

SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

May 7, 2003

One Hundred Seventh Day

Pursuant to adjournment the Senate was called to order by President Therriault at 11:40 a.m.

The roll showed eighteen members present. Senators Ogan, Olson were absent.

The prayer was offered by the Chaplain, Major Nila Fankhauser of The Salvation Army. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Lord, this is indeed a diverse Senate body - just as the people of our state are a diverse people. Different races, different cultures, backgrounds and different beliefs. You made us all different. We may have different names for You, God, but we all come to You for our guidance and help. Today I pray that You will use the diversity within this body as within our state not as a weakness but as our strength. As we share with one another - work together - may we do our best to see things from the other's point of view, "walk a mile in his moccasins," if you will, and be the richer for it. As these Senators, each different, bring their agendas to the table, may the needs of all their constituents be considered, from the smallest, farthest village in the Interior, to this capital city, to urban Anchorage. And we will give You the praise and glory for all things. Amen.

Senator Wilken led the Senate in the Pledge of Allegiance.

Certification

Senator Ben Stevens moved and asked unanimous consent that the journal for the one hundred sixth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senators Ogan, Olson was noted.

Messages from the House**HB 59**

Message dated May 6 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 59(FIN) am, thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 59(FIN) "An Act relating to the evaluation and cleanup of sites where certain controlled substances may have been manufactured or stored; and providing for an effective date."

HB 75

Message dated May 7 was read, stating the Speaker has granted limited powers of free conference to the Conference Committee considering:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75(FIN) am(brf sup maj fld) "An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; and providing for an effective date."

and

SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75(FIN)(brf sup maj fld S)

HB 76

Message dated May 7 was received, stating the Speaker has granted limited powers of free conference to the Conference Committee considering:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 76(FIN) "An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

and

SENATE CS FOR CS FOR SPONSOR
SUBSTITUTE FOR HOUSE BILL NO. 76(FIN)
am S

Message dated May 6 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 25**

CS FOR HOUSE BILL NO. 25(JUD) BY THE HOUSE JUDICIARY COMMITTEE, entitled:

"An Act relating to health care decisions, including do not resuscitate orders, anatomical gifts, and mental health treatment decisions, and to powers of attorney relating to health care, including anatomical gifts and mental health treatment decisions; and providing for an effective date."

was read the first time and referred to the Health, Education and Social Services and Judiciary Committees.

HB 209

CS FOR HOUSE BILL NO. 209(RLS) BY THE HOUSE RULES COMMITTEE, entitled:

"An Act relating to municipal property tax adjustments for property affected by a disaster."

was read the first time and referred to the Community and Regional Affairs and State Affairs Committees.

HB 229

CS FOR HOUSE BILL NO. 229(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

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

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

HB 234

CS FOR HOUSE BILL NO. 234(RLS) am BY THE HOUSE RULES COMMITTEE, entitled:

"An Act extending the termination date of the Alcoholic Beverage Control Board; relating to the sale of beer manufactured at a brewpub; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

HB 280

CS FOR HOUSE BILL NO. 280(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to the regulation of commercial motor vehicles to avoid loss or withholding of federal highway money, and to out-of-service orders concerning commercial motor vehicles; moving authority for commercial motor vehicle regulation from the Department of Public Safety to the Department of Transportation and Public Facilities;

amending Rule 43.1, Alaska Rules of Administration;
and providing for an effective date."

was read the first time and referred to the Transportation and State
Affairs Committees.

Standing Committee Reports

SB 8

The Judiciary Committee considered SENATE BILL NO. 8(JUD) "An
Act relating to tampering with public records" and recommended it be
replaced with

CS FOR SENATE BILL NO. 8(JUD)

Signing do pass: Senator Seekins, Chair; Senators French, Ellis.
Signing no recommendation: Senators Therriault, Ogan.

The following fiscal information was published today:
Fiscal Note No. 2, zero, Department of Administration

The bill was referred to the to the Rules Committee.

SB 93

The Judiciary Committee considered SENATE BILL NO. 93 "An Act
relating to limitations on actions to quiet title to, eject a person from,
or recover real property or the possession of it; and providing for an
effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 93(JUD) "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."

Signing no recommendation: Senator Seekins, Chair; Senators French,
Ogan, Therriault. Signing do pass: Senator Ellis.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic
Development

The bill is on today's calendar.

SB 102

The Labor and Commerce Committee considered SENATE BILL NO. 102 "An Act increasing the amount of revenue received by the state from charitable gaming activities; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 102(L&C) "An Act increasing the amount of revenue received by the state from charitable gaming activities; relating to taxes on pull-tabs; and providing for an effective date."

Signing do pass: Senator Bunde, Chair; Senator Seekins. Signing do not pass: Senator French. Signing no recommendation: Senators Davis, Gary Stevens.

The following fiscal information was published today:
Fiscal Note No. 2, Department of Revenue

The bill was referred to the Finance Committee.

SB 154

The Labor and Commerce Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 154 "An Act relating to a student loan repayment program for nurses, and amending the duties of the Board of Nursing that relate to this program; and providing for an effective date." Signing do not pass: Senator Bunde, Chair; Senator Seekins. Signing do pass: Senators Davis, French, Gary Stevens.

The following fiscal information was published today:
Fiscal Note No. 2, Department of Education and Early
Development

The bill was referred to the Finance Committee.

SB 185

The Resources Committee considered SENATE BILL NO. 185 "An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land" and recommended it be replaced with

CS FOR SENATE BILL NO. 185(RES)

Signing do pass: Senator Ogan, Chair; Senators Wagoner, Seekins, Ben Stevens. Signing no recommendation: Senators Elton, Dyson, Lincoln.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Natural Resources

President Therriault added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

SB 192

The Labor and Commerce Committee considered SENATE BILL NO. 192 "An Act relating to teachers and training programs in the Department of Labor and Workforce Development, to the placement in the exempt service of certified teachers employed by the Department of Labor and Workforce Development, to their eligibility to participate in the Teachers' Retirement System of Alaska, and to the functions of the Alaska Workforce Investment Board regarding the Kotzebue Technical Center and the Alaska Vocational Technical Center; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 192(L&C) "An Act relating to teachers and training programs in the Department of Labor and Workforce Development, to the placement in the exempt service of certified teachers employed by the Department of Labor and Workforce Development, to their eligibility to participate in the Teachers' Retirement System of Alaska, and to the functions of the Alaska Workforce Investment Board regarding the Kotzebue Technical Center and the Alaska Vocational Technical Center;

relating to local workforce investment areas and boards; repealing the business incentive training program; and providing for an effective date."

Signing do pass: Senator Bunde, Chair; Senators Davis, Seekins, Gary Stevens. Signing no recommendation: Senator French.

The following fiscal information was published today:
Fiscal Note No. 1, zero, Department of Labor and Workforce Development

The bill was referred to the Rules Committee.

SB 203

The State Affairs Committee considered SENATE BILL NO. 203 "An Act relating to certain administrative hearings; and establishing the office of administrative hearings and relating to that office" and recommended it be replaced with

CS FOR SENATE BILL NO. 203(STA)

Signing do pass: Senator Gary Stevens, Chair; Signing no recommendation: Senators Cowdery, Guess, Dyson.

