

VOTING RECORD

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

2007–2008 SESSION: Roll call votes by your state legislators on the following key small business issues during the current session of the Arizona state Legislature are listed inside. Although this *Voting Record* does not reflect all elements considered by a lawmaker when voting, nor represents a complete profile of a legislator, it can be a guide in evaluating your legislator's attitude toward small business. Please remember that many issues on which small businesses are affected did not go to a roll call vote in either the House or Senate. Please thank those legislators who supported small business.

2007 VOTES

- 1.** Medical Malpractice for Emergency Room Professionals (SB 1032): Raises the burden of proof in medical malpractice civil actions against healthcare providers and hospitals to clear and convincing evidence in connection with certain emergency medical services. Hospitals must also provide stabilizing treatment for emergency medical conditions, labor and delivery services if a safe transfer is not possible, and transfers to other facilities when necessary, regardless of the patient's ability to pay. A **"Yes" vote supports the NFIB position.** Passed Senate Third Read Vote 16–12. Failed House Third Read Vote 28–28.
- 2.** Uniform Health Questionnaire (HB 2134): Establishes the Health Status Questionnaire Committee, consisting of at least nine members. Requires the committee to develop a uniform employee Health Status Questionnaire to simplify the health insurance application process for small groups. A **"Yes" vote supports the NFIB position.** Passed Senate Third Read Vote 27–1. Passed House Final Read Vote 53–5. Governor signed.
- 3.** Workers' Compensation Premium Tax Reduction (HB 2405): Allows an

insurer to reduce an employer's workers' compensation insurance premium by up to 5 percent if the employer conducts drug and alcohol testing of employees. Currently, several states offer premium reductions for employers who test employees for drugs and alcohol. A **"Yes" vote supports the NFIB position.** Passed House Third Read Vote 52–3. Passed Senate Third Read Vote 29–1. Governor signed.

- 4.** Mandate-Lite Health Insurance (HB 2757): Allows certain health insurance providers to offer individual policies that exclude coverage for services that are currently required by statute. Expands the definition of small businesses to 50 employees. A **"Yes" vote supports the NFIB position.** Passed House Third Read Vote 32–25.

- 5.** Budget FY 07 Tax Relief Package (HB 2784): Makes several changes to tax statutes. The reduction from 25 percent to 20 percent in the assessment ratio for commercial property (Class 1 and Class 6 enterprise zones) originally scheduled to be effected in half-percent annual increments is changed to 1 percent increments so that the 20 percent rate will be reached in 2012 (previously in 2015). A new accelerated depreciation table for personal property

placed into service during or after the 2008 tax year is established, increasing the depreciation allowance in each of the first six years of service by 5 percent. A **"Yes" vote supports the NFIB position.** Passed Senate Third Read Vote 28–0. Passed House Final Read Vote 57–2. Governor signed.

- 6.** Budget FY 07 Health and Welfare (HB 2789): Contains several provisions related to health and welfare issues in the fiscal 2007–2008 budget. Includes provision to increase the number of small businesses eligible for mandate-lite health insurance to those businesses with up to 50 employees (previously included 2 to 25 employees). Provides technical modifications for the Small Business Premium Tax Credit. A **"Yes" vote supports the NFIB position.** Passed Senate Third Read Vote 22–6. Passed House Final Read Vote 41–18. Governor signed.

- 7.** Municipal Sales Tax Incentives; Prohibition (HB 2515): If a municipality located entirely within the boundary of what the Census Bureau has labeled the Phoenix-Mesa-Scottsdale Metro Statistical Area offers or provides a tax incentive as an inducement for a retail business to locate in the municipality, the state shall withhold from that municipality's share of state sales tax revenue an amount equal to the total value of the incentive. Certain incentives are exempt, including those offered to all existing retail businesses, for locating a business in certain redevelopment zones, for preserving historical buildings and for cleanup or remediation of brownfield sites. A **"Yes" vote supports the NFIB position.** Passed Senate Third Read Vote 18–8.

Passed House Final Read Vote 36–21. Governor signed.

2008 VOTES

8. Administrative Rules Oversight Committee (SB 1255). Re-establishes the 11-member Administrative Rules Oversight Committee (AROC) to oversee all administrative rules except those specifically exempted. Five members would have been appointed by the House speaker, five by the Senate president and one by the governor. Clarifies that a party contesting the legality of a rule, agency practice or substantive policy statement is not required to file a complaint with the committee in order to exhaust its administrative remedies. Note: An identical bill was introduced as HB 2235. A **“Yes” vote supports the NFIB position.** Passed Senate Third Read

Vote 16–12. Passed House Third Read Vote 31–27. Governor vetoed.

