

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-THIRD LEGISLATURE**

**SECOND SESSION AND FIRST SPECIAL SESSION**

**Juneau, Alaska                      Tuesday                      September 7, 2004**

**Final Supplement**

**Certification**

As Secretary of the Senate, I wish to certify as to the correctness of the journal for the third legislative day of the First Special Session of the Twenty-third Legislature.

**Communications**

Alaska Seafood Marketing Institute FY 2003 Annual Report  
from Ray Riutta, Executive Director  
in accordance with AS 16.51.100

Notification of availability of Commercial Fisheries Entry  
Commission 2003 Annual Report  
available at: [www.cfec.state.ak.us/mnu\\_Annual\\_Reports.htm](http://www.cfec.state.ak.us/mnu_Annual_Reports.htm)

The following message dated August 25, 2004 was received, stating:

Dear President Therriault:

Please accept my resignation, effective at 4:30 p.m., August 25, 2004, from my Senate seat in Senate District H. The ongoing controversy surrounding the recall process has diverted my attention and the attention of my constituents to the point it adversely affects my daily activities as a Senator. At this time, I feel that it may be in the best interest of my constituents to have representation without the uncertainty and distraction that currently surrounds my tenure. I wish you well in appointing my replacement. I hope you consider someone with strong Valley roots, as this is the fastest growing area of the state.

A statesman must put the best interest of the state before his own self-interest. All elected officials must realize that they are replaceable and that our system of government will continue to function without them. I have, to the best of my limited human ability, attempted to represent my district honorably. My only motivation has been to steadfastly work to provide as many private sector opportunities to the next generation of Alaskans as I had when I moved to this great state. After all, what candidate, regardless of party, does not campaign on "creating more jobs and diversifying the economy?" However, I cannot and will not hold any animosity against those who have questioned my motives or spoken unkind and sometimes untruthful things against me. It is their unalienable right to criticize their elected leaders.

Serving in the legislature has been the most challenging and fulfilling experience of my life. It has equipped me well for the next great adventure in life and I would not trade the experience for anything.

Sincerely,

/s/

Senator Scott Ogan

### **Enrollment**

#### **SB 65**

HOUSE CS FOR CS FOR SENATE BILL NO. 65(FIN) "An Act relating to the qualifications of correctional officers, parole officers, and probation officers; authorizing the Department of Corrections to enter into lease-purchase agreements with municipalities for new or expanded public correctional facilities in the Fairbanks North Star Borough, the Matanuska-Susitna Borough, Bethel, the Municipality of Anchorage, and the City of Seward; relating to the development and financing of privately operated correctional facility space and services; authorizing the Department of Corrections to enter into a lease-purchase agreement with the City of Whittier for the confinement and care of prisoners in privately operated correctional facility space if the state cannot provide the same level of services required in state law or regulation for the same or less cost; giving notice of and approving, and authorizing the entry into and issuance of certificates of

participation for, the upgrade, expansion, and replacement of certain jails in Dillingham and Kodiak; 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 11:02 a.m., June 29, 2004.

**SB 132**

CS FOR SENATE BILL NO. 132(RES) "An Act removing the Old Minto townsite from the Minto Flats State Game Refuge; and authorizing the Department of Natural Resources to convey certain land at the historic Old Minto site to the Native Village of Minto" 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 3:19 p.m., July 22, 2004.

**SB 136**

CS FOR SENATE BILL NO. 136(FIN) am "An Act relating to a mandatory property tax exemption for certain private property interests on military bases or installations; relating to an optional exclusion or exemption from municipal taxation for residential property; relating to an exemption from and deferral of municipal property taxes on certain types of deteriorated property; 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 4:55 p.m., June 25, 2004.

**SB 190**

HOUSE CS FOR CS FOR SENATE BILL NO. 190(RLS) "An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area; relating to the Kenai River Special Management Area advisory board; 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 4:55 p.m., June 25, 2004.

**SB 203**

HOUSE CS FOR CS FOR SENATE BILL NO. 203(FIN) "An Act relating to administrative hearings, to hearing officers, and to administrative law judges; establishing the office of administrative hearings and relating to that office; 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 10:33 a.m., July 19, 2004.

**SB 217**

CS FOR SENATE BILL NO. 217(JUD) "An Act relating to genetic privacy" 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 10:33 a.m., July 19, 2004, with a Legislative Letter of Intent.

**SB 254**

CS FOR SENATE BILL NO. 254(FIN)(efd fld) "An Act relating to tourism marketing contracts" 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 2:46 p.m., July 26, 2004.

**SB 260**

HOUSE CS FOR CS FOR SENATE BILL NO. 260(TRA) "An Act relating to metropolitan planning organizations and to the policy board of the metropolitan planning organization for the Anchorage metropolitan area; relating to transportation planning in federally recognized metropolitan planning areas; 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 4:55 p.m., June 25, 2004.

**SB 272**

CS FOR SENATE BILL NO. 272(FIN) am H "An Act relating to certain monetary advances in which the deposit or other negotiation of checks to pay the advances is delayed until a later date; 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 4:56 p.m., June 25, 2004.

**SB 274**

SENATE BILL NO. 274 "An Act relating to the housing assistance loan fund in the Alaska Housing Finance Corporation; creating the housing assistance loan program; repealing loans for teacher housing and providing for loans for multi-family housing; making conforming amendments; 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 4:56 p.m., June 25, 2004.

**SB 279**

CS FOR SENATE BILL NO. 279(FIN) "An Act authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation for safe and clean water and hygienic sewage disposal facility capital projects and other capital projects; providing for the repayment of the bonds and bond costs; relating to the dividend paid to the state by the Alaska Housing Finance Corporation; 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 4:56 p.m., June 25, 2004.

**SB 284**

HOUSE CS FOR CS FOR SENATE BILL NO. 284(JUD) "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; and relating to confidential information in voter registration records" 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 3:35 p.m., August 25, 2004.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest error in HOUSE CS FOR CS FOR SENATE BILL NO. 284(JUD), which has been corrected in enrolling:

Page 3, line 1:

Delete "or agency who"

Insert "who or agency that"

**SB 288**

CS FOR SENATE BILL NO. 288(JUD) "An Act relating to temporary custody hearings, and to certain determinations concerning placement of a child in child-in-need-of-aid proceedings; 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 4:56 p.m., June 25, 2004.

**SB 309**

HOUSE CS FOR CS FOR SENATE BILL NO. 309(JUD) "An Act relating to testing the blood of prisoners and those in custody for bloodborne pathogens" 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 4:57 p.m., June 25, 2004.

**SB 351**

HOUSE CS FOR CS FOR SENATE BILL NO. 351(STA) "An Act requiring the Alaska Public Offices Commission to accept documents by nonelectronic means, and specifying the manner of preparing the forms that are provided by the commission" 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 11:14 a.m., June 30, 2004.

**SB 358**

SENATE BILL NO. 358 "An Act relating to the performance of railroad track construction work for the Department of Transportation and Public Facilities by the Alaska Railroad Corporation" 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 10:33 a.m., July 19, 2004.

**SB 365**

HOUSE CS FOR CS FOR SENATE BILL NO. 365(FIN) "An Act relating to the regulation of speech-language pathologist assistants; 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 4:57 p.m., June 25, 2004.

**SB 385**

HOUSE CS FOR CS FOR SENATE BILL NO. 385(RLS) am H "An Act relating to homeland security, to civil defense, to emergencies and to disasters, including disasters in the event of attacks, outbreaks of disease, or threats of attack or outbreak of disease; establishing the Alaska division of homeland security and emergency management in the Department of Military and Veterans' Affairs and relating to the functions of that division and that department; 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 10:33 a.m., July 19, 2004.

**SB 389**

SENATE BILL NO. 389 "An Act relating to the conversion of certain corporations to limited liability companies; 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 4:57 p.m., June 25, 2004.