The following fiscal information was published today:
Fiscal Note No. 1, Department of Administration
Fiscal Note No. 2, Department of Revenue
Fiscal Note No. 3, Department of Administration
Fiscal Note No. 4, Department of Community and Economic Development
Fiscal Note No. 5, indeterminate, Department of Law

The bill was referred to the Judiciary Committee.

SB 210

The Labor and Commerce Committee considered SENATE BILL NO. 210 "An Act regarding the computation of overtime compensation by employers before June 2, 1999; and providing for an effective date." Signing do pass: Senator Bunde, Chair; Senators Davis, Seekins, Gary Stevens. Signing no recommendation: Senator French.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Labor and Workforce
Development

The bill was referred to the Rules Committee.

SB 213

The Transportation Committee considered SENATE BILL NO. 213
"An Act establishing the Knik Arm Bridge and Toll Authority and
relating to that authority; and providing for an effective date." Signing
do pass: Senator Cowdery, Chair. Signing no recommendation:
Senators Wagoner, Therriault, Olson. Signing amend: Senator
Lincoln.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Transportation and Public
Facilities

The bill was referred to the Finance Committee.

HB 14

The State Affairs Committee considered HOUSE BILL NO. 14 am
"An Act relating to an absence from the state while providing care for
a terminally ill family member for purposes of determining eligibility
for a permanent fund dividend; and providing for an effective date"
and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 14(STA)

Signing do pass: Senator Gary Stevens, Chair; Signing no
recommendation: Senators Dyson, Guess, Cowdery.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Finance Committee.

HB 51

The Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 51(HES) "An Act requiring pharmacists to include generic drug information on containers in which brand-name prescription drug orders are dispensed." Signing do pass: Senator Bunde, Chair; Senators Davis, French, Seekins, Gary Stevens.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic Development

The bill was referred to the Rules Committee.

HB 81

The State Affairs Committee considered CS FOR HOUSE BILL NO. 81(STA) "An Act relating to motor vehicle emissions and to inspection decals and fines relating to motor vehicle emissions; and providing for an effective date." Signing do pass: Senator Gary Stevens, Chair; Senator Cowdery. Signing no recommendation: Senators Guess, Dyson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

HB 97

The Transportation Committee considered HOUSE BILL NO. 97 am "An Act authorizing a long-term lease of certain Alaska Railroad Corporation land at Anchorage that is the subject of Alaska Railroad Contract No. 8371; and providing for an effective date" and recommended the adoption of the House Letter of Intent (House Journal, page 1207). Signing do pass: Senator Cowdery, Chair. Signing no recommendation: Senators Wagoner, Olson, Lincoln.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic Development

The bill was referred to the Finance Committee.

HB 170

The Finance Committee considered HOUSE BILL NO. 170 "An Act increasing certain motor vehicle registration fees; and providing for an effective date." Signing do pass: Senators Green, Wilken, Cochairs; Senators Bunde, Ben Stevens. Signing do not pass: Senators Hoffman, Olson. Signing no recommendation: Senator Taylor.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Administration

The bill was referred to the Rules Committee.

HB 256

The Finance Committee considered HOUSE BILL NO. 256 "An Act relating to a dividend payment to the state made by the Alaska Housing Finance Corporation each fiscal year; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 256(FIN)

Signing do pass: Senators Wilken, Green, Cochairs; Senators Bunde, Ben Stevens. Signing no recommendation: Senators Taylor, Hoffman, Olson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Rules Committee.

SCR 10

The Health, Education and Social Services Committee considered SENATE CONCURRENT RESOLUTION NO. 10 Establishing the Joint Legislative Charter School Task Force, and recommended it be replaced with

CS FOR SENATE CONCURRENT RESOLUTION
NO. 10(HES)

Signing do pass: Senator Dyson, Chair; Senators Guess, Wilken, Green.

The following fiscal information was published today:

Fiscal Note No. 1, Senate Health, Education and Social Services
Committee

Fiscal Note No. 2, Department of Education and Early
Development

President Therriault added a Finance Committee referral to the resolution.

The resolution was referred to the Finance Committee.

SJR 18

The State Affairs Committee considered SENATE JOINT RESOLUTION NO. 18 Proposing amendments to the Constitution of the State of Alaska relating to limiting appropriations from and inflation-proofing the Alaska permanent fund by establishing a percent of market value spending limit, and recommended it be replaced with

CS FOR SENATE JOINT RESOLUTION NO. 18(STA) 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 to protect the fund from inflation and assure that the real value of the fund will be preserved over the long term.

Signing no recommendation: Senator Gary Stevens, Chair; Senators Dyson, Guess. Signing do pass: Senator Cowdery.

The following fiscal information was published today:

Fiscal Note No. 1, Office of the Governor

Fiscal Note No. 2, zero, Department of Revenue

The resolution was referred to the Judiciary Committee.

Special Committee Reports

HB 75

May 6, 2003

Mr. President and Mr. Speaker:

The Conference Committee considering

CS FOR SPONSOR SUBSTITUTE FOR HOUSE
BILL NO. 75(FIN) am(brf sup maj fld) "An Act
making appropriations for the operating and loan
program expenses of state government, for certain
programs, and to capitalize funds; and providing for
an effective date."

and

SENATE CS FOR CS FOR SPONSOR
SUBSTITUTE FOR HOUSE BILL NO. 75(FIN)(brf
sup maj fld S)

respectfully requests limited powers of free conference on the
following specific points (details listed in attached reports):

Allocations with Items Subject to Conference
Language Subject to Conference
Structural Changes Subject to Conference

Allocations with Items Subject to Conference

Department of Administration
Legal and Advocacy Services
Office of Public Advocacy
Public Defender Agency
Alaska Public Offices Commission
Alaska Public Offices Commission

Department of Community and Economic Development
Community Assistance & Economic Development

- Community Advocacy
- Trade and Development
- Alaska Science and Technology Foundation
- Alaska Science and Technology Foundation
- Department of Corrections
 - Administration & Operations
 - Correctional Academy
 - Inmate Health Care
 - Correctional Industries Administration
 - Anchorage Correctional Complex
 - Anchorage Jail
 - Cook Inlet Correctional Center
 - Fairbanks Correctional Center
 - Lemon Creek Correctional Center
 - Palmer Correctional Center
 - Spring Creek Correctional Center
 - Wildwood Correctional Center
 - Yukon-Kuskokwim Correctional Center
 - Point MacKenzie Correctional Farm
 - Classification & Furlough
 - Existing Community Residential Centers
- Department of Education and Early Development
 - K-12 Support
 - Foundation Program
 - Tuition Students
 - Pupil Transportation
 - Pupil Transportation
 - Alyeska Central School
 - Alyeska Central School
 - Alaska Library and Museums
 - Library Operations
 - Museum Operations
- Department of Environmental Conservation
 - Administration
 - Office of the Commissioner