9. State Equalization Property Tax Repeal (HB 2220). Makes permanent the three-year suspension of the state equalization assistance property tax, which is currently due to expire in 2009. A **“Yes” vote supports the NFIB position.** Note: An identical bill was introduced as SB 1002. Passed House Third Read Vote 32–28. Passed Senate Third Read Vote 16–13. Governor vetoed.

10. Workers’ Compensation Claims (HB 2828). Makes several changes to statutes related to workers’ compensation claims, including prohibiting a claim from being reopened if the initial claim was denied or the determination was allowed to

become final. Requires claims for temporary partial disability benefits to be filed within two years of either the date the claimed entitlement accrued or the date an award for benefits encompassing the entitlement period became final. A **“Yes” vote supports the NFIB position.** Passed Senate Third Read Vote 22–4. Passed House Final Read Vote 49–1. Governor signed.

Voting Key	
Y	= Vote in support of proposed legislation
N	= Vote in opposition of proposed legislation
NV	= Absent for vote (not calculated in the percentage)
-	= Did not hold office during the vote
%	= Percentage of votes favorable to NFIB position

ARIZONA HOUSE OF REPRESENTATIVES

ISSUE NUMBER	1	2	3	4	5	6	7	8	9	10	%
NFIB/ARIZONA POSITION	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Ableser, Edward (Tempe-Dist. 17-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Adams, Kirk (Mesa-Dist. 19-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	NV	89%
Alvarez, Manny (Elfrida-Dist. 25-D)	Y	Y	Y	N	Y	Y	N	N	N	Y	60%
Anderson, Mark (Mesa-Dist. 18-R)	Y	N	NV	Y	Y	Y	NV	Y	Y	Y	88%
Barnes, Ray (Phoenix-Dist. 7-R)	Y	Y	Y	Y	N	N	Y	NV	Y	Y	78%
Barto, Nancy (Phoenix-Dist. 7-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
Biggs, Andy (Gilbert-Dist. 22-R)	N	N	Y	Y	Y	N	Y	Y	Y	Y	70%
Boone, Tom (Glendale-Dist. 4-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Bradley, David (Tucson-Dist. 28-D)	N	Y	Y	N	Y	Y	Y	N	N	Y	60%
Brown, Jack (St. Johns-Dist. 5-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Burges, Judy (Sun City West-Dist. 4-R)	Y	N	Y	Y	Y	N	Y	Y	Y	Y	80%
Burns, Jennifer (Avra Valley-Dist. 25-R)	Y	Y	NV	Y	Y	Y	N	Y	N	Y	78%
Cajero-Bedford, Olivia (Tucson-Dist. 27-D)	Y	Y	Y	N	Y	Y	Y	N	N	Y	70%
Campbell, Chad (Phoenix-Dist. 14-D)	N	Y	Y	N	Y	Y	Y	N	N	Y	60%
Campbell, Cloves (Phoenix-Dist. 16-D)	N	Y	Y	NV	NV	NV	NV	N	N	Y	50%
* Chabin, Tom (Flagstaff-Dist. 2-D)	-	-	-	-	-	-	-	N	N	N	N/A
Clark, Doug (Phoenix-Dist. 19-R)	Y	Y	Y	Y	N	N	Y	Y	Y	Y	80%
Crandall, Rich (Mesa-Dist. 9-R)	Y	Y	Y	Y	Y	N	NV	Y	Y	NV	88%
Crump, Sam (Anthem-Dist. 6-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
DeSimone, Mark (Phoenix-Dist. 11-D)	N	NV	Y	N	Y	Y	Y	Y	Y	Y	78%
Driggs, Adam (Phoenix-Dist. 11-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
Farley, Steve (Tucson-Dist. 28-D)	N	Y	N	N	Y	Y	N	N	N	Y	40%
Farnsworth, Eddie (Gilbert-Dist. 22-R)	N	N	Y	NV	Y	N	Y	Y	Y	Y	67%

* Kirkpatrick resigned from the House August 2007; Chabin appointed to seat.

