

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-THIRD LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Thursday

April 22, 2004

#### One Hundred Second Day

Pursuant to adjournment the House was called to order by Speaker Kott at 11:42 a.m.

Roll call showed 34 members present. Representatives Croft, Gruenberg, Harris, Kapsner, McGuire, and Weyhrauch were absent and their presence was noted later.

Representative Coghill moved and asked unanimous consent that Representative Dahlstrom be excused from a call of the House from 6:00 p.m. today to 10:00 p.m., plane time, April 25, 2004 (amended from page 3301). There being no objection, it was so ordered.

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

Dear Heavenly Father,

We thank You for looking down on this body. Be with us as we deliberate the important issues before us. Help us to keep in mind that we are State Representatives; that we do have an obligation to our Districts, but over all, we always must ask, "Is it fair to all concerned and of benefit to all areas of the state?"

Be with our families who have sacrificed their share of us while we serve as legislators. Be with our troops everywhere they may be serving, along with their families who have given

up much more than ours have. Thank You, Father, for giving us wisdom, knowledge, and understanding as we do our work here. In Jesus' name we pray, Amen.

The Pledge of Allegiance was led by Representative Berkowitz.

### **CERTIFICATION OF THE JOURNAL**

Representative Coghill moved and asked unanimous consent that the journal for the 101st legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

\* \* \* \* \*

Representative Kerttula introduced Haley Nelson, Guest Page, from Juneau.

### **MESSAGES FROM THE GOVERNOR**

#### **HB 348**

A message dated April 21, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR HOUSE BILL NO. 348(JUD)

"An Act relating to the rights of certain victims of crime to receive information about the office of victims' rights and the Violent Crimes Compensation Board."

Chapter No. 15, SLA 2004

Effective Date: July 20, 2004

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

#### **HB 349**

A message dated April 21, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 349(JUD)

"An Act amending Rule 412, Alaska Rules of Evidence."

Chapter No. 16, SLA 2004  
Effective Date: July 20, 2004

**HB 357**

A message dated April 21, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 357(JUD)  
"An Act relating to restitution; and providing for an effective date."

Chapter No. 17, SLA 2004  
Effective Date: April 22, 2004

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

**HB 397**

A message dated April 21, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 397(JUD)  
"An Act relating to defense contacts with and recordings of statements of victims and witnesses of sexual offenses."

Chapter No. 18, SLA 2004  
Effective Date: July 20, 2004

**HB 398**

A message dated April 21, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 398(JUD)  
"An Act relating to domestic violence fatality review teams."

Chapter No. 19, SLA 2004  
Effective Date: July 20, 2004

\* \* \* \* \*

Representative Weyhrauch introduced Hanna Davis, Taylor White, and Darby Brown, Guest Pages, from Juneau.

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

### MESSAGES FROM THE SENATE

A message dated April 21, 2004, was read stating the Senate has passed the following and it is transmitted for consideration:

### FIRST READING AND REFERENCE OF SENATE BILLS

#### SB 323

CS FOR SENATE BILL NO. 323(JUD) am by the Senate Judiciary Committee, entitled:

"An Act relating to a subcontractor's, contractor's, and project owner's liability for workers' compensation, to sole proprietors and partnerships without employees, and managers or managing members of limited liability companies, and to the exclusiveness of liability for workers' compensation."

was read the first time and referred to the Labor & Commerce Committee.

### COMMUNICATIONS

#### HCR 21

Pursuant to:

SENATE CS FOR CS FOR HOUSE CONCURRENT  
RESOLUTION NO. 21(FIN)  
Relating to establishing the Alaska Energy Policy Task Force.

Legislative Resolve No. 24

the following was received:

NonRailbelt Report  
Findings and Recommendations of the  
Alaska Energy Policy Task Force

### REPORTS OF STANDING COMMITTEES

#### **HCR 28**

The Finance Committee has considered:

HOUSE CONCURRENT RESOLUTION NO. 28  
Relating to the socioeconomic impacts of salmon harvesting  
cooperatives.

and recommends it be replaced with:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 28(FIN)  
Relating to the study of socioeconomic impacts of salmon  
harvesting cooperatives.

The report was signed by Representative Williams, Co-chair, with the  
following individual recommendations:

Do pass (7): Meyer, Hawker, Moses, Chenault, Fate, Foster, Williams

The following fiscal note(s) apply to CSHCR 28(FIN):

1. Zero, Legislative Agency
3. Zero, University of Alaska

HCR 28 was referred to the Rules Committee for placement on the  
calendar.