Department of Fish and Game

Commercial Fisheries

Southeast Region Fisheries Management

Central Region Fisheries Management

AYK Region Fisheries Management

Westward Region Fisheries Management

Headquarters Fisheries Management

Sport Fisheries

Sport Fisheries

Wildlife Conservation

Wildlife Conservation

Administration and Support

Commissioner's Office

State Subsistence

Office of the Governor

Executive Operations

Executive Office

Contingency Fund

Branch-wide Unallocated Reductions

Branch-wide Unallocated Reductions

Department of Health and Social Services

Alaska Longevity Programs

Alaska Longevity Programs Management

Behavioral Health

Alaska Youth Initiative

Alcohol Safety Action Program (ASAP)

Behavioral Health Medicaid Services

Behavioral Health Grants

Behavioral Health Administration

Community Action Prevention & Intervention Grants

Rural Services and Suicide Prevention

Services to the Chronically Mentally Ill

Children's Services

Children's Medicaid Services

Children's Services Management

Front Line Social Workers

Foster Care Augmented Rate

Subsidized Adoptions & Guardianship

- Residential Child Care
- Court Orders and Reunification Efforts
- Healthy Families
- Infant Learning Program Grants
- Balloon Project
- Adoption Placement Legal Services

- Health Care Services
 - Medicaid Services
 - Medical Assistance Administration
- Juvenile Justice
 - Bethel Youth Facility
- Public Assistance
 - Public Assistance Administration
- Senior and Disabilities Services
 - Senior/Disabilities Medicaid Services
 - Protection, Community Services, and Administration
 - Home and Community Based Care
 - Community Developmental Disabilities
- State Health Services
 - Public Health Administrative Services
 - Community Health Grants
 - Tobacco Prevention and Control
- Administrative Services
 - Commissioner's Office
 - Administrative Support Services
- Boards and Commissions
 - Alaska Mental Health Board
 - Advisory Board on Alcoholism and Drug Abuse
 - Commission on Aging
 - Suicide Prevention Council
- Human Services Community Matching Grant
 - Human Services Community Matching Grant

- Department of Labor and Workforce Development
 - Office of the Commissioner
 - Commissioner's Office
 - Agency-wide Unallocated Reduction
 - Alaska Labor Relations Agency

- Vocational Rehabilitation
- Independent Living Rehabilitation

Department of Natural Resources

- Fire Suppression
- Fire Preparedness
- Fire Suppression

Department of Public Safety

- Fish and Wildlife Protection
- Marine Enforcement
- Alaska State Troopers
- Narcotics Task Force
- Alaska State Trooper Detachments
- Village Public Safety Officer Program
- Support

Department of Revenue

- Administration and Support
- Agency-wide Unallocated Reduction

Department of Transportation/Public Facilities

- Administration and Support
- Commissioner's Office
- Contracting, Procurement and Appeals
- Unallocated Reduction
- Equal Employment and Civil Rights
- Statewide Administrative Services
- Statewide Information Systems
- Regional Administrative Services
- Central Region Support Services
- Northern Region Support Services
- Southeast Region Support Services
- Design and Engineering Services
- Statewide Design and Engineering Services
- Central Design and Engineering Services
- Northern Design and Engineering Services
- Southeast Design and Engineering Services

- Construction and Capital Improvement Program Support
 - Central Region Construction and CIP Support
 - Northern Region Construction and CIP Support
 - Southeast Region Construction
- Traffic Signal Management
 - Traffic Signal Management
- Highways and Aviation
 - Central Region Highways and Aviation

- University of Alaska
 - University of Alaska
 - Budget Reductions/Additions - Systemwide
 - Statewide Services
 - Prince William Sound Community College
 - Fairbanks Campus
 - Fairbanks Organized Research

- Alaska Court System
 - Alaska Court System
 - Trial Courts
 - Judicial Council
 - Volunteer Court Observer

- Legislature
 - Budget and Audit Committee
 - Committee Expenses
 - Legislative Council
 - Council and Subcommittees
 - Select Committee on Ethics

Language Subject to Conference - HB 75

Item 1

House

Senate

* **Sec. 4.** LEGISLATIVE INTENT. It is the intent of the legislature that the amounts appropriated by this Act are the full amounts that will be appropriated for those purposes for the fiscal year ending June 30, 2004.

Item 2**House****Senate**

* **Sec. 5.** COSTS OF JOB RECLASSIFICATIONS. The money appropriated in this Act includes the amount necessary to pay the costs of personal services due to reclassification of job classes during the fiscal year ending June 30, 2004.

Item 3**House**

* **Sec. 9.** ALASKA PERMANENT FUND CORPORATION.

(d) The interest earned during fiscal year 2004 on revenue from the sources set out in AS 37.13.010 while the revenue is held in trust, escrow, or otherwise before receipt by the state is appropriated to the principal of the Alaska permanent fund.

Senate

* **Sec. 11.** ALASKA PERMANENT FUND CORPORATION.

(d) The income earned during fiscal year 2004 on revenue from the sources set out in AS 37.13.145(d) is appropriated to the principal of the Alaska permanent fund.

Item 4**House**

* **Sec. 12.** DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT. The sum of \$29,340,900 is appropriated from the general fund for payment as learning opportunity grants to school districts based on the school district's average daily membership to pay for instructional programs intended to improve student performance. Learning opportunity grants provide the opportunity to move schools toward standards-based education, including vocational education programs. The funding is available to pay for costs associated with improving student performance by developing standards-based programs, including implementation of standards, aligning student assessment to standards, staff development, adopting instructional models based on basic skills, performance tasks, and projects, and

adopting a standards-based reporting system. Accomplishing this goal may include acquisition of textbooks and other educational materials.

Senate

* **Sec. 14.** DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT. (a) Contingent upon the passage by the Twenty-Third Alaska State Legislature during 2003 and the enactment into law of a bill increasing the base student allocation under AS 14.17.470, the sum of \$32,150,600 is appropriated to the Department of Education and Early Development for the fiscal year ending June 30, 2004, for additional funding of state aid to public schools (commonly referred to as the foundation program) to fund the increase in the base student allocation from the following sources in the amounts described:

(1) the unexpended and unobligated general fund balance of that portion of the appropriation made by sec. 1, ch. 94, SLA 2002, page 11, line 17, that is allocated on line 18 (foundation program - \$677,319,400);

(2) the general fund in the amount equal to the difference between \$32,150,600 and the amount appropriated under (1) of this subsection.

(b) If a bill is passed by the Twenty-Third Alaska State Legislature during 2003 and is enacted into law increasing the base student allocation under AS 14.17.470 to an amount less than \$4,169, then that portion of the appropriation made by (a) of this section that is necessary to fund the increase in the base student allocation is appropriated to the Department of Education and Early Development for the fiscal year ending June 30, 2004, for additional funding of state aid to public schools (commonly referred to as the foundation program) to fund the increase in the base student allocation and the remaining balance of the appropriation of \$32,150,600 made by (a) of this section is reappropriated to the Department of Education and Early Development for the fiscal year ending June 30, 2004, for payment as learning opportunity grants to school districts based on the school district's adjusted average daily membership to pay for instructional programs intended to improve student performance. Learning opportunity grants provide the opportunity to move schools toward standards-based education, including vocational education programs. The funding is available to pay for costs associated with improving student performance by developing standards-based programs, including implementation of standards, aligning student

assessment to standards, staff development, adopting instructional models based on basic skills, performance tasks, and projects, and adopting a standards-based reporting system. Accomplishing this goal may include acquisition of textbooks and other educational materials.

