

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Monday

May 19, 2003

#### One Hundred Nineteenth Day

Pursuant to adjournment the House was called to order by Speaker Kott at 11:27 a.m.

Roll call showed 30 members present. Representative Croft had been previously excused (page 1721) from a call of the House. Representatives Berkowitz, Guttenberg, Harris, Kerttula, Kohring, McGuire, and Williams were absent and their presence was noted later. Representative Kapsner was absent and later excused.

Representative Coghill moved and asked unanimous consent that Representative Joule be excused from a call of the House until adjournment of the first session. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Representative Gruenberg. Representative Meyer moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Ever since I was first elected, I've wanted to lead the invocation but have never had the opportunity until now. So I thank the Speaker and the Clerk's office for letting me do so today.

As we deal with what is probably the most difficult fiscal crisis since statehood and other issues that cause us to worry and disagree among ourselves, I ask the members just to look outside. If the Page would open the door, we can see a sky with nary a cloud on a truly marvelous Juneau, Alaska day.

Let's put things in perspective and see what's right with the world, and that the world really is continuing to spin "on greased grooves."

Lord, let us give thanks to You for this marvelous day and for the gifts of humor and love, as well as the creative urge that allows each of us to give added value to the world in which we live.

I'd like to close with the words from a little song that won the Oscar in 1947. It's a song filled with the love of life:

Zip-a-dee-doo-dah, zip-a-dee-ay  
My, oh my what a wonderful day!  
Plenty of sunshine heading my way  
Zip-a-dee-doo-dah, zip-a-dee-ay

Mister Bluebird's on my shoulder  
It's the truth, it's actual  
Everything is satisfactual  
Zip-a-dee-doo-dah, zip-a-dee-ay  
Wonderful feeling, wonderful day!

Thank You, Lord, for this day and for our friendship and for Alaska. Let us all say together, Amen.

The Pledge of Allegiance was led by Representative Gruenberg.

\*\*The presence of Representative Guttentberg was noted.

#### MESSAGES FROM THE SENATE

##### **HJR 28**

A message dated May 18, 2003, was read stating the Senate has passed:

HOUSE JOINT RESOLUTION NO. 28 am  
Urging the United States Congress to support the granting of official Observer Status to the Republic of China at the World Health Assembly Annual Conference to be held at Geneva,

Switzerland, in May 2003, and to support negotiation of a free trade agreement with the Republic of China.

HJR 28 am was referred to the Chief Clerk for enrollment.

**HB 229**

A message dated May 18, 2003, was read stating the Senate has passed:

CS FOR HOUSE BILL NO. 229(FIN)

"An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled."

with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN)

"An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled; relating to a severe acute respiratory syndrome control program; and providing for an effective date."

(SCR 15 - title change resolution)

CSHB 229(FIN) is under Unfinished Business.

\*\*The presence of Representative Berkowitz was noted.

**SB 88**

A message dated May 18, 2003, was read stating the Senate has concurred in the House amendment to SB 88, thus adopting:

HOUSE CS FOR SENATE BILL NO. 88(RES)

"An Act relating to standards for forest resources and practices; and providing for an effective date."

**REPORTS OF STANDING COMMITTEES**

**SCR 13**

The State Affairs Committee has considered:

## SENATE CONCURRENT RESOLUTION NO. 13

Encouraging the Department of Corrections to provide canned Alaska pink salmon to inmates of the Alaska prison system.

The report was signed by Representative Weyhrauch, Chair, with the following individual recommendations:

Do pass (5): Seaton, Holm, Lynn, Gruenberg, Weyhrauch

The following fiscal note(s) apply:

1. Zero, Dept. of Corrections

SCR 13 was referred to the Rules Committee for placement on the calendar.

**SB 85**

The Judiciary Committee has considered:

CS FOR SENATE BILL NO. 85(STA)

"An Act relating to sentencing and to the earning of good time deductions for certain sexual offenses."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 85(JUD)

"An Act relating to the factors that may be considered in making a crime victim compensation award; relating to sentencing and to the earning of good time deductions for certain sexual offenses."

(HCR 23 - title change resolution)

The report was signed by Representative McGuire, Chair, with the following individual recommendations:

Do pass (7): Samuels, Holm, Gara, Ogg, Gruenberg, Anderson, McGuire

The following fiscal note(s) apply to HCS CSSB 85(JUD):

2. Zero, Dept. of Law
3. Indeterminate, Dept. of Administration
4. Zero, Dept. of Corrections

CSSB 85(STA) is on today's calendar.

**SB 223**

The State Affairs Committee has considered:

**SENATE BILL NO. 223**

"An Act naming the state ferry first operating to serve between Metlakatla and Ketchikan; and providing for an effective date."

The report was signed by Representative Weyhrauch, Chair, with the following individual recommendations:

Do pass (5): Seaton, Holm, Lynn, Gruenberg, Weyhrauch

A State Affairs Committee letter of intent for SB 223, signed by Representative Weyhrauch, Chair, follows:

"Through the passage of SB 223, it is the intent of the State Affairs Committee to not have the Alaska Marine Highway system return to the legislature regarding specific routes for the new state ferry LITUYA."

The following fiscal note(s) apply:

1. Zero, Dept. of Transportation & Public Facilities

SB 223 is on today's calendar.

**INTRODUCTION OF CITATIONS**

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Andrew Michael Gardner  
By Representative Cissna

Honoring - Jonathan David Talbott  
By Representative Cissna

Honoring - Captain William Furlong  
By Representative Chenault

Honoring - Michael L. Pannone  
By Senator Bunde

Honoring - Marlene and Bob Lynn, 50th Wedding Anniversary  
Celebration, Anchorage, Alaska - August 30, 2003  
By Senator Bunde

Honoring - Harvey Hildre  
By Senator Taylor

Honoring - Jonathon Solomon, Sr.  
By Senator Lincoln

Honoring - The Students and Teachers of Nenana City Public Schools  
By Senator Lincoln

Honoring - Al Sokaitis, History-Making UAF Basketball Coach  
By Senator Wilken

In Memoriam - Aanoaalii Filoialii  
By Representative Cissna

In Memoriam - Esther Morrison Nix  
By Representative Kookesh; Senator Lincoln

In Memoriam - Alta Mae "Georgia" Baker McConnell Bruce  
By Representative Chenault

In Memoriam - Lawanda Lee Davidson  
By Representative Chenault

In Memoriam - Kenn Lamb  
By Representative Rokeberg

In Memoriam - Eleanor June Smith  
By Representative Chenault

In Memoriam - Nadine V. Price  
By Representative Samuels

In Memoriam - Hassien Allon Sliman  
By Representative Chenault

In Memoriam - Joel L. Wilkins  
By Representative Chenault

In Memoriam - John T. Wolfe, Sr.  
By Representative Chenault

In Memoriam - Kenneth Eugene Showalter  
By Senator Taylor

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS**

#### **HJR 30**

HOUSE JOINT RESOLUTION NO. 30 by Representative Gatto:

Relating to supporting the repeal of the Government Pension Offset and the Windfall Elimination Provisions from the Social Security Act.

was read the first time and referred to the State Affairs Committee.

### **CONSIDERATION OF THE DAILY CALENDAR**

#### **SECOND READING OF SENATE BILLS**

#### **SB 13**

The following was read the second time:

CS FOR SENATE BILL NO. 13(JUD)

"An Act relating to using credit history or insurance scoring for insurance purposes; and providing for an effective date."

