

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Tuesday

April 14, 2009

Eighty-fifth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:44 a.m.

Roll call showed 37 members present. Representatives Foster, Gatto, and Millett had been excused from a call of the House today.

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

Our Father in Heaven, we come before you today as a legislative body grateful for the many blessings that we have. We are grateful for the beautiful state we live in and the many resources we enjoy; we are thankful for the freedoms we enjoy and the men and women who defend those freedoms daily.

Father, please bless us today as we go through our daily calendar and our business. Please bless us with patience and tolerance and the strength that we need physically and mentally to make it through the legislative process that we are in. We ask for a special blessing on our members who have specific health needs at this time and for members' families who are going through health problems. Father, we ask for you to bless us with a calm and thoughtfulness about us as we go about our work and yet a strong productivity. We ask for these things in thy name, Father. Amen.

The Pledge of Allegiance was led by Representative Seaton.

CERTIFICATION OF THE JOURNAL

Representative Johansen moved and asked unanimous consent that the journal for the 84th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HB 86

A message dated April 13, 2009, was read stating the Senate passed:

HOUSE BILL NO. 86

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

HB 86 was referred to the Chief Clerk for enrollment.

A message dated April 13, 2009, was read stating the Senate passed the following, and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 59

CS FOR SENATE BILL NO. 59(TRA) am by the Senate Transportation Committee, entitled:

"An Act relating to the operation of low-speed vehicles."

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

SB 114

CS FOR SENATE BILL NO. 114(L&C) by the Senate Labor and Commerce Committee, entitled:

"An Act extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; extending the term of a temporary member of the State Board of

Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

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

SB 170

CS FOR SENATE BILL NO. 170(FIN) by the Senate Finance Committee, entitled:

"An Act modifying the Alaska unemployment insurance statutes by redefining the base period for determining eligibility for unemployment benefits; relating to contributions, interest, penalties, and payments under the Alaska Employment Security Act; and providing for an effective date."

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

COMMUNICATIONS

HB 163

The following memorandum dated April 14, 2009, from Speaker Chenault to Suzi Lowell, Chief Clerk, was received regarding:

HOUSE BILL NO. 163

"An Act clarifying the purpose of the Alaska Natural Gas Development Authority; and relating to definitions of certain terms in AS 41.41."

"Please consider this memorandum as notification that I am correcting a previous referral by removing the Finance referral from House Bill 163: Alaska Natural Gas Development Authority. This bill has received two zero fiscal notes, one from the Department of Natural Resources, the other from the Department of Revenue. Therefore, since there is no fiscal impact on any state department, the Finance referral is unnecessary.

Please contact me if you need additional information or have any questions regarding this memorandum."

REPORTS OF STANDING COMMITTEES

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

Judge Peter Froehlich

as a member of the Alaska Commercial Fisheries Entry Commission (CFEC).

John K. Norman

as a member of the Alaska Oil and Gas Conservation Commission.

The reports were signed by Representatives Johnson and Neuman, Co-chairs; and Representatives Olson, Edgmon, Guttenberg, Tuck, Wilson, Kawasaki, and Seaton.

HB 144

The Labor & Commerce Committee considered:

HOUSE BILL NO. 144

"An Act relating to the Uniform Probate Code, including wills, trusts, nonprobate transfers, augmented estates, personal representatives, and trustees; and amending Rules 3 and 8, Alaska Rules of Civil Procedure, Rule 1, Alaska Rules of Probate Procedure, and Rule 37.5, Alaska Rules of Administration."

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

No recommendation (6): Lynn, Buch, Coghill, Neuman, Holmes, Olson

The following fiscal note(s) apply:

1. Zero, Dept. of Law

HB 144 was referred to the Judiciary Committee.

HB 163

The Resources Committee considered:

HOUSE BILL NO. 163

"An Act clarifying the purpose of the Alaska Natural Gas Development Authority; and relating to definitions of certain terms in AS 41.41."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 163(RES)

"An Act clarifying the purpose of the Alaska Natural Gas Development Authority; and relating to the definitions of certain terms that relate to a project that may be developed by the Alaska Natural Gas Development Authority."

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

Do pass (4): Seaton, Tuck, Neuman, Johnson

No recommendation (3): Olson, Edgmon, Guttenberg

Amend (1): Kawasaki

The following fiscal note(s) apply to CSHB 163(RES):

1. Zero, Dept. of Natural Resources
2. Zero, Dept. of Revenue

HB 163 was referred to Rules Committee for placement on the calendar.