**SB 1001**

HOUSE CS FOR SENATE BILL NO. 1001(FIN) am H(ct rule fld) "An Act relating to restrictions on shipping or transporting cigarettes; relating to taxes on cigarettes and tobacco products, to tax stamps on cigarettes, to forfeiture of cigarettes and of property used in the manufacture, transportation, facilitation of transportation, possession, offering for sale, or sale of unstamped cigarettes, to accounting for and use of part of the proceeds of the additional cigarette tax, and to licenses and licensees under the Cigarette Tax Act; relating to unfair cigarette sales; relating to supersedeas bonds in certain tobacco-related litigation; relating to the tobacco product Master Settlement Agreement; 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 3:19 p.m., July 22, 2004.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest errors in HOUSE CS FOR SENATE BILL NO. 1001(FIN) am H(ct rule fld), which have been corrected in enrolling:

Page 17, line 18, following "of":  
Insert "sec. 41 of"

Page 18, line 4:  
Delete "and"  
Insert "of this Act and AS 45.53.020(b)(2), as repealed and reenacted"

Page 18, following line 10:  
Insert a new bill section to read:  
"\* **Sec. 50.** Sections 8 - 11 of this Act take effect immediately under AS 01.10.070(c)."

Renumber the following bill sections accordingly.

Page 18, line 11:  
Delete "Section 1"  
Insert "Section 38 of"

Page 18, line 18:  
Delete all material.

Renumber the following bill section accordingly.

Page 18, line 19:  
Delete "sec. 53"  
Insert "secs. 50 - 53"

**SJR 14**

SENATE JOINT RESOLUTION NO. 14 Requesting the Federal Aviation Administration to fully staff and maintain flight service stations in Alaska, 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 11:02 a.m., June 29, 2004.

**SJR 25**

SENATE JOINT RESOLUTION NO. 25 Recommending that certain federal funding restrictions be eased so that more villages in Alaska would qualify for assistance relating to flooding and erosion, 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 11:02 a.m., June 29, 2004.

**SJR 31**

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, 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 4:57 p.m., June 25, 2004.

**SJR 33**

CS FOR SENATE JOINT RESOLUTION NO. 33(STA) Urging our United States Senators to work to allow a timely vote on the floor on all judicial nominations, 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 11:02 a.m., June 29, 2004.

**SCR 28**

SENATE CONCURRENT RESOLUTION NO. 28 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 459, relating to optically scanned and electronically generated ballots, 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 11:02 a.m., June 29, 2004.

**SCR 30**

SENATE CONCURRENT RESOLUTION NO. 30 Suspending Rules 24(c), 35, 41(b), 42(c) and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 283, relating to appropriations from the constitutional budget reserve fund, 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 10:46 a.m., June 28, 2004.

**SCR 33**

SENATE CONCURRENT RESOLUTION NO. 33 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 309, relating to nonindigenous fish, 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 10:46 a.m., June 28, 2004.

**Engrossment and Enrollment****SB 30**

CONFERENCE CS FOR SENATE BILL NO. 30 "An Act relating to information and services available to pregnant women and other persons; ensuring informed consent before an abortion may be performed; and providing exceptions to informed consent in certain cases" was engrossed and 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 8:24 a.m., July 22, 2004.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest errors in CONFERENCE CS FOR SENATE BILL NO. 30, which have been corrected in enrolling:

Page 1, line 10:

Delete "life"  
Insert "lives"

Page 3, line 28:

Delete "describing"  
Insert "that describes"

Page 4, line 3:

Delete "concerning"  
Insert "that concerns"

Page 4, line 8:

Delete "describing"  
Insert "that describes"

Page 4, line 10:

Delete "describing"  
Insert "that describes"

Page 4, line 12:

Delete "describing"  
Insert "that describes"

Page 5, line 30:

Delete "this subsection"  
Insert "(h) of this section"

**SB 283**

FREE CONFERENCE CS FOR SENATE BILL NO. 283(Corrected)  
"An Act making, amending, and repealing appropriations, including capital appropriations, supplemental appropriations, reappropriations, and appropriations to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date" was engrossed and 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 4:58 p.m., June 25, 2004.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest errors in FREE CONFERENCE CS FOR SENATE BILL NO. 283(Corrected), which have been corrected in enrolling:

Page 98, line 6:

Delete "admin offices bldg-refinish bldg"  
Insert "administrative offices building – refinish building"

Page 105, line 18:

Delete "appropriated"  
Insert "reappropriated"

Page 111, line 6:  
Delete "and"

Page 111, line 9, following ",:":  
Insert "and"

Page 112, line 23:  
Delete "appropriated"  
Insert "reappropriated"

Page 112, line 30:  
Delete "appropriated"  
Insert "reappropriated"

Page 113, line 6:  
Delete "appropriated"  
Insert "reappropriated"

Page 120, line 26:  
Delete "46(a), 46(b), 46(c), 46(d)"  
Insert "46"

### **Messages from the Governor**

Declaration of Disaster Emergency dated July 23, 2004, with an accompanying letter, was received and is on file in the Senate Secretary's Office. The Declaration and letter had been copied to the Finance Committee.

### **HB 25**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 25(JUD)  
"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."

Chapter 83, SLA 2004  
Effective Date: See Chapter

**HB 427**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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."

Chapter 84, SLA 2004  
Effective Date: See Chapter

**HB 489**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 489 "An Act relating to the administration of the Alaska Vocational Technical Center; and providing for an effective date."

Chapter 85, SLA 2004  
Effective Date: 06/26/04

**HB 559**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 559 am "An Act extending the termination of the state training and employment program; and providing for an effective date."

Chapter 86, SLA 2004  
Effective Date: 06/29/04

**SB 278**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 278(FIN) "An Act relating to fees for the inspection of recreational devices, including instructional devices, for certificates of fitness for electrical wiring and plumbing, and for licenses for boiler operators; relating to the building safety account; and providing for an effective date."

Chapter 87, SLA 2004  
Effective Date: 07/01/04

**HB 484**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 484(JUD) am "An Act imposing a correctional facility surcharge on persons convicted of a crime under state law and on persons whose probation is revoked; relating to fees and expenses for interstate transfer of probation or parole; and providing for an effective date."

Chapter 88, SLA 2004  
Effective Date: 07/01/04

**HB 545**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 545(L&C) "An Act relating to time extensions under the State Procurement Code for real property leases; and providing for an effective date."

Chapter 89, SLA 2004  
Effective Date: 06/26/04

**SB 231**

Message dated June 25 and received June 28, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 231(FIN) "An Act relating to unclaimed property; and providing for an effective date."

Chapter 90, SLA 2004  
Effective Date: 06/26/04

**SB 194**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 194(L&C) "An Act authorizing delivery of up to two bottles of distilled spirits or 72 ounces of beer to a cruise ship passenger or hotel guest."

Chapter 91, SLA 2004  
Effective Date: 09/23/04

**SB 232**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 232(FIN) "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."

Chapter 92, SLA 2004  
Effective Date: 06/26/04

**SB 285**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 285 "An Act relating to medical assistance coverage for targeted case management services and for rehabilitative services furnished or paid for by a school district on behalf of certain children; and providing for an effective date."

Chapter 93, SLA 2004  
Effective Date: See Chapter

**SB 338**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:



CS FOR SENATE BILL NO. 338(STA) "An Act relating to actionable claims against state employees; and providing for an effective date."

Chapter 94, SLA 2004  
Effective Date: 06/26/04

**SB 340**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 340 "An Act relating to the detention of delinquent minors in correctional facilities; relating to emergency detention of minors for evaluation for involuntary admission for mental health treatment; relating to detention of intoxicated minors and minors incapacitated by alcohol or drugs; and providing for an effective date."

Chapter 95, SLA 2004  
Effective Date: 06/26/04

**SB 357**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 357(FIN) "An Act relating to the regulation of insurance, insurance licenses, qualifications of insurance producers, surplus lines, fraud investigations, electronic transactions, and compliance with federal law and national standards; and providing for an effective date."

Chapter 96, SLA 2004  
Effective Date: See Chapter

**SB 376**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 376(HES) am "An Act relating to public assistance and subpoena powers; and relating to the permanent fund dividend and subpoena powers."