HOUSE JOURNAL

1920

May 19, 2003

with the:

Journal Page

L&C RPT HCS(L&C) 1DP 5NR  
FN2: ZERO(CED)

1828  
1829

Representative Coghill moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

HOUSE CS FOR CS FOR SENATE BILL NO. 13(L&C)  
(same title)

There being no objection, it was so ordered.

\*\*The presence of Representative Kerttula was noted.

Representative Coghill moved and asked unanimous consent that HCS CSSB 13(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 13(L&C) was read the third time.

The question being: "Shall HCS CSSB 13(L&C) pass the House?"  
The roll was taken with the following result:

HCS CSSB 13(L&C)  
Third Reading  
Final Passage

**YEAS: 31 NAYS: 0 EXCUSED: 2 ABSENT: 7**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Kerttula, Kookesh, Kott, Lynn, Masek, Meyer, Morgan, Moses, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule

Absent: Harris, Heinze, Kapsner, Kohring, McGuire, Rokeberg, Williams

And so, HCS CSSB 13(L&C) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Berkowitz gave notice of reconsideration of the vote on HCS CSSB 13(L&C).

Representative Berkowitz moved and asked unanimous consent that reconsideration of HCS CSSB 13(L&C) be taken up on the same day. There being no objection, it was so ordered.

### RECONSIDERATION

#### SB 13

The following was again before the House in third reading:

HOUSE CS FOR CS FOR SENATE BILL NO. 13(L&C)

"An Act relating to using credit history or insurance scoring for insurance purposes; and providing for an effective date."

The question to be reconsidered: "Shall HCS CSSB 13(L&C) pass the House?" The roll was taken with the following result:

HCS CSSB 13(L&C)--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 31 NAYS: 0 EXCUSED: 2 ABSENT: 7**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Kerttula, Kookesh, Kott, Lynn, Masek, Meyer, Morgan, Moses, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule

Absent: Harris, Heinze, Kapsner, Kohring, McGuire, Rokeberg, Williams

And so, HCS CSSB 13(L&C) passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HCS CSSB 13(L&C) was referred to the Chief Clerk for engrossment.

## SECOND READING OF SENATE BILLS

(Continued)

### SB 53

The following was read the second time:

#### SENATE BILL NO. 53

"An Act relating to disposition of a traffic offense involving the death of a person; providing for the revocation of driving privileges by a court for a driver convicted of a violation of traffic laws in connection with a fatal motor vehicle or commercial motor vehicle accident; amending Rules 43 and 43.1, Alaska Rules of Administration; and providing for an effective date."

with the:	Journal Page
TRA RPT 5DP	1390
FN1: (ADM)	1390
FN2: INDETERMINATE(ADM)	1390
FN3: ZERO(LAW)	1390
JUD RPT 7DP	1781
FN1: (ADM)	1782
FN2: INDETERMINATE(ADM)	1782
FN3: ZERO(LAW)	1782

Representative Coghill moved and asked unanimous consent that SB 53 be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

SB 53 will advance to third reading on tomorrow's calendar.

**SB 93**

The following was read the second time:

CS FOR SENATE BILL NO. 93(JUD) am

"An Act relating to limitations on actions to quiet title to, eject a person from, or recover real property or the possession of it; relating to adverse possession; and providing for an effective date."

with the:

Journal Page

JUD RPT 1DP 2DNP 4NR

1882

FN1: ZERO(CED)

1882

Amendment No. 1 was offered by Representatives Gara and Samuels:

Page 2, line 25, following "state.":

Insert:

"This subsection does not limit or expand the rights of a state or political subdivision under adverse possession or prescription as the law existed on the day before the effective date of this subsection."

Representative Gara moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that CSSB 93(JUD) am H be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 93(JUD) am H was read the third time.

The question being: "Shall CSSB 93(JUD) am H pass the House?"  
The roll was taken with the following result:

CSSB 93(JUD) am H  
Third Reading  
Final Passage

**YEAS: 28 NAYS: 5 EXCUSED: 2 ABSENT: 5**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kookesh, Kott, Lynn, Meyer, Morgan, Moses, Rokeberg, Samuels, Seaton, Whitaker, Wilson, Wolf

Nays: Gruenberg, Masek, Ogg, Stoltze, Weyhrauch

Excused: Croft, Joule

Absent: Harris, Kapsner, Kohring, McGuire, Williams

And so, CSSB 93(JUD) am H passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Gruenberg gave notice of reconsideration of the vote on CSSB 93(JUD) am H.

Representative Samuels moved and asked unanimous consent that reconsideration of CSSB 93(JUD) am H be taken up on the same day.

Representative Gruenberg objected.

\*\*The presence of Representatives Kohring and McGuire was noted.

Representative Gruenberg withdrew the objection.

There being no further objection, it was so ordered.

### **RECONSIDERATION**

#### **SB 93**

The following was again before the House in third reading:

CS FOR SENATE BILL NO. 93(JUD) am H

"An Act relating to limitations on actions to quiet title to, eject a person from, or recover real property or the possession of it; relating to adverse possession; and providing for an effective date."

The question to be reconsidered: "Shall CSSB 93(JUD) am H pass the House?" The roll was taken with the following result:

CSSB 93(JUD) am H--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 27 NAYS: 4 EXCUSED: 2 ABSENT: 7**

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kohring, Kookesh, Kott, Lynn, McGuire, Meyer, Morgan, Moses, Rokeberg, Samuels, Seaton, Whitaker, Wolf

Nays: Masek, Ogg, Stoltze, Weyhrauch

Excused: Croft, Joule

Absent: Berkowitz, Gara, Harris, Kapsner, Kerttula, Williams, Wilson

And so, CSSB 93(JUD) am H passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSSB 93(JUD) am H was referred to the Chief Clerk for engrossment.

## **SECOND READING OF SENATE BILLS**

(Continued)

### **SB 102**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

CS FOR SENATE BILL NO. 102(L&C) am(efd fld)

"An Act increasing the amount of revenue received by the state from charitable gaming activities, and relating to taxes on pull-tabs."

**SB 148**

The following was read the second time:

SENATE BILL NO. 148

"An Act relating to allowable absences for certain members of the armed forces and their spouses and dependents for purposes of eligibility for permanent fund dividends; and providing for an effective date."

with the:

Journal Page

MLV RPT 6DP	1596
FN1: (REV)	1597
FIN RPT 5DP 4NR	1783
FN1: (REV)	1783

Representative Coghill moved and asked unanimous consent that SB 148 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 148 was read the third time.

The question being: "Shall SB 148 pass the House?" The roll was taken with the following result:

SB 148

Third Reading

Final Passage

**YEAS: 33 NAYS: 0 EXCUSED: 2 ABSENT: 5**

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule

Absent: Berkowitz, Harris, Kapsner, Kerttula, Williams

And so, SB 148 passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Dahlstrom later gave notice of reconsideration and it was taken up then.

**SB 149**

The following was read the second time:

CS FOR SENATE BILL NO. 149(RES)

"An Act relating to timber, to the sale of timber by the state, and to the management of state forests."

with the:

Journal Page

RES RPT 2DP 2DNP 2NR 1AM 1734

FN1: ZERO(DNR) 1734

FIN RPT 5DP 2DNP 1830

FN1: ZERO(DNR) 1830

Representative Coghill moved and asked unanimous consent that CSSB 149(RES) be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

CSSB 149(RES) will advance to third reading on tomorrow's calendar.