#### **HJR 45**

The State Affairs Committee has considered:

HOUSE JOINT RESOLUTION NO. 45  
Requesting the United States Congress to propose an amendment  
to the Constitution of the United States to provide that a vacancy

in the office of United States Representative may be filled by appointment until an election can be held.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 45(STA)  
(same title)

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

Do pass (2): Seaton, Gruenberg

No recommendation (4): Holm, Lynn, Coghill, Weyhrauch

The following fiscal note(s) apply to CSHJR 45(STA):

1. Zero, House State Affairs Committee/Office of the Governor

HJR 45 was referred to the Judiciary Committee.

**HB 309**

The Judiciary Committee has considered:

HOUSE BILL NO. 309  
"An Act prohibiting the release of nonindigenous predatory fish into public water."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 309(JUD)  
"An Act relating to nonindigenous fish."

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

Do pass (4): Samuels, Gara, Ogg, McGuire

No recommendation (1): Gruenberg

Amend (1): Holm

The following fiscal note(s) apply to CSHB 309(JUD):

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Public Safety

HB 309 was referred to the Rules Committee for placement on the calendar.

**HB 331**

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 331

"An Act relating to federal requirements for governmental plan and other qualifications for the teachers' retirement system, the public employees' retirement system, and the judicial retirement system; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 331(STA)

"An Act relating to federal tax requirements for and other provisions of the teachers' retirement system, the public employees' retirement system, and the judicial retirement system; removing village public safety officers from the public employees' retirement system; eliminating the public employees' retirement system conditional duty to refund contributions under \$1,000 to inactive employees; limiting service credit for village public safety officer service in the public employees' retirement system to five years; and providing for an effective date."

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

Do pass (1): Rokeberg

No recommendation (6): Crawford, Lynn, Gatto, Dahlstrom, Guttenberg, Anderson

The following fiscal note(s) apply to CSHB 331(STA):

2. Zero, Dept. of Administration/Various Depts.

HB 331 was referred to the Finance Committee.

**HB 411**

The State Affairs Committee has considered:

HOUSE BILL NO. 411

"An Act relating to an optional election to prevent the name and address of a permanent fund dividend applicant from being disclosed, except to a state or federal agency."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 411(STA)

"An Act making information on a permanent fund dividend application, other than the applicant's name, confidential, and relating to disclosure of that confidential information."

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

Do pass (3): Seaton, Gruenberg, Coghill

No recommendation (3): Holm, Lynn, Weyhrauch

The following fiscal note(s) apply to CSHB 411(STA):

1. Fiscal, Dept. of Revenue

HB 411 was referred to the Judiciary Committee.

**HB 421**

The Judiciary Committee has considered:

HOUSE BILL NO. 421

"An Act relating to reconveyances of deeds of trust."



and recommends it be replaced with:

CS FOR HOUSE BILL NO. 421(JUD)  
(same title)

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

Do pass (2): Gruenberg, McGuire

No recommendation (4): Holm, Gara, Samuels, Ogg

The following fiscal note(s) apply to CSHB 421(JUD):

1. Zero, Dept. of Natural Resources

HB 421 was referred to the Rules Committee for placement on the calendar.

**HB 427**

The Judiciary Committee has considered:

HOUSE BILL NO. 427

"An Act relating to guardianships and conservatorships, to the public guardian and the office of public advocacy, to private professional guardians and private professional conservators, to court visitors, court-appointed attorneys, guardians ad litem, and fiduciaries, and to the protection of the person or property of certain individuals, including minors; amending Rules 16(f) and 17(e), Alaska Rules of Probate Procedure; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 427(JUD)

"An Act relating to guardianships and conservatorships, to the public guardian and the office of public advocacy, to private professional guardians and private professional conservators, to court visitors, court-appointed attorneys, guardians ad litem, and fiduciaries, and to the protection of the person or property of

certain individuals, including minors; amending Rule 17(c), Alaska Rules of Civil Procedure, and Rules 16(f) and 17(e), Alaska Rules of Probate Procedure; and providing for an effective date."

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

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

The following fiscal note(s) apply to CSHB 427(JUD):

1. Fiscal, Dept. of Community & Economic Development
2. Zero, Alaska Court System

HB 427 was referred to the Finance Committee.