(c) If a bill is not passed by the Twenty-Third Alaska State Legislature during 2003 and enacted into law to increase the base student allocation under AS 14.17.470, then the unexpended and unobligated general fund balance of that portion of the appropriation made by sec. 1, ch. 94, SLA 2002, page 11, line 17, that is allocated on line 18 (foundation program - \$677,319,400) is reappropriated to the Department of Education and Early Development for the fiscal year ending June 30, 2004, for payment as learning opportunity grants to school districts based on the school district's adjusted average daily membership to pay for instructional programs intended to improve student performance. Learning opportunity grants provide the opportunity to move schools toward standards-based education, including vocational education programs. The funding is available to pay for costs associated with improving student performance by developing standards-based programs, including implementation of standards, aligning student assessment to standards, staff development, adopting instructional models based on basic skills, performance tasks, and projects, and adopting a standards-based reporting system. Accomplishing this goal may include acquisition of textbooks and other educational materials.

(d) If a bill is not passed by the Twenty-Third Alaska State Legislature during 2003 and enacted into law to increase the base student allocation under AS 14.17.470, then, an amount equal to the difference between \$32,150,600 and the amount appropriated under (c) of this section is appropriated from the general fund to the Department of Education and Early Development for the fiscal year ending June 30, 2004, for payment as learning opportunity grants to school districts based on the school district's adjusted average daily membership to pay for instructional programs intended to improve student performance. Learning opportunity grants provide the opportunity to move schools toward standards-based education, including vocational education programs. The funding is available to pay for costs associated with improving student performance by developing standards-based programs, including implementation of standards, aligning student assessment to standards, staff development, adopting instructional models based on basic skills, performance tasks,

and projects, and adopting a standards-based reporting system. Accomplishing this goal may include acquisition of textbooks and other educational materials.

(e) Contingent upon the passage by the First Regular Session of the Twenty-Third Alaska State Legislature and the enactment into law of a bill that establishes a program for state funding for operation of student transportation systems by public schools based on a per student allocation,

(1) the sum of \$53,933,800 is appropriated from the general fund to the Department of Education and Early Development for pupil transportation for the fiscal year ending June 30, 2004; and

(2) the appropriation made by sec. 1 of this Act to the Department of Education and Early Development for pupil transportation for the fiscal year ending June 30, 2004, is repealed.

Item 5

House

Sec. 18. FUND TRANSFERS.

(c) The amount of the net income earned since August 11, 1993, on the appropriation made by sec. 2(a), ch. 19, SLA 1993, to the Department of Administration for a grant to the Chugach Electric Association and held by the Alaska Industrial Development and Export Authority is appropriated to the Railbelt energy fund (AS 37.05.520).

Senate

Sec. 20. FUND TRANSFERS.

(c) The amount of the net income earned since August 11, 1993, on the appropriation made by sec. 2(a), ch. 19, SLA 1993, to the Department of Administration for a grant to the Chugach Electric Association and held by the Alaska Industrial Development and Export Authority is appropriated to the Alaska debt retirement fund (AS 37.15.011).

Item 6

House

* **Sec. 20. MARINE HIGHWAY SYSTEM FUND.** The sum of \$32,000,000 is appropriated from the general fund to the Alaska marine highway system fund (AS 19.65.060).

Senate

* **Sec. 22.** MARINE HIGHWAY SYSTEM FUND. The sum of \$34,000,000 is appropriated from the general fund to the Alaska marine highway system fund (AS 19.65.060).

Item 7**House****Senate**

* **Sec. 24.** NATIONAL PETROLEUM RESERVE - ALASKA. (a) After the Department of Community and Economic Development enters into agreements for capital project grants under AS 37.05.530(c) from funds dispersed to the state by the federal government under 42 U.S.C. 6508 (P.L. 96-514) between September 1, 2002, and August 31, 2003, the amount equal to 25 percent of the funds dispersed to the state by the federal government under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003, is appropriated from the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530) to the principal of the Alaska permanent fund. If the amount remaining in the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530) after the capital project grants authorized under AS 37.05.530(c) are made is less than 25 percent of the funds dispersed to the state by the federal government under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003, then the amount appropriated by this subsection from the National Petroleum Reserve - Alaska special revenue fund to the principal of the Alaska permanent fund is the balance of the funds dispersed to the state under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003.

(b) After the appropriation made by (a) of this section and after the capital project grants authorized under AS 37.05.530(c) are made, the amount equal to 0.5 percent of the amount remaining after the capital project grants authorized under AS 37.05.530(c) are made from funds dispersed to the state by the federal government under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003, is appropriated from the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530) to the public school trust fund (AS 37.14.110). If the amount remaining in the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530) after the

appropriation made by (a) of this section and after the capital project grants authorized under AS 37.05.530(c) are made is less than 0.5 percent of the amount remaining after the capital project grants authorized under AS 37.05.530(c) are made from funds dispersed to the state by the federal government under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003, then the amount appropriated by this subsection to the public school trust fund (AS 37.14.110) is the balance remaining in the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530).

(c) After the appropriations made by (a) and (b) of this section and after the capital project grants authorized under AS 37.05.530(c) are made, the amount remaining from funds dispersed to the state by the federal government under 42 U.S.C. 6508 between September 1, 2002, and August 31, 2003, is appropriated from the National Petroleum Reserve - Alaska special revenue fund (AS 37.05.530) to the power cost equalization and rural electric capitalization fund (AS 42.45.100).

Item 8

House

* **Sec. 24.** POWER COST EQUALIZATION. The amount necessary to provide the sum appropriated to the power cost equalization and rural electric capitalization fund (AS 42.45.100) by sec. 1 of this Act, after other appropriations made to that fund during the fiscal year ending June 30, 2004, are taken into account, is appropriated from the power cost equalization endowment fund (AS 42.45.070) to the power cost equalization and rural electric capitalization fund. However, in accordance with AS 42.45.085(a), the amount appropriated by this section may not exceed seven percent of the market value of the power cost equalization endowment fund, determined by the commissioner of revenue to be \$12,620,334.26, minus amounts appropriated during the fiscal year ending June 30, 2004, for reimbursement of the costs set out in AS 42.45.085(a)(2) and (3).

Senate

* **Sec. 27.** POWER COST EQUALIZATION. (a) The sum of \$12,524,400 is appropriated from the power cost equalization endowment fund (AS 42.45.070) to the power cost equalization and rural electric capitalization fund (AS 42.45.100).

(b) The sum of \$1,700,000 is appropriated from the investment loss trust fund (AS 37.14.300) to the power cost equalization and rural electric capitalization fund (AS 42.45.100).