**SB 168**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

CS FOR SENATE BILL NO. 168(FIN) am

"An Act relating to issuance and revocation of licenses for the importation, sale, distribution, or manufacture of cigarettes and tobacco products; relating to a tax refund or credit for unsaleable, returned, or destroyed tobacco products; relating to restrictions on and penalties for shipping or transporting cigarettes; relating to records concerning the sale of cigarettes; amending and adding definitions relating to cigarette taxes; relating to the payment of cigarette taxes; relating to penalties applicable to cigarette taxes; relating to the definition of the wholesale price of tobacco products; relating to payment of cigarette taxes through the use of cigarette tax stamps; relating to provisions making certain cigarettes contraband and subject to seizure and forfeiture; relating to certain crimes, penalties, and interest concerning tobacco taxes and stamps; relating to cigarette sales; and providing for an effective date."

**SB 175**

The following was read the second time:

CS FOR SENATE BILL NO. 175(JUD)(efd fld)

"An Act relating to civil liability for inherent risks in sports or recreational activities."

with the:

Journal Page

JUD RPT HCS(JUD) 4DP 2NR

1882

FN1: ZERO(LAW)

1883

Representative Coghill moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

HOUSE CS FOR CS FOR SENATE BILL NO. 175(JUD)

(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 175(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

HCS CSSB 175(JUD) will advance to third reading on tomorrow's calendar.

**SB 176**

The following was read the second time:

CS FOR SENATE BILL NO. 176(JUD)

"An Act relating to civil liability for injuries or death resulting from livestock activities."

with the:	Journal Page
JUD RPT 5DP 1NR	1831
FN1: ZERO(LAW)	1831

Representative Coghill moved and asked unanimous consent that CSSB 176(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

CSSB 176(JUD) will advance to third reading on tomorrow's calendar.

**SB 185**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

CS FOR SENATE BILL NO. 185(FIN)

"An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

**SB 198**

The following was read the second time:

## CS FOR SENATE BILL NO. 198(STA)

"An Act relating to recovery of civil damages by a peace officer or fire fighter; and providing for an effective date."

with the:	Journal Page
JUD RPT 6DP	1832
FN1: ZERO(LAW)	1832

Representative Coghill moved and asked unanimous consent that CSSB 198(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 198(STA) was read the third time.

The question being: "Shall CSSB 198(STA) pass the House?" The roll was taken with the following result:

CSSB 198(STA)  
Third Reading  
Final Passage

**YEAS: 32 NAYS: 0 EXCUSED: 2 ABSENT: 6**

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule

Absent: Berkowitz, Harris, Kapsner, Kerttula, Meyer, Williams

And so, CSSB 198(STA) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSSB 198(STA) was signed by the Speaker and Chief Clerk and returned to the Senate.

**SB 202**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

CS FOR SENATE BILL NO. 202(FIN)

"An Act relating to school transportation; relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

\*\*Representative Coghill moved and asked unanimous consent that Representative Meyer be excused from a call of the House today. There being no objection, it was so ordered.

**SB 216**

The following was read the second time:

SENATE BILL NO. 216

"An Act relating to international airports revenue bonds; and providing for an effective date."

with the:

Journal Page

FIN RPT 4DP 6NR

1735

FN1: (REV)

1736

Representative Coghill moved and asked unanimous consent that SB 216 be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

SB 216 will advance to third reading on tomorrow's calendar.

**SB 73**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

## CS FOR SENATE BILL NO. 73(FIN)

"An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date."

\*\*Representative Coghill moved and asked unanimous consent that Representative Kapsner be excused from a call of the House today. There being no objection, it was so ordered.

**SB 223**

The following was read the second time:

## SENATE BILL NO. 223

"An Act naming the state ferry first operating to serve between Metlakatla and Ketchikan; and providing for an effective date."

with the:	Journal Page
STA RPT 5DP	1917
FN1: ZERO(DOT)	1917
LETTER OF INTENT WITH STA REPORT	1917

Representative Coghill moved and asked unanimous consent that SB 223 be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

SB 223 will advance to third reading on tomorrow's calendar.

**SB 117**

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

## CS FOR SENATE BILL NO. 117(FIN)

"An Act relating to the longevity bonus program; and providing for an effective date."

**SB 160**

The following was read the second time:

CS FOR SENATE BILL NO. 160(HES)

"An Act relating to civil liability for use or attempted use of an automated external defibrillator; and providing for an effective date."

with the:	Journal Page
JUD RPT 7DP	1783
FN1: ZERO(LAW)	1784

Representative Coghill moved and asked unanimous consent that CSSB 160(HES) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Rokeberg objected.

Representative Weyhrauch moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Weyhrauch will be required to vote.

CSSB 160(HES) will advance to third reading on tomorrow's calendar.

**SB 8**

The following was read the second time:

CS FOR SENATE BILL NO. 8(JUD)

"An Act relating to tampering with public records."

with the:	Journal Page
JUD RPT 3DP 3NR	1881
FN2: ZERO(ADM)	1882

Representative Coghill moved and asked unanimous consent that CSSB 8(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Rokeberg objected.

CSSB 8(JUD) will advance to third reading on tomorrow's calendar.

**SB 26**

The following was read the second time:

CS FOR SENATE BILL NO. 26(STA)

"An Act relating to state employees who are called to active duty as reserve or auxiliary members of the armed forces of the United States; and providing for an effective date."

with the:	Journal Page
STA RPT 3DP 1NR	1829
FN1: INDETERMINATE(ADM/ALL DEPTS)	1829

Representative Coghill moved and asked unanimous consent that CSSB 26(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 26(STA) was read the third time.

The question being: "Shall CSSB 26(STA) pass the House?" The roll was taken with the following result:

CSSB 26(STA)  
Third Reading  
Final Passage

**YEAS: 32 NAYS: 0 EXCUSED: 4 ABSENT: 4**

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Meyer

Absent: Berkowitz, Harris, Moses, Williams

And so, CSSB 26(STA) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Kerttula gave notice of reconsideration of the vote on CSSB 26(STA).

Representative Kerttula moved and asked unanimous consent that reconsideration of CSSB 26(STA) be taken up on the same day. There being no objection, it was so ordered.

### RECONSIDERATION

#### SB 26

The following was again before the House in third reading:

CS FOR SENATE BILL NO. 26(STA)

"An Act relating to state employees who are called to active duty as reserve or auxiliary members of the armed forces of the United States; and providing for an effective date."

The question to be reconsidered: "Shall CSSB 26(STA) pass the House?" The roll was taken with the following result:

CSSB 26(STA)--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 32 NAYS: 0 EXCUSED: 4 ABSENT: 4**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Meyer

Absent: Foster, Harris, Moses, Williams

And so, CSSB 26(STA) passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSSB 26(STA) was signed by the Speaker and Chief Clerk and returned to the Senate.

### **SB 148**

Representative Dahlstrom gave notice of reconsideration of the vote on SB 148 (page 1926). Representative Dahlstrom moved and asked unanimous consent that reconsideration of SB 148 be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

#### SENATE BILL NO. 148

"An Act relating to allowable absences for certain members of the armed forces and their spouses and dependents for purposes of eligibility for permanent fund dividends; and providing for an effective date."

The question to be reconsidered: "Shall SB 148 pass the House?" The roll was taken with the following result:

#### SB 148--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 33 NAYS: 0 EXCUSED: 4 ABSENT: 3**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Meyer

Absent: Harris, Moses, Williams

And so, SB 148 passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

SB 148 was signed by the Speaker and Chief Clerk and returned to the Senate.

**HB 272**

Representative Weyhrauch brought up reconsideration of the vote on CSHB 272(STA) am (page 1888).