### **HB 539**

The Judiciary Committee has considered:

#### HOUSE BILL NO. 539

"An Act exempting a person who allows a student of the University of Alaska to gain practical work experience with the person while participating in a practicum from vicarious liability as an employer, and exempting the student participating in a practicum from the Alaska Wage and Hour Act and workers' compensation coverage."

and recommends it be replaced with:

#### CS FOR HOUSE BILL NO. 539(L&C)

"An Act exempting a person who allows a student of the University of Alaska to gain practical work experience with the person while participating in a practicum from vicarious liability as an employer, and exempting the student participating in a practicum from the Alaska Wage and Hour Act; and providing for an effective date."

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

Do pass (2): Ogg, McGuire

No recommendation (4): Gara, Holm, Samuels, Gruenberg

The following fiscal note(s) apply to CSHB 539(L&C):

1. Zero, Dept. of Law
2. Zero, Dept. of Labor & Workforce Development
3. Zero, Dept. of Labor & Workforce Development
4. Zero, University of Alaska

HB 539 was referred to the Rules Committee for placement on the calendar.

**HB 546**

The Finance Committee has considered:

HOUSE BILL NO. 546

"An Act relating to regulation of the discharge of pollutants from timber-related activities under the National Pollutant Discharge Elimination System; relating to waste treatment and disposal permits; making conforming amendments; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 546(JUD)  
(same title)

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

Do pass (4): Chenault, Fate, Foster, Williams

No recommendation (7): Meyer, Hawker, Stoltze, Joule, Moses, Croft, Harris

The following fiscal note(s) apply to CSHB 546(JUD):

1. Fiscal, Dept. of Environmental Conservation

HB 546 was referred to the Rules Committee for placement on the calendar.

**HB 552**

The Finance Committee has considered:

HOUSE BILL NO. 552

"An Act relating to gambling and gaming."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 552(FIN)

(same title)

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

Do pass (2): Fate, Williams

Do not pass (1): Stoltze

No recommendation (6): Meyer, Hawker, Croft, Moses, Joule, Harris

Amend (1): Chenault

The following fiscal note(s) apply to CSHB 552(FIN):

1. Indeterminate, Dept. of Law
2. Indeterminate, Dept. of Revenue
3. Indeterminate, Dept. of Public Safety
4. Indeterminate, Dept. of Public Safety

HB 552 was referred to the Rules Committee for placement on the calendar.

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

**SJR 31**

The State Affairs Committee has considered:

CS FOR SENATE JOINT RESOLUTION NO. 31(STA)  
Relating to urging the United States Congress to compensate the State of Alaska for the effect of federal land ownership on the state's ability to fund public education.

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

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

The following fiscal note(s) apply:

1. Zero, Senate State Affairs Committee

CSSJR 31(STA) was referred to the Resources Committee.

**SB 276**

The Judiciary Committee has considered:

CS FOR SENATE BILL NO. 276(FIN)  
"An Act relating to the Alaska Insurance Guaranty Association; relating to the powers of the Alaska Industrial Development and Export Authority concerning the association; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 276(JUD)  
(same title)

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

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

The following fiscal note(s) apply to HCS CSSB 276(JUD):

7. Zero, Dept. of Administration
8. Zero, Dept. of Community & Economic Development
9. Zero, Dept. of Community & Economic Development

CSSB 276(JUD) was referred to the Finance Committee.

**SB 329**

The Resources Committee has considered:

CS FOR SENATE BILL NO. 329(RES)  
"An Act relating to control of nuisance moose."

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

Do pass (2): Heinze, Dahlstrom

No recommendation (4): Kerttula, Guttenberg, Lynn, Masek

Amend (2): Stepovich, Gatto

The following fiscal note(s) apply:

1. Zero, Dept. of Fish & Game

CSSB 329(RES) was referred to the Rules Committee for placement on the calendar.

