

# ARIZONA STATE SENATE

48TH LEGISLATURE  
FIRST REGULAR SESSION

## MINUTES OF COMMITTEE ON APPROPRIATIONS

**DATE:** June 18, 2007

**TIME:** 1:30 P.M.

**ROOM:** SHR109

**CHAIRMAN:** Senator Burns

**VICE CHAIRMAN:** Senator Allen

**ANALYST:** Timothy Grubbs

**COMMITTEE  
SECRETARY:** Shelley Ponce

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### ATTENDANCE

### BILLS

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<u>Committee Members</u>	<u>Pr</u>	<u>Ab</u>	<u>Ex</u>	<u>Bill Number</u>	<u>Disposition</u>
Senator Aboud	X			SB 1003	DPA/SE
Senator Aguirre	X			HB 2245	DPA/SE
Senator Flake	X			HB 2467	DPA/SE
Senator Garcia	X			HB 2781	DPA/SE
Senator Hale	X			HB 2782	DPA/SE
Senator Harper			X	HB 2783	DPA/SE
Senator Huppenthal	X			HB 2784	DPA/SE
Senator Johnson	X			HB 2785	DPA/SE
Senator Waring	X			HB 2786	DPA/SE
Senator Allen, Vice Chairman	X			HB 2787	DPA/SE
Senator Burns, Chairman	X			HB 2788	DPA/SE
				HB 2789	DPA/SE
				HB 2790	DPA/SE
				HB 2791	DPA/SE
				HB 2792	DPA/SE
				HB 2793	DPA/SE

Chairman Burns called the meeting to order at 3:06 p.m., and attendance was noted.

## **APPROVAL OF MINUTES**

**Senator Burns moved the minutes of May 31, 2007 be approved. Without objection, the minutes were approved as distributed.**

## **CONSIDERATION OF BILLS**

### **SB 1003 – exchange teachers; technical correction – DO PASS AMENDED/STRIKE EVERYTHING**

**Joni Hoffman, Senate Rules Attorney**, explained the 3-page Burns strike everything amendment dated 06/15/07 at 1:10 p.m. (Attachment A).

**Senator Allen moved SB 1003 be returned with a DO PASS recommendation.**

**Senator Allen moved the 3-page Burns strike everything amendment dated 06/15/07 at 1:10 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved SB 1003 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 6-4-1 (Attachment 1).**

### **HB 2245 – college courses; high school credit – DO PASS AMENDED/STRIKE EVERYTHING**

**Leah Birk, Committee Analyst**, explained the 26-line Burns strike everything amendment dated 06/15/07 at 11:46 a.m. (Attachment B).

**Randy Gray, representing self**, testified in support of the strike everything amendment.

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

**Senator Allen moved HB 2245 be returned with a DO PASS recommendation.**

**Senator Allen moved the 26-line Burns strike everything amendment dated 06/15/07 at 11:46 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2245 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 2).**

In explanation of her vote, Senator Aboud stated “When this legislative session began and this issue around minimum wage payments to disability individuals was such a painful issue and I am just delighted that we found this happy medium and this resolution to this very important problem and I am very happy to vote ‘aye’.”

In explanation of her vote, Senator Johnson stated "I would very much like to thank leadership in the Senate and the House as well as our Approps Chairman for hearing this bill. This was a very critical issue that our DDD community was facing and I am so thankful that they have gotten a resolution to it and I vote 'aye'."

**HB 2467 – licensing eligibility; lawful presence; verification – DO PASS AMENDED/STRIKE EVERYTHING**

**Heather Owens, Appropriations Committee Assistant Analyst**, explained the 23-line Burns strike everything amendment dated 06/18/07 at 11:21 a.m. (Attachment D).

**Senator Allen moved HB 2467 be returned with a DO PASS recommendation.**

**Senator Allen moved the 23-line Burns strike everything amendment dated 06/18/07 at 11:21 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2467 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 3).**

In explanation of her vote, Senator Aboud stated "I hate all the documentation that has to go on just because of the, I will vote 'aye', but I just have to say it just slows the wheels of citizen involvement and participation. I will vote a reluctant 'aye'."

**HB 2781 – general appropriations; 2007-2008 – DO PASS AMENDED/STRIKE EVERYTHING**

**Tim Grubbs, Appropriations Committee Analyst**, explained the 110-page Burns strike everything amendment dated 06/18/07 at 12:00 p.m. (Attachment E).

