

VOTING RECORD

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

2007-2008 SESSION: Votes cast by members of the New Mexico Legislature on bills or amendments of particular interest to small business owners during the past two legislative sessions are listed below. Although this *Voting Record* cannot reflect every deliberation that legislators take into consideration when casting a particular vote, this record serves as a guide for the purpose of evaluating lawmakers on their understanding of issues important to small business. Please thank those legislators who assisted NFIB efforts to promote and protect the rights of our members to own, operate and grow their businesses.

2007 VOTES:

1. HB 1197 (Small business regulatory relief): Would have required an agency to give the Small Business Advisory Commission a copy of a proposed rule affecting small business 60 days prior to the adoption. Would have required notification of public hearings regarding a proposed rule change that may have an adverse effect on small business at the same time public notice is given. A **“Yes” vote supports the NFIB position.** Passed the House 51-0. Died on Senate floor prior to vote.

2. HB 1251 (Taxation): Would have changed the current 15 percent interest rate charged for business overpayment or underpayment of tax responsibilities to the New Mexico Taxation and Revenue Department. For underpayment, the new rate would have been the federal funds rate plus 3 percent; for overpayments, federal funds plus 2 percent. No interest would have been assessed to the NMTRD if a refund payment was made within 120 days of the request. A **“Yes” vote supports the NFIB position.** Passed the House 41-28. Died in the Senate Finance Committee.

3. Issue #1 on Senate record, SB 324 (Minimum wage increase): Increases the state minimum wage to \$6.50 per hour on Jan. 1, 2008, and to \$7.50 per hour on Jan. 1, 2009. A **“No” vote supports the NFIB position.** Passed the House 40-29. Passed the Senate 35-7.

4. Issue #2 on Senate record, SB 401 (Eminent domain powers): Amends both the Urban Development Law and the Municipal Redevelopment Code to eliminate the right to use eminent domain powers. A **“Yes” vote supports the NFIB position.** Passed the House 62-0. Passed the Senate 30-1.

2008 VOTES:

5. Issue #3 on Senate record, HB 37 (Electronic medical records): Required the New Mexico Health Department to develop plans for implementing electronic insurance billing and transfer of medical records with established privacy security. Legal and disclosure rules for transfer and access to electronic medical records were not specified. A **“No” vote supports the NFIB position.** Passed the House 51-10. Failed in the Senate 13-23.

6. HB 62 (Health Solutions New Mexico Act): Universal healthcare bill that would have required an employer-funded approach to achieve goals. Proposed that employers pay into a Healthy New Mexicans Workforce Fund if they do not provide health insurance coverage. Would have applied to all businesses with more than six employees, and in 2009, would have applied to any business operating in the state. Also required individual mandates with exemptions for residents making up to 400 percent of the poverty level. A **“No” vote supports the NFIB position.** Passed the House 37-31. Died in the Senate Finance Committee.

7. House Memorial 29 (Labor): Asked the congressional delegation to support the federal Employee Free Choice Act, which NFIB strongly opposed. HR 800 did pass the U.S. House and is currently awaiting committee assignment in the Senate. It would amend the National Labor Relations Act to establish an efficient system to enable employees to form, join or assist labor organizations, and would provide for mandatory injunctions for unfair labor practices during organizing efforts. A **“No” vote supports the NFIB position.** Passed the House 34-25. This memorial died prior to assignment in the Senate.

8. Issue #4 on Senate record, SB 168 (Business entity reporting): Would have amended the Corporate Reporting Act to push the annual reporting requirement to biennial reporting. Also reduced late fees for the report from \$200 to \$100. A **“Yes” vote supports the NFIB position.**

Passed the Senate 32–0. Died in House Judiciary Committee.

9. Issue # 5 on Senate record, SB 225 (Health Care Authority Act): Universal healthcare bill providing for sole payer/provider status for the New Mexico state government. Virtually identical to the Canadian healthcare system. Would have absorbed all agencies with healthcare responsibilities into a new bureaucracy with unlimited powers and unknown budget. A **“No” vote supports the NFIB position.** Passed the Senate 22–19. Died in House Judiciary Committee.