**INTRODUCTION OF CITATIONS**

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

Honoring - May Carter  
By Representatives Stoltze, Gatto; Senators Ogan, Green

Honoring - Beatrice Larsen, 100 Years Old  
By Representative Ogg

Honoring - Brad Oleson, Basketball Player of the Year  
By Representative Guttenberg

Honoring - Jane Peterson, Employer of the Year  
By Representative Ogg

Honoring - Brian Rogers and Information Insights for Their Brilliant  
Work in Organizing the Conference of Alaskans  
By Representative Guttenberg

Honoring - Saint Anthony Parish Community Organizing Ministry  
By Representative Gruenberg

Honoring - The University of Alaska Fairbanks Rifle Team, 2004  
NCAA National Champions  
By Representative Guttenberg

Honoring - Alaska Airlines and Juneau Pilots  
By Representative Heinze

Honoring - Ellie Claus  
By Senator Lincoln

Honoring - The Western Interstate Commission on Higher Education  
By Senators Wagoner, Wilken

In Memoriam - Peter George Bailey  
By Representative Ogg; Senator Gary Stevens

In Memoriam - Beatrice Geddes  
By Representative Ogg; Senator Gary Stevens

In Memoriam - Neil Heitman  
By Representative Harris

In Memoriam - James Guilmet  
By Representative Ogg; Senator Gary Stevens

In Memoriam - Franklin Maus  
By Representative Stoltze; Senator Dyson

In Memoriam - Rudy Sundberg, Jr.  
By Representative Ogg; Senator Gary Stevens

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

**HJR 48**

HOUSE JOINT RESOLUTION NO. 48 by the House Rules Committee by request of the House Special Committee on Economic Development, International Trade, and Tourism:

Sending a message of goodwill to President Chen Shui-bian, and reaffirming the Alaska State Legislature's 2003 resolution urging the United States Congress to support the granting of official Observer Status to the Republic of China and to support negotiation of a free trade agreement with the Republic of China.

was read the first time and referred to the Rules Committee.

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE BILLS**

**HB 558**

HOUSE BILL NO. 558 by the House Judiciary Committee, entitled:

"An Act relating to the creation of a civil legal services fund."

was read the first time and referred to the Finance Committee.

**HB 559**

HOUSE BILL NO. 559 by the House Finance Committee, entitled:

"An Act repealing the termination of the state training and employment program; and providing for an effective date."

was read the first time and referred to the Finance Committee.



**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF HOUSE BILLS****HB 298**

The following, which was on the April 21, 2004, calendar and not taken up (page 3421), was read the second time:

## HOUSE BILL NO. 298

"An Act relating to the distribution of appropriations from the Alaska permanent fund under art. IX, sec. 15(b), Constitution of the State of Alaska, and making conforming amendments; and providing for an effective date."

with the:	Journal Page
W&M RPT CS(W&M) NT 5DP 1DNP 1NR	2986
FN1: ZERO(REV)	2987
FIN RPT CS(FIN) NT 1DP 2DNP 4NR 3AM	3246
FN1: ZERO(REV)	3247
FN2: ZERO(REV)	3247

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

## CS FOR HOUSE BILL NO. 298(FIN)

"An Act relating to the income of and appropriations from the Alaska permanent fund under art. IX, sec. 15(b), Constitution of the State of Alaska, and making conforming amendments; relating to the determination of net income of the mental health trust fund; and providing for an effective date."

There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHB 298(FIN) would be moved to the bottom of the calendar.

**SECOND READING OF HOUSE RESOLUTIONS****HJR 9**

The following, which was on the April 21, 2004, calendar and not taken up (page 3421), was read the second time:

## HOUSE JOINT RESOLUTION NO. 9

Proposing amendments to the Constitution of the State of Alaska relating to an appropriation limit and a spending limit.

with the:	Journal Page
W&M RPT CS(W&M) NT 3DP 2NR 2AM	1271
FN1: (GOV)	1271
STA RPT CS(STA) NT 3DP 3NR	1465
FN1: (GOV)	1466
JUD RPT CS(JUD) NT 1DP 6NR	2479
FN2: (GOV)	2479
FIN RPT CS(FIN) NT 2DP 5NR	3275
FN2: (GOV)	3276
FN3: ZERO(GOV/ALL DEPTS)	3276

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

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

## CS FOR HOUSE JOINT RESOLUTION NO. 9(FIN)

Proposing amendments to the Constitution of the State of Alaska relating to an appropriation limit.

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Fate:

Page 2, line 6:

Delete "two"

Insert "three"

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Page 2, line 7:

Delete "An appropriation that"

Page 2, lines 8 - 11:

Delete all material.

Page 2, line 12:

Delete "four percent."

Page 2, line 14, following "include":

Insert "appropriations from fund sources or for purposes specifically prescribed by law."

Page 2, line 15, through page 3, line 14:

Delete all material.

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

Representative Stoltze objected.

Representative Weyhrauch placed a call of the House.

