

# ARIZONA STATE SENATE

## 47TH LEGISLATURE SECOND REGULAR SESSION

### MINUTES OF COMMITTEE ON FINANCE

**DATE:** March 30, 2006

**TIME:** 8:00 a.m.

**ROOM:** SHR1

**CHAIRMAN:** Senator Martin

**VICE CHAIRMAN:** Senator Harper

**ANALYST:** Sean Laux

**INTERN:** Garrett Collier

**ASSISTANT**

**ANALYST:** Heidi Gannuscio

**COMMITTEE**

**SECRETARY:** Shelley Ponce

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#### ATTENDANCE

#### BILLS

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**Committee Members**

	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Burns	X			HB 2001	DPA
Senator Chevront	X			HB 2044	FAILED
Senator Garcia	X			HB 2047	FAILED
Senator Gould	X			HB 2049	DPA
Senator Johnson	X			HB 2084	DPA
Senator Miranda	X			HB 2112	HELD
Senator Tibshraeny	X			HB 2163	DPA
Senator Harper, Vice Chairman	X			HB 2175	DP
Senator Martin, Chairman	X			HB 2253	HELD
				HB 2280	DPA
				HB 2315	DPA/SE
				HB 2335	DPA/SE
				HB 2360	DPA
				HB 2361	HELD
				HB 2427	FAILED
				HB 2474	DPA
				HB 2489	DPA
				HB 2677	DP
				HB 2685	DPA
				HB 2686	DPA/SE
				HB 2711	FAILED
				HB 2795	DPA
				HB 2820	DPA
				HCM 2007	DP

Chairman Harper called the meeting to order at 8:10 a.m., and attendance was taken.

## **CONSIDERATION OF BILLS**

### **HB 2001 – tax setoff for debts; verification – DO PASS AMENDED**

**Garrett Collier, Finance Committee Intern**, explained HB 2001 and the 8 line Martin amendment dated 03/29/06 at 4:36 p.m. (Attachment A).

**Sharon Sawicky, Intern, Administrative Office of Courts (AOC)**, testified in support of HB 2001.

Senator Harper read the names of individuals who registered their position on the bill (Attachment B).

**Senator Gould moved HB 2001 be returned with a DO PASS recommendation.**

**Senator Gould moved the 8 line Martin amendment dated 03/29/06 at 4:36 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Gould moved HB 2001 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-0-3 (Attachment 1).**

### **HB 2044 – AHCCCS; premium sharing program (now: premium sharing' tax credit; eligibility) - FAILED**

**Beth Kohler Lazare, Health Committee Analyst**, explained HB 2044 and the 2 page Martin amendment dated 03/29/06 at 4:17 p.m. (Attachment C).

Senator Harper read the names of individuals who registered their position on the bill (Attachment B).

**Senator Gould moved HB 2044 be returned with a DO PASS recommendation.**

**Senator Gould moved the 2 page Martin amendment dated 03/29/06 at 4:17 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Gould moved HB 2044 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 3-3-3 (Attachment 2).**

### **HB 2047 – emergency transportation of inmates; rates - FAILED**

**Beth Kohler Lazare, Health Committee Analyst**, explained and the 67 page Martin strike everything amendment dated 03/28/06 at 8:52 a.m. (Attachment D) and the 8 line Martin amendment dated 03/29/06 at 3:16 p.m. (Attachment E) to the strike everything amendment.

**Jan Doughty, insurance agent, representing self**, distributed a handout “HB 2047 People who benefit from risk pool” (Attachment F) and testified in support of the strike everything amendment.

**Karlene Wenz, Legislative Liaison, Department of Insurance**, testified in opposition to the strike everything amendment.

**Don Hughes, Lobbyist, Blue Cross Blue Shield**, testified in support of the strike everything amendment.

**Senator Harper moved HB 2047 be returned with a DO PASS recommendation.**

**Senator Harper moved the 67 page Martin strike everything amendment dated 03/28/06 at 8:52 a.m. be ADOPTED.**

**Senator Harper moved the 8 line Martin amendment dated 03/29/06 at 3:16 p.m. to the strike everything amendment be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the 67 page Martin strike everything amendment dated 03/28/06 at 8:52 a.m. be ADOPTED AS AMENDED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2047 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 2-5-2 (Attachment 3).**

In explanation of his vote, Senator Harper stated "I think we are funding ....the government is funding one program to get people off another government funded program. I do not see what the benefit is to the State or to the taxpayers that I represent; I will vote 'no'."

