

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SIXTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Wednesday

January 21, 2009

#### Second Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:01 a.m.

Roll call showed 37 members present. Representatives Foster and Harris had been excused from a call of the House today. Representative Hawker was absent and his presence was noted later.

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

With the deepest respect for the beliefs of all Alaskans, I offer the following prayer.

*From Psalm 129: Lift up your hearts to the Most High! Let the earth ring with songs of praise! Be glad, O people of the light! Let your life be impregnated by love's gifts. Discover in the great silence the mystery of who you are, and be true to yourself. For wherever you dwell, there is beauty; infinite love is everywhere. Know that the beauty hidden within your soul is seen by the eyes of your heart. Let the still small voice of the Beloved guide you by day and comfort you by night; then you will be blessed and, in turn, you will be a blessing to the world.*

Gracious God, you created us and placed us within families to learn how to love and be loved. We praise you for your goodness; we thank you for your gifts. Bless our state with

your love. Raise up in Alaska good and holy families, loving husbands and wives, devoted parents and children. Raise up from our families and friends dedicated and generous leaders who will serve as role models in our communities. Amen.

The Pledge of Allegiance was led by Representative Joule.

### **CERTIFICATION OF THE JOURNAL**

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

### **MESSAGES FROM THE GOVERNOR**

A letter dated December 11, 2008, was read stating that, in accordance with AS 16.05.221, the Governor submits the following names for legislative confirmation of appointment to the boards and commissions noted.

The Speaker referred the following to the House Special Committee on Fisheries and the Resources Committee:

#### **Board of Fisheries**

Judge Karl S. Johnstone (Retired)  
Appointed: 12/5/2008      Term Expires: 6/30/2009

The Speaker referred the following to the Resources Committee:

#### **Board of Game**

Stanley "Stosh" Hoffman Jr.  
Appointed: 11/13/2008      Term Expires: 3/1/2011

Resumes for the appointments are on file in the Chief Clerk's office.

### **MESSAGES FROM THE SENATE**

A message dated January 20, 2009, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 7:00 p.m., January 22 to hear the Governor's annual State of the State Address.

A message dated January 20, 2009, was read stating the Senate confirmed the following members to the Select Committee on Legislative Ethics:

Senator Stevens  
Senator Wagoner  
Senator Thomas (Alternate)  
Senator Wielechowski (Alternate)

### COMMUNICATIONS

The Speaker made the following appointments:

Education Funding District Cost Factor Commission  
(Legislative Resolve No. 62, SLA 2008)

Representative Seaton  
Representative Wilson  
Representative Hawker  
Representative Joule  
Representative Kawasaki

Alaska Health Care Commission  
Representative Keller

The following memorandum dated November 18, 2008, was received from Patty Rose, Enrolling Secretary, Division of Legal and Research Services, regarding Chapter 3, SLA 2007, CSHB 21(STA), Twenty-fifth Alaska State Legislature:

"I am reporting an error in ch. 3, SLA 2007, that was discovered after enrollment and after printing of the 2007 Session Laws and Resolves of Alaska and has not been corrected.

In the enrolled measure, the title is set out incorrectly. The title of the measure as it passed the legislature was "**An Act relating to the state flag; and relating to the proper retirement of an official state flag.**" In the enrolled measure, the title is "**An Act relating to the proper retirement of an official state flag.**" The words, "relating to the state flag; and" were omitted. This is a clerical error."

The following were received:

Alaska Energy Authority  
Certification of Capital Reserve Funds' Requirement  
December 11, 2008  
(as required by AS 44.83.110)

Dept. of Commerce, Community, & Economic Development  
Division of Insurance  
70<sup>th</sup> Annual Report  
Fiscal Year 2008  
(as required by AS 21.06.110)

Select Committee on Legislative Ethics  
Advisory Opinions Rendered by the Committee  
Volume XXX  
January 1, 2008 - December 31, 2008  
(as required by AS 24.60.150)

Select Committee on Legislative Ethics  
Public Decisions Issued by the Committee  
Volume XII  
January 1, 2008 - December 31, 2008  
(as required by AS 24.60.150)

Dept. of Environmental Conservation  
Division of Water  
Cruise Ship Dilution Study  
Preliminary Report  
January 12, 2009  
(as required by Chapter No. 29, SLA 2008)

Dept. of Environmental Conservation  
National Pollutant Discharge Elimination System  
Progress Report  
January 8, 2009  
(as required by Chapter No. 95, SLA 2005)

Dept. of Health & Social Services  
Annual Report  
Fiscal Year 2008

Dept. of Law  
Office of the Attorney General  
Activities of the National Conference of  
Commissioners on Uniform State Laws  
Annual Report  
September 25, 2008

Legislative Affairs Agency  
Division of Legal and Research Services  
Report Listing Alaska Statutes with Delayed  
Repeals or Delayed Amendments and  
Examining Court Decisions and Opinions of  
the Attorney General Construing Alaska Statutes  
November 2008  
(as required by AS 24.20.065)

The following audit reports were received from the Division of  
Legislative Audit, Legislative Budget & Audit Committee, as required  
by AS 24.20.311:

2008 Annual Report, Unabridged  
2008 Annual Report, Condensed

Dept. of Commerce, Community, & Economic Development  
Alaska State Board of Public Accountancy  
Sunset Review  
December 1, 2008  
Available at <http://www.legaudit.state.ak.us/>

Dept. of Commerce, Community, & Economic Development  
State Board of Registration for Architects, Engineers, and Land  
Surveyors  
September 22, 2008