Chapter 97, SLA 2004  
Effective Date: 09/23/04

**SB 392**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 392 "An Act relating to the expenses of investigation, hearing, or public advocacy before the Regulatory Commission of Alaska, to calculation of the regulatory cost charge for public utilities and pipeline carriers to include the Department of Law's costs of its public advocacy function, to inspection of certain books and records by the attorney general when participating as a party in a matter before the Regulatory Commission of Alaska; and providing for an effective date."

Chapter 98, SLA 2004  
Effective Date: See Chapter

**HB 447**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 447(JUD) "An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

Chapter 99, SLA 2004  
Effective Date: See Chapter

**HB 495**

Message dated June 25 and received June 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 495(FIN) "An Act allowing a joint action agency to encumber property interests for security purposes; declaring certain joint action agencies to be political subdivisions for certain purposes; restricting the sale of property of the joint action agency; allowing the joint action agency to transfer property to security interest holders under a security interest or to other parties without legislative approval; and providing for an effective date."

Chapter 100, SLA 2004  
Effective Date: 06/26/04

**HB 338**

Message dated June 25 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 338(HES) "An Act relating to attendance at public school; and providing for an effective date."

Chapter 101, SLA 2004  
Effective Date: 07/01/04

**HB 539**

Message dated June 25 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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."

Chapter 102, SLA 2004  
Effective Date: 07/01/04

**HB 549**

Message dated June 25 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 549(JUD) am S "An Act relating to unsolicited communications following an aircraft accident."

Chapter 103, SLA 2004  
Effective Date: 09/23/04

**HB 353**

Message dated June 28 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 353(JUD) "An Act exempting certain teachers at certain schools from jury service during school terms; and amending Rule 15(k), Alaska Rules of Administration."

Chapter 104, SLA 2004  
Effective Date: 09/26/04

**HB 29**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 29(JUD) "An Act relating to real estate licensees and real estate transactions; and providing for an effective date."

Chapter 105, SLA 2004  
Effective Date: See Chapter

**HB 418**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 418(FIN) "An Act extending the termination date of the Real Estate Commission; relating to real estate; relating to home inspectors; relating to real estate licensees; and providing for an effective date."

Chapter 106, SLA 2004  
Effective Date: 06/30/04

**HB 513**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE BILL NO. 513(JUD) "An Act relating to the enforcement of support orders through suspension of drivers' licenses; changing the name of the child support enforcement agency to the child support services agency; amending Rules 90.3 and 90.5, Alaska Rules of Civil Procedure; and providing for an effective date."

Chapter 107, SLA 2004  
Effective Date: 06/30/04

**HB 514**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 514(FIN) "An Act relating to child support modification and enforcement, to the establishment of paternity by the child support enforcement agency, and to the crimes of criminal nonsupport and aiding the nonpayment of child support; amending Rule 90.3, Alaska Rules of Civil Procedure; and providing for an effective date."

Chapter 108, SLA 2004  
Effective Date: 07/01/04

**HB 451**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 451 "An Act relating to therapeutic courts; and providing for an effective date."

Chapter 109, SLA 2004  
Effective Date: 06/30/04

**HB 285**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 285(JUD) "An Act adopting the Uniform Electronic Transactions Act; repealing certain statutes relating to electronic records and electronic signatures; amending Rule 402, Alaska Rules of Evidence; and providing for an effective date."

Chapter 110, SLA 2004  
Effective Date: 07/01/04

**HB 385**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) "An Act relating to awarding child custody; and providing for an effective date."

Chapter 111, SLA 2004  
Effective Date: 07/01/04

**HB 536**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 536(MLV) "An Act relating to applications for permanent fund dividends by certain individuals serving in the armed forces, and to payment of certain 2003 and 2004 dividends; and providing for an effective date."

Chapter 112, SLA 2004  
Effective Date: 06/30/04

**HB 421**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 421(JUD) "An Act relating to reconveyances of deeds of trust."

Chapter 113, SLA 2004  
Effective Date: 09/27/04

**SB 365**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 365(FIN) "An Act relating to the regulation of speech-language pathologist assistants; and providing for an effective date."

Chapter 114, SLA 2004  
Effective Date: 07/01/04

**SB 389**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 389 "An Act relating to the conversion of certain corporations to limited liability companies; and providing for an effective date."

Chapter 115, SLA 2004  
Effective Date: 07/01/04

**SB 272**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 272(FIN) am H "An Act relating to certain monetary advances in which the deposit or other negotiation of checks to pay the advances is delayed until a later date; and providing for an effective date."



Chapter 116, SLA 2004  
Effective Date: See Chapter

**SB 288**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 288(JUD) "An Act relating to temporary custody hearings, and to certain determinations concerning placement of a child in child-in-need-of-aid proceedings; and providing for an effective date."

Chapter 117, SLA 2004  
Effective Date: 06/30/04

**SB 349**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 349 "An Act requiring licensure of midwifery birth centers; and providing for an effective date."

Chapter 118, SLA 2004  
Effective Date: See Chapter

**SB 260**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 260(TRA) "An Act relating to metropolitan planning organizations and to the policy board of the metropolitan planning organization for the Anchorage metropolitan area; relating to transportation planning in federally recognized metropolitan planning areas; and providing for an effective date."

Chapter 119, SLA 2004  
Effective Date: See Chapter

**SB 279**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 279(FIN) "An Act authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation for safe and clean water and hygienic sewage disposal facility capital projects and other capital projects; providing for the repayment of the bonds and bond costs; relating to the dividend paid to the state by the Alaska Housing Finance Corporation; and providing for an effective date."

Chapter 120, SLA 2004  
Effective Date: 06/30/04

**HB 517**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 517(title am) "An Act relating to the definition of certain security accounts, including certain reinvestment, investment management, and custody accounts."

Chapter 121, SLA 2004  
Effective Date: 09/27/04

**HB 476**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 476(STA) am S "An Act establishing the Alaska Statehood Celebration Commission; and providing for an effective date."

Chapter 122, SLA 2004  
Effective Date: 01/01/05

**HB 51**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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."

Chapter 123, SLA 2004  
Effective Date: 09/27/04

**SB 170**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 170(FIN) am H "An Act relating to the justification of defense of self or others, immunity from prosecution, probation, discretionary parole, and the right to representation in certain criminal proceedings; relating to violation of a custodian's duty; relating to sexual abuse of a minor; relating to release of information concerning certain cases involving a minor; relating to local options regarding alcoholic beverages, the offense of furnishing or delivery of alcoholic beverages to a person under 21 years of age, and forfeiture of property used in, and money or other items of value used in financial transactions derived from, violation of certain laws relating to alcoholic beverages; relating to assault by means of a dangerous instrument; relating to operating or driving a motor vehicle, aircraft, or watercraft while under the influence of an

alcoholic beverage, inhalant, or controlled substance, to the refusal to submit to a chemical test, and to the presumptions concerning the chemical analysis of breath or blood; increasing the duration of certain provisions of domestic violence protective orders from six months to one year; and providing for an effective date."

Chapter 124, SLA 2004  
Effective Date: See Chapter

**HB 309**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO.  
309(RES) am S "An Act relating to nonindigenous  
fish and consecutive sentencing; and providing for an  
effective date."

Chapter 125, SLA 2004  
Effective Date: See Chapter

**HB 342**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 342(FIN) am "An Act  
relating to driving while under the influence, to the  
definition of 'previously convicted,' to alcohol-related  
offenses, to ignition interlock devices, and to the  
issuance of limited driver's licenses; and providing  
for an effective date."

Chapter 126, SLA 2004  
Effective Date: See Chapter

**HB 381**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 381(RLS) "An Act relating to child endangerment."

Chapter 127, SLA 2004  
Effective Date: 09/27/04

**SB 224**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 224(STA) "An Act relating to a minor operating a vehicle after consuming alcohol, to a minor refusing to submit to chemical tests, and to driving during the 24 hours after being cited for one of those offenses; and providing for an effective date."