**HB 2795 – tax exemption; active duty pay.. – DO PASS AMENDED**

**Heidi Gannuscio, Finance Committee Assistant Analyst**, explained HB 2795 and the 2 line Martin amendment dated 03/29/06 at 4:49 p.m. (Attachment G).

**Representative Paton, bill sponsor**, further explained HB 2795.

**Senator Harper moved HB 2795 be returned with a DO PASS recommendation.**

**Senator Harper moved the 2 line Martin amendment dated 03/29/06 at 4:49 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2795 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-0-3 (Attachment 4).**

In explanation of his vote, Senator Martin stated "I want to thank Representative Paton and Senator Harper on their work on this issue over the last couple years. I think this is probably one of the better tax relief proposals we have had and I am glad to vote 'aye'."

**HB 2112 – dispensers; audiologists; speech-language pathologists (now: disproportionate share payments; appropriation) – HELD**

Senator Martin announced that HB2112 would be HELD.

**HB 2253 – school tax credit; fine arts – HELD**

Senator Martin announced that HB 2253 would be HELD.

**HB 2361 – flood control districts; financing – HELD**

Senator Martin announced that HB 2361 would be HELD.

**HB 2163 – utilization review; dental plans (now: credited service transfer; ASRS) – DO PASS AMENDED**

**Garrett Collier, Finance Committee Intern**, explained HB 2163 and the following amendments:

6 line Johnson amendment dated 03/29/06 at 11:09 a.m. (Attachment H)

8 line Martin amendment dated 03/29/06 at 4:56 p.m. (Attachment I).

**Representative Jones, bill sponsor**, further explained HB 2163.

**Gene Fisher, Supervisor, La Paz County Dist. 1**, testified in support of HB 2163.

**Patrick Klein, Assistant Director, External Affairs, Arizona State Retirement System (ASRS)**, testified that with the amendments he no longer has an objection to HB 2163.

**Don Stokes, Arizona Probation Officers Association**, testified in support of HB 2163.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2163 be returned with a DO PASS recommendation.**

**Senator Harper moved the 8 line Martin amendment dated 03/29/06 at 4:56 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the 6 line Johnson amendment dated 03/29/06 at 11:09 a.m. be ADOPTED. The motion CARRIED by voice vote. DIVISION was called. The motion CARRIED by a division of 4-3.**

**Senator Harper moved HB 2163 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-3-2 (Attachment 5).**

**HB 2175 – property tax exemption; health care – DO PASS**

Senator Martin announced that Senator Garcia was declaring a RULE 30.

**Sean Laux, Finance Committee Analyst**, explained HB 2175.

**Norman Botsford, Executive Director, University Physicians Healthcare**, testified in support of HB 2175.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2175 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 5-1-2-1 (Attachment 6).**

**HB 2820 – manufactured buildings; taxation – DO PASS AMENDED**

**Heidi Gannuscio, Finance Committee Assistant Analyst**, explained HB 2820 and the 7 line Martin amendment 03/29/06 at 4:52 p.m. (Attachment J).

**Representative Kirkpatrick, bill sponsor**, further explained HB 2820.

**Scot Butler, Attorney, Manufactured Housing Industry of Arizona**, testified in support of HB 2820 and answered question posed by the Committee.

**Senator Harper moved HB 2820 be returned with a DO PASS recommendation.**

**Senator Harper moved the 7 line Martin amendment 03/29/06 at 4:52 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2820 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 7-0-2 (Attachment 7).**

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**HB 2315 – state air quality rules; hearing – DO PASS AMENDED/STRIKE EVERYTHING**

**Beth Kohler Lazare, Health Committee Analyst**, explained the 2 page Martin strike everything amendment dated 03/28/06 at 9:56 a.m. (Attachment K).

**Senator Allen** testified in support of the strike everything amendment.

Senator Harper read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2315 be returned with a DO PASS recommendation.**

**Senator Harper moved the 2 page Martin strike everything amendment dated 03/28/06 at 9:56 a.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2315 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-3-2 (Attachment 8).**

**HB 2360 – tax exemption; food; school districts – DO PASS AMENDED**

**Garrett Collier, Finance Committee Intern**, explained HB 2360 and the 3 line Martin amendment dated 03/29/06 at 4:20 p.m. (Attachment L).

Senator Harper read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2360 be returned with a DO PASS recommendation.**

**Senator Harper moved the 3 line Martin amendment dated 03/29/06 at 4:20 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2360 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 7-0-2 (Attachment 9).**

**HB 2280 – tax deduction; 529 education plans.(now: college savings plan; tax deduction)(On rereferral) – DO PASS AMENDED**

**Sean Laux, Finance Committee Analyst**, explained HB 2280 and the 5 line Martin amendment dated 03/29/06 at 4:47 p.m. (Attachment M).