HB 205

The State Affairs Committee considered:

HOUSE BILL NO. 205

"An Act relating to the permanent fund dividend of an otherwise qualified individual who dies during the qualifying year; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 205(STA)
(same title)

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

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

Do not pass (1): Seaton

The following fiscal note(s) apply to CSHB 205(STA):

1. Fiscal, Dept. of Revenue

HB 205 was referred to the Finance Committee.

HB 207

The Labor & Commerce Committee considered:

HOUSE BILL NO. 207

"An Act increasing the allowances for injury, disability, or heart attack payable from the fisherman's fund; and providing for an effective date."

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

Do pass (4): Lynn, Neuman, Buch, Chenault

No recommendation (3): Coghill, Holmes, Olson

The following fiscal note(s) apply:

1. Zero, Dept. of Fish & Game
2. Fiscal, Dept. of Labor & Workforce Development

HB 207 was referred to the Finance Committee.

HB 213

The Judiciary Committee considered:

HOUSE BILL NO. 213

"An Act relating to contributions, interest, penalties, and payments under the Alaska Employment Security Act; and providing for an effective date."

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

Do pass (4): Coghill, Dahlstrom, Holmes, Ramras

No recommendation (1): Lynn

The following fiscal note(s) apply:

1. Zero, Dept. of Labor & Workforce Development

HB 213 was referred to the Rules Committee for placement on the calendar.

HB 222

The Finance 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 Representatives Hawker and Stoltze, Co-chairs, with the following individual recommendations:

Do pass (5): Fairclough, Crawford, Gara, Salmon, Joule

Do not pass (1): Kelly

No recommendation (3): Austerman, Hawker, Stoltze

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development
4. Zero, Dept. of Health & Social Services
5. Zero, Dept. of Health & Social Services

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

HB 225

The State Affairs Committee considered:

HOUSE BILL NO. 225

"An Act relating to the State Procurement Code; relating to the procurement of supplies, services, professional services, construction services, state fisheries products, state agricultural products, state timber, and state lumber; relating to procurement preferences; relating to procurement by the office of the ombudsman, the Alaska Industrial Development and Export Authority, the Alaska Energy Authority, and other state agencies and public corporations; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 225(STA)
(same title)

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

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

The following fiscal note(s) apply to CSHB 225(STA):

1. Zero, Dept. of Administration
2. Zero, Dept. of Corrections

HB 225 was referred to the Finance Committee.

SJR 10

The Judiciary Committee considered:

SENATE JOINT RESOLUTION NO. 10

Urging the United States Congress to adopt S. 371, the Respecting States Rights and Concealed Carry Reciprocity Act of 2009.

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

Do pass (5): Lynn, Coghill, Dahlstrom, Holmes, Ramras

The following fiscal note(s) apply:

1. Zero, Senate Judiciary Committee

SJR 10 was referred to the Rules Committee for placement on the calendar.

SJR 16

The Resources Committee considered:

CS FOR SENATE JOINT RESOLUTION NO. 16(RES)

Expressing support for responsible development of the oil and gas resources in federal waters offshore of Alaska's coast as a means to ensure energy independence, security for the nation, and jobs for Alaskans; and urging the United States Congress to provide a means for consistently sharing with all coastal energy-producing states, on an ongoing basis, revenue generated from oil and gas development on the outer continental shelf, to ensure that those states develop, support, and maintain necessary infrastructure and preserve environmental integrity.

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

Do pass (4): Guttenberg, Tuck, Seaton, Neuman

No recommendation (3): Olson, Edgmon, Kawasaki

The following fiscal note(s) apply:

1. Zero, Senate Resources Committee

CSSJR 16(RES) was referred to the Rules Committee for placement on the calendar.

SB 32

The Health & Social Services Committee considered:

CS FOR SENATE BILL NO. 32(FIN)

"An Act relating to medical assistance payments for home and community-based services and provision of personal care services in a recipient's home; and providing for an effective date."

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

Do pass (5): Holmes, Coghill, Lynn, Cissna, Keller

No recommendation (1): Herron

The following fiscal note(s) apply:

3. Fiscal, Dept. of Health & Social Services
4. Fiscal, Dept. of Health & Social Services

CSSB 32(FIN) was referred to the Finance Committee.