Chapter 128, SLA 2004  
Effective Date: 07/01/04

**HB 428**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 428(JUD) am "An Act relating to civil liability for acts related to obtaining alcohol for persons under 21 years of age or for persons under 21 years of age being on licensed premises."

Chapter 129, SLA 2004  
Effective Date: 09/27/04

**HB 490**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 490(JUD) am "An Act relating to the release of employment security records, to the binding effect of determinations and decisions regarding unemployment compensation benefits, and to contributions, interest, penalties, and payments under the Alaska Employment Security Act; providing that property under the Alaska Employment Security Act is not subject to the Uniform Unclaimed Property Act; and providing for an effective date."

Chapter 130, SLA 2004  
Effective Date: 06/30/04

**HB 334**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 334(RLS) "An Act relating to unlawful exploitation of a minor and to distribution of child pornography."

Chapter 131, SLA 2004  
Effective Date: 09/27/04

**HB 534**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 534(FIN) "An Act repealing the scheduled termination date of the office of victims' rights."

Chapter 132, SLA 2004  
Effective Date: 09/27/04

**HB 123**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO.  
123(FIN) "An Act relating to the allocation of money appropriated to the Alaska Workforce Investment Board; and providing for an effective date."

Chapter 133, SLA 2004  
Effective Date: 07/01/04

**SB 274**

Message dated June 29 and received June 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 274 "An Act relating to the housing assistance loan fund in the Alaska Housing Finance Corporation; creating the housing assistance loan program; repealing loans for teacher housing and providing for loans for multi-family housing; making conforming amendments; and providing for an effective date."

Chapter 134, SLA 2004  
Effective Date: 06/30/04

**HB 563**

Message dated and received June 30, stating under the authority of article II, section 17 of the Alaska Constitution, the Governor has allowed the following bill to become law without signature and transmitted the engrossed and enrolled copies of the bill to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 563(JUD) am(efd add)  
"An Act relating to legislative branch ethics, to open meetings guidelines applicable to legislators, to the confidentiality of complaints and proceedings involving alleged violations of AS 24.60, and to hearings on formal charges by the Select Committee on Legislative Ethics or its subcommittees; and providing for an effective date."

Chapter 135, SLA 2004  
Effective Date: 07/01/04

**HB 524**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE BILL NO. 524(RES)  
"An Act relating to the protection of land and water from waste disposal; providing for the regulation of waste management; making conforming amendments; and providing for an effective date."

Chapter 136, SLA 2004  
Effective Date: 07/01/04

**HB 486**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 486(FIN) "An Act relating to reclamation bonding and financial assurance for certain mines; relating to financial assurance limits for lode mines; establishing the mine reclamation trust fund; and providing for an effective date."

Chapter 137, SLA 2004  
Effective Date: 07/01/04



**HB 417**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 417 "An Act amending the definition of 'project' in the Act establishing the Alaska Natural Gas Development Authority; and providing for an effective date."

Chapter 138, SLA 2004  
Effective Date: 07/01/04

**HB 275**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 275(JUD) "An Act relating to animals, and to the care of and to cruelty to animals."

Chapter 139, SLA 2004  
Effective Date: 09/28/04

**SB 136**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 136(FIN) am "An Act relating to a mandatory property tax exemption for certain private property interests on military bases or installations; relating to an optional exclusion or exemption from municipal taxation for residential property; relating to an exemption from and deferral of municipal property taxes on certain types of deteriorated property; and providing for an effective date."

Chapter 140, SLA 2004  
Effective Date: See Chapter

**SB 190**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO.  
190(RLS) "An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area; relating to the Kenai River Special Management Area advisory board; and providing for an effective date."

Chapter 141, SLA 2004  
Effective Date: 07/01/04

**SB 309**

Message dated June 30 and received July 1, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO.  
309(JUD) "An Act relating to testing the blood of prisoners and those in custody for bloodborne pathogens."

Chapter 142, SLA 2004  
Effective Date: 09/28/04

**HB 546**

Message dated June 30 and received July 2, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 546(JUD) "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."

Chapter 143, SLA 2004  
Effective Date: 07/01/04

**HB 542**

Message dated June 30 and received July 13, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 542(RLS) "An Act reducing to \$5,000 the ceiling for a contract price allowed under one construction contractor exemption and expanding the work that a specialty contractor may perform to include, in addition to work requiring not more than three trades, work under that construction contractor exemption; and changing the definition of specialty contractor to refer to the work that a specialty contractor may perform."

Chapter 144, SLA 2004  
Effective Date: 09/28/04

**HB 409**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 409(FSH) "An Act relating to the maximum length of salmon seine vessels; and providing for an effective date."

Chapter 145, SLA 2004  
Effective Date: 01/01/05

**SB 282**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 282(RES) "An Act relating to the identification of finfish in food products and to the misbranding of food products consisting of or containing finfish."

Chapter 146, SLA 2004  
Effective Date: 10/01/04

**SB 286**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 286(FIN) "An Act relating to direct marketing fisheries businesses, to the fisheries business tax, and to liability for payment of taxes and assessments on the sale or transfer of fishery resources; and providing for an effective date."

Chapter 147, SLA 2004  
Effective Date: See Chapter

**HB 31**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 31 "An Act relating to initiative and referendum petitions; and providing for an effective date."

Chapter 148, SLA 2004  
Effective Date: See Chapter

**SB 300**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 300(JUD) "An Act relating to an attorney's lien, to court actions, and to other proceedings where attorneys are employed; and providing for an effective date."

Chapter 149, SLA 2004  
Effective Date: 07/04/04

**SB 328**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 328(CRA) "An Act relating to the national forest income program in the Department of Community and Economic Development and to the authority of the department to adopt regulations; making conforming amendments; and providing for an effective date."

Chapter 150, SLA 2004  
Effective Date: See Chapter

**HB 378**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 378 "An Act relating to the Alaska Food, Drug, and Cosmetic Act, including sales, advertising, certain devices, food donors, and food banks; making certain violations of organic food provisions and of the Alaska Food, Drug, and

Cosmetic Act unfair methods of competition and unfair or deceptive acts or practices under certain of the state's unfair trade practices and consumer protection laws; and providing for an effective date."

Chapter 151, SLA 2004  
Effective Date: 07/04/04

**HB 196**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO.  
196(RES) am S "An Act relating to carbon sequestration; and providing for an effective date."

Chapter 152, SLA 2004  
Effective Date: See Chapter

**HB 522**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 522 am "An Act relating to discharges from small commercial passenger vessels; and providing for an effective date."

Chapter 153, SLA 2004  
Effective Date: See Chapter

**HB 459**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 459(STA) am S "An Act relating to optically scanned and electronically generated ballots and to early voting; and providing for an effective date."

Chapter 154, SLA 2004  
Effective Date: 07/04/04

**SB 351**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO.  
351(STA) "An Act requiring the Alaska Public  
Offices Commission to accept documents by  
nonelectronic means, and specifying the manner of  
preparing the forms that are provided by the  
commission."

Chapter 155, SLA 2004  
Effective Date: 10/01/04

**HB 341**

Message dated July 3 and received July 7, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 341 "An Act relating to the dive  
fishery management assessment."

Chapter 156, SLA 2004  
Effective Date: 10/01/04

**HB 377**

Message dated and received July 19, stating:

Dear President Therriault:

On this date I have signed the following bill passed by the second session of the Twenty-third Alaska State Legislature. I am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CONFERENCE CS FOR HOUSE BILL NO. 377  
"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."

Chapter No. 157, SLA 2004  
Effective Date: 07/20/04

The Legislature added nearly \$1.2 million in additional general funds to the mental health operating budget for a coordinated resources project in the Alaska Court System and added funds to the Behavioral Health and Home and Community Based Care programs in the Department of Health and Social Services. The Legislature funded all of the mental health capital projects put forward by the administration. I have signed the bill into law as passed by the Legislature.

Sincerely yours,

/s/

Frank H. Murkowski  
Governor

**HB 375**

Message dated and received July 19, stating:

Dear President Therriault:

On this date I signed with line item vetoes the following bill passed by the second session of the Twenty-third Alaska State Legislature and am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CONFERENCE CS FOR HOUSE BILL NO. 375  
"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."