10. Issue #6 on Senate record, SB 407 (Health savings accounts):

Beginning July 1, 2009, would have allowed insurers to offer policies with a deductible of at least \$2,500 in conjunction with a health savings account. Would have required the purchaser to provide proof of a valid HSA in compliance with the Internal Revenue Code to the insurance agent at the time of purchase of the high deductible policy. A **“Yes” vote supports the NFIB position.** Passed the Senate 40–0. Died in House Consumer and Public Affairs Committee.

11. Issue #7 on Senate record, Senate Memorial 53 (Regulatory reform): Would have created a 10-member interim Regulatory Process and Administrative Law Committee to

respond to citizen complaints about the rulemaking and administrative process with executive branch agencies. The committee would have reviewed existing regulations to ensure that the agency had not overstepped the authority granted by the Legislature in law. A **“Yes” vote supports the NFIB position.** Passed the Senate 28–6. Died prior to assignment to committees in the House.

Voting Key

- Y = Vote in support of proposed legislation
- N = Vote in opposition of proposed legislation
- * = Did not vote
- % = Percentage of votes favorable to NFIB position
- N/A = Not enough votes to calculate percentage

NEW MEXICO HOUSE ISSUE NUMBER NFIB POSITION	1	2	3	4	5	6	7	%
	Y	Y	N	Y	Y	N	N	100%
Anderson, Thomas (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%
Arnold-Jones, Janice (R-Bernalillo)	*	*	N	Y	Y	N	N	80%
Bandy, Paul C. (R-San Juan)	Y	Y	N	Y	Y	N	N	86%
Barela, Elias (D-Valencia)	Y	Y	Y	Y	*	Y	*	60%
Barreras, Andrew J. (D-Valencia)	Y	Y	Y	Y	Y	Y	Y	43%
Begaye, Ray (D-San Juan)	Y	*	Y	*	Y	N	Y	40%
Berry, Richard J (R-Bernalillo)	Y	Y	N	Y	Y	N	*	83%
Bratton, Donald (R-Lea)	Y	Y	N	Y	N	N	N	100%
Campos, Jose (D-DeBaca)	Y	Y	Y	Y	Y	Y	Y	43%
Cervantes, Joseph (D-Dona Ana)	Y	Y	Y	Y	Y	Y	Y	43%
Chasey, Gail (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Chavez, Earnest (D-Bernalillo)	Y	*	Y	Y	Y	Y	Y	33%
Cote, Nathan (D-Dona Ana)	Y	*	Y	Y	Y	Y	Y	33%

NEW MEXICO HOUSE ISSUE NUMBER NFIB POSITION	1	2	3	4	5	6	7	%
	Y	Y	N	Y	N	N	N	100%
Crook, Anna (R-Curry)	Y	Y	N	Y	N	N	N	100%
Espinoza, Nora (R-Chaves)	Y	Y	N	Y	N	N	N	100%
Ezzell, Candy Spence (R-Chaves)	Y	Y	N	Y	N	N	N	100%
Foley, Dan (R-Chaves)	Y	*	N	Y	Y	N	N	83%
Fox-Young, Justine (R-Bernalillo)	Y	Y	N	Y	N	N	N	100%
Garcia, Mary Helen (D-Dona Ana)	*	Y	Y	Y	Y	Y	Y	33%
Garcia, Miguel P. (D-Bernalillo)	Y	Y	Y	Y	Y	*	Y	50%
Garcia, Thomas (D-Colfax)	Y	Y	Y	Y	Y	Y	Y	43%
Gardner, Keith (R-Chaves)	Y	Y	N	Y	N	N	N	100%
Gonzales, Robert (D-Taos)	Y	Y	Y	Y	Y	Y	Y	43%
Gray, Bill (R-Eddy)	Y	Y	N	Y	N	N	N	100%
Gutierrez, Joni (D-Dona Ana)	Y	Y	Y	Y	Y	Y	Y	43%
Hall, Jimmie (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%