**Mark Stein, Arizona 529 Oversight Committee**, testified in support of HB 2280, but in opposition to the amendment.

**Roger Curley, Oversight Committee Member**, testified in opposition to the amendment.

**Anthony Forschino, Arizona Department of Revenue**, answered questions posed by the Committee.

**Gregory Harris, Securities Industry Association**, testified in support of HB 2280.

**Senator Harper moved HB 2280 be returned with a DO PASS recommendation.**

**Senator Harper moved the 5 line Martin amendment dated 03/29/06 at 4:47 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2280 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-0-3 (Attachment 10).**

In explanation of his vote, Senator Martin stated “It is a good chance that if we had not done this here it probably would have had to be done in Rules or a Floor amendment, if it was considered to substantive for Rules by the Rules Chairman, because of this issue of potential liability. I understand the need for the Arizona Plan to find some kind of incentive to improve their performance and I permitted that I would help them find other ways to do it, but something that creates potential lawsuit liability is not the best way to do it, is not the way that I would do it through this Committee and so, but all things being said, with this amendment we are going to substantially help folks save for higher education, so I vote ‘aye’.”

**HB 2049 – prime contracting deduction; university improvements – DO PASS AMENDED**

**Sean Laux, Finance Committee Analyst**, explained HB 2049.

**Representative Knaperek, bill sponsor**, further explained HB 2049.

**Hugh Hallman, Mayor, City of Tempe**, testified in support of HB 2049.

**Mitch Menlove, Arizona State University**, testified in support of HB 2049.

Senator Martin announced that the vote will be taken for this bill when staff has prepared a verbal amendment for this bill.

**HB 2711 – tax incentives; biodiesel; ethanol E85 (now: property tax classification; biodiesel) - FAILED**

**Sean Laux, Finance Committee Analyst**, explained HB 2711 and the 16 page Martin amendment dated 03/29/06 at 4:27 p.m. (Attachment N).

**Representative Boone, bill sponsor**, further explained HB 2711.

Senator Martin issued a welcome to the Republican Women for their day at the Legislature.

**Robert Shuler, Pinal Energy**, testified in support of HB 2711.

**Kevin McCarthy, President, Arizona Tax Research Association**, testified in opposition to HB 2711.

Senator Martin stated that staff was ready for the vote to be taken on HB 2049.

**HB 2049 – prime contracting deduction; university improvements – DO PASS AMENDED**

**Senator Harper moved HB 2049 be returned with a DO PASS recommendation.**

**Senator Harper moved the following verbal amendment to HB 2049:  
Page 5, line 12, strike “STATE”, insert “PUBLIC” (Attachment O)  
The motion CARRIED by voice vote.**

**Senator Harper moved HB 2049 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 5-3-1 (Attachment 11).**

In explanation of his vote, Senator Burns stated “With the revenue sharing of income tax and sales taxes now at about a billion dollars a year going to the cities and towns, I am not sure I can support this so I will say ‘no’.”

In explanation of her vote, Senator Johnson stated “I am going to vote ‘no’ at this time but I sure want to see how this ends up when this comes to a third read so I will vote ‘aye’.”

Senator Martin clarified that Senator Johnson voted ‘aye’.”

**HB 2711 – tax incentives; biodiesel; ethanol E85 (now: property tax classification; biodiesel) – FAILED**

**Sandy Bahr, Conservation Director, Sierra Club - Grand Canyon Chapter**, answered questions posed by the Committee.

**Senator Harper moved HB 2711 be returned with a DO PASS recommendation.**

**Senator Harper moved the 16 page Martin amendment dated 03/29/06 at 4:27 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2711 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 3-5-1 (Attachment 12).**

In explanation of his vote, Senator Burns stated "It appears to me that this is going forward without the bill and so I vote 'no'."

**Bill Sheaffer, Valley of the Sun Clean Cities Coalition**, provided the Committee with additional information.

**HB 2084 – sales tax exemption; fire apparatus – DO PASS AMENDED**

**Heidi Gannuscio, Finance Committee Assistant Analyst**, explained HB 2084 and the 2 line Martin amendment dated 03/29/06 at 4:51 p.m. (Attachment P).