The following was again before the House in third reading:

CS FOR HOUSE BILL NO. 272(STA) am

"An Act relating to the advertising of motor vehicles, including trailers, for sale by motor vehicle dealers; relating to the financing of motor vehicle purchases; relating to motor vehicle sales contracts; relating to the disclosures required to be made by motor vehicle dealers when selling motor vehicles, including trailers, or when their service employees work on commission; relating to a motor vehicle dealer's selling as a new or current model vehicle, a motor vehicle required to be registered under AS 28.10; relating to a motor vehicle dealer's advertising an offer for the sale, lease, or purchase of a motor vehicle, including a trailer; relating to a motor vehicle dealer's conditioning the sale and delivery of a motor vehicle, including a trailer, on the buyer's purchase of other items; and relating to the return of a buyer's trade-in by a motor vehicle dealer."

The question to be reconsidered: "Shall CSHB 272(STA) am pass the House?" The roll was taken with the following result:

CSHB 272(STA) am--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 24 NAYS: 6 EXCUSED: 4 ABSENT: 6**

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Hawker, Heinze, Kerttula, Kott, Lynn, Morgan, Ogg, Samuels, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Nays: Berkowitz, Guttenberg, Holm, Masek, Moses, Seaton

Excused: Croft, Joule, Kapsner, Meyer

Absent: Harris, Kohring, Kookesh, McGuire, Rokeberg, Williams

And so, CSHB 272(STA) am passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

## SECOND READING OF SENATE BILLS

(Continued)

### SB 85

The following was read the second time:

CS FOR SENATE BILL NO. 85(STA)

"An Act relating to sentencing and to the earning of good time deductions for certain sexual offenses."

with the:

Journal Page

JUD RPT HCS(JUD) NT 7DP	1916
TITLE CHANGE: HCR 23	1916
FN2: ZERO(LAW)	1916
FN3: INDETERMINATE(ADM)	1916
FN4: ZERO(COR)	1916

Representative Coghill moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

HOUSE CS FOR CS FOR SENATE BILL NO. 85(JUD)

"An Act relating to the factors that may be considered in making a crime victim compensation award; relating to sentencing and to the earning of good time deductions for certain sexual offenses."

(HCR 23 - title change resolution)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 85(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

HCS CSSB 85(JUD) will advance to third reading on tomorrow's calendar.

**SB 146**

The following was read the second time:

SENATE BILL NO. 146

"An Act relating to a commemorative veterans' license plate; and providing for an effective date."

with the:

Journal Page

MLV RPT 6DP	1596
FN1: (ADM)	1596
STA RPT 5DP	1630
FN1: (ADM)	1630

Representative Coghill moved and asked unanimous consent that SB 146 be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

SB 146 will advance to third reading on tomorrow's calendar.

**THIRD READING OF SENATE BILLS**

**SB 41**

The following, which was advanced to third reading from the May 18, 2003 calendar (page 1861), was read the third time:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO.  
41(FIN)

"An Act relating to medical care and crimes relating to medical care, including medical care and crimes relating to the medical assistance program, catastrophic illness assistance, and medical assistance for chronic and acute medical conditions."

Representative Gruenberg moved and asked unanimous consent that CSSSSB 41(FIN) be returned to second reading for the specific purpose of considering Amendment No. 2. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representatives Gruenberg and McGuire:

Page 4, line 19, following "record":

Insert "knowing that the person lacks the authority to do so"

Representative Gruenberg moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Weyhrauch objected and withdrew the objection.

There being no further objection, Amendment No. 2 was adopted.

The question being: "Shall CSSSSB 41(FIN) am H pass the House?"  
The roll was taken with the following result:

CSSSSB 41(FIN) am H

Third Reading

Final Passage

**YEAS: 32 NAYS: 0 EXCUSED: 4 ABSENT: 4**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson

Excused: Croft, Joule, Kapsner, Meyer

Absent: Harris, McGuire, Williams, Wolf

And so, CSSSSB 41(FIN) am H passed the House.

Representative Rokeberg gave notice of reconsideration of the vote on CSSSSB 41(FIN) am H.

Representative Rokeberg moved and asked unanimous consent that reconsideration of CSSSSB 41(FIN) am H be taken up on the same day.

Representative Berkowitz objected.

The question being: "Shall the reconsideration of CSSSSB 41(FIN) am H be taken up on the same day?" The roll was taken with the following result:

CSSSSB 41(FIN) am H--RECONSIDERATION

Third Reading

Take up Reconsideration on the Same Day

**YEAS: 23 NAYS: 9 EXCUSED: 4 ABSENT: 4**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson

Nays: Berkowitz, Cissna, Crawford, Gara, Gruenberg, Guttenberg, Kerttula, Kookesh, Moses

Excused: Croft, Joule, Kapsner, Meyer

Absent: Harris, McGuire, Williams, Wolf

And so, the motion failed and reconsideration of CSSSSB 41(FIN) am H will be available tomorrow.

**SB 106**

The following, which was advanced to third reading from the May 18, 2003, calendar (page 1867), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 106(FIN)  
"An Act relating to tires."

Representative Gruenberg moved and asked unanimous consent that HCS CSSB 106(FIN) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Gruenberg:

Page 1, lines 3 - 5:  
Delete Section 1

Re-number remaining section.

Representative Gruenberg moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

\*\*The presence of Representatives Harris and Williams was noted.

Representative McGuire placed a call of the House.

The call was satisfied.

The question being: "Shall HCS CSSB 106(FIN) am H pass the House?" The roll was taken with the following result:

HCS CSSB 106(FIN) am H  
Third Reading  
Final Passage

**YEAS: 24 NAYS: 12 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gatto, Gruenberg, Guttenberg, Kerttula, Kohring, Kookesh, Masek, Moses

Excused: Croft, Joule, Kapsner, Meyer

And so, HCS CSSB 106(FIN) am H passed the House.

Representative Kerttula gave notice of reconsideration of the vote on HCS CSSB 106(FIN) am H.

The Speaker stated that, without objection, the House would recess; and so, the House recessed at 1:40 p.m.

#### **AFTER RECESS**

The Speaker called the House back to order at 5:33 p.m.

\*\*The presence of Representative Meyer, who had been previously excused (page 1931), was noted.

#### **THIRD READING OF SENATE BILLS**

(Continued)

#### **SB 119**

The following, which was advanced to third reading and held to today's calendar (page 1869), was read the third time:

##### **HOUSE CS FOR CS FOR SENATE BILL NO. 119(FIN)**

"An Act authorizing the Alaska Public Offices Commission to issue advisory opinions; amending campaign financial disclosure and reporting requirements, campaign contribution limits, provisions related to contributions after elections, and provisions related to unused campaign contributions; providing for expedited consideration of, and modifying procedures for determining, violations of state election campaign laws; amending the time period within which to file an administrative complaint of a violation of state election campaign laws; amending the definitions of 'express communication' and 'political party' for state election campaigns; amending the registration fee for lobbyists; providing for increased use of electronic filing for reports to the Alaska Public Offices Commission; adding a definition of 'commission' in the regulation of lobbying laws; amending the requirements for the reporting of financial interests by public officials; adding a definition of 'domestic partner' in the

legislative ethics code and in the public official financial disclosure requirements; making conforming amendments; and providing for an effective date."

The Speaker stated that, without objection, the rules would be suspended and the bill would be returned to second reading for all amendments.

Amendment No. 1 was offered by Representatives Seaton and Gruenberg:

Page 6, lines 13 through page 7, line 1:  
Delete all material.

Renumber remaining bill sections accordingly.