SB 96

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 96(FIN)

"An Act relating to nonpayment of child support, to the definition of the term "state" for the purposes of the Uniform Interstate Family Support Act, to certain judicial and administrative orders for medical support of a child, to periodic review and adjustment of child support orders, to relief from administrative child support orders, to child support arrearages, and to medical support of a child and the Alaska Native family assistance program; amending Rule 90.3, Alaska Rules of Civil Procedure; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 96(JUD)
(same title)

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

Do pass (2): Coghill, Ramras

No recommendation (3): Lynn, Dahlstrom, Gatto

Amend (2): Gruenberg, Holmes

The following fiscal note(s) apply to HCS CSSB 96(JUD):

1. Zero, Dept. of Revenue

CSSB 96(FIN) 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 - The Retirement of Fairbanks North Star Borough Mayor
N. Jim Whitaker
By Representative Kawasaki

Honoring - Jim and Evelyn Moss
By Representative Holmes

Honoring - Rebecca Bowlen
By Representative Johansen

Commemorating - Law Enforcement Memorial Day, May 8, 2009
By Representative Chenault

Honoring - Nunaka Valley Major Girls All-Star Softball Team
By Senator Wielechowski; Representative Petersen

In Memoriam - Bill Tobin
By Representatives Holmes, Doogan

In Memoriam - Donald W. "Tex" Burrows
By Senator Wielechowski; Representative Gruenberg

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 16

HOUSE CONCURRENT RESOLUTION NO. 16 by Representatives Harris, Stoltze, Foster, Chenault, Joule, Fairclough, Thomas, Munoz, Millett, Olson, Neuman, Edgmon, Wilson, Seaton, Dahlstrom, Lynn, Coghill, Johansen, Kelly, Keller, Hawker, Herron, Johnson, Ramras, Gatto, Austerman, Kerttula, Gruenberg, Guttenberg, Salmon, and Gara:

Requesting the Governor to proclaim September 7, 2009, as Senator Daniel Inouye Day.

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

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 229

HOUSE BILL NO. 229 by Representatives Chenault and Olson, entitled:

"An Act amending and extending the exploration and development incentive tax credit under the Alaska Net Income Tax Act for operators and working interest owners directly engaged in the exploration for and development of gas for delivery and sale from a lease or property in the state; providing for an effective date by amending the effective date for sec. 2, ch. 61, SLA 2003; and providing for an effective date."

was read the first time and referred to the Resources and Finance Committees.

HB 230

HOUSE BILL NO. 230 by Representatives Munoz and Gardner, entitled:

"An Act relating to hazing."

was read the first time and referred to the Judiciary and Finance Committees.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 106

The following was read the second time:

HOUSE BILL NO. 106

"An Act relating to village public safety officers and regional public safety officers."

with the:

Journal Page

CRA RPT CS(CRA) NT 6DP 1NR	348
FN1: ZERO(DPS)	348
STA RPT CS(STA) NT 7DP	921
FN1: ZERO(DPS)	922

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. 106(STA)
"An Act relating to village public safety officers."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 106(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 106(STA) was read the third time.

Amendment No. 1 (title amendment) was offered by Representative Joule:

Page 1, line 1:

Delete "**village public safety officers**"

Insert "**grants to nonprofit regional corporations, and, in certain situations, to municipalities with populations of less than 10,000, for village public safety officers in rural areas; defining 'rural area' for the purpose of the village public safety officer program; and authorizing municipalities to accept grants under, and contract with respect to, the village public safety officer program**"

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

Representative Doogan objected and withdrew the objection. There being no further objection, Amendment No. 1 was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 106(STA)(title am)
"An Act relating to grants to nonprofit regional corporations, and, in certain situations, to municipalities with populations of less than 10,000, for village public safety officers in rural areas; defining 'rural area' for the purpose of the village public safety officer program; and authorizing municipalities to accept grants under, and contract with respect to, the village public safety officer program."

The question being: "Shall CSHB 106(STA)(title am) pass the House?" The roll was taken with the following result:

CSHB 106(STA)(title am)

Third Reading

Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 3 ABSENT: 2

Yeas: Austerman, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fairclough, Gara, Gardner, 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

Excused: Foster, Gatto, Millett

Absent: Doogan, Edgmon

And so, CSHB 106(STA)(title am) passed the House.

Representative Joule later gave notice of reconsideration of the vote on CSHB 106(STA)(title am), and reconsideration was taken up then.

HB 114

The Speaker stated that, without objection, the following would be moved to the bottom of the calendar:

HOUSE BILL NO. 114

"An Act relating to availability of state transportation facilities and state-owned or state-operated transportation modes for delivering compassionate aid during a disaster emergency."