The call was satisfied.

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

CSHJR 9(FIN)

Second Reading

Amendment No. 1

**YEAS: 16 NAYS: 24 EXCUSED: 0 ABSENT: 0**

Yeas: Berkowitz, Chenault, Cissna, Crawford, Croft, Fate, Gara, Gruenberg, Guttenberg, Holm, Joule, Kapsner, Kerttula, Kookesh, Moses, Stepovich

Nays: Anderson, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Heinze, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Hawker, Rokeberg, and Ogg:

Page 3, line 17:

Delete "**Reconsideration**"  
Insert "**Repeal**"

Page 3, lines 25 - 30:

Delete all material.  
Insert "(b) Section 16 of Article IX (appropriation limit) is repealed July 1, 2009."

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

Representative Weyhrauch objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHJR 9(FIN)  
Second Reading  
Amendment No. 2

**YEAS: 22 NAYS: 18 EXCUSED: 0 ABSENT: 0**

Yeas: Berkowitz, Cissna, Crawford, Croft, Fate, Gara, Gruenberg, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kookesh, Kott, Masek, Morgan, Moses, Ogg, Rokeberg, Samuels, Wilson

Nays: Anderson, Chenault, Coghill, Dahlstrom, Foster, Gatto, Guttenberg, Harris, Kohring, Lynn, McGuire, Meyer, Seaton, Stepovich, Stoltze, Weyhrauch, Williams, Wolf

And so, Amendment No. 2 was adopted.

The Speaker stated that, without objection, the House would recess; and so, the House recessed at 1:49 p.m.

**AFTER RECESS**

The Speaker called the House back to order at 2:44 p.m.

**SECOND READING OF HOUSE RESOLUTIONS**

(continued)

**HJR 9**

Amendment No. 3 was offered by Representatives Croft and Gara:

Page 1, line 6, through page 3, line 14:

Delete all material and insert:

**"Section 16. Appropriation Limit.** (a) Appropriations made for a current fiscal year shall not exceed the average amount appropriated for the earliest three of the four fiscal years immediately preceding that current fiscal year, increased or decreased by the sum of the following:

(1) the percentage rate of change in the cost of living for the three calendar years preceding the calendar year during which the immediately preceding fiscal year began; plus

(2) the percentage rate of change in the State population for the three calendar years preceding the calendar year during which the immediately preceding fiscal year began.

(b) The legislature shall implement (a) of this section by law.

(c) An appropriation that exceeds the limit under (a) of this section by not more than two percent may be made for any public purpose upon affirmative vote of at least two-thirds of the members of each house of the legislature. An appropriation that exceeds the limit under (a) of this section by not more than four percent may be made for any public purpose upon affirmative vote of at least three-fourths of the members of each house. However, the total amount of appropriations under this subsection made for a fiscal year may not exceed the limit under (a) of this section by more than four percent. A bill making one or more appropriations under this subsection must be confined to appropriations made under this subsection.

(d) Calculations made under (a) or (c) of this section shall not include

(1) an appropriation to the Alaska permanent fund established in Section 15 of this article;

- (2) an appropriation for payments of permanent fund dividends to State residents;
- (3) an appropriation to meet a state of natural disaster declared by the governor as prescribed by law;
- (4) an appropriation to a separate fund or account in the general fund from which expenditures may not be made without an additional appropriation from that separate fund or account;
- (5) an appropriation of State general obligation and revenue bond proceeds;
- (6) an appropriation required to pay obligations under revenue or general obligation bonds issued by the State;
- (7) an appropriation of money received from the federal government;
- (8) a reappropriation of money already appropriated under an unobligated appropriation that is not void under Section 13 of this article;
- (9) an appropriation of money for expenditure by a State agency to provide services to part of that same agency or to another State agency if the other part or the other agency has also received an appropriation of the same money;
- (10) an appropriation of money held in trust by the State for a particular purpose;
- (11) an appropriation of money from tuition of the University of Alaska;
- (12) an appropriation of money received by the state from a source other than the state or federal government that is restricted to a specific use by the terms of a gift, grant, bequest, or contract;
- (13) an appropriation of money deposited into the budget reserve fund under Section 17(d) of this article back to the funds and accounts from which the money came;
- (14) an appropriation of dedicated funds;
- (15) an appropriation, or that portion of it, that exceeds the amount appropriated during the immediately preceding fiscal year for elementary or secondary public school operations;
- (16) an appropriation made under (c) of this section."