Chapter 158, SLA 2004  
Effective Date: 07/20/04



The Fiscal Year 2005 budget that I proposed last December represented a \$245 million spending reduction from Fiscal Year 2003. To get government back to basics, the administration prioritized state services—while saving money—in order to increase investment in programs that meet the state’s traditional responsibilities to citizens. We proposed, and the Legislature agreed, to add 20 Alaska State Troopers—the largest one-time addition in memory. Once criminals have been arrested, we want them off the street. We proposed, and the Legislature agreed, to add nine criminal prosecutors. Lack of commitment to convicting criminals over the last decade left the state without prosecutors to handle the more than 70 percent increase in felony cases. This budget adds more prosecutors than in the last ten years combined.

The greatest investment we can make in the growth and diversity of our economy is to invest in education. Funding for the K-12 base student allocation will increase \$82 million, bringing the state’s investment in K-12 support to \$805 million—35 percent of the state’s general fund operating budget. Another \$229 million in state general funds will be invested in the University of Alaska, which represents an increased \$16 million investment. (Funding for K-12 education and the University were included in FCCS SB 283 (Corrected).)

The Legislature also agreed to invest an additional \$12 million to develop Alaska’s natural resources, which are key to Alaska’s future. This budget more than doubles the state’s investment in the Department of Natural Resources’ work to develop the state’s oil and gas. The additional funding will enable the Division of Oil and Gas in the Department of Natural Resources to further its work on oil and gas lease sales, such as Alaska Peninsula and National Petroleum Reserve-Alaska. This includes \$5.5 million to support the department’s work on permitting and processing the stranded gas applications for a future gas pipeline. This also includes \$5.1 million that will be invested in the Department of Revenue’s work to bring Alaska’s North Slope natural gas to market. We have made a lot of progress over the last year in getting Alaska’s natural gas to market. I am confident that with this additional investment we will provide a road map for realizing the value of our North Slope gas both in-state and in the markets beyond our borders.

Just as I did in Fiscal Year 2004, I challenged the Legislature to keep Fiscal Year 2005 spending below the current year and set a goal of not using more than \$400 million of the state's reserve funds, or Constitutional Budget Reserve (CBR) to prop up spending. In terms of overall spending, the Legislature's approved spending was \$17 million higher in general funds over Fiscal Year 2004. Based on the Department of Revenue's spring forecast, the projected draw from the CBR would have been \$371.2 million for Fiscal Year 2005.

I have made \$4.3 million in general fund vetoes in the Fiscal Year 2005 operating budget. Each is discussed below. Of this amount, \$1.2 million will come from savings in travel. These initiatives are part of our ongoing effort to improve the state's business practices. We are not finished with reducing the size of government and remain focused on the state's bottom line. We are working to ensure the state gets value for every dollar spent and that programs are effective in delivering results for Alaskans.

The following are the vetoes I have made in the Fiscal Year 2005 operating budget:

Department of Community and Economic Development - \$138,300  
Community Assistance and Economic Development – Community Advocacy

- *Local Boundary Commission staff - \$75,800*

This would have added an additional position to work with the Local Boundary Commission. In light of the challenge of trying to balance spending with revenues, the funding for this new position was vetoed. The department will have to re-prioritize its workload to meet other demands.

- *Alaska Legal Services Corporation grant - \$62,500*

The state's support to this non-profit organization has declined over the years. Providing a grant to an organization that provides legal assistance to individuals is not a basic responsibility of state government.

Department of Education and Early Development - \$169,400

## Alaska Library and Museums

- *Library Operations - \$100,000*

The Legislature reinstated this reduction that was included in the administration's proposed budget. The department continues to believe that management efficiencies can be found within the library's operations without diminishing services to the public.

- *Archives - \$69,400*

The Legislature added funding for electronic records management. The reality of trying to balance the state's budget means that initiatives such as this need to be funded internally by re-prioritizing and finding efficiencies that will free up funding.

Office of the Governor - \$193,000

Reductions were spread among three areas:

- *Executive Operations - \$75,000*
- *Office of Management and Budget - \$50,000*
- *Lieutenant Governor - \$68,000*

Each organization will find savings through belt-tightening, which includes \$25,800 in estimated travel savings.

Section 21-(b) Fund Transfers - \$1 million

- *Alaska Marine Highway System Fund - \$1 million*

The general fund deposit into the Alaska Marine Highway System fund was reduced to \$31 million. This reduction was possible due to the savings expected from the recently negotiated contracts with the marine highway unions. The Legislature also appropriated an additional \$8 million to the fund. This veto will not result in a decrease in the level of service.

Salary and Benefit Adjustments - \$1,015,300*Section 30-(a) (3) Public Safety Employees Association - \$1,015,300*

The union members failed to ratify the contract and new contract terms will be submitted to the next Legislature. The following amounts were vetoed:

## Department of Public Safety

General Funds	\$774,500
Federal Funds	\$31,600
Other Funds	\$30,900

Department of Transportation and Public Facilities/International  
Airports

Federal Funds	\$7,500
Other Funds	\$170,800

*Section 3-(b) University of Alaska monetary terms*

Technical veto as this language also appears in section 59-(c) of FCC SSB 283 (Corrected).

New Legislation (Section 2, pages 39-41)

As a result of further analysis, the following fiscal notes were vetoed or reduced. Departments will accomplish the work in support of the new legislation within existing budgets:

- *HB 484 – Corrections: Fees/Surcharge - \$46,500*

The funding, appropriated to the Department of Law, was for a clerk to assist with collection of the new fees. Instead, the department will accomplish the necessary tasks with existing resources and work with the court system to electronically transfer the information.

- *SB 65 – Correctional Facility/Personnel - \$260,000*

This funding, appropriated to the Department of Corrections, was for three project managers for planning and construction of new correctional facilities. Regardless of my decision on whether to sign this legislation into law, the department will not need these positions during Fiscal Year 2005. At this time the administration is not willing to jeopardize the state's debt rating by incurring new state-backed debt to build new facilities. The administration has been clear that only when a long-term fiscal solution is in place will it support new debt. At that time the necessary project managers can be hired.

- *SB 224 – Lower DWI for Minors to .02 - \$134,700*

This funding, appropriated to the Department of Administration for the Public Defender Agency, would have funded a new attorney. The final version of this legislation imposes a mandatory minimum fine and community service for juveniles operating a vehicle after consuming alcohol or refusing to submit to a blood alcohol content test. These offenses are already infractions and establishing minimum fines and community service is not expected to cause a substantial enough increase in the number of cases to warrant an additional attorney.

- *SB 231 – Decrease Time to Claim Unclaimed Property - \$30,000*  
The funding, appropriated to the Department of Revenue, was reduced from \$60,000. The department will re-prioritize work performed by existing staff in order to achieve the \$30,000 savings and still get the work done.

All Departments – Travel and State Vehicle Savings - \$1,280,200

Department budgets were reduced by \$375,700 in general funds for expected savings in travel costs (the University's \$250,000 in savings brings the total to \$625,700). Another \$904,500 was taken in anticipated savings from a reduction in the number of state vehicles and improved management of the state's fleet. There will be no impact on direct services delivered to citizens as a result of these savings.

- *Travel Savings - \$375,700*  
General fund savings by department are:
  - Administration \$12,000
  - Community and Economic Development \$5,000
  - Corrections \$110,000
  - Education and Early Development \$10,000
  - Environmental Conservation \$14,300
  - Fish and Game \$17,000
  - Governor's Office \$25,800
  - Health and Social Services \$104,900
  - Labor and Workforce Development \$3,300
  - Military and Veterans Affairs \$25,000
  - Natural Resources \$12,000
  - Public Safety \$26,000
  - Revenue \$11,200
  - Transportation and Public Facilities \$25,000

(The University of Alaska's savings was taken in FCC SSB 283 (Corrected). The \$25,800 in Governor's office travel is tallied in the earlier summary of reductions for the Office of the Governor.)