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

ARIZONA HOUSE OF REPRESENTATIVES

ISSUE NUMBER	1	2	3	4	5	6	7	8	9	10	%
NFIB/ARIZONA POSITION	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Gallardo, Steve (Phoenix-Dist. 13-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Garcia, Martha (Phoenix-Dist. 13-D)	Y	Y	Y	N	Y	Y	Y	N	N	NV	67%
Groe, Trish (Lake Havasu City-Dist. 3-R)	Y	NV	NV	Y	Y	N	Y	Y	Y	Y	88%
Hershberger, Pete (Tucson-Dist. 26-R)	Y	Y	Y	Y	Y	Y	N	Y	N	Y	80%
Kavanagh, John (Fountain Hills-Dist. 8-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
* Kirkpatrick, Ann (Flagstaff-Dist. 2-D)	N	Y	Y	N	Y	Y	N	-	-	-	57%
Konopnicki, Bill (Safford-Dist. 5-R)	Y	Y	Y	Y	Y	Y	N	Y	Y	NV	89%
Lopes, Phil (Tucson-Dist. 27-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Lopez, Linda (Tucson-Dist. 29-D)	NV	Y	N	N	Y	Y	Y	N	N	Y	56%
Lujan, David (Phoenix-Dist. 15-D)	N	Y	Y	N	Y	Y	Y	N	N	Y	60%
Mason, Lucy (Prescott-Dist. 1-R)	NV	Y	Y	Y	Y	Y	N	N	Y	Y	78%
McClure, Marian (Tucson-Dist. 30-R)	NV	Y	Y	Y	Y	Y	N	Y	Y	NV	88%
McComish, John (Ahwatukee-Dist. 20-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
McGuire, Barbara (Kearny-Dist. 23-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
McLain, Nancy (Bullhead City-Dist. 3-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	NV	89%
Meza, Robert (Phoenix-Dist. 14-D)	N	Y	Y	N	Y	Y	Y	N	N	NV	56%
Miranda, Ben (Phoenix-Dist. 16-D)	N	Y	Y	NV	Y	Y	Y	N	N	Y	67%
Murphy, Rick (Glendale-Dist. 9-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
Nelson, John (Phoenix-Dist. 12-R)	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	90%
Nichols, Warde (Chandler-Dist. 21-R)	N	Y	Y	Y	Y	N	Y	Y	Y	Y	80%
Pancrazi, Lynne (Yuma-Dist. 24-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Paton, Jonathan (Tucson-Dist. 30-R)	N	Y	NV	Y	Y	Y	N	Y	Y	Y	78%
Pearce, Russell (Mesa-Dist. 18-R)	Y	N	Y	Y	Y	N	Y	Y	Y	Y	80%
Prezelski, Tom (Tucson-Dist. 29-D)	NV	Y	N	N	Y	Y	N	N	N	NV	38%
Reagan, Michele (Scottsdale-Dist. 8-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Rios, Pete (Hayden-Dist. 23-D)	N	Y	Y	N	Y	Y	N	N	N	NV	44%
Robson, Bob (Chandler-Dist. 20-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
# Saradnik, Lena (Tucson-Dist. 26-D)	N	Y	NV	N	Y	Y	N	-	-	-	50%
Schapiro, David (Tempe-Dist. 17-D)	N	Y	Y	N	Y	Y	Y	NV	N	Y	67%
Sinema, Kyrsten (Phoenix-Dist. 15-D)	N	Y	Y	N	Y	Y	Y	N	N	Y	60%
Stump, Bob (Peoria-Dist. 9-R)	N	Y	Y	Y	Y	Y	Y	N	Y	Y	80%
Thrasher, Jackie (Phoenix-Dist. 10-D)	N	Y	Y	N	Y	Y	Y	N	N	Y	60%
Tobin, Andrew (Paulden-Dist. 1-R)	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	90%
Tom, Albert (Chambers-Dist. 2-D)	N	Y	Y	N	Y	Y	Y	N	N	NV	56%
Ulmer, Theresa (Yuma-Dist. 24-D)	N	Y	Y	N	Y	Y	N	N	N	Y	50%
Weiers, James (Phoenix-Dist. 10-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Weiers, Jerry P (Glendale-Dist. 12-R)	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	90%
Yarbrough, Steve (Chandler-Dist. 21-R)	N	Y	Y	Y	Y	N	Y	Y	Y	Y	80%
# Young Wright, Nancy (Tucson-Dist. 26-D) -	-	-	-	-	-	-	-	N	N	Y	N/A

* Kirkpatrick resigned from the House August 2007; Chabin appointed to seat. # Saradnik resigned from House January 2008; Young Wright appointed to seat.

