

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-SIXTH LEGISLATURE - FIRST SESSION**

**Juneau, Alaska**

**Saturday**

**April 11, 2009**

**Eighty-second Day**

Pursuant to adjournment the House was called to order by Speaker Chenault at 12:05 p.m.

Roll call showed 38 members present. Representative Foster had been excused from a call of the House today.

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

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

To the God of the Universe:

You are with us in every time of perplexity, to point the way; you are with us in every time of sorrow, to reassure; you are with us in every time of temptation, to strengthen; you are with us in every time of loneliness, to befriend; you are with us even in death, to comfort.

You know the riches of contentment, whether we are well fed or hungry, whether we enjoy plenty or want, you know it. It is us who must learn to be content whatever the circumstances. We know our wants, but you know our needs.

Brothers and sisters, whatever is true, whatever is noble, whatever is right, whatever is pure, whatever is lovely, whatever is admirable, if anything is excellent or praiseworthy, if it is good for any other—put it into practice.

Lord, help us, brothers and sisters all, to do great things as though they were little, to do little things as though they were great. If we have work to do, we must start this very hour; if we face a huge obstacle, we must gather our strength. If we encounter a seemingly insignificant event, we must determine to do it with excellence.

Expect great things from God; and we will not be disappointed. The God of the universe is at our side every day, every hour, every minute, every second. We could ask no more than that.

The Pledge of Allegiance was led by Representative Petersen.

#### **CERTIFICATION OF THE JOURNAL**

Representative Johansen moved and asked unanimous consent that the journal for the 81<sup>st</sup> legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Munoz introduced Mercedes Munoz, Guest Page, from Juneau.

Representative Kerttula introduced Mircea Brown, Guest Page, from Juneau.

Representative Kerttula introduced Benjamin Cotter, House Page, from Juneau.

#### **REPORTS OF STANDING COMMITTEES**

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Wayne Anthony Ross

as Attorney General.

The report was signed by Representative Ramras, Chair; and Representatives Lynn, Gruenberg, Coghill, Dahlstrom, Holmes, and Gatto.

The Labor & Commerce Committee reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Carla Bassler  
John Floyd  
Kathleen A. Reid  
Elaine Williamson

as members of the Alaska State Board of Public Accountancy.

Ethan Billings  
Belen Cook  
Ellen Ganley

as members of the Alcoholic Beverage Control Board.

Boyd Brownfield  
Eric Eriksen  
Craig Fredeen  
Richard Heieren  
Harley Hightower  
Richard Rearick  
Don Shiesl

as members of the State Board of Registration for Architects, Engineers, and Land Surveyors.

Carol Hernley  
Debra Long

as members of the Board of Barbers and Hairdressers.

Dr. Dan Holt  
Dr. Rosemary Zimmerman

as members of the Board of Chiropractic Examiners.

Robyn Chaney  
Dr. Mary Anne Navitsky  
Deborah Stauffer  
Dr. Clifford Douglas White

as members of the Board of Dental Examiners.

Tyler E. Andrews  
Will Askren  
Gary P. Bader  
Aaron T. Isaacs, Jr.  
Matthew R. McSorley

as members of the Alaska Labor Relations Agency.

Dale O. Collins  
Michael Heimbuch

as members of the Board of Marine Pilots.

Kimberly K. Horn  
Patricia A. White

as members of the Board of Marital and Family Therapy.

Barbara Norton

as a member of the Board of Certified Direct-Entry Midwives.

Thomas Hendrix  
Janine L. McCready

as members of the Board of Nursing.

Thomas A. Trosvig

as a member of the Occupational Safety and Health Review Board.

Dr. Dennis A. Swarner

as a member of the Board of Examiners in Optometry.

Leah Handley  
Steve R. Johnson  
Chris "CJ" Kim  
Mary D. Mundell

as members of the Board of Pharmacy.

Jay McDiarmid  
Dr. Marc Slonimski

as members of the State Physical Therapy and Occupational Therapy Board.