**Senator Allen moved HB 2781 be returned with a DO PASS recommendation.**

**Senator Allen moved the 110-page Burns strike everything amendment dated 06/18/07 at 12:00 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2781 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 4).**

In explanation of his vote, Senator Flake stated "My only concerns about this are, you know there were many bills awaiting what we were planning to do with the box and those bills were incorporated into this and I think it would have been customary for some of the bad bills in the box to at least been talked to about our importance of this and I know that was not the case. I feel like some things that I feel are somewhat important were pretty much overlooked and if we were not there pleading our cause, which I guess we should have been, but I think at least all of the bills that we were contemplating in the box should have been at least, the author of those bills or the sponsor of those bills should have been talked to. With that complaint, I will still vote 'aye'."

In explanation of her vote, Senator Johnson stated “There sure is a lot of this that is a little hard to swallow. I am sure that each member has their own individual feelings about this and I know we need to move forward and so I am going to go ahead and vote ‘aye’.”

In explanation of her vote, Senator Allen stated “I would like to associate myself with Senator Flake’s remarks. This was handled a little differently this year with the box bills and it was really different than I had expected it was going to be. Having said that I will vote ‘aye’.”

**HB 2782 – supplemental appropriations; fiscal year 2006-2007 – DO PASS AMENDED/STRIKE EVERYTHING**

**Tim Grubbs, Appropriations Committee Analyst**, explained the 3-page Burns strike everything amendment dated 06/14/07 at 2:21 p.m. (Attachment F).

**Senator Allen moved HB 2782 be returned with a DO PASS recommendation.**

**Senator Allen moved the 3-page Burns strike everything amendment dated 06/14/07 at 2:21 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2782 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 5).**

**HB 2783 – capital outlay; appropriations – DO PASS AMENDED/STRIKE EVERYTHING**

**Tim Grubbs, Appropriations Committee Analyst**, explained the 10-page Burns strike everything amendment dated 06/14/07 at 4:15 p.m. (Attachment G) and offered a handout “Proposed Budget Agreement FY 2008 Budget” (Attachment H).

**Senator Allen moved HB 2783 be returned with a DO PASS recommendation.**

**Senator Allen moved the 10-page Burns strike everything amendment dated 06/14/07 at 4:15 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2783 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-1-1 (Attachment 6).**

**HB 2784 – tax relief package; 2007 – DO PASS AMENDED/STRIKE EVERYTHING**

**Sean Laux, Finance Committee Analyst**, explained the 19-page Burns strike everything amendment dated 06/18/07 at 11:03 a.m. (Attachment I).

**Senator Allen moved HB 2784 be returned with a DO PASS recommendation.**

**Senator Allen moved the 19-page Burns strike everything amendment dated 06/18/07 at 11:03 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2784 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 7).**

**HB 2785 – budget procedures; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Bill Boyd, Special Projects Coordinator,** explained the 23-page Burns strike everything amendment dated 06/15/07 at 4:30 p.m. (Attachment J).

**Senator Allen moved HB 2785 be returned with a DO PASS recommendation.**

**Senator Allen moved the 23-page Burns strike everything amendment dated 06/15/07 at 4:30 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2785 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 8).**

**HB 2786 – general revenues; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Brett Rufer, Financial Institutions, Insurance & Retirement Committee Analyst,** explained the 15-page Burns strike everything amendment dated 06/18/07 at 12:19 p.m. (Attachment K).

**Senator Allen moved HB 2786 be returned with a DO PASS recommendation.**

**Senator Allen moved the 15-page Burns strike everything amendment dated 06/18/07 at 12:19 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2786 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-1-1 (Attachment 9).**

**HB 2787 – criminal justice; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Bill Boyd, Special Projects Coordinator,** explained the 23-page Burns strike everything amendment dated 06/18/07 at 11:49 a.m. (Attachment L).

**Senator Allen moved HB 2787 be returned with a DO PASS recommendation.**

**Senator Allen moved the 23-page Burns strike everything amendment dated 06/18/07 at 11:49 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2787 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 8-2-1 (Attachment 10).**

In explanation of her vote, Senator Aboud stated “In here we heard the DNA testing bill that some of which has been appropriated into this piece of legislation and what was added in this legislation is DNA samples from people that are arrested, not convicted but merely arrested. For the crimes for which one could be required to provide a DNA sample was for particular sexual offenses that were supposed to lead to greater potential for future crimes or future offenses or future dangerous activities and one of those was prostitution. I fail to see how prostitution leads to anything dangerous or criminal or harmful beyond this and it is beyond me why that is included. That those folks that are arrested for prostitution now have to submit to a DNA sample, I just find it so offensive that I have to vote ‘no’.”