NEW MEXICO HOUSE ISSUE NUMBER NFIB POSITION	1	2	3	4	5	6	7	%
Hamilton, Dianne (R-Grant)	*	Y	N	Y	Y	N	N	83%
Hanosh, George (D-Cibola)	Y	Y	Y	Y	*	*	*	N/A
Heaton, John (D-Eddy)	Y	Y	Y	Y	Y	Y	Y	43%
Herrera, Manuel (D-Grants)	*	Y	Y	*	*	*	*	N/A
Irwin, Dona (D-Luna)	Y	Y	N	Y	Y	N	Y	71%
King, Rhonda (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Larranaga, Larry (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%
Lujan, Antonio (D-Dona Ana)	Y	Y	Y	Y	Y	Y	Y	43%
Lujan, Ben (D-Santa Fe)	*	Y	Y	*	Y	Y	Y	20%
Lundstrom, Patricia (D-McKinley)	Y	*	Y	Y	Y	Y	Y	33%
Madalena, James Roger (D-Bernalillo)	*	Y	Y	Y	*	Y	*	N/A
Maestas, Antonio (D-Bernalillo)	Y	*	Y	Y	Y	Y	Y	33%
Martinez, Rudy (D-Grant)	*	*	*	*	*	Y	Y	N/A
Martinez, Ken W. (D-Cibola)	Y	Y	Y	*	Y	Y	Y	33%
McCoy, Kathy (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%
Miera, Rick (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Moore, Brian (R-Curry)	Y	Y	N	Y	*	N	N	100%
Nunez, Andy (D-Dona Ana)	*	Y	Y	Y	Y	N	Y	50%
Park, Al (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Pena, John (D-McKinley)	*	*	*	*	Y	Y	Y	N/A
Picraux, Danice (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Powdrell-Culbert, Jane (R-Sandoval)	*	Y	N	*	*	N	N	N/A
Rehm, Bill (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%

NEW MEXICO HOUSE ISSUE NUMBER NFIB POSITION	1	2	3	4	5	6	7	%
Rodella, Debbie (D-Rio Arriba)	Y	Y	Y	Y	Y	Y	*	50%
Saavedra, Kiki (D-Bernalillo)	Y	Y	Y	Y	Y	Y	Y	43%
Salazar, Nick (D-Mora)	Y	Y	Y	Y	Y	Y	*	50%
Sandoval, Edward C. (D-Bernalillo)	Y	Y	Y	*	Y	Y	*	40%
Silva, Daniel (D-Bernalillo)	Y	Y	Y	Y	*	Y	*	60%
Stapleton, Sheryl (D-Bernalillo)	Y	Y	*	*	Y	Y	Y	40%
Steinborn, Jeff (D-Dona Ana)	Y	Y	Y	Y	Y	Y	Y	43%
Stewart, Mimi (D-Bernalillo)	Y	*	Y	Y	Y	Y	Y	33%
Strickler, James (R-San Juan)	Y	Y	N	Y	N	N	N	100%
Swisstack, Thomas (D-Sandoval)	Y	Y	Y	*	Y	Y	Y	33%
Taylor, Tom (R-San Juan)	Y	*	N	Y	Y	N	N	83%
Tripp, Don (R-Catron)	Y	Y	N	Y	Y	N	*	83%
Trujillo, Jim (D-Santa Fe)	Y	*	Y	Y	*	Y	*	N/A
Tyler, Shirley (R-Lea)	*	Y	N	Y	N	N	N	100%
Varela, Lucky (D-Santa Fe)	Y	Y	Y	Y	Y	Y	Y	43%
Vaughn, Gloria (R-Otero)	*	Y	N	Y	Y	N	N	83%
Vigil, Richard (D-San Miguel)	Y	Y	Y	Y	*	Y	Y	50%
Wallace, Jeannette (R-Los Alamos)	Y	Y	N	Y	Y	N	N	86%
Williams, Dub (R-Lincoln)	Y	Y	N	Y	Y	N	N	86%
Wirth, Peter (D-Santa Fe)	Y	Y	Y	Y	Y	Y	Y	43%
Youngberg, Eric (R-Bernalillo)	*	Y	N	Y	N	N	*	100%
Zanetti, Teresa (R-Bernalillo)	Y	Y	N	Y	Y	N	N	86%