Ray DePalatis  
Lillian Mitchell  
Tashawna L. Olson

as members of the Board of Professional Counselors.

Dr. Kristi H. Fuller

as a member of the Board of Psychologist and Psychological Associate Examiners.

Richard "Butch" D. Olmstead  
Gene H. Shafer

as members of the Board of Certified Real Estate Appraisers.

Nancy Davis  
Barbara A. Dickson  
Gene DuVal

as members of the Real Estate Commission.

Paul Lisankie

as a member of the Regulatory Commission of Alaska (RCA).

Darrell Allman  
Gail La Rose-Henderson  
Patty McMillin

as members of the Board of Social Work Examiners.

Margaret J. Eastman

as a member of the Board of Veterinary Examiners.

Philip E. Ulmer

as a member of the Workers' Compensation Appeals Commission.

Richard H. Behrends  
Howard A. Hansen  
Linda F. Hutchings  
Sarah Lefebvre  
Kiana Peacock  
Daniel Repasky  
Marc D. Stemp  
Patricia A. Vollendorf  
Robert C. Weel

as members of the Alaska Workers' Compensation Board.

The report was signed by Representative Olson, Chair; and Representatives Neuman, Coghill, Lynn, Holmes, and Buch.

**HJR 31**

The State Affairs Committee considered:

HOUSE JOINT RESOLUTION NO. 31  
Urging the United States Congress to pass the Honor the Written  
Intent of our Soldier Heroes Act.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 31(MLV)  
(same title)

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

Do pass (7): Johnson, Gatto, Seaton, Gruenberg, Wilson, Petersen, Lynn

The following fiscal note(s) apply to CSHJR 31(MLV):

1. Zero, House Special Committee on Military & Veterans' Affairs

HJR 31 was referred to the Rules Committee for placement on the calendar.

#### **HB 44**

The Finance Committee considered:

HOUSE BILL NO. 44

"An Act relating to investments applicable to energy; authorizing the Alaska Permanent Fund Corporation to make in-state energy project investments; and authorizing certain public corporations to issue bonds for energy projects."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 44(FIN)  
(same title)

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

Do pass (3): Gara, Crawford, Austerman

No recommendation (6): Thomas, Fairclough, Salmon, Joule, Hawker, Stoltze

The following fiscal note(s) apply to CSHB 44(FIN):

1. Zero, Dept. of Revenue
2. Zero, Dept. of Revenue
3. Zero, Dept. of Revenue

HB 44 was referred to the Rules Committee for placement on the calendar.

**HB 141**

The Finance Committee considered:

HOUSE BILL NO. 141

"An Act relating to the Interstate Compact for Juveniles; relating to the State Council for Interstate Adult and Juvenile Offender Supervision; amending Rules 4 and 24(b), Alaska Rules of Civil Procedure; and providing for an effective date."

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

Do pass (8): Thomas, Gara, Crawford, Kelly, Fairclough, Salmon, Hawker, Stoltze

No recommendation (1): Austerman

The following fiscal note(s) apply:

1. Fiscal, Dept. of Health & Social Services
2. Zero, Dept. of Corrections

HB 141 was referred to the Rules Committee for placement on the calendar.

**HB 175**

The Finance Committee considered:

HOUSE BILL NO. 175

"An Act relating to insurance, including treating as confidential certain information submitted to the director of insurance by the



National Association of Insurance Commissioners; clarifying conditions for the release of insurer deposits; defining travel insurance that may be sold under a travel insurance limited producer license; establishing criteria for licensing of nonresident independent adjusters as resident adjusters; exempting rewards under a wellness program from treatment as insurance discrimination or rebating; making certain insurance required of the Comprehensive Health Insurance Association permissive rather than mandatory; providing for the administration of loss reimbursement policies and payments to guaranty associations during insolvency proceedings; making certain provisions relating to statements on applications and guaranteed renewability for individual health insurance applicable to hospital and medical service corporations; making public certain forms and related documents filed for approval by a hospital or medical service corporation after the filing becomes effective; relating to deposits of self-funded multiple employer welfare arrangements; repealing reasons that the director of insurance may use to deny or revoke a license; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 175(L&C)