RECONSIDERATION

HB 106

Representative Joule gave notice of reconsideration of the vote on CSHB 106(STA)(title am).

Representative Joule moved and asked unanimous consent that reconsideration of CSHB 106(STA)(title am) be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

CS FOR HOUSE BILL NO. 106(STA)(title am)

"An Act relating to grants to nonprofit regional corporations, and, in certain situations, to municipalities with populations of less than 10,000, for village public safety officers in rural areas; defining 'rural area' for the purpose of the village public safety officer program; and authorizing municipalities to accept grants under, and contract with respect to, the village public safety officer program."

The question to be reconsidered: "Shall CSHB 106(STA)(title am) pass the House?" The roll was taken with the following result:

CSHB 106(STA)(title am)--RECONSIDERATION

Third Reading

Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Buch, Chenault, Cissna, Coghil, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, 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

Excused: Foster, Gatto, Millett

And so, CSHB 106(STA)(title am) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE BILLS

(continued)

HB 141

The following was read the second time:

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."

with the:	Journal Page
HSS RPT 4DP 3NR	546
FN1: (DHS)	547
JUD RPT 4DP	630
FN1: (DHS)	631
FN2: ZERO(COR)	631
FIN RPT 8DP 1NR	890
FN1: (DHS)	890
FN2: ZERO(COR)	890

Representative Johansen moved and asked unanimous consent that HB 141 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 141 was read the third time.

The question being: "Shall HB 141 pass the House?" The roll was taken with the following result:

HB 141
Third Reading
Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, 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

Excused: Foster, Gatto, Millett

And so, HB 141 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 141 was referred to the Chief Clerk for engrossment.

HB 175

The following was read the second time:

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."

with the:

Journal Page

L&C RPT CS(L&C) NT 2DP 5NR	658
FN1: ZERO(CED)	659
FIN RPT CS(L&C) NT 5DP 4NR	890
FN1: ZERO(CED)	892

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. 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."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 175(L&C) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 175(L&C) will advance to third reading on tomorrow's calendar.

SECOND READING OF SENATE BILLS**SB 142**

The following was read the second time:

SENATE BILL NO. 142

"An Act authorizing the conveyance of certain land of the Alaska Railroad Corporation to the Department of Transportation and Public Facilities; and providing for an effective date."

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with the:	Journal Page
TRA RPT 3DP 2NR	797
FN1: ZERO(DOT)	797
FN2: ZERO(CED)	797

Representative Johansen moved and asked unanimous consent that SB 142 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 142 was read the third time.

The question being: "Shall SB 142 pass the House?" The roll was taken with the following result:

SB 142
Third Reading
Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Buch, Chenault, Cissna, Coghil, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, 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

Excused: Foster, Gatto, Millett

And so, SB 142 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.

SB 142 was signed by the Speaker and Chief Clerk and returned to the Senate.

The Speaker stated that, without objection, the House would recess until 1:00 p.m.; and so, the House recessed at 11:49 a.m.

AFTER RECESS

The Speaker called the House back to order at 1:22 p.m.

CONSIDERATION OF THE DAILY CALENDAR
(continued)**THIRD READING OF HOUSE BILLS****HB 44**

The following, which was advanced to third reading from the April 13, 2009, calendar (page 926), was read the third time:

CS FOR HOUSE BILL NO. 44(FIN)

"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."

Representative Petersen moved and asked unanimous consent that CSHB 44(FIN) 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 Petersen:

Page 3, line 20, following "Committee.":

Insert "Before giving the approval required under this subsection, the committee shall certify that the project for which the bonds are being issued is not likely to raise the price for natural gas payable by consumers."

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

There was objection.

Representative Petersen moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

Representative Johnson moved and asked unanimous consent that CSHB 44(FIN) be returned to second reading for the specific purpose of considering Amendment No. 2. There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHB 44(FIN) would be returned to second reading for all amendments.

Amendment No. 2 was offered by Representatives Johnson, Neuman, and Chenault:

Page 1, line 2, following "**investments;**" (title amendment):

Insert "**clarifying the purpose of the Alaska Natural Gas Development Authority; relating to definitions of certain terms that relate to a project that may be developed by the Alaska Natural Gas Development Authority;**"

Page 2, line 8:

Delete "**sec. 3**"

Insert "**sec. 7**"

Page 2, following line 16:

Insert new bill sections to read:

**** Sec. 3.** AS 41.41.010(a) is amended to read:

(a) There is established the Alaska Natural Gas Development Authority, the purpose of which is to provide one or more of the following services and functions in order to bring natural gas from the North Slope **or other regions of the state** to market, including

(1) the acquisition and conditioning of [NORTH SLOPE] natural gas;

(2) the design and construction of the pipeline system;

(3) the operation and maintenance of the pipeline system;

(4) the design, construction, **and** operation [,] of other facilities necessary for delivering the gas to market, **including markets in the state** [AND TO SOUTHCENTRAL ALASKA]; and

(5) the acquisition of natural gas market share sufficient to ensure the long-term feasibility of [THE] pipeline system **projects** [PROJECT].