Item 9

House

* **Sec. 29.** STATE DEBT AND OTHER OBLIGATIONS. (a) The amount required to pay interest on any revenue anticipation notes issued by the commissioner of revenue under AS 43.08 is appropriated from the general fund to the Department of Revenue for payment of the interest on those notes.

(b) The amount required to be paid by the state for principal and interest on all issued and outstanding state-guaranteed bonds is appropriated from the general fund to the Alaska Housing Finance Corporation for the fiscal year ending June 30, 2004, for payment of principal and interest on those bonds.

(c) The sum of \$33,995,900 is appropriated from the general fund to the Alaska debt retirement fund (AS 37.15.011).

(d) The sum of \$12,202,000 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for the fiscal year ending June 30, 2004, for trustee fees and lease payments relating to certificates of participation issued for real property.

(e) The sum of \$22,407,300 is appropriated to the state bond committee for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding international airports revenue bonds from the following sources in the amounts stated:

SOURCE	AMOUNT
International Airports Revenue Fund (AS 37.15.430)	\$19,907,300
Passenger facility charge	2,500,000

(f) The sum of \$59,421,700 is appropriated to the Department of Education and Early Development for state aid for costs of school construction under AS 14.11.100 from the following sources:

Alaska debt retirement fund (AS 37.15.011)	\$30,821,700
School fund (AS 43.50.140)	28,600,000

(g) The sum of \$5,264,500 is appropriated from the general fund to the Department of Administration, for the fiscal year ending June

30, 2004, for payment of obligations to the Municipality of Anchorage for the Anchorage Jail.

(h) The sum of \$3,549,400 is appropriated to the Department of Administration, for the fiscal year ending June 30, 2004, for payment of obligations to the Alaska Housing Finance Corporation for the Robert B. Atwood Building in Anchorage from the following sources:

General fund	\$ 830,900
Miscellaneous earnings	2,718,500

(i) The sum of \$1,640,000 is appropriated from interest earnings of the Alaska clean water fund (AS 46.03.032) to the Alaska clean water fund revenue bond redemption fund (AS 37.15.565) for payment of principal and interest, redemption premium, and trustee fees, if any, on bonds issued by the state bond committee under AS 37.15.560 during the fiscal year ending June 30, 2004.

(j) The sum of \$1,040,000 is appropriated from interest earnings of the Alaska drinking water fund (AS 46.03.036) to the Alaska drinking water fund revenue bond redemption fund (AS 37.15.565) for payment of principal and interest, redemption premium, and trustee fees, if any, on bonds issued by the state bond committee under AS 37.15.560 during the fiscal year ending June 30, 2004.

(k) The sum of \$775,000 is appropriated from miscellaneous earnings from earnings on unreserved investment earnings of the Alaska Municipal Bond Bank to the Alaska debt retirement fund (AS 37.15.011).

(l) The sum of \$2,944,600 is appropriated from the investment loss trust fund (AS 37.14.300) to the Alaska debt retirement fund (AS 37.15.011).

(m) The sum of \$461,342 is appropriated from residual balances in lease payment accounts to the Alaska debt retirement fund (AS 37.15.011).

(n) The sum of \$300,000 is appropriated from Alaska accelerated transportation projects fund bond proceeds to the Alaska debt retirement fund (AS 37.15.011) for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding state guaranteed transportation revenue anticipation bonds.

(o) The sum of \$1,700,000 is appropriated from federal receipts to the Alaska debt retirement fund (AS 37.15.011) for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding state guaranteed transportation revenue anticipation bonds.

(p) The sum of \$2,000,000 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding state guaranteed transportation revenue anticipation bonds.

(q) The sum of \$3,211,600 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding general obligation bonds for state transportation projects.

(r) The sum of \$6,693,500 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding general obligation bonds for the cost of design, construction, and major maintenance of educational and museum facilities.

(s) The sum of \$6,330,909 is appropriated from the general fund to the following departments for the fiscal year ending June 30, 2004, for payment of debt service on outstanding debt authorized by ch. 115, SLA 2002, for the following projects:

DEPARTMENT AND PROJECT APPROPRIATION AMOUNT

(1) University of Alaska	\$1,412,928
Anchorage Community and Technical College Center	
Juneau Readiness Center/UAS Joint Facility	
Department of Transportation and Public Facilities	
(2) Nome	269,019
(3) Anchorage (Port of Anchorage expansion)	503,125
(4) Lake and Peninsula Borough/Chignik	130,000
(dock project)	
(5) Aleutians East Borough/False Pass	310,000
(small boat harbor)	
Department of Community and Economic Development,	
Alaska Energy Authority	
(6) Kodiak Electric Association, Inc.	532,114
(Nyman Combined Cycle Cogeneration Plant)	
(7) Cordova Electric Cooperative (Power Creek	959,376
Hydropower Station)	
(8) Copper Valley Electric Association, Inc., Valdez	304,307
(cogeneration projects)	
(9) The Four Dam Pool Power Agency	1,213,276

(Southeast Intertie, Swan Lake to Tyee Lake)
 (10) Metlakatla Power and Light (utility plant and capital additions) 696,764

(t) The amount necessary to pay the arbitrage rebate liability arising from the issuance of the Alaska International Airports System's 1999 Series A construction bonds, estimated to be \$6,500,000, is appropriated from the Alaska International Airports System's 1999 Series A construction fund (AY14) to the state bond committee for payment of this arbitrage rebate liability.

Senate

* Sec. 32. STATE DEBT AND OTHER OBLIGATIONS. (a) The amount required to pay interest on any revenue anticipation notes issued by the commissioner of revenue under AS 43.08 during the fiscal year ending June 30, 2004, is appropriated from the general fund to the Department of Revenue for payment of the interest on those notes.

(b) The amount required to be paid by the state for principal and interest on all issued and outstanding state-guaranteed bonds is appropriated from the general fund to the Alaska Housing Finance Corporation for the fiscal year ending June 30, 2004, for payment of principal and interest on those bonds.

(c) The sum of \$6,602,400 is appropriated from the general fund to the Alaska debt retirement fund (AS 37.15.011).

(d) The sum of \$12,202,000 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for the fiscal year ending June 30, 2004, for trustee fees and lease payments relating to certificates of participation issued for real property.

(e) The sum of \$22,407,300 is appropriated to the state bond committee for the fiscal year ending June 30, 2004, for payment of debt service and trustee fees on outstanding international airports revenue bonds from the following sources in the amounts stated:

SOURCE	AMOUNT
International Airports Revenue Fund (AS 37.15.430)	\$19,907,300
Passenger facility charge	2,500,000

(f) The sum of \$66,024,100 is appropriated to the Department of Education and Early Development for state aid for costs of school construction under AS 14.11.100 from the following sources:

Alaska debt retirement fund (AS 37.15.011)	\$37,424,100
--	--------------

School fund (AS 43.50.140) 28,600,000

(g) The sum of \$5,264,500 is appropriated from the general fund to the Department of Administration, for the fiscal year ending June 30, 2004, for payment of obligations to the Municipality of Anchorage for the Anchorage Jail.