Representative Gara moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Stoltze objected.

Representative Weyhrauch placed a call of the House.

The call was satisfied.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHJR 9(FIN) am  
Second Reading  
Amendment No. 3

**YEAS: 18 NAYS: 22 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Berkowitz, Cissna, Crawford, Croft, Gara, Gatto, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Kott, Masek, Morgan, Moses, Wilson

Nays: Chenault, Coghill, Dahlstrom, Fate, Foster, Harris, Hawker, Heinze, Holm, Kohring, Lynn, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stepovich, Stoltze, Weyhrauch, Williams, Wolf

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representatives Berkowitz, Gruenberg, and Guttenberg:

Page 1, line 1 (title amendment):

Delete "**amendments**"

Insert "**an amendment**"

Page 1, line 6, through page 3, line 30:

Delete all material and insert:

**"Section 16. Appropriation Limit.** General fund appropriations by the legislature shall not exceed anticipated revenue."

Renumber the following resolution section accordingly.

Page 3, line 31:

Delete "amendments"  
Insert "amendment"

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

Representative Stoltze objected.

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

CSHJR 9(FIN) am  
Second Reading  
Amendment No. 4

**YEAS: 16 NAYS: 24 EXCUSED: 0 ABSENT: 0**

Yeas: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Lynn, Masek, Moses, Weyhrauch

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

And so, Amendment No. 4 was not adopted.

Representative Coghill moved and asked unanimous consent that CSHJR 9(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

Representative Coghill placed a call of the House.

CSHJR 9(FIN) am was read the third time.

The call was satisfied.



The question being: "Shall CSHJR 9(FIN) am pass the House?" The roll was taken with the following result:

CSHJR 9(FIN) am  
Third Reading  
Final Passage

**YEAS: 27 NAYS: 13 EXCUSED: 0 ABSENT: 0**

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

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Masek, Moses

And so, CSHJR 9(FIN) am passed the House.

Representative Williams gave notice of reconsideration of the vote on CSHJR 9(FIN) am.

Representative Coghill moved and asked unanimous consent that Representative Cissna be excused from a call of the House from 6:00 p.m. today to 10:00 p.m., plane time, April 25, 2004. There being no objection, it was so ordered.

### **HJR 26**

The following, which was on the April 21, 2004, calendar and not taken up (page 3422) was read the second time:

#### HOUSE JOINT RESOLUTION NO. 26

Proposing amendments to the Constitution of the State of Alaska relating to and limiting appropriations from and inflation-proofing the Alaska permanent fund by establishing a percent of market value spending limit.

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with the:	Journal Page
W&M RPT CS(W&M) NT 5DP 1DNP 1NR	1272
FN1: (GOV)	1273
FN2: ZERO(REV)	1273
JUD RPT CS(JUD) NT 3DP 3NR	1448
FN1: (GOV)	1449
FN2: ZERO(REV)	1449
FIN RPT CS(FIN) NT 2DP 2DNP 2NR 3AM	3245
FN2: ZERO(REV)	3245
FN3: (GOV)	3245

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

CS FOR HOUSE JOINT RESOLUTION NO. 26(FIN)  
 Proposing amendments to the Constitution of the State of Alaska relating to and limiting appropriations from the Alaska permanent fund based on an averaged percent of the fund market value.

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Fate:

Page 2, line 3, following "year":

Insert ", unless provided otherwise by law other than in an appropriation"

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

Representative Hawker objected.

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

CSHJR 26(FIN)  
Second Reading  
Amendment No. 1

**YEAS: 2 NAYS: 37 EXCUSED: 1 ABSENT: 0**

Yeas: Fate, Kohring

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

Excused: Cissna

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Crawford and Croft:

Page 1, lines 14 - 15:

Delete "a new subsection"

Insert "new subsections"

Page 2, following line 3:

Insert "(c) the greater of money distributed as provided for under AS 37.13.140, 37.13.145, and AS 43.23.025, as those statutes read on July 1, 2003, or eighty percent of the amount appropriated under (b) of this section during a fiscal year shall be used during that same fiscal year for a program of dividend payments to state residents established by law."

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

Representative Hawker objected.

Representative Dahlstrom, who had been previously excused (page 3433), left the Chamber.

Representative Hawker placed a call of the House.