Dept. of Commerce, Community, & Economic Development  
Alaska Energy Authority  
Rural Power System Upgrade Program Procurement Issues  
August 15, 2008

Dept. of Commerce, Community, & Economic Development  
Board of Veterinary Examiners  
September 22, 2008

Dept. of Health & Social Services  
Division of Public Health  
Training, Policies and Practices Related to  
Reporting Suspected Statutory Rape  
April 28, 2008

Dept. of Natural Resources  
Division of Agriculture  
Agricultural Revolving Loan Fund  
Matanuska Maid  
September 22, 2008

#### **INTRODUCTION OF CITATIONS**

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

In Memoriam - Nellie "Mrs. Santa Claus" Miller  
By Senator Therriault; Representative Coghill

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

##### **HCR 2**

HOUSE CONCURRENT RESOLUTION NO. 2 by Representatives Ramras, Millett, Johnson, and Chenault:

Requesting the governor to provide energy security for all Alaskans by pursuing development of a natural gas bullet pipeline from the North Slope to the Cook Inlet region; and requesting the governor to identify and negotiate with one or more persons

capable of producing natural gas from the Gubik area, and other areas on the North Slope if necessary, in sufficient quantities to support a bullet pipeline project.

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

**HCR 3**

HOUSE CONCURRENT RESOLUTION NO. 3 by Representatives Ramras, Millett, Johnson, and Chenault:

Requesting the governor to provide energy security for all Alaskans by taking and encouraging all action that would support a natural gas bullet pipeline from the North Slope to the Cook Inlet region, including initiating any necessary negotiations to reopen the Agrium plant in Kenai.

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

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

**HCR 4**

HOUSE CONCURRENT RESOLUTION NO. 4 by Representatives Ramras, Millett, Johnson, and Chenault:

Requesting the governor to provide energy security for Alaskans by taking and encouraging all action to support development of a natural gas bullet pipeline from the North Slope to the Cook Inlet region including advocating an increase in the amount of natural gas that may be exported under authority granted by the United States Department of Energy.

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

**HCR 5**

HOUSE CONCURRENT RESOLUTION NO. 5 by Representatives Ramras, Millett, Johnson, and Chenault:

Requesting the governor to provide energy security for all Alaskans by working on significant elements and components to support the timely construction of a natural gas bullet pipeline from the North Slope to the Cook Inlet region and to take necessary action to assist and facilitate the process for a private entity to make a final investment decision to commit to the pipeline before November 1, 2010.

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

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

##### **HB 78**

HOUSE BILL NO. 78 by Representative Olson, entitled:

"An Act extending the termination date of the Board of Public Accountancy; and providing for an effective date."

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

##### **HB 79**

HOUSE BILL NO. 79 by Representatives Ramras and Millett, entitled:

"An Act establishing a gas royalty and production tax fund, describing its purpose, and authorizing use of fund proceeds to support power cost equalization."

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

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

##### **LEGISLATIVE CITATIONS**

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



Honoring - Will Hickman

By Representatives Thomas, Chenault, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Tuck, Wilson

Honoring - Juneau-Douglas High School Boys Swim/Dive Team, 2008 State Champions

By Senator Elton; Representatives Kerttula, Munoz, Chenault, Austerman, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Lynn, Millett, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Thomas, Tuck, Wilson

### UNFINISHED BUSINESS

Representative Johansen moved that the House confirm the appointment of Representatives Coghill and Gardner and Representatives Gatto and Gara (Alternates) to the Select Committee on Legislative Ethics.

The question being: "Shall the House confirm the appointment of Representatives Coghill and Gardner and Representatives Gatto and Gara (Alternates) to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics

Confirm - Representatives Coghill and Gardner

Representatives Gatto and Gara, Alternates

**YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0**

Yeas: Austerman, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Thomas, Tuck, Wilson

Excused: Foster, Harris

And so, the appointments were confirmed.

The Chief Clerk notified the Senate.

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

Representative Chenault – from 7:00 a.m., January 23 to 1:00 p.m., January 24

Representative Seaton – from 10:00 a.m., January 31 to noon, plane time, February 9

Representative Thomas – from 10:30 a.m., January 24 to 7:30 p.m., January 25

**HB 10**

Representative Dahlstrom added her name as cosponsor to:

HOUSE BILL NO. 10

"An Act authorizing a borough to charge a city for costs of collecting certain taxes; relating to a mandatory exemption from municipal property taxes for residences of certain widows or widowers, and to optional exemptions from municipal property taxes for property of certain fraternal organizations, for certain college property, and for certain residential property; and providing for an effective date."

**HB 39**

Representative Gardner added her name as joint prime sponsor to:

HOUSE BILL NO. 39

"An Act relating to open meetings guidelines for legislative bodies; and providing for an effective date."

**HB 58**

Representative Ramras added his name as cosponsor to:

## HOUSE BILL NO. 58

"An Act relating to a student loan repayment program for specified occupations or fields in which a shortage of qualified employees exists."

**HB 70**

Representative Ramras added his name as cosponsor to:

## HOUSE BILL NO. 70

"An Act establishing the farm-to-school program in the Department of Natural Resources, the Alaska grown fresh fruit and vegetable grant program in the Department of Education and Early Development, the farmers' market technology improvement pilot program in the Department of Environmental Conservation, and the farmers to food banks pilot program in the Department of Commerce, Community, and Economic Development."

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Johansen moved and asked unanimous consent that the House adjourn until 6:00 p.m., January 22, 2009. There being no objection, the House adjourned at 10:25 a.m.

Suzi Lowell  
Chief Clerk