

ARIZONA STATE SENATE

49TH LEGISLATURE
FIRST REGULAR SESSION

MINUTES OF COMMITTEE ON RETIREMENT AND RURAL DEVELOPMENT

DATE: June 25, 2009 **TIME:** 9:00 a.m. **ROOM:** SHR3

CHAIRMAN: Senator Gould **VICE CHAIRMAN:** Senator S. Allen

ANALYST: Jake Agron **RESEARCH ASSISTANT:** Daniel Benson

COMMITTEE SECRETARY: Brandon Helton

ATTENDANCE

BILLS

<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Huppenthal	X			SB 1350	DPA/SE
Senator Lopez	X			SB 1352	DPA/SE
Senator Pierce	X			SB 1359	DP
Senator Rios	X			SCR 1037	DPA/SE
Senator S. Allen, Vice Chairman	X			HB 2049	DP
Senator Gould, Chairman	X			HB 2109	DP
				HB 2111	NOT HEARD
				HB 2118	DPA
				HB 2167	DPA/SE
				HB 2222	DP
				HB 2388	DPA/SE
				HB 2424	DP
				HB 2426	DP
				HB 2474	DPA
				HB 2533	DP
				HB 2629	DP
				HCM 2006	DP
				HCM 2009	DP

Chairman Gould called the meeting to order at 9:21 a.m. and the attendance was noted.

APPROVAL OF MINUTES

Senator Gould stated, without objection, the minutes of June 18, 2009 were approved as distributed.

CONSIDERATION OF BILLS

Senator Allen moved the Senate Retirement and Rural Development Committee Rule 4, which requires substantive amendments to be distributed to members by no later than 5:00 p.m. the day prior, be SUSPENDED for the purpose of hearing the 2-page Gould amendment to HB 2474. The motion CARRIED without objection.

HB 2118 – ASRS; LTD amendments – DO PASS AMENDED

Jake Agron, Senate Retirement and Rural Development (RRD) Committee Analyst, explained HB 2118 and the 37-page Gould strike everything amendment dated 6/23/09 at 3:47 p.m. (Attachment A). He then answered questions posed by the Committee.

Representative Tom Boone, Bill Sponsor, explained HB 2118 and answered questions posed by the Committee.

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

Lesli Sorensen, Government Relations Officer, Arizona State Retirement System, testified in support of HB 2118.

Senator Allen moved HB 2118 be returned with a DO PASS recommendation.

Senator Allen moved the 37-page Gould amendment dated 6/23/09 at 3:47 p.m. (Attachment A) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved HB 2118 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 1).

HB 2109 – retirement systems and plans; amendments – DO PASS

Jake Agron, Senate RRD Committee Analyst, explained HB 2109.

Representative Tom Boone, Bill Sponsor, explained HB 2109.

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

Senator Allen moved HB 2109 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 2).

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HB 2533 – unlawful roadside solicitation of employment – DO PASS

Monica Pineda, Senate Research Assistant, explained HB 2533.

Representative John Kavanagh, Bill Sponsor, explained HB 2533.

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

**Senator Allen moved HB 2533 be returned with a DO PASS recommendation.
The motion CARRIED with a roll call vote of 4-0-2 (Attachment 3).**

Senator Huppenthal and Senator Allen explained their votes.

HCM 2006 – state land; natural resources – DO PASS

Daniel Benson, Senate RRD Research Assistant, explained HCM 2006.

Representative Russell Jones, Bill Sponsor, explained HCM 2006.

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

Sandy Bahr, Conservation Director, Sierra Club - Grand Canyon Chapter, testified in opposition to HCM 2006.

Madan Singh, Director, Department of Mines & Mineral Resources, testified in support of HCM 2006.

**Senator Allen moved HCM 2006 be returned with a DO PASS recommendation.
The motion CARRIED with a roll call vote of 4-0-2 (Attachment 4).**

HB 2222 – accountable health plans; technical correction (now: special license plates) – DO PASS

Daniel Benson, Senate RRD Research Assistant, explained HB 2222.

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

**Senator Allen moved HB 2222 be returned with a DO PASS recommendation.
The motion CARRIED with a roll call vote of 4-0-2 (Attachment 5).**

Senator Huppenthal explained his vote.