"An Act relating to insurance, including treating as confidential certain information submitted to the director of insurance by the National Association of Insurance Commissioners; clarifying conditions for the release of insurer deposits; defining travel insurance that may be sold under a travel insurance limited producer license; establishing criteria for licensing of nonresident independent adjusters as resident adjusters; exempting rewards under a wellness program from treatment as insurance discrimination or rebating; making certain insurance required of the Comprehensive Health Insurance Association permissive rather than mandatory; making certain provisions relating to statements on applications and guaranteed renewability for individual health insurance applicable to hospital and medical service corporations; making public certain forms and related documents filed for approval by a hospital or medical service corporation after the filing becomes effective; relating to deposits of self-funded multiple employer welfare arrangements; repealing

reasons that the director of insurance may use to deny or revoke a license; and providing for an effective date."

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

Do pass (5): Thomas, Gara, Kelly, Hawker, Stoltze

No recommendation (4): Austerman, Crawford, Fairclough, Salmon

The following fiscal note(s) apply to CSHB 175(L&C):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 175 was referred to the Rules Committee for placement on the calendar.

### **HB 221**

The Labor & Commerce Committee considered:

HOUSE BILL NO. 221

"An Act relating to the state's participation in the federal Nationwide Mortgage Licensing System and Registry, and to mortgage lending regulation and licensing; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 221(L&C)  
(same title)

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

Do pass (3): Lynn, Coghill, Olson

No recommendation (2): Buch, Holmes

The following fiscal note(s) apply to CSHB 221(L&C):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 221 was referred to the Finance Committee.

**HB 222**

The Labor & Commerce Committee considered:

**HOUSE BILL NO. 222**

"An Act prohibiting discrimination by health care insurers based on genetic information; requiring a health care insurer to offer coverage for the treatment of alcoholism or drug abuse; providing continuity of coverage for college students during medically necessary leaves of absence from college; requiring health care insurers in the group market to provide parity in the application of mental health and substance abuse benefits that comply with federal requirements; amending the definition of 'dentist' to include out-of-state dentists for purposes of certain dental insurance requirements; and providing for an effective date."

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

Do pass (4): Lynn, Buch, Holmes, Olson

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development
2. Indeterminate, Dept. of Health & Social Services
3. Indeterminate, Dept. of Health & Social Services

HB 222 was referred to the Rules Committee for placement on the calendar.

**SJR 17**

The Rules Committee considered:

**SENATE JOINT RESOLUTION NO. 17**

Designating 2009 as the Year of the Noncommissioned Officer Corps of the United States Army.

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

Do pass (6): Kerttula, Gardner, Olson, Herron, Neuman, Coghill

The following fiscal note(s) apply:

1. Zero, Senate State Affairs Committee

SJR 17 was returned to the Rules Committee for placement on the calendar.

**SB 58**

The State Affairs Committee considered:

SENATE BILL NO. 58

"An Act establishing February 2 of each year as Marmot Day; and providing for an effective date."

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

Do pass (4): Petersen, Wilson, Seaton, Lynn

No recommendation (3): Johnson, Gatto, Gruenberg

The following fiscal note(s) apply:

1. Zero, Office of the Governor/All Depts.

SB 58 was referred to the Judiciary Committee.

**SB 125**

The Labor & Commerce Committee considered:

SENATE BILL NO. 125

"An Act changing the name of the Alaska Aerospace Development Corporation to Alaska Aerospace Corporation."

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

Do pass (6): Buch, Coghill, Neuman, Holmes, Chenault, Olson

The following fiscal note(s) apply:

1. Fiscal, Dept. of Commerce, Community, & Economic Development

SB 125 was referred to the Finance Committee.