Representative Seaton moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Anderson objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HCS CSSB 119(FIN)  
Second Reading  
Amendment No. 1

**YEAS: 16 NAYS: 21 EXCUSED: 3 ABSENT: 0**

Yeas: Berkowitz, Cissna, Crawford, Gara, Gatto, Gruenberg, Guttenberg, Kerttula, Kohring, Kookesh, Lynn, Moses, Samuels, Seaton, Weyhrauch, Whitaker

Nays: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Harris, Hawker, Heinze, Holm, Kott, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Stoltze, Williams, Wilson, Wolf

Excused: Croft, Joule, Kapsner

Gatto changed from "Nay" to "Yea".

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was not offered.

Amendment No. 3 was offered by Representative Weyhrauch:

Page 23, following line 27:

Insert a new bill section to read:

"\* **Sec. 43.** The uncodified law of the State of Alaska is amended by adding a new section to read:

REPORT TO LEGISLATURE. The Alaska Public Offices Commission shall analyze the effect of this Act on the elections in 2004 and shall provide a written report no later than January 15, 2005, to the President of the Senate, Speaker of the House, Senate Minority Leader, and the House Minority Leader."

Renumber remaining bill sections accordingly.

Representative Weyhrauch moved and asked unanimous consent that Amendment No. 3 be adopted. There being no objection, it was so ordered.

Amendment No. 4 was offered by Representative Gara:

Page 7, lines 2 - 13:

Delete all material.

Renumber remaining sections accordingly.

Representative Gara moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Anderson objected.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

HCS CSSB 119(FIN) am H  
Second Reading  
Amendment No. 4

**YEAS: 14 NAYS: 23 EXCUSED: 3 ABSENT: 0**

HOUSE JOURNAL

1946

May 19, 2003

Yeas: Berkowitz, Cissna, Crawford, Gara, Gatto, Guttenberg, Kerttula, Kohring, Kookesh, Lynn, Moses, Seaton, Weyhrauch, Whitaker

Nays: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gruenberg, Harris, Hawker, Heinze, Holm, Kott, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Stoltze, Williams, Wilson, Wolf

Excused: Croft, Joule, Kapsner

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was not offered.

HCS CSSB 119(FIN) am H was automatically in third reading.

Representative Anderson placed a call of the House.

The call was satisfied.

The question being: "Shall HCS CSSB 119(FIN) am H pass the House?" The roll was taken with the following result:

HCS CSSB 119(FIN) am H

Third Reading

Final Passage

**YEAS: 22 NAYS: 15 EXCUSED: 3 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Harris, Hawker, Heinze, Holm, Kott, Masek, McGuire, Meyer, Morgan, Rokeberg, Samuels, Stoltze, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gatto, Gruenberg, Guttenberg, Kerttula, Kohring, Kookesh, Lynn, Moses, Ogg, Seaton, Weyhrauch

Excused: Croft, Joule, Kapsner

And so, HCS CSSB 119(FIN) am H passed the House.

Representative Coghill moved that the effective date clause be adopted.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HCS CSSB 119(FIN) am H  
Third Reading  
Effective Date

**YEAS: 26 NAYS: 11 EXCUSED: 3 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Harris, Hawker, Heinze, Holm, Kohring, Kott, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gatto, Gruenberg, Guttenberg, Kerttula, Kookesh, Lynn, Moses

Excused: Croft, Joule, Kapsner

And so, lacking the necessary 27 votes, the effective date clause was not adopted and the new title follows:

HOUSE CS FOR CS FOR SENATE BILL NO. 119(FIN) am H  
(efd fld H)

"An Act authorizing the Alaska Public Offices Commission to issue advisory opinions; amending campaign financial disclosure and reporting requirements, campaign contribution limits, provisions related to contributions after elections, and provisions related to unused campaign contributions; providing for expedited consideration of, and modifying procedures for determining, violations of state election campaign laws; amending the time period within which to file an administrative complaint of a violation of state election campaign laws; amending the definitions of 'express communication' and 'political party' for state election campaigns; amending the registration fee for lobbyists; providing for increased use of electronic filing for reports to the Alaska Public Offices Commission; adding a definition of 'commission' in the regulation of lobbying laws; amending the requirements for the reporting of financial interests by public officials; adding a definition of 'domestic partner' in the legislative ethics code and in the public official financial disclosure requirements; making conforming amendments."

Representative Gruenberg gave notice of reconsideration of the vote on HCS CSSB 119(FIN) am H (efd fld H).

**SB 155**

The following, which was advanced to third reading from the May 18, 2003, calendar (page 1870), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 155(RLS)

"An Act relating to predator control programs; and providing for an effective date."

Representative Stoltze moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Stoltze was required to vote.

The question being: "Shall HCS CSSB 155(RLS) pass the House?"  
The roll was taken with the following result:

HCS CSSB 155(RLS)

Third Reading

Final Passage

**YEAS: 26 NAYS: 10 EXCUSED: 3 ABSENT: 1**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Rokeberg, Samuels, Seaton, Stoltze, Whitaker, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gruenberg, Guttenberg, Kerttula, Kookesh, Ogg, Weyhrauch

Excused: Croft, Joule, Kapsner

Absent: Williams

And so, HCS CSSB 155(RLS) passed the House.

Representative Coghill moved that the effective date clause be adopted.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HCS CSSB 155(RLS)  
Third Reading  
Effective Date

**YEAS: 28 NAYS: 8 EXCUSED: 3 ABSENT: 1**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gruenberg, Guttenberg, Kerttula, Kookesh

Excused: Croft, Joule, Kapsner

Absent: Williams

And so, the effective date clause was adopted.

Representative Kerttula gave notice of reconsideration of the vote on HCS CSSB 155(RLS).

**SB 213**

The following, which was advanced to third reading from the May 18, 2003, calendar (page 1870), was read the third time:

CS FOR SENATE BILL NO. 213(FIN)(efd fld)

"An Act establishing the Knik Arm Bridge and Toll Authority and relating to that authority."

Representatives Rokeberg and Crawford moved and asked unanimous consent that they be allowed to abstain from voting because of a conflict of interest. Objection was heard, and the members were required to vote.

The question being: "Shall CSSB 213(FIN)(efd fld) pass the House?"  
The roll was taken with the following result:

CSSB 213(FIN)(efd fld)

Third Reading

Final Passage

**YEAS: 34 NAYS: 2 EXCUSED: 3 ABSENT: 1**

Yeas: Anderson, Berkowitz, Chenault, Coghill, Crawford, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Cissna, Gara

Excused: Croft, Joule, Kapsner

Absent: Moses

And so, CSSB 213(FIN)(efd fld) passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

### LEGISLATIVE CITATIONS

Representative Coghill moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring - John Davies

By Representatives Guttenberg, Kott, Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Honoring - Sheila Wallace

By Representatives Kapsner, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf; Senator Hoffman

Honoring - Curtis D. Menard, Wasilla Chamber of Commerce 2002  
Citizen of the Year

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault,  
Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gatto,  
Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner,  
Kerttula, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Ogg,  
Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Clark and Stacey Buswell, Thirtieth Wedding Anniversary  
By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault,  
Cissna, Coghill, Crawford, Croft, Gara, Gruenberg, Guttenberg,  
Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek,  
McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze,  
Weyhrauch, Williams, Wilson, Wolf

Honoring - Rod and Becky Hansen and BigFatJam  
By Representatives Dahlstrom, Stoltze, Kott, Anderson, Berkowitz,  
Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg,  
Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula,  
Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg,  
Seaton, Weyhrauch, Williams, Wilson, Wolf

Honoring - David H. Holmquist, Wasilla Chamber of Commerce 2002  
Educator of the Year

