARRIED with a roll call vote of 7-4-0 (Attachment 15).

In explanation of his vote, Senator Cannell stated he will support the bill for now but he will need to talk to some other people before it reaches the Floor and voted "Aye."

SB 1371 – sex offenders; GPS monitoring; appropriations – DO PASS

Jennifer Eugster, Judiciary Research Analyst, explained SB 1371.

Senator Waring further explained SB 1371 and answered questions posed by the Committee members.

Paul Boyer, Legislative Liaison, Arizona Department of Corrections, testified as neutral on SB 1371 and presented information regarding the number of inmates who have committed dangerous crimes against children and the cost to monitor them using GPS.

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

Senator Waring moved SB 1371 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 11-0-0 (Attachment 16).

In explanation of her vote, Senator Johnson stated she appreciates Senator Waring bringing this forward because \$5 a day is much cheaper than the cost of keeping the sex offenders in prison. Senator Johnson added sex offenders need to be monitored and voted "Aye."

SB 1407 – ombudsman-citizens aide; public access laws – DO PASS AMENDED

Sharon Coleman, Government Research Intern, explained SB 1407, the 2 page Burns amendment dated 02/20/06 at 8:05 a.m. (Attachment N), and the 5 line Burns amendment dated 02/20/06 at 9:09 a.m. (Attachment O).

Senator Burns further explained SB 1407.

Senator Huppenthal moved SB 1407 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 2 page Burns amendment dated 02/20/06 at 8:05 a.m. The motion CARRIED by voice vote.

Senator Huppenthal moved the 5 line Burns amendment dated 02/20/06 at 9:09 a.m. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1407 be returned with an AS AMENDED, DO PASS, recommendation.

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

The motion CARRIED with a roll call vote of 10-0-1 (Attachment 17).

SB 1184 – technical correction: double punishment – DO PASS AMENDED/STRIKE EVERYTHING

Carolyn Atwater, Appropriations Research Analyst, explained the 3 page Burns strike everything amendment dated 02/16/06 at 3:45 p.m. (Attachment P).

Senator Huppenthal further explained the strike everything amendment.

Senator Huppenthal moved SB 1184 be returned with a DO PASS recommendation.

Senator Huppenthal moved the 3 page Burns strike everything amendment dated 02/16/06 at 3:45 p.m. The motion CARRIED by voice vote.

Senator Huppenthal moved SB 1184 be returned with an AS AMENDED, DO PASS, recommendation.

Jay Kaprosy, Senior Government Relations Advisor, Teach for America (pro bono), testified in favor of SB 1184.

Andrea Stouder, Executive Director, Teach for America, testified in favor of SB 1184.

The motion CARRIED with a roll call vote of 9-2-0 (Attachment 18).

SB 1224 – graduate medical education programs; appropriation – HELD

Senator Burns announced only testimony will be heard for SB 1224 and no vote will be taken because this is an issue that will be worked on in the budget.

Beth Kohler Lazare, Health Research Analyst, explained SB 1224.

Senator Cannell further explained SB 1224.

Michael Grossman, Associate Dean, Graduate Medical Education, University of Arizona, testified in favor of SB 1224.

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

SB 1267 – integrated family court; pilot programs – DO PASS

Jessica Ripplinger, Family Services Research Intern, explained SB 1267.

Senator Johnson moved SB 1267 be returned with a DO PASS recommendation.

Senator Johnson further explained SB 1267.

Ellen Seaborne, Family Law Attorney, representing self, testified in favor of SB 1267.

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

The motion CARRIED with a roll call vote of 8-0-3 (Attachment 19).

SB 1300 – wildlife habitat restoration committee; appropriation – DO PASS

Fred Breedlove, Natural Resources and Rural Affairs Research Analyst, explained SB 1300 and answered questions posed by the committee members.

Gary Christensen, Arizona State Rifle and Pistol Association, testified in opposition to SB 1300 in its original form but is in favor of the Jarrett amendment dated 02/20/06 at 3:50 p.m. that eliminates the committee provision.

Don Farmer, Arizona Wildlife Federation, testified in opposition to SB 1300 in its original form but is in favor of the Jarrett amendment dated 02/20/06 at 3:50 p.m. that eliminates the committee provision.

Carolyn Atwater, Appropriations Research Analyst, stated Senator Jarrett does have an amendment to SB 1300 but it was not prepared in time and she may be planning to offer it on the Senate Floor. Ms. Atwater also answered questions posed by the Committee members.

Pete Cimellaro, representing self, testified in favor of SB 1300 and the Jarrett amendment dated 02/20/06 at 3:50 p.m.

John Koleszar, representing self, testified in favor of SB 1300.

Suzanne Gilstrap, Arizona Sportsmen for Wildlife, testified in favor of SB 1300 and answered questions posed by the Committee members on the Jarrett amendment dated 02/20/06 at 3:50 p.m.

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

Bill McClean, Commissioner, Game and Fish Commission, testified in opposition to SB 1300 in its original form but is in favor of the Jarrett amendment dated 02/20/06 at 3:50 p.m. Mr. McClean also answered questions posed by the Committee members.

Mike Golightly, Commissioner, Game and Fish Commission, asked Senator Garcia if the 17 line Garcia amendment dated 02/20/06 at 1:55 p.m. (Attachment Q) will strike the oversight committee.

Senator Garcia stated the Garcia amendment does not strike the oversight committee and with the assurances from the Chairman that Senator Jarrett will introduce her amendment on the Floor, he will not offer the Garcia amendment dated 02/20/06 at 1:55 p.m.

Senator Johnson moved SB 1300 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 5-4-2 (Attachment 20).

In explanation of his vote, Senator Harper stated he will need to wait to see the outcome of Senator Jarrett's amendment and voted "No."

In explanation of her vote, Senator Johnson stated she does not support the bill right now but once the Jarrett amendment is added to the bill she will support it and voted "No."

In explanation of his vote, Senator Martin stated he will not support the bill without the Jarrett amendment but he believes Senator Jarrett when she said that she will propose the amendment if the bill goes forward and will support the bill in order to move it forward and voted "Aye."

SCR 1027 – truth in budgeting amendment – DO PASS AMENDED

Carolyn Atwater, Appropriations Research Analyst, explained SCR 1027 and the 4 line Martin amendment dated 02/20/06 at 8:30 a.m. (Attachment R).

Senator Martin further explained SCR 1027.

Senator Martin moved SCR 1027 be returned with a DO PASS recommendation.

Senator Martin moved the 4 line Martin amendment dated 02/20/06 at 8:30 a.m. The motion CARRIED by voice vote.

Senator Martin moved SCR 1027 be returned with an AS AMENDED, DO PASS, recommendation.

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

The motion CARRIED with a roll call vote of 5-3-3 (Attachment 21).

SCR 1029 – fiscal emergency fund – DO PASS

Carolyn Atwater, Appropriations Research Analyst, explained SCR 1029 and answered questions posed by the Committee members.

Senator Martin further explained SCR 1029 and answered questions posed by the Committee members.

Senator Martin moved SCR 1029 be returned with a DO PASS recommendation.

The motion CARRIED with a roll call vote of 5-3-3 (Attachment 22).

There being no further business, the meeting was adjourned at 6:58 p.m.

Respectfully submitted,

Bill Ritz
Committee Secretary

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