YOUR LEGISLATORS' VOTING RECORD ON SMALL BUSINESS ISSUES

NEW MEXICO SENATE ISSUE NUMBER NFIB POSITION	3	4	5	8	9	10	11	%
	N	Y	N	Y	N	Y	Y	100%
Adair, Rod (R-Chaves)	N	Y	N	*	N	Y	N	83%
*Altimirano, Ben	Y	Y	*	*	*	*	*	N/A
Asbill, Vernon (R-Eddy)	Y	Y	N	Y	N	Y	Y	86%
Beffort, Susan Wilson (R-Bernalillo)	Y	Y	N	Y	N	Y	Y	86%
Boitano, Mark (R-Bernalillo)	N	Y	*	*	N	Y	Y	100%
Campos, Pete (D-Guadalupe)	Y	Y	Y	*	Y	Y	Y	50%
Carraro, Joseph (R-Bernalillo)	N	*	*	*	N	Y	*	N/A
Cisneros, Carlos (D-Rio Arriba)	Y	Y	Y	Y	Y	Y	Y	57%
Cravens, Kent (R-Bernalillo)	N	Y	N	Y	N	Y	Y	100%
Duran, Diana (R-Dona Ana)	N	*	N	Y	N	Y	Y	100%
Feldman, Dede (D-Bernalillo)	Y	*	Y	Y	Y	Y	Y	50%
Garcia, Mary Jane (D-Dona Ana)	Y	*	N	Y	Y	Y	Y	67%
Griego, Phil (D-Mora)	Y	*	*	*	Y	Y	*	N/A
Grubestic, John (D-Santa Fe)	Y	Y	Y	Y	Y	Y	Y	57%
Harden, Clint (R-Colfax)	Y	Y	N	Y	N	Y	N	71%
Ingle, Stuart (R-Chaves)	Y	Y	N	Y	N	Y	Y	86%
Jennings, Tim (D-Chaves)	Y	*	N	Y	N	Y	*	80%
Kernan, Gay (R-Lea)	Y	Y	N	Y	N	Y	Y	86%
Komadina, Steve (R-Sandoval)	Y	Y	N	Y	N	Y	Y	86%
Leavell, Carroll (R-Eddy)	Y	Y	N	Y	N	Y	Y	86%
Lopez, Linda (D-Bernalillo)	Y	*	N	Y	Y	Y	N	50%
Lovejoy, Lynda (D-Bernalillo)	Y	Y	N	Y	Y	Y	Y	71%

NEW MEXICO SENATE ISSUE NUMBER NFIB POSITION	3	4	5	8	9	10	11	%
	N	Y	N	Y	N	Y	Y	100%
Martinez, Richard (D-Rio Arriba)	Y	Y	*	*	Y	*	Y	N/A
McSorley, Cisco (D-Bernalillo)	Y	N	Y	Y	*	Y	*	40%
Morales, Howie (D-Catron)	*	*	Y	Y	Y	Y	*	N/A
Nava, Cynthia (D-Dona Ana)	Y	Y	Y	*	Y	Y	N	33%
Neville, Steve (R- San Juan)	Y	Y	N	Y	N	Y	Y	86%
Ortiz y Pino, Gerald (D-Bernalillo)	Y	Y	Y	Y	Y	Y	*	50%
Papen, Mary Kaye (D-Dona Ana)	Y	Y	N	Y	Y	Y	Y	71%
Payne, Willam (R-Bernalillo)	Y	Y	N	Y	N	Y	Y	86%
Pinto, John (D-McKinley)	Y	Y	*	Y	Y	Y	*	60%
Rainaldi, Lidio (D-Cibola)	Y	*	*	Y	Y	Y	N	40%
Rawson, Lee (R-Dona Ana)	Y	Y	N	Y	N	Y	Y	86%
Robinson, Shannon (D-Bernalillo)	Y	Y	Y	Y	Y	Y	*	50%
Rodriguez, Nancy (D-Santa Fe)	Y	Y	Y	*	Y	Y	Y	50%
Ryan, John (R-Bernalillo)	N	Y	N	*	N	Y	N	83%
Sanchez, Bernadette (D-Bernalillo)	Y	Y	N	Y	Y	Y	Y	71%
Sanchez, Micheal (D-Valencia)	Y	Y	Y	Y	Y	Y	Y	57%
Sharer, William (R-San Juan)	N	Y	N	*	N	*	*	N/A
Smith, John Arthur (D-Hidalgo)	Y	Y	N	Y	Y	Y	Y	71%
Snyder, H. Diane (R-Bernalillo)	Y	Y	N	Y	N	Y	Y	86%
Taylor, J.G. (D-Bernalillo)	Y	*	Y	Y	Y	Y	Y	50%
Ulibarri, David (D-Cibola)	Y	Y	Y	Y	Y	Y	Y	57%

* Sen. Ben Altimirano was replaced by Sen. Howie Morales in 2007