HB 2049 – exchange teachers; technical correction (now: performance management software; contracts) – DO PASS

Jake Agron, Senate RRD Committee Analyst, explained HB 2049.

Representative Carl Seel, Bill Sponsor, submitted a handout entitled, “American Chronicle; Credit Card Fraud Is Funding Terrorist Networks: Not Digital Gold Currency” (Attachment C) and explained HB 2049. He then answered questions posed by the Committee.

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

Senator Allen moved HB 2049 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 6).

HB 2629 – license plate obstruction; wheelchair holders (now: license plates; disabled) – DO PASS

Jake Agron, Senate RRD Committee Analyst, explained HB 2629.

Representative David Gowan, Bill Sponsor, explained HB 2629 and answered questions posed by the Committee.

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

Senator Allen moved HB 2629 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 7).

SB 1350 – ASRS; termination incentive program requirements – DO PASS AMENDED/STRIKE EVERYTHING

Jake Agron, Senate RRD Committee Analyst, explained SB 1350 and the 4-page Gould strike everything amendment dated 06/22/09 at 4:02 p.m. (Attachment D).

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

Todd Madeksza, Director of Education and Licensing, County Supervisors Association, testified in support of SB 1350.

Senator Allen moved SB 1350 be returned with a DO PASS recommendation.

Senator Allen moved the 4-page Gould strike everything amendment dated 6/22/09 at 4:02 p.m. (Attachment D) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved SB 1350 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 8).

SB 1352 – ASRS; return to work changes. – DO PASS AMENDED/STRIKE EVERYTHING

Jake Agron, Senate RRD Committee Analyst, explained SB 1352 and the 2-page Gould strike everything amendment dated 06/22/09 at 4:03 p.m. (Attachment E). He then explained the 10-line Gould amendment dated 06/22/09 at 4:20 p.m. (Attachment F) to the Gould strike everything amendment dated 06/22/09 at 4:03 p.m. (Attachment E).

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

Mike Williams, Redflex, testified in opposition to SB 1352 and answered questions posed by the Committee.

Senator Allen moved SB 1352 be returned with a DO PASS recommendation.

Senator Allen moved the 2-page Gould strike everything amendment dated 6/22/09 at 4:03 p.m. (Attachment E) be ADOPTED.

Senator Allen moved the 10-line Gould amendment dated 06/22/09 at 4:20 p.m. (Attachment F) to the 2-page Gould strike everything amendment dated 6/22/09 at 4:03 p.m. (Attachment E) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved the 2-page Gould strike everything amendment dated 6/22/09 at 4:03 p.m. (Attachment E) be ADOPTED AS AMENDED. The motion CARRIED by a voice vote.

Senator Allen moved SB 1352 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 3-1-2 (Attachment 9).

Senator Huppenthal explained his vote.

SB 1359 – toll road authority; cities; towns – DO PASS

Jake Agron, Senate RRD Committee Analyst, explained SB 1359.

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

Brian Tassinari, Lake Havasu City, testified in support of SB 1359.

Senator Allen moved SB 1359 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 10).

HCM 2009 – opposing federal firearms legislation – DO PASS

Daniel Benson, Senate RRD Research Assistant, explained HCM 2009.

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

Senator Allen moved HCM 2009 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 11).

HB 2388 – school crossings; signs – DO PASS AMENDED/STRIKE EVERYTHING

Jake Agron, Senate RRD Committee Analyst, explained HB 2388 and the 3-page Gould strike everything amendment dated 06/24/09 at 8:58 a.m. (Attachment G).

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

Brian Tassinari, City of Queen Creek, testified in support of HB 2388 and answered questions posed by the Committee.

Senator Allen moved HB 2388 be returned with a DO PASS recommendation.

Senator Allen moved the 3-page Gould strike everything amendment dated 6/24/09 at 8:58 a.m. (Attachment G) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved HB 2388 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 12).

HB 2474 – firearms; storage; motor vehicles – DO PASS AMENDED

Dakotah Pratt-Hewitt, Senate Commerce and Economic Development Committee Assistant Analyst, explained HB 2474 and the 2-page Gould amendment dated 6/23/09 at 12:59 p.m. (Attachment H).