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault,  
Cissna, Coghill, Crawford, Croft, Gara, Gatto, Gruenberg, Guttenberg,  
Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kookesh,  
Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton,  
Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Denice O'Shane

By Representatives Stoltze, Dahlstrom, Kott, Anderson, Berkowitz,  
Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg,  
Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring,  
Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton,  
Weyhrauch, Williams, Wilson, Wolf; Senator Ogan

Honoring - Ray Schafer, Wasilla Chamber of Commerce 2002 Youth of the Year

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Con and Shirley Seay, 50th Wedding Anniversary

By Representatives Coghill, Kott, Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Arthur Simonian

By Representatives Kohring, Hawker, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Harris, Holm, Joule, Kapsner, Kerttula, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Ann Marie Svedin, 2003 Outstanding Middle School Physical Education Teacher of the Year

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Joe J. Thomas, Business Manager/Secretary-Treasurer, Laborers Local 942

By Representatives Guttenberg, Kott, Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Fate, Gara, Gruenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Honoring - Kodiak National Wildlife Refuge, National Wildlife Refuge System,  
Centennial Anniversary

By Representatives Ogg, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Morgan, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Big Lake Lions

By Representatives Masek, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Andrew "Andy" Jimmie

By Senator Lincoln; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - Ramona Perry

By Senator Seekins; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Honoring - The Greater Friendly Temple Church of God in Christ, Bishop Charles D. Williams and Missionary Fannie Williams, 50th Anniversary

By Senator Davis; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Albert "Van" Van Ornum

By Representatives Stoltze, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Junia Lesa Williams-Davis

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Gerald R. Bosch

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Lucille C. Brenwick

By Representatives Morgan, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Eugene Dale Johnson

By Representatives Morgan, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Mike Kozlowski, April 18, 1950 - September 13, 2002

By Representatives Morgan, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

## In Memoriam - Lauran Amanda Manning

By Representatives Coghill, Kott, Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

## In Memoriam - Lydia Alice Mina McCarthy

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

## In Memoriam - Hudson Sam

By Representatives Morgan, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

## In Memoriam - Raymond James Shinn

By Representatives Morgan, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf; Senator Lincoln

## In Memoriam - Edward Odin Strandberg

By Representatives Kohring, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

## In Memoriam - Dr. Timothy B. Powers

By Senator Wagoner; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - Brian C. Henry

By Senator Seekins; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

In Memoriam - William "Bill" Ira Waugaman

By Senator Seekins; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

In Memoriam - John C. York

By Senator Hoffman; Representatives Kapsner, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

The Speaker stated that, without objection, the House would recess; and so, the House recessed at 7:21 p.m.

#### **AFTER RECESS**

The Speaker called the House back to order at 8:28 p.m.

\*\*Representative Coghill moved and asked unanimous consent that Representative Moses be excused from a call of the House today. There being no objection, it was so ordered.

The Speaker stated that, without objection, the House would revert to:

#### **MESSAGES FROM THE SENATE**

##### **HB 313**

A message dated May 19, 2003, was read stating the Senate has passed HB 313 with the following amendment and it is transmitted for consideration:

HOUSE BILL NO. 313 am S

"An Act authorizing a pilot program relating to state procurement and the use of electronic commerce tools; and providing for an effective date."

HB 313 is under Unfinished Business.

**SB 45**

A message dated May 19, 2003, was read stated the Senate is returning the following as requested:

HOUSE CS FOR CS FOR SENATE BILL NO. 45(FIN) am  
H(efd add H)

"An Act relating to the Legislative Budget and Audit Committee; and providing for an effective date."

**REPORTS OF STANDING COMMITTEES**

**SB 73**

The Labor & Commerce Committee has considered:

CS FOR SENATE BILL NO. 73(FIN)

"An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date."

The report was signed by Representative Anderson, Chair, with the following individual recommendations:

Do pass (4): Lynn, Gatto, Rokeberg, Anderson

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

CSSB 73(FIN) is on today's calendar.

**SB 112**

The Labor & Commerce Committee has considered:

CS FOR SENATE BILL NO. 112(FIN)

"An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date."

The report was signed by Representative Anderson, Chair, with the following individual recommendations:

Do pass (3): Lynn, Rokeberg, Anderson

No recommendation (1): Gatto

The following fiscal note(s) apply:

3. Zero, Dept. of Administration
4. Zero, Dept. of Revenue

CSSB 112(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 117**

The Finance Committee has considered:

CS FOR SENATE BILL NO. 117(FIN)

"An Act relating to the longevity bonus program; and providing for an effective date."

The report was signed by Representatives Harris and Williams, Co-chairs, with the following individual recommendations:

Do pass (1): Williams

Do not pass (4): Kerttula, Berkowitz, Moses, Foster

No recommendation (6): Meyer, Hawker, Stoltze, Chenault, Whitaker, Harris

The following fiscal note(s) apply:

2. Fiscal, Dept. of Health & Social Services
3. Fiscal, Dept. of Health & Social Services
4. Fiscal, Dept. of Health & Social Services
5. Fiscal, Dept. of Administration/Dept. of Health & Social Services
6. Fiscal, Dept. of Health & Social Services

CSSB 117(FIN) is on today's calendar.

**SB 185**

The Finance Committee has considered:

CS FOR SENATE BILL NO. 185(FIN)

"An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 185(FIN)  
(same title)

The report was signed by Representatives Harris and Williams, Co-chairs, with the following individual recommendations:

Do pass (7): Meyer, Hawker, Chenault, Whitaker, Foster, Harris, Williams

Do not pass (1): Moses

No recommendation (2): Kerttula, Berkowitz

The following fiscal note(s) apply to HCS CSSB 185(FIN):

2. Fiscal, Dept. of Natural Resources
3. Fiscal, Dept. of Revenue

CSSB 185(FIN) is on today's calendar.

**SECOND READING OF SENATE BILLS**  
(Continued)

**SB 102**

The following, which had been moved to the bottom of the calendar (page 1925), was in the Finance Committee.

CS FOR SENATE BILL NO. 102(L&C) am(efd fld)

"An Act increasing the amount of revenue received by the state from charitable gaming activities, and relating to taxes on pull-tabs."

**SB 168**

The following, which had been moved to the bottom of the calendar (page 1927), was read the second time:

CS FOR SENATE BILL NO. 168(FIN) am

"An Act relating to issuance and revocation of licenses for the importation, sale, distribution, or manufacture of cigarettes and tobacco products; relating to a tax refund or credit for unsaleable, returned, or destroyed tobacco products; relating to restrictions on and penalties for shipping or transporting cigarettes; relating to records concerning the sale of cigarettes; amending and adding definitions relating to cigarette taxes; relating to the payment of cigarette taxes; relating to penalties applicable to cigarette taxes; relating to the definition of the wholesale price of tobacco products; relating to payment of cigarette taxes through the use of cigarette tax stamps; relating to provisions making certain cigarettes contraband and subject to seizure and forfeiture; relating to certain crimes, penalties, and interest concerning tobacco taxes and stamps; relating to cigarette sales; and providing for an effective date."

with the:

Journal Page

JUD RPT 7DP	1784
FN1: (REV)	1785
FN2: ZERO(LAW)	1785

HOUSE JOURNAL

May 19, 2003	1961
FIN RPT 2DP 7NR	1830
FN2: ZERO(LAW)	1831
FN3: (REV)	1831

Amendment No. 1 was offered by Representative Hawker:

Page 20, line 6:

Delete "except customary discounts for cash"

Insert "including customary discounts for cash actually taken"

Page 20, lines 11 - 12:

Delete "except customary discounts for cash"

Insert "including customary discounts for cash actually taken"

Page 21, line 15:

Delete "except discounts for cash,"

Representative Hawker moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Anderson objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSSB 168(FIN) am  
Second Reading  
Amendment No. 1

**YEAS: 30 NAYS: 6 EXCUSED: 4 ABSENT: 0**

Yeas: Berkowitz, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Anderson, Cissna, Crawford, Gara, Masek, Morgan

Excused: Croft, Joule, Kapsner, Moses

And so, Amendment No. 1 was adopted.