**Lee Miller, Lobbyist, Arizona Fire District Association**, testified in support of HB 2084.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2084 be returned with a DO PASS recommendation.**

**Senator Harper moved the 2 line Martin amendment dated 03/29/06 at 4:51 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2084 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 5-3-1 (Attachment 13).**

**HB 2489 – income tax rates; reduction – DO PASS AMENDED**

**Sean Laux, Finance Committee Analyst**, explained HB 2489 and the 3 page Martin amendment dated 03/29/06 at 4:30 p.m. (Attachment Q).

**Representative Knaperek, bill sponsor**, further explained HB 2489.

**Barry Aarons, Americans for Tax Reform**, testified in support of HB 2489.

**Michael Crowe, President, National Federation of Independent Business**, testified in support of HB 2489.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2489 be returned with a DO PASS recommendation.**

**Senator Harper moved the 3 page Martin amendment dated 03/29/06 at 4:30 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2489 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 5-3-1 (Attachment 14).**

In explanation of his vote, Senator Cheuvront stated “I know that people have said that for business that this is a number one issue, but let me tell you, you pay income tax only when you make a profit, you pay property tax even when you have a loss. This is not a priority compared to property tax and I vote ‘no’.”

In explanation of his vote, Senator Garcia stated “I like to throw my hat in and I understand reducing income taxes is important but I think there is some priorities that are just a little bit more important than reducing income tax right now and that is building our roads, building our freeways that need to be expedited and for that reason at this time I am voting ‘no’.”

In explanation of his vote, Senator Gould stated “This is an awesome and great day. I am glad the Republican Women are here to see me vote ‘yes’ on a tax reduction bill, thank you.”

In explanation of his vote, Senator Martin stated “I am glad to see this bill, now we are matched up, the Senate and House again, on income tax cuts. We are working, and for those of you who are joining us from the Republican Women, we are working on a combination of both this income tax cut as well as property tax bill you will see in a moment because we do not believe that income and property tax relief are mutually exclusive. There is enough room in this budget to do both and I think this bill is a very good bill and we will be writing a tax package that provides relief in both income and property and I am glad to see a substantial piece of this move forward right now and I vote ‘aye’.”

**HB 2677 – tax credit; research and development – DO PASS**

**Heidi Gannuscio, Finance Committee Assistant Analyst**, explained HB 2677.

**Ronald Schott, President, Arizona Technology Council**, testified in support of HB 2677.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Senator Harper moved HB 2677 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 5-3-1 (Attachment 15).**

In explanation of his vote, Senator Gould stated “I did a little bit of research and it is fairly broad based, it is more of a shotgun approach than a rifle approach and I vote ‘aye’.”

**HB 2685 – truth in taxation; levy; election – DO PASS AMENDED**

**Sean Laux, Finance Committee Analyst**, explained HB 2685 and the 29 page Martin amendment dated 03/28/06 at 3:30 p.m. (Attachment R).

**William Stiles, Asset Manager, National Association of Industrial & Office Properties – AZ**, distributed a handout “Case Study” (Attachment S) and testified in support of HB 2685.

Senator Martin welcomed the Boys and Girls Club.

**Kevin McCarthy, President, Arizona Tax Research Association**, testified in support of HB 2685.

Senator Martin read the names of individuals who registered their position on the bill (Attachment B).

**Craig Sullivan, Deputy Director, County Supervisors Association**, testified in opposition to HB 2685.

**Tim Hill, Legislative Liaison, Professional Firefighters of Arizona**, testified in opposition to HB 2685.

**Senator Harper moved HB 2685 be returned with a DO PASS recommendation.**

**Senator Harper moved the 29 page Martin amendment dated 03/28/06 at 3:30 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2685 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 7-2-0 (Attachment 16).**

In explanation of his vote, Senator Tibshraeny stated "I will be voting 'aye'. We have to work some things out as we work through the budget and work on reform. I do not know exactly what the final path and what the final product will look like, it is a moving product, but just to keep the process moving along I vote 'aye'."

In explanation of his vote, Senator Harper stated "If push comes to shove during the budget negotiations I will be supporting the income tax cut because as a supply sider I believe that would drive the economy more than the property tax cut. I will support this bill at this time, I will vote 'aye'."

#### **HB 2474 – verification of class three property - DO PASS AMENDED**

**Sean Laux, Finance Committee Analyst**, explained HB 2474 and the following amendments:  
6 line Burns amendment dated 03/29/06 at 2:55 p.m. (Attachment T)  
10 line Martin amendment dated 03/29/06 at 3:38 p.m. (Attachment U).