### INTRODUCTION OF CITATIONS

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

Honoring - Rebecca Apel  
By Representative Gatto

Honoring - Rachel Kenley  
By Representative Gatto

In Memoriam - Kenneth Stedman  
By Senator Stedman

### CONSIDERATION OF THE DAILY CALENDAR

#### SECOND READING OF HOUSE BILLS

#### HB 98

The following was read the second time:

HOUSE BILL NO. 98

"An Act relating to minor consuming and repeat minor consuming; and providing for an effective date."

with the:

Journal Page

JUD RPT 6DP	156
FN1: ZERO(CRT)	157
FN2: ZERO(LAW)	157
FIN RPT CS(FIN) NT 3DP 3NR 1AM	716
FN1: ZERO(CRT)	717
FN2: ZERO(LAW)	717
FN3: ZERO(DPS)	717

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

CS FOR HOUSE BILL NO. 98(FIN)

"An Act relating to minor consuming and repeat minor consuming; relating to penalties for violations of limitations on possessing, sending, shipping, transporting, or bringing alcoholic beverages to, soliciting or receiving orders for delivery of alcoholic beverages to, and the manufacture, sale, offer for sale, barter, traffic, or possession of alcoholic beverages in, a local option area; and providing for an effective date."

There being no objection, it was so ordered.

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

Page 1, following line 6:

Insert a new bill section to read:

"\* **Section 1.** AS 04.16.050(b) is amended to read:

(b) A person who violates (a) of this section and who has not been previously convicted or received a suspended imposition of sentence under (1) of this subsection is guilty of minor consuming or in possession or control. **Minor consuming or in possession or control is not a misdemeanor.** Upon conviction in the district court, the court

(1) may grant a suspended imposition of sentence under AS 12.55.085 and place the person on probation for up to one year if the person has not been convicted of a violation of this section previously; among the conditions of probation, the court shall, with the consent of a community diversion panel, refer the person to the panel, and require the person to comply with conditions set by the panel, including counseling, education, treatment, community work, and payment of fees; in this paragraph, "community diversion panel" means a youth court or other group selected by the court to serve as a sentencing option for a person convicted under this section; or

(2) shall impose a fine of at least \$200 but not more than \$600, shall require the person to attend alcohol information school if the school is available, and shall place the person on probation for up to one year under (e) of this section; the court may suspend

a portion of the fine imposed under this paragraph that exceeds \$200 if the person is required to pay for education or treatment required under (e) of this section."

Page 1, line 7:

Delete "**Section 1**"

Insert "**Sec. 2**"

Renumber the following bill sections accordingly.

Page 1, line 12, following "section.":

Insert "**Repeat minor consuming or in possession or control is not a misdemeanor.**"

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

Representative Stoltze objected.

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

CSHB 98(FIN)

Second Reading

Amendment No. 1

**YEAS: 29 NAYS: 9 EXCUSED: 2 ABSENT: 0**

Yeas: Austerman, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Munoz, Petersen, Ramras, Salmon, Seaton, Thomas, Tuck, Wilson

Nays: Chenault, Gatto, Hawker, Kelly, Lynn, Millett, Neuman, Olson, Stoltze

Excused: Foster, Harris

And so, Amendment No. 1 was adopted.

Representative Johansen moved and asked unanimous consent that CSHB 98(FIN) am be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 98(FIN) am will advance to third reading on the April 13, 2009, calendar.

**HB 123**

The following was read the second time:

HOUSE BILL NO. 123

"An Act extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

with the:	Journal Page
STA RPT CS(STA) NT 4DP 1NR	599
FN1: (DHS)	599
FN2: (DHS)	599
FIN RPT CS(FIN) NT 7DP 2NR 1AM	838
FN1: (DHS)	839
FN2: (DHS)	839

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

CS FOR HOUSE BILL NO. 123(FIN)

"An Act relating to the membership and voting privileges of members of the Statewide Suicide Prevention Council; extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Fairclough, Kerttula, and Gruenberg:



Page 1, lines 10 - 11:

Delete "**, if requested by the minority leader,** [BE A MEMBER OF THE MAJORITY AND ONE OF WHOM SHALL]"

Insert "be a member of the majority and one of whom shall"

Page 1, line 13, through page 2, line 1:

Delete "**, if requested by the minority leader,** [BE A MEMBER OF THE MAJORITY AND ONE OF WHOM SHALL]"

Insert "be a member of the majority and one of whom shall"

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

Representative Johansen moved and asked unanimous consent that CSHB 123(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 123(FIN) am was read the third time.