- *State Vehicle Savings - \$904,500*  
General fund savings by department are:
  - Corrections \$65,000
  - Environmental Conservation \$6,500
  - Fish and Game \$10,000

Health and Social Services	\$5,800
Labor and Workforce Development	\$2,200
Law	\$4,000
Transportation and Public Facilities	\$811,000

In spite of the increased level of investment made in key programs discussed earlier, approved spending from all appropriation measures is basically flat when compared to Fiscal Year 2004. With the customary addition of a \$12.5 million placeholder for supplemental spending next session, overall general fund spending after vetoes for Fiscal Year 2005 is \$13.5 million higher. When compared to Fiscal Year 2003, spending has been reduced by \$163 million. The projected CBR draw, based on the Alaska Department of Revenue's Spring revenue forecast of \$28.30 per barrel, is \$360.6 million.

The current high oil prices have given Alaska's finances a slight reprieve. For some, it may also have served as political permission to avoid making politically challenging decisions to bring stability and certainty to state finances and public services. This administration's plan is for the state to live within its means and develop its resource wealth. This includes managing not only our natural resources but also our financial resources wisely.

We need to protect the value of our Permanent Fund for future generations of Alaskans. And we need to decide, together as Alaskans, on the wisest use of the income from the growing fund. I have advocated putting dividends first because our economy and individual Alaskans depend on them. After dividends are paid, I believe we should make sure we have enough money for education and that we provide some assistance to help keep the lights on and reduce the property tax burden in communities around the state.

I will continue to work with the Legislature and all Alaskans on these financial issues. But we should not let debate over how to manage our bank account take our eye off our job. Job one is to develop our resource wealth to provide hope and opportunity for all Alaskans. Developing our resources is the best way to fund the basic priorities of government—education, public safety, transportation, and public health—and to grow our Permanent Fund.

To these ends, I look forward to working with the Legislature and Alaskans on these critical issues. Alaskans deserve leaders who will take responsibility today for Alaska's tomorrow.

Sincerely yours,

/s/

Frank H. Murkowski  
Governor

**SB 283**

Message dated and received July 19, stating:

Dear President Therriault:

On this date I signed with line item vetoes the following bill passed by the second session of the Twenty-third Alaska State Legislature and am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

FREE CONFERENCE CS FOR SENATE BILL NO. 283(Corrected) "An Act making, amending, and repealing appropriations, including capital appropriations, supplemental appropriations, reappropriations, and appropriations to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

Chapter 159, SLA 2004  
Effective Date: See Chapter

The Fiscal Year 2005 capital budget continues to invest limited state dollars in basic infrastructure. Of note is that of the capital budget's overall \$1.56 billion in appropriations, \$1.45 billion will come from federal funds and only \$117.3 million is from state funds. Federal support ranges from \$232.8 million for airport improvements; \$411.2 million for surface transportation projects; \$61 million for village safe water projects; \$20.9 million for Pacific coastal salmon recovery efforts; to \$5.5 million for a voter registration and election management system.

In terms of state dollars, only \$8.8 million in general funds are tapped. This was possible because of the Alaska Student Loan Corporation's ability to provide revenue bond proceeds to fund capital improvements. This will save approximately \$250 million in general funds over three fiscal years and have no impact on the corporation's ability to meet the needs of student loan borrowers.

Based on my review of FCCS SB 283 (Corrected), I have vetoed two sections for the reasons described below:

Section 47(c) - Alaska Travel Industry Association - \$700,000

In Fiscal Year 2004, ATIA was unable to meet the statutory match requirement for marketing funds. This section converted the unmatched balance to a grant, thereby circumventing the intention of state law. For this reason, I have vetoed the appropriation.

Section 59 – University of Alaska - \$250,000

This reduction reflects the University's estimate of how much it will save in travel costs. Additional savings by other departments are reflected in reductions in the Fiscal Year 2005 operating budget (CCS HB 375).

In spite of increased investment in priority programs, approved spending from all appropriation measures is basically flat when compared to Fiscal Year 2004. With the customary addition of a \$12.5 million placeholder for supplemental spending next session, overall spending after vetoes for Fiscal Year 2005 is \$13.5 million higher. When compared to Fiscal Year 2003, spending has been reduced by \$163 million. The projected Constitutional Budget Reserve draw, based on the Department of Revenue's spring revenue forecast of \$28.30 per barrel, is \$360.6 million.

The current high oil prices have given Alaska's finances a slight reprieve. For some, it may also have served as political permission to avoid making politically challenging decisions to bring stability and certainty to state finances and public services. This administration's plan is for the state to live within its means and develop its resource wealth. This includes managing not only our natural resources but also our financial resources wisely.



We need to protect the value of our Permanent Fund for future generations of Alaskans. And we need to decide, together as Alaskans, on the wisest use of the income from the growing fund. I have advocated putting dividends first because our economy and individual Alaskans depend on them. After dividends are paid, I believe we should make sure we have enough money for education and that we provide some assistance to help keep the lights on and reduce the property tax burden in communities around the state.

I will continue to work with the Legislature and all Alaskans on these financial issues. But we should not let debate over how to manage our bank account take our eye off our job. Job one is to develop our resource wealth to provide hope and opportunity for all Alaskans. Developing our resources is the best way to fund the basic priorities of government—education, public safety, transportation, and public health—and to grow our Permanent Fund.

To these ends, I look forward to working with the Legislature and Alaskans on these critical issues. Alaskans deserve leaders who will take responsibility today for Alaska's tomorrow.

Sincerely yours,

/s/

Frank H. Murkowski

Governor

**SB 65**

Message dated and received July 22, stating:

Dear President Therriault:

On this date I have signed the following bill passed by the second session of the Twenty-third Alaska State Legislature. I am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 65(FIN) "An Act relating to the qualifications of correctional officers, parole officers, and probation officers; authorizing the Department of Corrections to enter into lease-purchase

agreements with municipalities for new or expanded public correctional facilities in the Fairbanks North Star Borough, the Matanuska-Susitna Borough, Bethel, the Municipality of Anchorage, and the City of Seward; relating to the development and financing of privately operated correctional facility space and services; authorizing the Department of Corrections to enter into a lease-purchase agreement with the City of Whittier for the confinement and care of prisoners in privately operated correctional facility space if the state cannot provide the same level of services required in state law or regulation for the same or less cost; giving notice of and approving, and authorizing the entry into and issuance of certificates of participation for, the upgrade, expansion, and replacement of certain jails in Dillingham and Kodiak; and providing for an effective date."

Chapter 160, SLA 2004  
Effective Date: 07/23/04

I have consistently supported finding a solution to the chronic problem of prison overcrowding in Alaska. Over a decade of gridlock has led to the failure to improve on what was supposed to be a temporary solution of sending prisoners to Arizona. The result has been the placement of more and more prisoners into community housing alternatives and the constant transferring of prisoners between locations to ensure the integrity of the system, all of which runs the risk of compromising the level of public safety being provided to Alaskans.

Working with the Legislature, we have ended the gridlock. This bill will give the state the authority to address many needs, including both pretrial and long-term incarceration of criminals across the state. It will give the state the authority to pursue a large facility in the Mat-Su Valley, to reduce prison costs and ease the overcrowding in other areas. It will allow the state, subject to specified restrictions, to replace the Kodiak jail and the jail in Dillingham. It will also allow the state to expand the Anchorage Correctional Complex, if federal money becomes available. The expansions authorized in this bill will enhance the level of public safety afforded to the people of Alaska by providing a stable and adequate supply of prison beds to house those criminals who choose to victimize our citizens.

And finally, this bill will generate good paying, long-term jobs for Alaskans and end the export of over \$14 million per year to Arizona.

In addition to my support of finding a solution to the prison overcrowding, I have consistently advised the Legislature that it should adopt a long-range fiscal plan for the State of Alaska. I believe the state needs to be on a solid financial footing before it authorizes a program of new borrowing that ultimately relies on the credit of the state.