The Speaker stated the call was satisfied.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHJR 26(FIN)  
Second Reading  
Amendment No. 2

**YEAS: 10 NAYS: 28 EXCUSED: 2 ABSENT: 0**

Yeas: Berkowitz, Crawford, Croft, Gara, Guttenberg, Kerttula, Kookesh, Masek, Morgan, Moses

Nays: Anderson, Chenault, Coghill, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kohring, Kott, Lynn, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stepovich, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Excused: Cissna, Dahlstrom

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representatives Croft, McGuire, and Anderson:

Page 1, line 9, following "**(b)**":  
Insert "**through (f)**"

Page 1, line 14, following "adding":  
Delete "a new subsection"  
Insert "new subsections"

Page 2, following line 3:  
Insert new subsections to read:  
"(c) Amounts appropriated under (b) of this section shall be distributed as follows:  
(1) fifty percent shall be distributed as permanent fund dividends to eligible state residents, as determined by law;  
(2) fifty percent shall be deposited in an education fund,

the principal and income from which may be appropriated subject to subsection (d) below only for general operational purposes of the public school system established under Article VII, Section 1, of this constitution except as provided in (f) of this section.

(d) For any fiscal year, the legislature shall appropriate from the unrestricted general fund for general operational purposes of the public school system established under Article VII, Section 1, of this constitution an amount equal to or greater than the amount appropriated from the education fund established under (c)(2) of this section. For purposes of this section, the unrestricted general fund does not include:

(1) money received from the federal government;

(2) the school fund (AS 43.50.140);

(3) the public school trust fund (AS 37.14.110)

(4) money received by the state from a source other than the state or federal government that is restricted to a specific use by the terms of a gift, grant, bequest, or contract; or

(5) any other revenue restricted by law to a specific use.

(e) If on July 1 of a fiscal year, the amount of money in the education fund exceeds \$4,000,000,000 and the excess money in the education fund is not necessary to meet the cost of providing all children of the state with an adequate education [as defined by law], the legislature may transfer the excess money to the unrestricted general fund and appropriate it for any public purpose.

(f) For purposes of this section, "general operational purposes" does not include the construction, rehabilitation, and improvement of schools and education-related facilities or administrative expenses of the Department of Education and Early Development or other state agencies.

Page 2, line 6:

Delete "(a)"

Page 2, lines 10 - 12:

Delete all material.

Representative Croft moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Harris objected.

Representative Kapsner rose to a point of order stating the member was impugning the motives of other members and the member had spoken more than once.

The Speaker noted the point and further stated he would allow some latitude for members to speak more than once.

Representative Croft placed a call of the House.

The call was satisfied.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHJR 26(FIN)  
Second Reading  
Amendment No. 3

**YEAS: 14 NAYS: 24 EXCUSED: 2 ABSENT: 0**

Yeas: Anderson, Berkowitz, Crawford, Croft, Gara, Guttenberg, Kapsner, Kerttula, Kookesh, Lynn, Masek, McGuire, Morgan, Moses

Nays: Chenault, Coghill, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Joule, Kohring, Kott, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stepovich, Stoltze, Weyhrauch, Williams, Wilson, Wolf

Excused: Cissna, Dahlstrom

And so, Amendment No. 3 was not adopted.

The Speaker stated that CSHJR 26(FIN) would advance to third reading on tomorrow's calendar.

**SECOND READING OF HOUSE BILLS**  
(continued)

**HB 298**

The Speaker stated that, without objection, the following, which had been moved to the bottom of the calendar (page 3449), would be held in second reading to tomorrow's calendar:

## CS FOR HOUSE BILL NO. 298(FIN)

"An Act relating to the income of and appropriations from the Alaska permanent fund under art. IX, sec. 15(b), Constitution of the State of Alaska, and making conforming amendments; relating to the determination of net income of the mental health trust fund; and providing for an effective date."