(h) The sum of \$3,549,400 is appropriated to the Department of Administration, for the fiscal year ending June 30, 2004, for payment of obligations to the Alaska Housing Finance Corporation for the Robert B. Atwood Building in Anchorage from the following sources:

General fund \$ 830,900

Miscellaneous earnings 2,718,500

(i) The sum of \$1,640,000 is appropriated from interest earnings of the Alaska clean water fund (AS 46.03.032) to the Alaska clean water fund revenue bond redemption fund (AS 37.15.565) for payment of principal and interest, redemption premium, and trustee fees, if any, on bonds issued by the state bond committee under AS 37.15.560 during the fiscal year ending June 30, 2004.

(j) The sum of \$1,040,000 is appropriated from interest earnings of the Alaska drinking water fund (AS 46.03.036) to the Alaska drinking water fund revenue bond redemption fund (AS 37.15.565) for payment of principal and interest, redemption premium, and trustee fees, if any, on bonds issued by the state bond committee under AS 37.15.560 during the fiscal year ending June 30, 2004.

(k) The sum of \$775,000 is appropriated from miscellaneous earnings from earnings on unreserved investment earnings of the Alaska Municipal Bond Bank to the Alaska debt retirement fund (AS 37.15.011).

(l) The sum of \$461,342 is appropriated from residual balances in lease payment accounts to the Alaska debt retirement fund (AS 37.15.011).

(m) The sum of \$4,194,493 is appropriated to the state bond committee from State of Alaska general obligation bonds, series 2003B bond issue premium held in the Alaska debt service fund for the fiscal year ending June 30, 2004, for payment of debt service, accrued interest, and trustee fees on outstanding State of Alaska general obligation bonds, series 2003B.

(n) The sum of \$15,192,594 is appropriated to the state bond committee from State of Alaska general obligation bonds, series 2003A bond issue premium held in the Alaska debt service fund for the fiscal year ending June 30, 2004, for payment of debt service,

accrued interest, and trustee fees on outstanding State of Alaska general obligation bonds, series 2003A.

(o) The sum of \$6,330,909 is appropriated from the general fund to the following departments for the fiscal year ending June 30, 2004, for payment of debt service on outstanding debt authorized by ch. 115, SLA 2002, for the following projects:

DEPARTMENT AND PROJECT APPROPRIATION AMOUNT	
(1) University of Alaska	\$1,412,928
Anchorage Community and Technical College Center	
Juneau Readiness Center/UAS Joint Facility	
Department of Transportation and Public Facilities	
(2) Nome	269,019
(3) Anchorage (Port of Anchorage expansion)	503,125
(4) Lake and Peninsula Borough/Chignik (dock project)	130,000
(5) Aleutians East Borough/False Pass (small boat harbor)	310,000
Department of Community and Economic Development, Alaska Energy Authority	
(6) Kodiak Electric Association, Inc. (Nyman Combined Cycle Cogeneration Plant)	532,114
(7) Cordova Electric Cooperative (Power Creek Hydropower Station)	959,376
(8) Copper Valley Electric Association, Inc., Valdez (cogeneration projects)	304,307
(9) The Four Dam Pool Power Agency (Southeast Intertie, Swan Lake to Tyee Lake)	1,213,276
(10) Metlakatla Power and Light (utility plant and capital additions)	696,764

(p) The amount necessary to pay the arbitrage rebate liability arising from the issuance of the Alaska International Airports System's 1999 Series A construction bonds, estimated to be \$6,500,000, is appropriated from the Alaska International Airports System's 1999 Series A construction fund (AY14) to the state bond committee for payment of this arbitrage rebate liability.

Item 10

House

Senate

* **Sec. 36.** OFFICE OF VICTIMS' RIGHTS; INMATE HEALTH CARE. (a) The unexpended and unobligated balance, not to exceed \$50,100, of the appropriation of "PFD Appropriations in lieu of Dividends to Criminals" funds (state accounting system fund number 1171) made by sec. 1, ch. 94, SLA 2002, page 40, line 32 (Legislative Council) is reappropriated to the Legislative Council for operation of the Office of Victims' Rights for the fiscal year ending June 30, 2004.

(b) The unexpended and unobligated balance, remaining after the appropriation made by (a) of this section, of the appropriation of "PFD Appropriations in lieu of Dividends to Criminals" funds (state accounting system fund number 1171) made by sec. 1, ch. 94, SLA 2002, page 40, line 32 (Legislative Council) is reappropriated to the Department of Corrections for inmate health care for the fiscal year ending June 30, 2004.

FY 04 House and Senate Structure Differences

Department of Corrections

House	Senate
<p><u>Administration & Operations</u> Anchorage Jail Cook Inlet CC</p>	<p><u>Administration & Operations</u> Anchorage Correctional Complex</p> <p>Probation & Parole Director's Office Northern Region Probation Southcentral Region Probation Southeast Region Probation</p> <p>Parole Board</p>
<p><u>Probation and Parole</u> Probation & Parole Director's Office Northern Region Probation Southcentral Region Probation Southeast Region Probation</p>	

Parole Board

Notes: Senate combines Anchorage Jail and Cook Inlet CC into a single allocation

House places four allocations in a new appropriation

House creates a separate appropriation for the Parole Board

Department of Health and Social ServicesChildren's Services

Adoption Placement Legal Services

Notes: Senate created a new Adoption Placement Legal Services component to expedite permanent placement of children in foster care.

Senior & Disabilities Services

Community Developmental
Disabilities Grants

Community
Developmental Disabilities

Notes: Senate dropped the word Grants from the title

Department of Natural ResourcesFire Suppression

Fire Suppression Preparedness

Fire Preparedness

Signing the report: Representative Harris, Chair, Representatives Williams, Croft; Senators Wilken, Green, Hoffman.

President Therriault granted the Senate members limited powers of free conference as requested.

The Secretary was requested to notify the House.

HB 76

May 6, 2003

Mr. President and Mr. Speaker:

The Conference Committee considering

CS FOR SPONSOR SUBSTITUTE FOR HOUSE
BILL NO. 76(FIN) "An Act making appropriations
for the operating and capital expenses of the state's
integrated comprehensive mental health program; and
providing for an effective date."

and

CS FOR SPONSOR SUBSTITUTE FOR HOUSE
BILL NO. 76(FIN)

respectfully requests limited powers of free conference on the
following specific points:

Allocations with Items Subject to Conference
See listing under Special Committee Reports for HB 75
(pages 1207-1226)

Mental Health Capital

Project Detail by Agency - FY04 Capital Budget

Numbers AND Language Sections! Department of Health & Social Services

<u>Project</u>	<u>Gov MH</u>	<u>House MH</u>	<u>Senate MH</u>	<u>House MH</u>	<u>Senate MH to House MH</u>
<u>Non-Program Appropriations</u>					
AP MH Adult Day Facility Modifications (ED 99)	125,000		125,000	125,000	100.0%
1092 MHTAAR	125,000		125,000	125,000	100.0%
AP MH Consumer Designed & Managed Projects (ED 99)	131,300		131,300	131,300	100.0%
1092 MHTAAR	131,300		131,300	131,300	100.0%
AP MH Deferred Maintenance and Accessibility Improvements (ED 99)	333,300		333,300	333,300	100.0%
1092 MHTAAR	333,300		333,300	333,300	100.0%