The state's credit has been under the cloud of a formal negative outlook by Moody's since August of 2002. The amount of debt authorized in this bill coupled with a lack of a long-range fiscal plan causes concern, the greatest of which is a potential negative effect on the state's credit rating. A downgrade of the state's credit could cost Alaska communities more each year in added interest. Even with petroleum revenues and one-time reserves paying state interest costs, Alaskans who pay property taxes to a city with debt, have a student loan, or have a home mortgage with a state agency would realize increased costs from a credit downgrade. A credit downgrade would be much like a hidden tax on Alaskans.

I have made a commitment to the rating agencies that the state will not incur additional debt until recurring revenues match expenditures. I maintain that commitment and my signature of this bill is not an indication of our intent to immediately move forward with the \$850 million in potential debt authorized in this legislation.

I will still mandate that, before actual bonding or significant debt instruments can be issued, there must be a satisfactory repayment ability that will not jeopardize the state's AA bond rating. The responsibility to assure that the credit rating is not put in jeopardy is the joint responsibility of the Legislature and the administration. It is further understood that my administration, including the commissioner of Corrections and the State Bond Committee, will not initiate any action inconsistent with the state debt policy as articulated by the Office of the Governor.

There are several provisions included in the bill that I will use to ensure my commitment is maintained. First, the bill provides the Department of Corrections the option to enter into lease-purchase agreements for new or expanded facilities. There is no mandate. Second, the authorization remains in effect until 2009. Third, lease-purchase agreements are subject to approval by the state bond committee made up of the commissioners of Revenue, Commerce, and Administration and the state bond committee will not approve debt that will result in a downgrading of the state's credit rating. Fourth, the bill restricts the Department of Correction's authority to sign lease-purchase agreements if any bonds issued for the projects would be rated below investment grade. Finally, certificates of participation authorized under the bill are restricted if the issuance would lower the state's credit rating and the certificates are rated below investment grade.

I look forward to working with the Legislature and Alaskans to address the long-term fiscal needs of the state and the need to house our prisoners.

Sincerely yours,

/s/

Frank H. Murkowski  
Governor

**HB 496**

Message dated July 24 and received July 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 496(STA) "An Act creating the youth vote ambassador program and relating to that program; authorizing the members of the program to be appointed to serve on election boards; relating to qualifications for appointment to election boards; and providing for an effective date."

Chapter 161, SLA 2004  
Effective Date: 07/25/04

**HB 366**

Message dated July 24 and received July 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 366(FIN) "An Act relating to animal classic charitable gaming; and providing for an effective date."

Chapter 162, SLA 2004  
Effective Date: 07/25/04

**SB 203**

Message dated July 25 and received July 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 203(FIN) "An Act relating to administrative hearings, to hearing officers, and to administrative law judges; establishing the office of administrative hearings and relating to that office; and providing for an effective date."

Chapter 163, SLA 2004  
Effective Date: See Chapter

**HB 424**

Message dated July 25 and received July 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 424(JUD)(efd fld S)  
"An Act relating to review by the Legislative Affairs Agency of certain state agency regulations proposed for adoption, amendment, or repeal under the Administrative Procedure Act; and repealing provisions relating to annulment of regulations."

Chapter 164, SLA 2004  
Effective Date: 10/23/04

**HB 213**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO.  
213(FIN) "An Act relating to a provisional driver's  
license and to issuance of a driver's license; and  
providing for an effective date."

Chapter 165, SLA 2004  
Effective Date: 01/01/2005

**HB 533**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO.  
533(FIN) "An Act relating to the state's  
administrative procedures and to judicial oversight of  
administrative matters."

Chapter 166, SLA 2004  
Effective Date: 10/24/04

**HB 379**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 379 "An Act establishing an  
office of citizenship assistance in the Department of  
Labor and Workforce Development."

Chapter 167, SLA 2004  
Effective Date: 10/24/04

**SB 132**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 132(RES) "An Act removing the Old Minto townsite from the Minto Flats State Game Refuge; and authorizing the Department of Natural Resources to convey certain land at the historic Old Minto site to the Native Village of Minto."

Chapter 168, SLA 2004  
Effective Date: 10/24/04

**HB 56**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 56(L&C) "An Act relating to the award to the state of actual reasonable attorney fees and costs, including costs of investigation, in certain court actions relating to unfair trade practices; and amending Rules 54(d), 79, and 82, Alaska Rules of Civil Procedure."

Chapter 169, SLA 2004  
Effective Date: 10/24/04

**HB 83**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 83(JUD) "An Act adopting a version of the Revised Uniform Arbitration Act; relating to the state's existing Uniform Arbitration Act; amending Rules 3, 18, 19, 20, and 21, Alaska Rules of Civil Procedure,

Rule 601, Alaska Rules of Evidence, and Rule 402, Alaska Rules of Appellate Procedure; and providing for an effective date."

Chapter 170, SLA 2004  
Effective Date: 01/01/05

**HB 272**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 272(L&C) am S "An Act relating to the advertising of motor vehicles, including trailers, for sale by motor vehicle dealers; relating to the financing of motor vehicle purchases; relating to motor vehicle sales contracts; relating to the disclosures required to be made by motor vehicle dealers when selling motor vehicles, including trailers, or when their service employees work on commission; relating to a motor vehicle dealer's selling as a new or current model vehicle, a motor vehicle required to be registered under AS 28.10; relating to a motor vehicle dealer's advertising an offer for the sale, lease, or purchase of a motor vehicle, including a trailer; relating to a motor vehicle dealer's conditioning the sale and delivery of a motor vehicle, including a trailer, on the buyer's purchase of other items; and relating to the return of a buyer's trade-in by a motor vehicle dealer."

Chapter 171, SLA 2004  
Effective Date: 10/24/04

**HB 336**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:



SENATE CS FOR CS FOR HOUSE BILL NO. 336(JUD)(efd fld S) "An Act relating to motor vehicle insurance; and limiting recovery of civil damages by an uninsured driver."

Chapter 172, SLA 2004  
Effective Date: 10/24/04

**HB 405**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 405(HES) "An Act relating to reports on school and school district performance; relating to accountability of public schools and school districts; and providing for an effective date."

Chapter 173, SLA 2004  
Effective Date: 07/27/04

**HB 430**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 430 "An Act relating to employees under 21 years of age in the premises of hotels, restaurants, and eating places that are licensed to sell, serve, deliver, or dispense alcoholic beverages."

Chapter 174, SLA 2004  
Effective Date: 10/24/04

**HB 494**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 494(FIN) "An Act relating to the methods of disbursement of money by the state, including employment compensation, unemployment payments, and permanent fund dividends, and to bank investments and deposits by the state; and providing for an effective date."

Chapter 175, SLA 2004  
Effective Date: See Chapter

**SB 217**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 217(JUD) "An Act relating to genetic privacy."

Chapter 176, SLA 2004  
Effective Date: 10/24/04

**SB 358**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 358 "An Act relating to the performance of railroad track construction work for the Department of Transportation and Public Facilities by the Alaska Railroad Corporation."

Chapter 177, SLA 2004  
Effective Date: 10/24/04

**SB 30**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CONFERENCE CS FOR SENATE BILL NO. 30  
"An Act relating to information and services available to pregnant women and other persons; ensuring informed consent before an abortion may be performed; and providing exceptions to informed consent in certain cases."

Chapter 178, SLA 2004  
Effective Date: 10/24/04

**SB 385**

Message dated July 26 and received July 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 385(RLS) am H "An Act relating to homeland security, to civil defense, to emergencies and to disasters, including disasters in the event of attacks, outbreaks of disease, or threats of attack or outbreak of disease; establishing the Alaska division of homeland security and emergency management in the Department of Military and Veterans' Affairs and relating to the functions of that division and that department; and providing for an effective date."

Chapter 179, SLA 2004  
Effective Date: See Chapter

**SB 254**

Message dated August 12 and received August 13, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 254(FIN)(efd fld) "An Act relating to tourism marketing contracts."

Chapter 180, SLA 2004  
Effective Date: 11/10/04

**SB 284**

Message dated August 26 and received August 30, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 284(JUD) "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; and relating to confidential information in voter registration records."