**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 - Robert (Bobby) Duncan, Sr.

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

Honoring - Carroll Fader

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

Honoring - Lyndon O. Sikes

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

Honoring - Chuck Strauss, Presidential Award for Excellence in Mathematics and Science Teaching

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

Honoring - John and Judy Lucas, Made in Alaska Program, 13th Annual Manufacturer of the Year

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

Honoring - Vi Redington's 80th Birthday, July 17, 2004

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

Honoring - Skagway High Lady Panthers, 2004 Southeast Region V, 2(A) Champions

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



Honoring - Wainwright Huskies, State 1A Class Basketball Championship

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

Commemorating - National Be Kind To Animals Week, May 3 - 9, 2004

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

Honoring - PFC Walter Hotch-Hill, 2003 Alaska Soldier of the Year

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

Honoring - West High School Basketball Team

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

Honoring - Ketchikan High School Boys Basketball Team, 2004  
Region V Class 4A Champions

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

Honoring - Business of the Year - Hospitality Unlimited, Kay Sims  
and Terry Wanzer

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

In Memoriam - Robert Joseph Freeman

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

In Memoriam - Anne White

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

In Memoriam - Patrick J. Ferree

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

## In Memoriam - Manuel "Manny" De La Cruz

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

## In Memoriam - Josephine Paul

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

## In Memoriam - Patrick Podvin

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

## In Memoriam - Louis Onee Minard

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

## Honoring - Jim Douglas

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

## Honoring - Valdez Academic Decathlon Team

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

## Honoring - King Cove Girls Basketball Squad

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

## Honoring - Valdez High School Boys Basketball Team

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

## Honoring - Valdez High School Student Participants in the Career and Technical Student Organization, Performance Based Assessment Conference

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

Honoring - Peters Creek Christian Center, Emergency Locator Program

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

Honoring - 50 Years of Service, Butte Volunteer Fire Department

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

Honoring - The 20th Anniversary of Sacks Café & Restaurant, JoAnn Asher, Proprietor

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

Honoring - Team Alaska, United States Curling Association, Mixed National Champions

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

Honoring - Nine Star Enterprises - Mountain View

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

Honoring - Kenneth J. Woldstad

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

In Memoriam - Bruce Crawford

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

In Memoriam - Charles "Chuck" Unsworth Sr.

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

In Memoriam - Mary Priscilla Anuralria "Lala" Andrew Hunter

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

In Memoriam - Esther Shea

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

**UNFINISHED BUSINESS**

Representative Coghill moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Fate - from 1:30 p.m. to 4:00 p.m., April 23, 2004

Representative Williams - from 2:00 p.m., April 23 to 10:00 p.m., plane time, April 25, 2004

Representative Gara - from 6:00 p.m., April 23 to 10:00 a.m., plane time, April 26, 2004

Representative Chenault - from 6:00 p.m., April 23 to 10:00 a.m., plane time, April 26, 2004

Representative Wolf - from 6:00 p.m., April 23 to 10:00 a.m., plane time, April 26, 2004

Representative Holm - from 6:00 p.m., April 23 to 10:00 a.m., plane time, April 26, 2004

**HB 176**

The Speaker added a Finance Committee referral for the following:

**HOUSE BILL NO. 176**

"An Act providing that certain obligors can receive credit against their child support obligation for certain types of noncash child support; and providing for an effective date."

HB 176 is in the Judiciary Committee.

**HB 411**

The Speaker added a Finance Committee referral for the following:

## HOUSE BILL NO. 411

"An Act relating to an optional election to prevent the name and address of a permanent fund dividend applicant from being disclosed, except to a state or federal agency."

HB 411 is in the Judiciary Committee.

**HB 551**

The Speaker added a Finance Committee referral for the following:

## HOUSE BILL NO. 551

"An Act relating to the issuance of teacher certificates to and revocation of teacher certificates of persons convicted of felony drug offenses and to the issuance of limited teacher certificates to persons convicted of certain crimes involving a minor and felony drug offenses."

HB 551 is in the Judiciary Committee.

**HB 395**

The Speaker waived the Judiciary Committee referral for the following at the request of Representative McGuire, Chair:

## HOUSE BILL NO. 395

"An Act relating to shallow natural gas leasing and the regulation of shallow natural gas operations."

HB 395 was removed from the Judiciary Committee and referred to the Finance Committee.

**HB 512**

Representative Joule added his name as cosponsor to:

## HOUSE BILL NO. 512

"An Act establishing the Hydrogen Energy Partnership in the Department of Community and Economic Development; requiring the commissioner of community and economic development to seek public and private funding for the partnership; providing for the contingent repeal of an effective date; and providing for an effective date."



**ANNOUNCEMENTS**

House committee schedules are published daily under separate cover.

**ADJOURNMENT**

Representative Coghill moved and asked unanimous consent that the House adjourn until 10:00 a.m., April 23, 2004. There being no objection, the House adjourned at 8:46 p.m.

Suzi Lowell  
Chief Clerk