

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SIXTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Monday

January 25, 2010

#### Seventh Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:03 a.m.

Roll call showed 38 members present. Representatives Gara and Guttenberg were absent and their presence was noted later.

The invocation was offered by the Chaplain, the Reverend George Silides of Holy Trinity Episcopal Church. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deepest respect for the religious traditions of all Alaskans, I offer this prayer:

O God of mercy and loving-kindness, we thank you for this new day. We thank you for the rest of the night past and for the labor that lies before us. Help us to order our lives by thy counsel and lead us in the paths of righteousness. Be thou a shield about us, our guide and guardian; and spread over us the tabernacle of thy peace. Protect us from our human faults, from temptations of every kind, and shelter us under the shadow of thy wings. Infinite is thy power, even so is thy love. Manifest that love, we pray, in the works of our hands this day to your glory and the well-being of all people. Upon this House here gathered may a spirit of camaraderie and common purpose prevail. And may we, who so eagerly and easily avail ourselves of these members here giving themselves to public service, allow them also the dignity of a

private life. We remember before you today those mentors and heroes, private and public, upon whose shoulders we stand today and whose work, by your grace, we continue. May our lives be a same light unto generations who follow. Amen.

The Pledge of Allegiance was led by Representative Austerman.

### **CERTIFICATION OF THE JOURNAL**

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

### **COMMUNICATIONS**

The recommendation of the Local Boundary Commission received January 19, 2010 (page 1270), was published in Senate and House Joint Journal Supplement No. 10.

The following was received:

Dept. of Transportation & Public Facilities  
Knik Arm Bridge & Toll Authority  
2009 Annual Report  
(as required by AS 19.75.111)

### **INTRODUCTION OF CITATIONS**

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

Honoring - Dr. Martin Luther King Jr. Day  
By Senator Davis

In Memoriam - Allan Tesche  
By Senator Ellis; Representative Gara

In Memoriam - Tito Kagimoto  
By Senator Bunde; Representative Hawker

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

**HB 312**

HOUSE BILL NO. 312 by Representatives Chenault and Ramras,  
entitled:

"An Act authorizing an advisory vote on use of Alaska permanent  
fund earnings for an in-state natural gas pipeline; and providing  
for an effective date."

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

**HB 313**

HOUSE BILL NO. 313 by Representatives Stoltze and Fairclough,  
entitled:

"An Act relating to the maintenance and repair of railroad  
crossings and rights-of-way within railroad crossings."

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

**CONSIDERATION OF THE DAILY CALENDAR**

**THIRD READING OF SENATE BILLS**

**SB 59**

The following which was returned to the Rules Committee April 19,  
2009, (page 1139) was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 59(TRA)  
"An Act relating to the operation of low-speed vehicles."

The Rules Committee submitted the following updated fiscal note:

## 2. Zero, House Rules Committee

Representative Millett moved and asked unanimous consent that HCS CSSB 59(TRA) 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 not offered.

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

The question being: "Shall HCS CSSB 59(TRA) pass the House?"  
The roll was taken with the following result:

HCS CSSB 59(TRA)  
Third Reading  
Final Passage

**YEAS: 39 NAYS: 0 EXCUSED: 0 ABSENT: 1**

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

Absent: Guttenberg

And so, HCS CSSB 59(TRA) 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 - Life Achievements of Sheldon B. "Shell" Simmons  
By Representatives Hawker, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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, P. Wilson, T. Wilson

Honoring - National Correctional Officers' Week, May 2 - 8, 2010

By Representatives Harris, Stoltze, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. 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, P. Wilson, T. Wilson

In Memoriam - Clifford Pitts

By Senator Davis; Representatives Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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, P. Wilson, T. Wilson

In Memoriam - Marvin Fuhs

By Senator Ellis; Representatives Gara, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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, P. Wilson, T. Wilson

## UNFINISHED BUSINESS

### HB 282

The Speaker removed the Judiciary Committee referral for the following:

#### HOUSE BILL NO. 282

"An Act relating to naturopaths and to the practice of naturopathy; establishing an Alaska Naturopathic Medical Board; authorizing medical assistance program coverage of naturopathic services; amending the definition of 'practice of medicine'; and providing for an effective date."

HB 282 is in the Labor & Commerce Committee with further referrals to the Health & Social Services and Finance Committees.

**HB 257**

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 257

"An Act relating to prohibiting the use of cellular telephones when driving a motor vehicle; and providing for an effective date."

HB 257 is in the Transportation Committee.

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

**HB 8**

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 8

"An Act relating to the purchase of pipe for use in a natural gas pipeline project under the Alaska Gasline Inducement Act."

**HB 87**

Representative Seaton added his name as cosponsor to:

HOUSE BILL NO. 87

"An Act waiving payment of premiums for major medical insurance under the defined benefit retirement plan for public employees for disabled peace officers who have at least 20 years of credited service as peace officers."

**HB 263**

Representative P. Wilson added her name as cosponsor to:

HOUSE BILL NO. 263

"An Act relating to procedures and confidentiality under the Alaska Executive Branch Ethics Act."

**HB 278**

Representative Gara added his name as cosponsor to:

**HOUSE BILL NO. 278**

"An Act relating to the administration of the Alaska energy efficient home grant fund by the Alaska Housing Finance Corporation."

**HB 311**

Representative Gatto added his name as cosponsor to:

**HOUSE BILL NO. 311**

"An Act providing the Alaska State Council on the Arts the authority to adopt regulations relating to its statutory powers and duties; and providing for an effective date."

**SB 32**

Representative Munoz added her name as cross sponsor to:

**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."

**SB 59**

Representative P. Wilson added her name as cross sponsor to:

**HOUSE CS FOR CS FOR SENATE BILL NO. 59(TRA)**

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

**ENGROSSMENT****SB 59**

HCS CSSB 59(TRA) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Johansen moved and asked unanimous consent that the House adjourn until 10:30 a.m., January 27, 2010. There being no objection, the House adjourned at 11:37 a.m.

Suzi Lowell  
Chief Clerk