* **Sec. 4.** AS 41.41.010(d) is amended to read:

(d) The acquisition of natural gas from the North Slope **and other regions of the state, including the Alaska outer continental shelf**, and its delivery to **markets in the state for use by markets in the state or to** tidewater for shipment to market by the authority **are** [IS AN] essential government **functions** [FUNCTION] of the state.

* **Sec. 5.** AS 41.41.990(3) is amended to read:

(3) "project" means the gas transmission pipeline, together with all related property and facilities, to extend from [THE PRUDHOE BAY AREA ON] the North Slope of Alaska **or other regions of the state to a market in the state, or be available to a market in the state, and** [EITHER] to tidewater at a point on Prince William Sound [AND THE SPUR LINE FROM GLENNALLEN TO THE SOUTHCENTRAL GAS DISTRIBUTION GRID] or [TO TIDEWATER AT A POINT ON] Cook Inlet, and includes planning, design, and construction of the pipeline and facilities as described in AS 41.41.010(a)(1) - (5).

* **Sec. 6.** AS 41.41.990 is amended by adding a new paragraph to read:

(4) "North Slope" means that part of the state that lies north of 68 degrees North latitude and includes the Brooks Range foothills."

Renumber the following bill sections accordingly.

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

Representative Kerttula objected.

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

CSHB 44(FIN)
Second Reading
Amendment No. 2

YEAS: 29 NAYS: 8 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Chenault, Coghill, Dahlstrom, Edgmon, Fairclough, Gara, Gardner, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Lynn, Munoz, Neuman, Olson, Ramras, Seaton, Stoltze, Tuck, Wilson

Nays: Buch, Cissna, Crawford, Doogan, Kerttula, Petersen, Salmon, Thomas

Excused: Foster, Gatto, Millett

And so, Amendment No. 2 was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 44(FIN) am

"An Act relating to investments applicable to energy; authorizing the Alaska Permanent Fund Corporation to make in-state energy project investments; clarifying the purpose of the Alaska Natural Gas Development Authority; relating to definitions of certain terms that relate to a project that may be developed by the Alaska Natural Gas Development Authority; and authorizing certain public corporations to issue bonds for energy projects."

Amendment No. 3 was offered by Representatives Doogan and Gardner:

Page 1, lines 1 - 2 (title amendment):

Delete "**authorizing the Alaska Permanent Fund Corporation to make in-state energy project investments;**"

Page 2, line 8:

Delete "**sec. 3**"

Insert "**sec. 2**"

Page 2, lines 12 - 16:

Delete all material.

Renumber the following bill sections accordingly.

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

Representative Neuman objected.

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

CSHB 44(FIN) am
Second Reading
Amendment No. 3

YEAS: 22 NAYS: 15 EXCUSED: 3 ABSENT: 0

Yeas: Buch, Cissna, Coghill, Crawford, Dahlstrom, Doogan, Fairclough, Gara, Gardner, Guttenberg, Harris, Hawker, Herron, Holmes, Kawasaki, Kelly, Kerttula, Lynn, Petersen, Salmon, Stoltze, Tuck

Nays: Austerman, Chenault, Edgmon, Gruenberg, Johansen, Johnson, Joule, Keller, Munoz, Neuman, Olson, Ramras, Seaton, Thomas, Wilson

Excused: Foster, Gatto, Millett

Fairclough changed from "Nay" to "Yea".

Keller changed from "Yea" to "Nay".

And so, Amendment No. 3 was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 44(FIN) am

"An Act relating to investments applicable to energy; clarifying the purpose of the Alaska Natural Gas Development Authority; relating to definitions of certain terms that relate to a project that may be developed by the Alaska Natural Gas Development Authority; and authorizing certain public corporations to issue bonds for energy projects."

Amendment No. 4 was offered by Representatives Kawasaki and Gruenberg:

Page 3, line 6:

Delete "Subject to (b) of this section"

Insert "For projects for which legislative approval has been given by law"

Page 3, line 15:

Delete "the projects described in this section"

Insert "projects described in this section for which legislative approval has been given by law"

Page 3, lines 19 - 20:

Delete all material.