The question being: "Shall CSHB 123(FIN) am pass the House?" The roll was taken with the following result:

CSHB 123(FIN) am

Third Reading

Final Passage

**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, CSHB 123(FIN) am passed the House.

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

CSHB 123(FIN) am was referred to the Chief Clerk for engrossment.

**HB 137**

The following was read the second time:

HOUSE BILL NO. 137

"An Act relating to an interstate compact on educational opportunity for military children; amending Rules 4 and 24, Alaska Rules of Civil Procedure; and providing for an effective date."

with the:	Journal Page
EDC RPT 5DP 1NR	546
FN1: (EED)	546
JUD RPT 6DP	655
FN1: (EED)	656
FIN RPT 10DP 1NR	793
FN2: ZERO(H.FIN/EED)	793

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

Page 25, line 18 through page 26, line 1:  
Delete all material.

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

Objection was heard and withdrawn. There being no further objection, Amendment No. 1 was adopted.

Representative Johansen moved and asked unanimous consent that HB 137 am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 137 am was read the third time.

The question being: "Shall HB 137 am pass the House?" The roll was taken with the following result:

HB 137 am  
Third Reading  
Final Passage

**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, HB 137 am passed the House.

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

Representative Johansen moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

HB 137 am was referred to the Chief Clerk for engrossment.

**HB 177**

The following was read the second time:

HOUSE BILL NO. 177

"An Act relating to marine products and motorized recreational products; and providing for an effective date."

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with the:

Journal Page

L&C RPT CS(L&C) 7DP  
FN1: ZERO(LAW)

772  
773

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

CS FOR HOUSE BILL NO. 177(L&C)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 177(L&C) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 177(L&C) will advance to third reading on the April 13, 2009, calendar.

**HB 210**

The following was read the second time:

HOUSE BILL NO. 210

"An Act designating Kinzarof Lagoon as part of the Izembek State Game Refuge; authorizing a land exchange with the federal government in which state land adjacent to the Izembek National Wildlife Refuge and within the Alaska Peninsula National Wildlife Refuge is exchanged for federal land to serve as a road corridor through the Izembek National Wildlife Refuge and federal land located on Sitkinak Island; and providing for an effective date."

with the:

Journal Page

RES RPT CS(RES) 6DP 3NR  
FN1: ZERO(DNR)

840  
841

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

CS FOR HOUSE BILL NO. 210(RES)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 210(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 210(RES) was read the third time.

The question being: "Shall CSHB 210(RES) pass the House?" The roll was taken with the following result:

CSHB 210(RES)  
Third Reading  
Final Passage

**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, CSHB 210(RES) passed the House.

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

CSHB 210(RES) was referred to the Chief Clerk for engrossment.

**THIRD READING OF HOUSE BILLS****HB 108**

The following, which was advanced to third reading from the April 10, 2009, calendar (page 854), was read the third time:

CS FOR HOUSE BILL NO. 108(JUD)

"An Act relating to real property foreclosures, to the sale of property on execution, and to deeds of trust."

Representative Holmes moved and asked unanimous consent that CSHB 108(JUD) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Holmes:

Page 4, line 20:

Delete "**up to two days**"

Page 4, lines 21 - 23:

Delete "**, unless the trust deed was entered into before the effective date of this Act and provides for a different time to cure the default before the sale**"

Page 5, line 20:

Delete "up to two days"

Page 5, line 21:

Delete ", or two days before a date"

Insert "or"

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

CSHB 108(JUD) am was automatically in third reading.