**Representative Knaperek, bill sponsor**, further explained HB 2474.

**Senator Harper moved HB 2474 be returned with a DO PASS recommendation.**

**Senator Harper moved the 10 line Martin amendment dated 03/29/06 at 3:38 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Burns moved the 6 line Burns amendment dated 03/29/06 at 2:55 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2474 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 8-1-0 (Attachment 17).**

In explanation of his vote, Senator Harper stated "This is Representative Knaperek's last bill in the committee. I appreciate her patience and her understanding. We gave some of her bills a pretty hard way to go here today, but I feel that too many bills pass out of the House because they do not want to aggravate the sponsor or there may be a little vote trading going on over

there but it is our duty to closely scrutinize what goes on, on behalf of our citizens and I will vote 'aye'."

**HB 2335 – ASRS; return to work requirement (now: continuation; ASRS) – DO PASS AMENDED/STRIKE EVERYTHING (On rereferral)**

**Dallas Gold, Transportation Committee Analyst**, explained the 4 page Martin strike everything amendment dated 03/28/06 at 11:50 a.m. (Attachment V).

**Senator Harper moved HB 2335 be returned with a DO PASS recommendation.**

**Senator Harper moved the 4 page Martin strike everything amendment dated 03/28/06 at 11:50 a.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2335 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 18).**

In explanation of his vote, Senator Gould stated "My horses like their hay to go along with them on a trip so I will be voting 'aye'."

**HB 2686 – enterprise zones; reauthorization – DO PASS AMENDED/STRIKE EVERYTHING**

**Fred Breedlove, Natural Resources and Rural Affairs Committee Analyst**, explained the 7 page Martin strike everything amendment dated 03/28/06 at 3:06 p.m. (Attachment W) and the following amendments to the strike everything amendment:

15 line Martin amendment dated 03/29/06 at 10:09 a.m. (Attachment X)

2 line Martin amendment dated 03/29/06 at 12:00 p.m. (Attachment Y)

2 line Martin amendment dated 03/29/06 at 2:36 p.m. (Attachment Z).

**Jay Ziemann, Assistant Director, Arizona State Parks**, testified in support of the strike everything amendment.

**Senator Harper moved HB 2686 be returned with a DO PASS recommendation.**

**Senator Harper moved the 7 page Martin strike everything amendment dated 03/28/06 at 3:06 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the 2 line Martin amendment dated 03/29/06 at 2:36 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the 2 line Martin amendment dated 03/29/06 at 12:00 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the 15 line Martin amendment dated 03/29/06 at 10:09 a.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved the following verbal amendment to the amendment:**

**Page 3, line 24, after “DAMAGE”, strike remainder of the line**

**Line 25, strike “RESOURCES OR PROPERTY IMPROVEMENTS”  
(Attachment AA)**

**The motion CARRIED by voice vote.**

**Senator Harper moved HB 2686 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-3-0 (Attachment 19).**

In explanation of his vote, Senator Gould stated “Off road vehicles is one of the last bastions of freedom in America and I will not now, nor will I ever vote any regulations on off road vehicles of any kind, brought forth by any group and I vote ‘no’.”

In explanation of his vote, Senator Tibshraeny stated “Based on your word here today that you are going to continue to work with the groups and this gentleman that had to take time off of his schedule to come down and meet our schedule, I will take you at that and I will vote ‘aye’.”

In explanation of his vote, Senator Harper stated “Every version of this bill that I have seen this session infringes upon individual liberty. It is better to have no bill than what we have and I will vote ‘no’.”

**HCM 2007 – federal excise tax; telecommunications; repeal – DO PASS**

**Garrett Collier, Finance Committee Intern, explained HCM 2007.**

**Representative Gorman, bill sponsor, further explained HCM 2007.**

**Senator Harper moved HCM 2007 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 9-0-0 (Attachment 20).**

**HB 2427 – tax credit; renewable energy - FAILED**

**Sean Laux, Finance Committee Analyst, explained HB 2427 and the 23 line Martin amendment dated 4:42 p.m. (Attachment BB).**

**Penny Allee Taylor, Specialist/Government Affairs, Southwest Gas Corporation, testified in support of HB 2427.**

**Brian O’Donnell, Southwest Gas Corporation, answered questions posed by the Committee.**

**Senator Harper moved HB 2427 be returned with a DO PASS recommendation.**

**Senator Harper moved the 23 line Martin amendment dated 4:42 p.m. be ADOPTED. The motion CARRIED by voice vote.**

**Senator Harper moved HB 2427 be returned with an AS AMENDED, DO PASS recommendation. The motion FAILED with a roll call vote of 4-5-0 (Attachment 21).**

There being no further business, the meeting was adjourned at 12:32 p.m.

Respectfully submitted,

Shelley Ponce  
Committee Secretary

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