Reletter the following subsection accordingly.

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

There was objection.

The Speaker stated that, without objection, CSHB 44(FIN) am would be returned to the Rules Committee with Amendment No. 4 moved and pending.

SECOND READING OF HOUSE BILLS

(continued)

HB 114

The following, which was moved to the bottom of the calendar (page 959), was read the second time:

HOUSE BILL NO. 114

"An Act relating to availability of state transportation facilities and state-owned or state-operated transportation modes for delivering compassionate aid during a disaster emergency."

with the:

Journal Page

TRA RPT CS(TRA) NT 3DP 2NR	460
FN1: ZERO(MVA)	460
FIN RPT CS(TRA) NT 6DP 1NR	770
FN1: ZERO(MVA)	771
FN2: ZERO(CED)	771
FN3: ZERO(DFG)	771
FN4: ZERO(DOT)	771

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. 114(TRA)

"An Act relating to availability of state transportation facilities and state-owned or state-operated transportation modes for delivering compassionate aid."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 114(TRA) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 114(TRA) will advance to third reading on tomorrow's calendar.

UNFINISHED BUSINESS

HB 137

A message dated April 14, 2009, was sent to the Senate stating that an engrossing error failed to remove the effective date in the title of HOUSE BILL NO. 137 am. The following corrected version was printed:

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."

HB 137 am passed the House on April 11, 2009.

HB 106

Representatives Hawker, Kerttula, Tuck, and Johnson added their names as cosponsors to:

CS FOR HOUSE BILL NO. 106(STA)(title am)

"An Act relating to grants to nonprofit regional corporations, and, in certain situations, to municipalities with populations of less than 10,000, for village public safety officers in rural areas;

defining 'rural area' for the purpose of the village public safety officer program; and authorizing municipalities to accept grants under, and contract with respect to, the village public safety officer program."

HB 114

Representative Lynn added his name as cosponsor to:

CS FOR HOUSE BILL NO. 114(TRA)

"An Act relating to availability of state transportation facilities and state-owned or state-operated transportation modes for delivering compassionate aid."

HB 126

Representative Lynn added his name as cosponsor to:

HOUSE BILL NO. 126

"An Act relating to continuing the secondary public education of a homeless student; relating to the purpose of certain laws as they relate to children; relating to tuition waivers, loans, and medical assistance for a child placed in out-of-home care by the state; relating to foster care; relating to children in need of aid; relating to foster care transition to independent living; and relating to juvenile programs and institutions."

SJR 16

Representative Guttenberg added his name as cross sponsor to:

CS FOR SENATE JOINT RESOLUTION NO. 16(RES)

Expressing support for responsible development of the oil and gas resources in federal waters offshore of Alaska's coast as a means to ensure energy independence, security for the nation, and jobs for Alaskans; and urging the United States Congress to provide a means for consistently sharing with all coastal energy-producing states, on an ongoing basis, revenue generated from oil and gas development on the outer continental shelf, to ensure that those states develop, support, and maintain necessary infrastructure and preserve environmental integrity.

SB 142

Representatives Kawasaki, Guttenberg, and Kerttula added their names as cross sponsors to:

SENATE BILL NO. 142

"An Act authorizing the conveyance of certain land of the Alaska Railroad Corporation to the Department of Transportation and Public Facilities; and providing for an effective date."

SB 165

Representative Dahlstrom added her name as cross sponsor to:

SENATE BILL NO. 165

"An Act authorizing the transfer of two parcels of land from the Alaska Railroad Corporation to the Municipality of Anchorage; and providing for an effective date."

SB 170

Representative Kerttula added her name as cross sponsor to:

CS FOR SENATE BILL NO. 170(FIN)

"An Act modifying the Alaska unemployment insurance statutes by redefining the base period for determining eligibility for unemployment benefits; relating to contributions, interest, penalties, and payments under the Alaska Employment Security Act; and providing for an effective date."

ENGROSSMENT**HB 106**

CSHB 106(STA)(title am) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 141

HB 141 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 meetings today were changed:

Transportation Committee

CHANGED TO: 15 minutes upon adjournment

Finance Committee

CHANGED TO: upon adjournment

ADJOURNMENT

Representative Johansen moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 15, 2009. There being no objection, the House adjourned at 2:37 p.m.

Suzi Lowell
Chief Clerk