Representative Coghill moved and asked unanimous consent that CSSB 168(FIN) am H be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 168(FIN) am H was read the third time.

The question being: "Shall CSSB 168(FIN) am H pass the House?"  
The roll was taken with the following result:

CSSB 168(FIN) am H  
Third Reading  
Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Moses

And so, CSSB 168(FIN) am H passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Lynn gave notice of reconsideration of the vote on CSSB 168(FIN) am H.

### **RECONSIDERATION**

#### **SB 168**

Representative Lynn moved and asked unanimous consent that reconsideration of CSSB 168(FIN) am H be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

CS FOR SENATE BILL NO. 168(FIN) am H

"An Act relating to issuance and revocation of licenses for the importation, sale, distribution, or manufacture of cigarettes and tobacco products; relating to a tax refund or credit for unsaleable, returned, or destroyed tobacco products; relating to restrictions on and penalties for shipping or transporting cigarettes; relating to records concerning the sale of cigarettes; amending and adding definitions relating to cigarette taxes; relating to the payment of cigarette taxes; relating to penalties applicable to cigarette taxes; relating to the definition of the wholesale price of tobacco products; relating to payment of cigarette taxes through the use of cigarette tax stamps; relating to provisions making certain cigarettes contraband and subject to seizure and forfeiture; relating to certain crimes, penalties, and interest concerning tobacco taxes and stamps; relating to cigarette sales; and providing for an effective date."

The question to be reconsidered: "Shall CSSB 168(FIN) am H pass the House?" The roll was taken with the following result:

CSSB 168(FIN) am H--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Moses

And so, CSSB 168(FIN) am H passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSSB 168(FIN) am H was referred to the Chief Clerk for engrossment.

**HB 271**

Representative Stoltze moved and asked unanimous consent that the House rescind previous action in failing to pass the following on reconsideration (page 1905):

CS FOR HOUSE BILL NO. 271(FIN)(efd am)

"An Act levying and providing for the collection and administration of excise taxes on the rental of passenger and recreational vehicles usable on highways and vehicular ways; and providing for an effective date."

Objection was heard.

Representative Kerttula placed a call of the House.

The Speaker stated the call was satisfied.

The question being: "Shall the House rescind previous action in failing to pass CSHB 271(FIN)(efd am) on reconsideration?" The roll was taken with the following result:

CSHB 271(FIN)(efd am)--RECONSIDERATION

Third Reading

Rescind Previous Action/Failing to Pass

**YEAS: 25 NAYS: 11 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Hawker, Heinze, Holm, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gruenberg, Guttenberg, Harris, Kerttula, Kohring, Kookesh, Rokeberg

Excused: Croft, Joule, Kapsner, Moses

And so, the motion passed.

Representative Anderson moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Anderson was required to vote.

The question to be reconsidered: "Shall CSHB 271(FIN)(efd am) pass the House?" The roll was taken with the following result:

CSHB 271(FIN)(efd am)--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 23 NAYS: 13 EXCUSED: 4 ABSENT: 0**

Yeas: Coghill, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Hawker, Heinze, Holm, Kott, Lynn, Masek, Meyer, Morgan, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Anderson, Berkowitz, Chenault, Cissna, Crawford, Gara, Guttenberg, Harris, Kerttula, Kohring, Kookesh, McGuire, Rokeberg

Excused: Croft, Joule, Kapsner, Moses

And so, CSHB 271(FIN)(efd am) passed the House on reconsideration.

Representative Coghill moved that the effective date clause be adopted.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 271(FIN)(efd am)--RECONSIDERATION

Third Reading

Effective Date

**YEAS: 30 NAYS: 6 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Berkowitz, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Heinze, Holm, Kerttula, Kookesh, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Whitaker, Williams, Wilson, Wolf

Nays: Chenault, Hawker, Kohring, Kott, Masek, Weyhrauch

Excused: Croft, Joule, Kapsner, Moses

And so, the effective date clause was adopted.

CSHB 271(FIN)(efd am) was referred to the Chief Clerk for engrossment.

**SECOND READING OF SENATE BILLS**

(Continued)

**SB 185**

The following, which had been moved to the bottom of the calendar (page 1929), was read the second time:

CS FOR SENATE BILL NO. 185(FIN)

"An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

with the:	Journal Page
O&G RPT HCS(O&G) 4DP	1832
FN2: (DNR)	1833
FN3: (REV)	1833
FIN RPT HCS(FIN) 7DP 1DNP 2NR	1959
FN2: (DNR)	1959
FN3: (REV)	1959

Representative Coghill moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

HCS FOR CS FOR SENATE BILL NO. 185(O&G)  
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was not offered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 185(O&G) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 185(O&G) was read the third time.

Representative Rokeberg moved and asked unanimous consent that HCS CSSB 185(O&G) be returned to second reading for the specific purpose of considering Amendment No. 2. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representative Rokeberg:

Page 7, line 4 following "than":

Delete "15"

Insert "35"

Representative Rokeberg moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Berkowitz objected and withdrew the objection.

There being no further objection, it was so ordered.

The question being: "Shall HCS CSSB 185(O&G) am H pass the House?" The roll was taken with the following result:

HCS CSSB 185(O&G) am H

Third Reading

Final Passage

**YEAS: 32 NAYS: 4 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Berkowitz, Chenault, Coghill, Crawford, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Cissna, Gara, Guttenberg, Kerttula

Excused: Croft, Joule, Kapsner, Moses

And so, HCS CSSB 185(O&G) am H passed the House.

Representative Berkowitz gave notice of reconsideration of the vote on HCS CSSB 185(O&G) am H.

**SB 202**

The following, which had been moved to the bottom of the calendar (page 1931), is in the Finance Committee.

CS FOR SENATE BILL NO. 202(FIN)

"An Act relating to school transportation; relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

**SB 73**

The following, which had been moved to the bottom of the calendar (page 1931), was read the second time:

CS FOR SENATE BILL NO. 73(FIN)

"An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date."

with the:

Journal Page

L&C RPT 4DP

1957

FN1: (CED)

1957

Representative Coghill moved and asked unanimous consent that CSSB 73(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

CSSB 73(FIN) will advance to third reading on tomorrow's calendar.

**SB 117**

The following, which had been moved to the bottom of the calendar (page 1932), was read the second time:

CS FOR SENATE BILL NO. 117(FIN)

"An Act relating to the longevity bonus program; and providing for an effective date."

with the:	Journal Page
FIN RPT 1DP 4DNP 6NR	1958
FN2: (HSS); FN3: (HSS)	1959
FN4: (HSS)	1959
FN5: (ADM/HSS)	1959
FN6: (HSS)	1959

Amendment No. 1 was offered by Representative Stoltze:

Page 1, line 3, through page 3, line 23:

Delete all material and insert:

**\*\* Section 1.** AS 47.45 is amended by adding a new section to read:

**Sec. 47.45.015. Maximum income and assets for eligibility to receive longevity bonus.** (a) In addition to the qualifications set out in AS 47.45.010 and other provisions of this chapter, eligibility for a bonus is restricted to individuals who meet the following income qualifications:

(1) monthly income does not exceed \$1,635 for an individual; or

(2) monthly income does not exceed \$2,208 for a couple.