AP MH Essential Program					
Equipment Grants to					
Service Providers (ED 99)					
	250,000		250,000	250,000	100.0%
1092 MHTAAR	250,000		250,000	250,000	100.0%
AP MH Fairbanks Detox,					
Unit Expansion					
and Renovation (ED 7-11)					
	1,000,000		1,000,000	1,000,000	100.0%
1180 A/D P&T Fd	1,000,000		1,000,000	1,000,000	100.0%
AP MH Integrating Cultural					
Resources into ADRD Programs					
and Environments (ED 99)					
	87,500		87,500	87,500	100.0%
1092 MHTAAR	87,500		87,500	87,500	100.0%
AP MH Micro Enterprise					
Funds (ED 99)					
	75,000		75,000	75,000	100.0%
1092 MHTAAR	75,000		75,000	75,000	100.0%
AP MH Provider Resource Sharing					
and Coordination (ED 99)					
	150,000		150,000	150,000	100.0%
1092 MHTAAR	150,000		150,000	150,000	100.0%
AP MH Repair and Replacement					
of Village-Based Counselors'					
Offices (ED 99)					
	75,000		75,000	75,000	100.0%
1092 MHTAAR	75,000		75,000	75,000	100.0%
AP MH Replacement of Rural					
Community Mental Health					
Centers (ED 99)					
	250,000		250,000	250,000	100.0%
1092 MHTAAR	250,000		250,000	250,000	100.0%
AP MH Safe Harbor					
Addition (ED 17-32)					
	300,000		300,000	300,000	100.0%
1092 MHTAAR	300,000		300,000	300,000	100.0%
AP MH Substance Abuse					
Treatment Facilities for					
Women & Children (ED 99)					
	500,000		500,000	500,000	100.0%
1180 A/D P&T Fd	500,000		500,000	500,000	100.0%
AP MH Transitional					
Housing (ED 99)					
	1,000,000		1,000,000	1,000,000	100.0%
1180 A/D P&T Fd	1,000,000		1,000,000	1,000,000	100.0%
AP MH Treatment Based					
Special Needs Housing					
Program (ED 99)					
	400,000	400,000		-400,000	-100.0%
1092 MHTAAR	150,000	150,000		-150,000	-100.0%
1139 AHFC Div	250,000	250,000		-250,000	-100.0%
AP MH Vehicle and Housing					
Modifications for Families					
or Individuals (ED 99)					
	300,000		300,000	300,000	100.0%
1092 MHTAAR	300,000		300,000	300,000	100.0%
Total Program Expenditure	4,977,100	400,000	4,577,100	4,177,100 >	999 %
**Total Agency Expenditures	4,977,100	400,000	4,577,100	4,177,100 >	999 %

Department of Natural Resources

Non-Program Appropriations

AP Mental Health Trust Land				
Development (ED 99)	600,000	600,000	600,000	100.0%
1092 MHTAAR	600,000	600,000	600,000	100.0%
Total Program Expenditure	600,000	600,000	600,000	100.0%
**Total Agency Expenditures	600,000	600,000	600,000	100.0%

Department of Revenue

Alaska Housing Finance Corporation Projects

AP AHFC Beneficiary & Special				
Needs Housing (ED 99)	1,200,000	1,200,000	1,200,000	100.0%
1139 AHFC Div	1,200,000	1,200,000	1,200,000	100.0%
AP AHFC Homeless Assistance Program				
(ED 99)	750,000	750,000	750,000	100.0%
1092 MHTAAR	500,000	500,000	500,000	100.0%
1139 AHFC Div	250,000	250,000	250,000	100.0%
Total Program Expenditure	1,950,000	1,950,000	1,950,000	100.0%
**Total Agency Expenditures	1,950,000	1,950,000	1,950,000	100.0%

Department of Transportation/Public Facilities

Statewide Federal Programs

AP Coordinated Transportation and Vehicles (ED 99)				
	825,000	825,000	825,000	100.0%
1037 GF/MH	412,500	412,500	412,500	100.0%
1092 MHTAAR	412,500	412,500	412,500	100.0%
Total Program Expenditure	825,000	825,000	825,000	100.0%
**Total Agency Expenditures	825,000	825,000	825,000	100.0%

Signing the report: Representative Harris, Chair, Representatives Williams, Croft; Senators Wilken, Green, Hoffman.

President Therriault granted the Senate members limited powers of free conference as requested.

The Secretary was requested to notify the House.

Consideration of the Calendar**Second Reading of Senate Bills****SB 93**

SENATE BILL NO. 93 "An Act relating to limitations on actions to quiet title to, eject a person from, or recover real property or the possession of it; and providing for an effective date" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 1199. Senator Taylor objected. Senator Seekins moved and asked unanimous consent to withdraw his motion to adopt the Judiciary Committee Substitute. Without objection, it was so ordered.

Senator Ben Stevens moved and asked unanimous consent that SENATE BILL NO. 93 be returned to the Rules Committee. Senator Ellis objected, then withdrew his objection. There being no further objections, SENATE BILL NO. 93 was returned to the Rules Committee.

SB 128

SENATE BILL NO. 128 "An Act relating to licensing common carriers to dispense alcoholic beverages; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 947. Without objection, CS FOR SENATE BILL NO. 128(FIN) was adopted.

Senator Cowdery offered Amendment No. 1:

Page 2, line 8:

Delete "\$2,000 for each community served by the airline"

Insert "the fee specified under (c) of this section for each aircraft in which alcoholic beverages are served or \$2,000 for each community served by the airline. An airline shall specify the fee applicable to the license at the time of the airline's application for issuance or renewal of the license"

Senator Cowdery moved and asked unanimous consent for the adoption of Amendment No. 1. Senator Ellis objected, then withdrew his objection. There being no further objections, Amendment No. 1 was adopted.

Senator Ben Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Senator Ellis objected.

President Therriault stated CS FOR SENATE BILL NO. 128(FIN) am will be on the May 8 calendar.

SB 177

SENATE BILL NO. 177 "An Act relating to cost-of-living benefits for retired members in the public employees' retirement system and the teachers' retirement system who are called to active military duty; and providing for an effective date" was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Senator Ellis objected.

Senators Taylor, Green, Wilken, Bunde, Cowdery, Dyson, Gary Stevens, Wagoner, Seekins, Elton, Therriault, Olson, moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

President Therriault stated SENATE BILL NO. 177 will be on the May 8 calendar.

Second Reading of House Bills

HB 114

CS FOR HOUSE BILL NO. 114(JUD)(title am) "An Act relating to the issuance of a search warrant upon the sworn testimony or affidavit of a person communicated by telephone, other appropriate means, or facsimile machine" was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 114(JUD)(title am) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 114(JUD)(title am) "An Act relating to the issuance of a search warrant upon the sworn testimony or affidavit of a person communicated by telephone, other appropriate means, or facsimile machine" pass the Senate?" The roll was taken with the following result:

CASHB 114(JUD)(title am)
Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE BILL NO. 114(JUD)(title am) passed the Senate, was signed by the President and Secretary and returned to the House.