The question being: "Shall CSHB 108(JUD) am pass the House?"  
The roll was taken with the following result:

CSHB 108(JUD) am  
Third Reading  
Final Passage

**YEAS: 34 NAYS: 0 EXCUSED: 2 ABSENT: 4**

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

Excused: Foster, Harris

Absent: Edgmon, Herron, Kelly, Millett

And so, CSHB 108(JUD) am passed the House and was referred to the Chief Clerk for engrossment.

#### 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 - Tim and Phyllis Merrill, 50<sup>th</sup> Wedding Anniversary  
By Representatives Fairclough, Stoltze, Dahlstrom, Chenault, Buch, Cissna, Coghill, Crawford, Doogan, Edgmon, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Thomas, Tuck, Wilson; Senator Dyson

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

Honoring - Chad Johnson, CCHA Player of the Year

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

Honoring - Lance Mackey, Winner of Iditarod XXXVII

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

Honoring - Dr. Ann Harter McCoy

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

Honoring - The Chugiak-Eagle River Statehood Celebration Committee

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

Honoring - Two Rivers School, 50<sup>th</sup> Anniversary Celebration

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



## Honoring - Rural Social Workers

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

## Honoring - Alaska Native Medical Center, Acknowledged for Excellence: The First and Only Magnet Hospital in the State of Alaska

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

Honoring - Alaska's 50<sup>th</sup> Anniversary of Statehood

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

## Honoring - Joe Braach

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

## Honoring - The Alaska Railroad Train Crews at the Mile Post 49 Avalanche Site

By Senator Huggins; Representatives Hawker, Chenault, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn,

Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Thomas, Tuck, Wilson

Honoring - Alaska Youth Military Academy

By Senator Davis; Representatives Dahlstrom, Gatto, Chenault, Buch, Cissna, Coghill, Crawford, 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, Thomas, Tuck, Wilson

Honoring - Abbott Loop Elementary School, 50<sup>th</sup> Anniversary

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

In Memoriam - Billie Joyce Thurber Moore

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

In Memoriam - Peter G. Aluska, Sr.

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

In Memoriam - Christopher Tuli Phillip

By Representatives Herron, Chenault, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn,

Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Thomas, Tuck, Wilson; Senator Hoffman

In Memoriam - Alice Mukull'aq Mendola

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

In Memoriam - Philip Burch

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

In Memoriam - David "Woody" Woodruff

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

In Memoriam - Robert A. Young

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

In Memoriam - Corporal Zachary Ray Nordmeyer

By Senator Paskvan; Representatives Ramras, Chenault, Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly,

Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Salmon, Seaton, Stoltze, Thomas, Tuck, Wilson

In Memoriam - Corporal Michael Lee Mayne

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

In Memoriam - Corporal Micheal Boyd Alleman

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

In Memoriam - Helen Deidra Mason

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

In Memoriam - Ernest Schroeder

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

### UNFINISHED BUSINESS

#### **HB 6**

The Speaker waived the Finance Committee referral for the following at the request of Representative Stoltze, Co-chair:

**HOUSE BILL NO. 6**

"An Act relating to cruelty to animals."

HB 6 was removed from the Finance Committee and referred to the Rules Committee for placement on the calendar.

**SB 58**

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

**SENATE BILL NO. 58**

"An Act establishing February 2 of each year as Marmot Day; and providing for an effective date."

SB 58 was removed from the Judiciary Committee and referred to the Rules Committee for placement on the calendar.

**HB 222**

The Speaker added a Finance Committee referral for the following:

**HOUSE BILL NO. 222**

"An Act prohibiting discrimination by health care insurers based on genetic information; requiring a health care insurer to offer coverage for the treatment of alcoholism or drug abuse; providing continuity of coverage for college students during medically necessary leaves of absence from college; requiring health care insurers in the group market to provide parity in the application of mental health and substance abuse benefits that comply with federal requirements; amending the definition of 'dentist' to include out-of-state dentists for purposes of certain dental insurance requirements; and providing for an effective date."