(b) A recipient must report any change in financial status on the monthly application submitted under AS 47.45.020. At least once a year, the department shall review the recipient's financial status to verify eligibility for bonuses under this section.

(c) A period of ineligibility to receive bonuses under this section does not permanently disqualify the individual from receiving bonuses.

**\* Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to read:

**APPLICABILITY.** This Act applies to the eligibility determinations for longevity bonuses paid on or after July 1, 2003.

**\* Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to read:

**TRANSITION: REGULATIONS.** Notwithstanding sec. 5 of this Act, the commissioner of administration may proceed to adopt regulations necessary to implement the provisions of this Act. The regulations take effect under AS 47.45.100, but not before the effective date of secs. 1 and 2 of this Act. The regulations may be retroactive to the effective date of secs. 1 and 2 of this Act.

\* **Sec. 4.** Section 3 of this Act takes effect immediately under AS 01.10.070(c).

\* **Sec. 5.** Sections 1 and 2 of this Act take effect July 1, 2003."

Representative Stoltze moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Lynn objected.

Representatives Stoltze, Fate, Kerttula, and Harris moved and asked unanimous consent that they be allowed to abstain from voting because of a conflict of interest. Objection was heard, and the members were required to vote.

Representative McGuire placed a call of the House.

Representative Coghill rose to a point of order regarding confining remarks to the amendment.

The Speaker stated the point was well taken but would allow some latitude.

Representative Guttenberg moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Guttenberg was required to vote.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSSB 117(FIN)  
Second Reading  
Amendment No. 1

**YEAS: 6 NAYS: 30 EXCUSED: 4 ABSENT: 0**

Yeas: Cissna, Gatto, Harris, Morgan, Stoltze, Wolf

Nays: Anderson, Berkowitz, Chenault, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Whitaker, Williams, Wilson

Excused: Croft, Joule, Kapsner, Moses

And so, Amendment No. 1 was not adopted.

Representative Coghill moved and asked unanimous consent that CSSB 117(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

CSSB 117(FIN) will advance to third reading on tomorrow's calendar.

### **SPECIAL ORDER OF BUSINESS**

Representative Coghill moved and asked unanimous consent that the notice and publication requirements be waived and the citations Honoring - The House Chief Clerk and Staff, Honoring - The House Floor Staff 2003 Legislative Session, Honoring - The Senate Secretary and Staff, and Honoring - The Senate Floor Staff be taken up as a Special Order of Business at this time. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that all members of the House be shown as cosponsors of the citations. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that the House approve the citations. There being no objection, the following citations were approved and sent to enrolling:

Honoring - The House Chief Clerk and Staff

By Representatives Rokeberg, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

## Honoring - The House Floor Staff 2003 Legislative Session

By Representatives Rokeberg, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

## Honoring - The Senate Secretary and Staff

By Senator Cowdery; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

## Honoring - The Senate Floor Staff

By Senator Cowdery; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

**RECONSIDERATION****SB 45**

Representative Rokeberg moved and asked unanimous consent that the House rescind previous action in passing the following on reconsideration (page 1865):

HOUSE CS FOR CS FOR SENATE BILL NO. 45(FIN)  
am H(efd add H)  
"An Act relating to the Legislative Budget and Audit Committee;  
and providing for an effective date."

There being no objection, it was so ordered.

Representative Rokeberg moved and asked unanimous consent that HCS CSSB 45(FIN) am H(efd add H) be returned to second reading for the specific purpose of rescinding previous action in adopting Amendment No. 1 as amended. There being no objection, it was so ordered.

Representative Rokeberg moved and asked unanimous consent that the House rescind previous action in adopting Amendment No. 1 as amended.

Representative Gruenberg objected and withdrew the objection.

Without objection, Amendment No. 1 as amended was withdrawn and the new title follows:

HOUSE CS FOR CS FOR SENATE BILL NO. 45(FIN)  
"An Act relating to the Legislative Budget and Audit Committee."

HCS CSSB 45(FIN) was automatically in third reading.

The question being: "Shall HCS CSSB 45(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 45(FIN)  
Third Reading  
Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Excused: Croft, Joule, Kapsner, Moses

And so, HCS CSSB 45(FIN) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

**UNFINISHED BUSINESS****SB 13**

Representatives Crawford, Ogg, Kerttula, and Lynn added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 13(L&C)

"An Act relating to using credit history or insurance scoring for insurance purposes; and providing for an effective date."

**SB 26**

Representatives Lynn and Ogg added their names as cross sponsors to:

CS FOR SENATE BILL NO. 26(STA)

"An Act relating to state employees who are called to active duty as reserve or auxiliary members of the armed forces of the United States; and providing for an effective date."

**SB 53**

Representative Stoltze added his name as cross sponsor to:

SENATE BILL NO. 53

"An Act relating to disposition of a traffic offense involving the death of a person; providing for the revocation of driving privileges by a court for a driver convicted of a violation of traffic laws in connection with a fatal motor vehicle or commercial motor vehicle accident; amending Rules 43 and 43.1, Alaska Rules of Administration; and providing for an effective date."

**SB 85**

Representatives Ogg and Samuels added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 85(JUD)

"An Act relating to the factors that may be considered in making a crime victim compensation award; relating to sentencing and to the earning of good time deductions for certain sexual offenses."

**SB 93**

Representative Lynn added his name as cross sponsor to:

CS FOR SENATE BILL NO. 93(JUD) am H

"An Act relating to limitations on actions to quiet title to, eject a person from, or recover real property or the possession of it; relating to adverse possession; and providing for an effective date."

**SB 146**

Representative Anderson added his name as cross sponsor to:

SENATE BILL NO. 146

"An Act relating to a commemorative veterans' license plate; and providing for an effective date."

**SB 148**

Representative Dahlstrom added her name as cross sponsor to:

SENATE BILL NO. 148

"An Act relating to allowable absences for certain members of the armed forces and their spouses and dependents for purposes of eligibility for permanent fund dividends; and providing for an effective date."

**SB 176**

Representative Ogg added his name as cross sponsor to:

CS FOR SENATE BILL NO. 176(JUD)

"An Act relating to civil liability for injuries or death resulting from livestock activities."

**SB 185**

Representative Chenault added his name as cross sponsor to:

HCS FOR CS FOR SENATE BILL NO. 185(O&G) am H

"An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

**SB 198**

Representative Lynn added his name as cross sponsor to:

CS FOR SENATE BILL NO. 198(STA)

"An Act relating to recovery of civil damages by a peace officer or fire fighter; and providing for an effective date."

### ENGROSSMENT

#### **HB 111**

CShB 111(JUD) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

#### **HB 260**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

CS FOR HOUSE BILL NO. 260(JUD)

"An Act relating to immunity for free health care services provided by certain health care providers; and providing for an effective date."

#### **HB 271**

CShB 271(FIN)(efd am) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

#### **HB 272**

CShB 272(STA) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

#### **SB 13**

HCS CSSB 13(L&C) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

#### **SB 45**

HCS CSSB 45(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

#### **SB 93**

CSSB 93(JUD) am H was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**SB 168**

CSSB 168(FIN) am H was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published daily under separate cover.

Majority Caucus            Speaker's Chamber            upon adj., 5/19

**ADJOURNMENT**

Representative Coghill moved and asked unanimous consent that the House adjourn until 11:00 a.m., May 20, 2003. There being no objection, the House adjourned at 10:42 p.m.

Suzi Lowell  
Chief Clerk