**HB 2788 – environment; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Megan Gnagy, Natural Resources and Rural Affairs Committee Analyst**, explained the 10-page Burns strike everything amendment dated 06/18/07 at 10:27 a.m. (Attachment M).

**Senator Allen moved HB 2788 be returned with a DO PASS recommendation.**

**Senator Allen moved the 10-page Burns strike everything amendment dated 06/18/07 at 10:27 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2788 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 11).**

In explanation of her vote, Senator Aboud stated “What I intended and should have done and was reminded that as I was part of the budget negotiating team and I stand in support of this budget that was negotiated in great faith and great cooperation with most of the members in this room. I apologize for not voting yes on the last bill and for this one I will vote ‘aye’.”

**HB 2789 – health and welfare; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Beth Kohler Lazare, Health Committee Analyst**, explained the 55-page Burns strike everything amendment dated 06/18/07 at 10:37 a.m. (Attachment N).

**Senator Allen moved HB 2789 be returned with a DO PASS recommendation.**

**Senator Allen moved the 55-page Burns strike everything amendment dated 06/18/07 at 10:37 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2789 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 12).**

**HB 2790 – K-12 education; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Dawn Nazary, K-12 Education and Higher Education Committees Analyst**, explained the 46-page Burns strike everything amendment dated 06/18/07 at 10:20 a.m. (Attachment O).

**Senator Allen moved HB 2790 be returned with a DO PASS recommendation.**

**Senator Allen moved the 46-page Burns strike everything amendment dated 06/18/07 at 10:20 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2790 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 9-1-1 (Attachment 13).**

In explanation of his vote, Senator Flake stated "I echo Senator Johnson's concerns with that and I think that is something we need to look at very closely next year because it can get out just as fast as it went in and I vote 'aye'."

**HB 2791 – higher education; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Dawn Nazary, K-12 Education and Higher Education Committees Analyst, explained the 22-page Burns strike everything amendment dated 06/18/07 at 8:49 a.m. (Attachment P).**

**Senator Allen moved HB 2791 be returned with a DO PASS recommendation.**

**Senator Allen moved the 22-page Burns strike everything amendment dated 06/18/07 at 8:49 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2791 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 14).**

**HB 2792 – school facilities board; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Dawn Nazary, K-12 Education and Higher Education Committees Analyst, explained the 18-page Burns strike everything amendment dated 06/18/07 at 10:02 a.m. (Attachment Q).**

**Senator Allen moved HB 2792 be returned with a DO PASS recommendation.**

**Senator Allen moved the 18-page Burns strike everything amendment dated 06/18/07 at 10:02 a.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2792 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 10-0-1 (Attachment 15).**

**HB 2793 – transportation; budget reconciliation – DO PASS AMENDED/STRIKE EVERYTHING**

**Dallas Gold, Transportation Committee Analyst, explained the 22-page Burns strike everything amendment dated 06/14/07 at 12:32 p.m. (Attachment R).**

**Senator Allen moved HB 2793 be returned with a DO PASS recommendation.**

**Senator Allen moved the 22-page Burns strike everything amendment dated 06/14/07 at 12:32 p.m. be ADOPTED. The motion CARRIED by a voice vote.**

**Senator Allen moved HB 2793 be returned with an AS AMENDED, DO PASS recommendation. The motion CARRIED with a roll call vote of 8-2-1 (Attachment 16).**

In explanation of her vote, Senator Aguirre stated "I think a lot of discussion has been brought out on the STAN account and how that is going to short, at least in the short term, the rural counties and I am very concerned about that. I guess we need to pick some fights and this one we are not going to take on this year, but I am sure we can look at this formal like and we can come back and provide some planning for rural Arizona as it continues to grow. Rural areas are important as well fully developed areas as far as the economic impact of the state. I will vote 'aye'."

There being no further business, the meeting was adjourned at 3:58 p.m.

Respectfully submitted,

Shelley Ponce  
Committee Secretary

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