Chapter 181, SLA 2004  
Effective Date: 11/24/04

**SB 1001**

Message dated July 24 and received July 29, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR SENATE BILL NO. 1001(FIN) am H(ct rule fld) "An Act relating to restrictions on shipping or transporting cigarettes; relating to taxes on cigarettes and tobacco products, to tax stamps on cigarettes, to forfeiture of cigarettes and of property used in the manufacture, transportation, facilitation of transportation, possession, offering for sale, or sale of unstamped cigarettes, to accounting for and use of part of the proceeds of the additional cigarette tax, and to licenses and licensees under the Cigarette Tax Act; relating to unfair cigarette sales; relating to supersedeas bonds in certain tobacco-related litigation; relating to the tobacco product Master Settlement Agreement; and providing for an effective date."

Chapter 1, FSSLA 2004  
Effective Date: See Chapter

**SJR 14**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE JOINT RESOLUTION NO. 14 Requesting the Federal Aviation Administration to fully staff and maintain flight service stations in Alaska.

Legislative Resolve No. 44

**SJR 31**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

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.

Legislative Resolve No. 46

**HCR 37**

Message dated July 1 and received July 7, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 37 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 194, relating to delivery of distilled spirits and beer.

Legislative Resolve No. 47

**HJR 5**

Message dated July 3 and received July 7, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE JOINT RESOLUTION NO. 5 Proposing an amendment to the Constitution of the State of Alaska relating to initiative and referendum petitions.

Legislative Resolve No. 48

**HJR 48**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE JOINT RESOLUTION NO. 48(RLS) Sending a message of goodwill to President Chen Shui-bian and to the people of Taiwan, 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 on Taiwan and to support negotiation of a free trade agreement with the Republic of China on Taiwan.

Legislative Resolve No. 50

**SCR 30**

Message dated July 22 and received July 30, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 30 Suspending Rules 24(c), 35, 41(b), 42(c) and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 283, relating to appropriations from the constitutional budget reserve fund.

Legislative Resolve No. 51

**HCR 32**

Message dated June 28 and received June 29, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE  
CONCURRENT RESOLUTION NO. 32(FIN)  
Relating to information infrastructure and  
establishing the Alaska Information Infrastructure  
Policy Task Force.

Legislative Resolve No. 52

**HCR 40**

Message dated July 1 and received July 7, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 40  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning Senate Bill No. 170, relating to criminal  
law.

Legislative Resolve No. 53

**HJR 35**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE JOINT RESOLUTION NO.  
35(L&C) Relating to bovine spongiform  
encephalopathy, commonly known as mad cow  
disease, and country-of-origin labeling for meat  
products.

Legislative Resolve No. 54

**HJR 36**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE JOINT RESOLUTION  
NO. 36(RES) Requesting the National Park Service  
to mitigate the adverse economic effects of  
commercial fishing closures and restrictions in  
Glacier Bay National Park and Preserve.

Legislative Resolve No. 55

**HJR 41**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE JOINT RESOLUTION NO.  
41(RES) Relating to support for the Federal Land  
Recreational Visitor Protection Act.

Legislative Resolve No. 56

**SCR 24**

Message dated June 23 and received June 25, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 24  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 252, relating to boards  
under AS 08.01.

Legislative Resolve No. 57



**SCR 27**

Message dated June 23 and received June 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 27  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 452, relating to sport  
fishing operators and sport fishing guides.

Legislative Resolve No. 58

**SCR 28**

Message dated July 22 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 28  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 459, relating to optically  
scanned and electronically generated ballots.

Legislative Resolve No. 59

**SCR 33**

Message dated July 22 and received July 30, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 33  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 309, relating to  
nonindigenous fish.

Legislative Resolve No. 60

**SJR 25**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE JOINT RESOLUTION NO. 25  
Recommending that certain federal funding restrictions be eased so that more villages in Alaska would qualify for assistance relating to flooding and erosion.

Legislative Resolve No. 61

**SJR 33**

Message dated July 26 and received July 28, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE JOINT RESOLUTION NO. 33(STA) Urging our United States Senators to work to allow a timely vote on the floor on all judicial nominations.

Legislative Resolve No. 62

**HCR 16**

Message dated June 23 and received June 25, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 16(RLS) Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2000 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; relating to meetings of subcommittees and conference committees; and providing for an effective date for the amendments.

Legislative Resolve No. 64

**HCR 29**

Message dated June 28 and received June 29, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 29 am  
Relating to support for therapeutic courts for repeat  
driving while under the influence offenders.

Legislative Resolve No. 65

**HCR 101**

Message dated August 10 and received August 12, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 101  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning Senate Bill No. 1001, relating to taxes on  
cigarettes and tobacco products.

Legislative Resolve No. 66

**SR 2**

Message dated and received July 2, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 2 Recognizing  
February 6, 2004, as Ronald Reagan Day in Alaska.

Senate Resolve No. 2

**SR 5**

Message dated June 23 and received June 25, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 5 Relating to the National Day of Prayer.

Senate Resolve No. 3

**SR 3**

Message dated June 23 and received June 25, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE RESOLUTION NO. 3(FIN)  
Relating to commemoration of Senator Frank R. Ferguson and other distinguished Senators.

Senate Resolve No. 4

**SR 4**

Message dated June 23 and received June 25, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 4 Requesting the United States Congress to amend the federal Wilderness Act to authorize fishery enhancement programs and similar activities in wilderness areas.

Senate Resolve No. 5

**Unfinished Business**

Disclosure letters received in accordance with AS 24.60 were published June 4, 2004 in Senate Journal Supplement No. 8 and House and Senate Joint Journal Supplement No. 19.

**SB 385**

Message dated August 11, 2004, was received from Senator Therriault, regarding appointments under HOUSE CS FOR CS FOR SENATE BILL NO. 385(RLS) am H "An Act relating to homeland security, to civil defense, to emergencies and to disasters, including

disasters in the event of attacks, outbreaks of disease, or threats of attack or outbreak of disease; establishing the Alaska division of homeland security and emergency management in the Department of Military and Veterans' Affairs and relating to the functions of that division and that department; and providing for an effective date" stating:

The following statutory appointments are made to this subcommittee:

Senator Therriault (as President of the Senate)  
Senator Dyson (as Chair of the MVA Operating Budget)

Finally, as Senate President, I appoint one member of the Joint Armed Services Committee:

Senator Gary Stevens

**Index to Partially Vetoed  
and Law Without Signature Bills**

**HB 414**

CONFERENCE CS FOR HOUSE BILL NO. 414

"An Act relating to filling a vacancy in the office of United States senator, and to the definition of 'political party'; and providing for an effective date."

Law Without Signature ..... 3820 ..... 6/21/04  
Chapter No. Assigned ..... 3820 ..... 6/21/04

**HB 563**

CS FOR HOUSE BILL NO. 563(JUD) am(efd add)

"An Act relating to legislative branch ethics, to open meetings guidelines applicable to legislators, to the confidentiality of complaints and proceedings involving alleged violations of AS 24.60, and to hearings on formal charges by the Select Committee on Legislative Ethics or its subcommittees; and providing for an effective date."

Law Without Signature ..... 3905 ..... 9/07/04  
Chapter No. Assigned ..... 3905 ..... 9/07/04

**HB 375**

CONFERENCE CS FOR HOUSE BILL NO. 375

"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."

Partially Vetoed on 7/19/04 ..... 3914 ..... 9/07/04  
Chapter No. Assigned ..... 3914 ..... 9/07/04

**SB 283**

**FREE CONFERENCE CS FOR SENATE BILL NO. 283(Corrected)**

"An Act making, amending, and repealing appropriations, including capital appropriations, supplemental appropriations, reappropriations, and appropriations to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

Partially Vetoed on 7/19/04 ..... 3921 ..... 9/07/04  
Chapter No. Assigned ..... 3921 ..... 9/07/04

This final supplement of the Senate Journal completes the official record of the Second Session and the First Special Session of the Twenty-third Legislature.

Kirsten Waid  
Secretary of the Senate

September 2004