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

ARIZONA SENATE ISSUE NUMBER NFIB/ARIZONA POSITION	1 Y	2 Y	3 Y	5 Y	6 Y	7 Y	8 Y	9 Y	10 Y	% 100%
Aboud, Paula (Tucson-Dist. 28-D)	N	Y	Y	Y	Y	Y	N	N	NV	63%
Aguirre, Amanda (Yuma-Dist. 24-D)	Y	NV	Y	Y	Y	Y	N	N	NV	71%
Allen, Carolyn (Scottsdale-Dist. 8-R)	Y	Y	Y	Y	Y	N	NV	N	Y	75%
@ Allen, Sylvia (Snowflake-Dist. 5-R)	-	-	-	-	-	-	-	-	-	N/A
Arzberger, Marsha (Wilcox-Dist. 25-D)	N	Y	N	Y	Y	Y	N	N	Y	56%
Bee, Timothy (Tucson-Dist. 30-R)	N	Y	Y	Y	Y	Y	Y	Y	Y	89%
Blendu, Robert (Litchfield Park-Dist. 12-R)	Y	Y	Y	Y	Y	N	Y	Y	N	78%
Burns, Robert (Peoria-Dist. 9-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Burton-Cahill, Meg (Tempe-Dist. 17-D)	NV	Y	Y	NV	NV	NV	N	N	N	40%
Cheuvront, Ken (Phoenix-Dist. 15-D)	N	Y	Y	Y	Y	Y	N	Y	Y	78%
@ Flake, Jake (Snowflake-Dist. 5-R)	Y	Y	Y	Y	N	N	Y	Y	Y	78%
Garcia, Jorge Luis (Tucson-Dist. 27-D)	N	Y	Y	Y	Y	Y	N	N	Y	67%
Gorman, Pamela (Anthem-Dist. 6-R)	Y	Y	Y	Y	N	Y	Y	Y	Y	89%
Gould, Ron (Lake Havasu City-Dist. 3-R)	Y	N	Y	Y	N	Y	Y	Y	Y	78%
Gray, Chuck (Mesa-Dist. 19-R)	Y	Y	Y	Y	N	Y	Y	Y	Y	89%
Gray, Linda (Phoenix-Dist. 10-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Hale, Albert (Window Rock-Dist. 2-D)	N	Y	Y	Y	Y	NV	N	N	N	50%
Harper, Jack (Surprise-Dist. 4-R)	Y	Y	Y	NV	NV	NV	Y	Y	Y	100%
Huppenthal, John (Chandler-Dist. 20-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Johnson, Karen (Mesa-Dist. 18-R)	N	Y	Y	Y	N	Y	Y	Y	Y	78%
Landrum Taylor, Leah (Phoenix-Dist. 16-D)	NV	Y	Y	Y	Y	Y	N	N	Y	75%
Leff, Barbara (Paradise Valley-Dist. 11-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
McCune-Davis, Debbie (Phoenix-Dist. 14-D)	N	Y	Y	Y	Y	N	N	N	Y	56%
Miranda, Richard (Tolleson-Dist. 13-D)	N	Y	Y	Y	Y	N	N	NV	N	50%
O'Halleran, Tom (Sedona-Dist. 1-R)	Y	Y	Y	Y	Y	Y	Y	N	Y	89%
Pesquiera, Charlene (Tucson-Dist. 26-D)	N	Y	Y	Y	Y	NV	N	N	NV	57%
Rios, Rebecca (Apache Junction-Dist. 23-D)	N	NV	Y	Y	Y	N	NV	N	Y	57%
Soltero, Victor (Tucson-Dist. 29-D)	N	Y	Y	Y	Y	N	N	N	NV	50%
Tibshraeny, Jay (Chandler-Dist. 21-R)	Y	Y	Y	Y	N	N	Y	Y	Y	78%
Verschoor, Thayer (Gilbert-Dist. 22-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%
Waring, Jim (Phoenix-Dist. 7-R)	Y	Y	Y	Y	Y	Y	Y	Y	Y	100%

@ Flake passed away while in Senate June 2008; Allen appointed to seat.