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

Marcus Osborn, Manager of Government and Public Affairs, Arizona Manufactures Council, Goodrich, Raytheon, testified in support of HB 2474 and answered questions posed by the Committee.

Robert Sollars, representing self, testified in opposition to HB 2474 and answered questions posed by the Committee.

Dave Kopp, President, Arizona Citizens Defense League, Inc., testified in support of HB 2474 and answered questions posed by the Committee.

Ellen Poole, Executive Director, Southwest Region, Government Relations at United Services Automobile Association, testified in opposition to HB 2474 and answered questions posed by the Committee.

Clint Bolick, Litigation Director, Goldwater Institute, testified as neutral for HB 2474 and answered questions posed by the Committee.

Michelle Bolton, State Director, National Federation of Independent Businesses, testified in opposition to HB 2474.

Representative John Kavanagh, Bill Sponsor, explained HB 2474.

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

Senator Allen moved the 2-page Gould amendment dated 6/23/09 at 12:59 p.m. (Attachment H) be ADOPTED. The motion CARRIED by a voice vote.

Senator Huppenthal requested to introduce an amendment to HB 2474. Discussion was held between Senator Gould and Senator Huppenthal.

Jake Agron, Senate RRD Committee Analyst, explained that a motion to suspend the rules must be made for an amendment introduced after 5:00 p.m. the day prior.

Senator Huppenthal moved the Senate Retirement and Rural Development Committee Rule 4, which requires substantive amendments to be distributed to members by no later than 5:00 p.m. the day prior, be SUSPENDED for the purpose of hearing the Huppenthal amendment to HB 2474. DIVISION was called. The motion CARRIED by a roll call vote of 3-2-1 (Attachment 13).

Senator Allen moved the Huppenthal amendment be ADOPTED. The motion FAILED by a roll call vote of 2-3-1 (Attachment 14).

Senator Allen moved HB 2474 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-2-0 (Attachment 15).

Senator Huppenthal, Senator Pierce, and Senator Allen explained their votes.

HB 2424 – illegal dumping; penalties – DO PASS

Jake Agron, Senate RRD Committee Analyst, explained HB 2424.

Representative Barbara McGuire, Bill Sponsor, explained HB 2424.

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

Senator Allen moved HB 2424 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 6-0-0 (Attachment 16).

Senator Lopez, Senator Rios, and Senator Gould explained their votes.

HB 2167 – transportation district working group – DO PASS AMENDED/STRIKE EVERYTHING

Jake Agron, Senate RRD Committee Analyst, explained HB 2167 and the 20-page Gould strike everything amendment dated 06/24/09 at 8:32 a.m. (Attachment I).

Representative Andy Biggs, Bill Sponsor, explained HB 2167 and answered questions posed by the Committee.

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

Senator Allen moved HB 2167 be returned with a DO PASS recommendation.

Senator Allen moved the 20-page Gould strike everything amendment dated 6/24/09 at 8:32 a.m. (Attachment I) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved HB 2167 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 17).

HB 2426 – enhanced driver licenses; prohibition – DO PASS

Daniel Benson, Senate RRD Research Assistant, explained HB 2426.

Representative Barbara McGuire, Bill Sponsor, explained HB 2426.

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

Senator Allen moved HB 2426 be returned with a DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 18).

SCR 1037 – property tax levy rollback – DO PASS AMENDED/STRIKE EVERYTHING

Barbara Barzee, Senate Finance Committee Analyst, explained SCR 1037 and the 6-page Gould strike everything amendment dated 06/22/09 at 8:16 a.m. (Attachment J).

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

Senator Allen moved SCR 1037 be returned with a DO PASS recommendation.

Senator Allen moved the 6-page Gould strike everything amendment dated 6/22/09 at 8:16 a.m. (Attachment J) be ADOPTED. The motion CARRIED by a voice vote.

Senator Allen moved SCR 1037 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 4-0-2 (Attachment 19).

There being no further business, the meeting was adjourned at 12:34 p.m.

Respectfully submitted,

Brandon Helton
Committee Secretary

(Audio recordings and attachments on file in the Secretary of Senate's Office/Resource Center, Room 115. Audio archives are available at <http://www.azsenate.gov>).