Third Reading of House Bills

HB 2

CS FOR HOUSE BILL NO. 2(JUD)(title am) "An Act relating to the statute of limitations for certain civil actions relating to acts constituting sexual offenses; and providing for an effective date" was read the third time.

Senators Dyson, Gary Stevens, Lincoln, Elton, Bunde, Cowdery, moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR HOUSE BILL NO. 2(JUD)(title am) "An Act relating to the statute of limitations for certain civil actions relating to acts constituting sexual offenses; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 2(JUD)(title am)
Third Reading - Final Passage
Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE BILL NO. 2(JUD)(title am) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

HB 177

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 177(STA) "An Act relating to concealed handguns" was read the third time.

Senator Wilken moved and asked unanimous consent to be shown as a cross sponsor on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 177(STA) "An Act relating to concealed handguns" pass the Senate?" The roll was taken with the following result:

CSSSHB 177(STA)

Third Reading - Final Passage

YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Elton, French

and so, CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 177(STA) passed the Senate.

Senator Lincoln gave notice of reconsideration.

Citations

Honoring – Aurora Borealis Charter School and Staff

Representative(s) Wolf

Senator(s) Wagoner, Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

Honoring – Judith Anderegg

Representative(s) Gatto

Senator(s) Green, Therriault, Cowdery, Davis, Dyson, Elton, Guess, Hoffman, Lincoln, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Senator Ben Stevens moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Unfinished Business

SB 149

Senator Wilken, Cochair, moved and asked unanimous consent that the Finance Committee referral be waived on SENATE BILL NO. 149 "An Act relating to timber and to the sale of timber by the state." Without objection, the bill was referred to the Rules Committee.

Announcements

Announcements are at the end of the journal.

Enrollment**SJR 12**

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO. 12(FSH) Supporting the halibut by-catch utilization project of the Alaska Food Coalition, was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:53 a.m., May 7, 2003.

SB 108

HOUSE CS FOR SENATE BILL NO. 108(FIN) "An Act relating to payment rates under the Medicaid program for health facilities and to budgeting, accounting, and reporting requirements for those facilities; abolishing the Medicaid Rate Advisory Commission; and providing for an effective date" was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:53 a.m., May 7, 2003.

SB 115

HOUSE CS FOR SENATE BILL NO. 115(FIN) "An Act relating to the correctional industries program; and providing for an effective date" was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:53 a.m., May 7, 2003.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, was received, reporting the following manifest error in HOUSE CS FOR SENATE BILL NO. 115(FIN), which has been corrected in enrolling:

Page 1, line 10:

Delete "legislation"

Insert "legislature"

SB 120

SENATE BILL NO. 120 "An Act relating to the state's sovereign immunity for certain actions regarding injury, illness, or death of state-employed seamen and to workers' compensation coverage for those seamen; and providing for an effective date" was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:53 a.m., May 7, 2003.

Adjournment

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., May 8, 2003. Without objection, the Senate adjourned at 1:09 p.m.

Kirsten Waid
Secretary of the Senate

June 2003

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference
 = indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

May 07 Wednesday Fahrenkamp 203 1:30 PM
 + SCR 12 BOROUGH INCORPORATION: UNORG AREAS

May 09 Friday Fahrenkamp 203 1:30 PM
 + HB 209 MUNI.TAX: PROPERTY AFFECTED BY DISASTER
 Bills Previously Heard/Scheduled
 += SCR 12 BOROUGH INCORPORATION: UNORG AREAS

FINANCE

May 07 Wednesday Senate Finance 532 9:00 AM
 -- Recessed to 5:30 pm --
 += HB 170 MOTOR VEHICLE REGISTRATION FEES
 += SB 100 APPROP: CAPITAL PROJECTS
 + HB 256 DIVIDEND PAYMENT TO STATE BY AHFC
 + SB 112 INCREASE MOTOR FUEL TAX
 + SB 202 EDUCATION FUNDING & PUPIL TRANSPORTATION
 + SB 125 STATE CONTRACTS
 + SB 31 RAILROAD UTILITY CORRIDOR TO & IN CANADA
 + Bills Previously Heard/Scheduled

FINANCE (continued)

May 08 Thursday Senate Finance 532 9:00 AM
 += HB 11 DEPOSITS TO THE PERMANENT FUND
 += HB 203 AIDEA DIVIDENDS TO STATE
 + SB 73 AIDEA: BONDS & MUNICIPAL TAX EXEMPTION
 + SB 56 SPORT FISHING FEES FOR YUKON RESIDENTS
 + SB 26 STATE EMPLOYEES CALLED TO MILITARY DUTY
 + SB 85 REPEAT SERIOUS SEX OFFENSES
 + Bills Previously Heard/Scheduled
 <Committee may recess until 5:00 pm>

HEALTH, EDUCATION & SOCIAL SERVICES

May 07 Wednesday Butrovich 205 1:30 PM
 Medicaid Funding and Program Issues:
 Federal Center for Medicare and Medicaid
 Services
 Confirmation Hearings:
 Board of Dental Examiners
 Board of Dispensing Opticians
 State Medical Board
 Alaska Mental Health Trust Authority
 Board of Certified Direct-Entry Midwives
 Board of Examiners in Optometry
 Board of Physical & Occupational Therapy
 Board of Pharmacy
 Bills Previously Heard/Scheduled

May 09 Friday Butrovich 205 1:30 PM
 Confirmation Hearings:
 Board of Dental Examiners
 Board of Dispensing Opticians
 State Medical Board
 Alaska Mental Health Trust Authority
 Board of Certified Direct-Entry Midwives
 Board of Examiners in Optometry
 Board of Physical & Occupational Therapy
 Board of Pharmacy
 Bills Previously Heard/Scheduled

RESOURCES

May 07 Wednesday Butrovich 205 3:30 PM
 -- Recessed to Call of the Chair --
 + Confirmation Hearing: Board of Fisheries-
 Rupert Andrews
 + HB 61 OIL & GAS TAX CREDIT FOR EXPLORATION/DEV
 + HB 118 TRANSPORTATION OF COMMERCIAL FISH
 + Bills Previously Heard/Scheduled

May 09 Friday Butrovich 205 3:30 PM

STATE AFFAIRS

May 08 Thursday Beltz 211 3:30 PM
 HB 248 SALARY OF CHIEF PROCUREMENT OFFICER
 = SJR 6 CONST AM: 90 DAY LEGISLATIVE SESSION
 + SB 198 DAMAGES RECOVERED BY POLICE/FIREFIGHTER
 SB 211 REGULATIONS: NOTICE AND DISTRIBUTION
 HB 266 ELECTIONS
 + SB 183 MUNICIPAL ECONOMIC DEVELOPMENT
 Bills Previously Heard/Scheduled