HB 222 was removed from the Rules Committee and referred to the Finance Committee.

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 Gatto – from 12:00 p.m., April 13 to evening plane time, April 15

Representative Millett – from 7:00 p.m., April 13 to evening plane time, April 14

**HJR 31**

Representative Munoz added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 31

Urging the United States Congress to pass the Honor the Written Intent of our Soldier Heroes Act.

**HB 44**

Representative Gara added his name as cosponsor to:

HOUSE BILL NO. 44

"An Act relating to investments applicable to energy; authorizing the Alaska Permanent Fund Corporation to make in-state energy project investments; and authorizing certain public corporations to issue bonds for energy projects."

**HB 105**

Representative Joule added his name as cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 105

"An Act relating to the state training and employment program; and providing for an effective date."

**HB 120**

Representative Millett added her name as cosponsor to:

HOUSE BILL NO. 120

"An Act authorizing the negotiation for the lease, sale, or other disposal of state land with a contract carrier that is engaged in the intrastate transportation of natural gas by pipeline; and relating to regulation of certain contract carriers."

**HB 123**

Representatives Dahlstrom, Gardner, Tuck, and Kawasaki added their names as cosponsors to:

CS FOR HOUSE BILL NO. 123(FIN) am

"An Act relating to the membership and voting privileges of members of the Statewide Suicide Prevention Council; extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

**HB 137**

Representatives Holmes, Gardner, Tuck, Kerttula, Guttenberg, Doogan, Kawasaki, Seaton, and Millett added their names as cosponsors to:

HOUSE BILL NO. 137 am

"An Act relating to an interstate compact on educational opportunity for military children; amending Rules 4 and 24, Alaska Rules of Civil Procedure; and providing for an effective date."

**HB 177**

Representatives Tuck and Millett added their names as cosponsors to:

CS FOR HOUSE BILL NO. 177(L&C)

"An Act relating to marine products and motorized recreational products; and providing for an effective date."

**HB 186**

Representatives Austerman, Stoltze, and Hawker added their names as cosponsors to:

HOUSE BILL NO. 186

"An Act declaring that certain firearms and accessories are exempt from federal regulation."

**HB 210**

Representative Austerman added his name as cosponsor to:

**CS FOR HOUSE BILL NO. 210(RES)**

"An Act designating Kinzarof Lagoon as part of the Izembek State Game Refuge; authorizing a land exchange with the federal government in which state land adjacent to the Izembek National Wildlife Refuge and within the Alaska Peninsula National Wildlife Refuge is exchanged for federal land to serve as a road corridor through the Izembek National Wildlife Refuge and federal land located on Sitkinak Island; and providing for an effective date."

**HB 113**

The following, which was engrossed and signed by the Speaker and Chief Clerk (page 877), was transmitted to the Senate for consideration:

**CS FOR HOUSE BILL NO. 113(FIN) am(brf sup maj fld)**

"An Act making supplemental appropriations, capital appropriations, and other appropriations; amending appropriations; making appropriations to capitalize funds; and providing for an effective date."

CSHB 113(FIN) am(brf sup maj fld) was reprinted today with corrections to pages 9 and 12.

**HB 199**

The following, which was engrossed and signed by the Speaker and Chief Clerk (page 878), was transmitted to the Senate for consideration:

**CS FOR HOUSE BILL NO. 199(FIN) am**

"An Act making appropriations, including supplemental appropriations and capital appropriations; amending appropriations; and providing for an effective date."

**ENGROSSMENT****HB 108**

CSHB 108(JUD) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.



**HB 123**

CSHB 123(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 137**

HB 137 am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 210**

CSHB 210(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 8, 2009.

House committee schedules are published under separate cover.

The following meeting today was changed:

Resources Committee

CHANGED TO:

2:00 p.m.

**ADJOURNMENT**

Representative Johansen moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 13, 2009. There being no objection, the House adjourned at 1:38 p.m.

Suzi Lowell  
Chief Clerk