

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Monday

March 15, 2010

Fifty-sixth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:04 a.m.

Roll call showed 37 members present.

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

The invocation was offered by the Chaplain, the Most Reverend Edward J. Burns, Bishop of Juneau. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In his presence we pray.

Good and gracious God:

We ask you to send forth your blessing upon these good men and women who seek to represent the people of the great state of Alaska. Bless them with your wisdom and grace. Guide us all that we may leave behind personal ambition in order to serve the needs of the common good. Bestow upon our legislators the truths of peace and justice; protect them and their families under the shelter of your love. We pray all this in your name. Amen.

The Pledge of Allegiance was led by Representative Kawasaki.

CERTIFICATION OF THE JOURNAL

Representative Johansen moved and asked unanimous consent that the journal for the 53rd, 54th, and 55th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE**HJR 16**

A message dated March 12, 2010, was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 16(L&C)

Relating to federal procurement preferences for small businesses in the state that are owned and controlled by service-disabled veterans.

CSHJR 16(L&C) was referred to the Chief Clerk for enrollment.

A message dated March 12, 2010, was read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS****SB 221**

CS FOR SENATE BILL NO. 221(EDC) by the Senate Education Committee, entitled:

"An Act establishing an advisory task force on higher education and career readiness in the legislative branch of government; and providing for an effective date."

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

SB 274

CS FOR SENATE BILL NO. 274(RES) by the Senate Resources Committee, entitled:

"An Act naming the new state fish hatchery on the Elmendorf Air Force Base the William Jack Hernandez Sport Fish Hatchery."

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

COMMUNICATIONS

Letters of disclosure, as required by AS 24.60, were published in House Journal Supplement No. 6 and Senate and House Joint Journal Supplement No. 14.

REPORTS OF STANDING COMMITTEES

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

Belen M. Cook

as a member of the Alcoholic Beverage Control Board.

Brian R. Hanson
Burdett B. Lent
Donald W. Shiesl

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

Glenda Ledford
Jynal C. Radziukinas

as members of the Board of Barbers and Hairdressers.

Verdie A. Bowen, Sr.
Dr. Walter L. Campbell

as members of the Board of Chiropractic Examiners.

Dr. Thomas J. Wells

as a member of the Board of Dental Examiners.

Gary P. Bader
Daniel Repasky

as members of the Alaska Labor Relations Agency.

Richard A. Erickson

as a member of the Board of Marine Pilots.

Wendy S. Hamilton
Kennith E. McCarty

as members of the Board of Marital and Family Therapy.

Jennifer Grimwood

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

Nancy Bienvenue
Kevin B. Dougherty

as members of the Board of Nursing.

JoAnne Bell-Graves
James C. Graves

as members of the Board of Examiners in Optometry.

Anne F. Gruening
Richard C. Holm

as members of the Board of Pharmacy.

Dr. Darin M. Bell
Judy Bogard
Mary M. Robinson

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

Jennifer Burkholder
Emily A. Zimbrich

as members of the Board of Professional Counselors.

Dr. Iva Greywolf

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

Clint H.A. Lentfer
Donna H. Rulien

as members of the Board of Certified Real Estate Appraisers.

Marianne K. Burke

as a member of the Real Estate Commission.

T.W. Patch

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

Jason D. Floyd
Barbara I. Paddock
Laura Thiesen

as members of the Board of Social Work Examiners.

Dr. Teresa L. Beck
Dr. John E. Tuomi

as members of the Board of Veterinary Examiners.

Laurence Keyes

as a member of the Workers' Compensation Appeals Commission.

Jeffrey R. Bizzarro
James P. Fassler
John D. Garrett
Don E. Gray
Sarah L. Lefebvre
Michael J. Notar
Thomas J. Tibor
Janet L. Waldron

as members of the Alaska Workers' Compensation Board.

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

HJR 38

The Judiciary Committee considered:

HOUSE JOINT RESOLUTION NO. 38

Proposing amendments to the Constitution of the State of Alaska relating to and increasing the number of members of the house of representatives to forty-eight and the number of members of the senate to twenty-four.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 38(STA)

Proposing amendments to the Constitution of the State of Alaska relating to and increasing the number of members of the house of representatives to forty-four and the number of members of the senate to twenty-two.

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

Do pass (2): Gruenberg, Ramras

Do not pass (1): Gatto

No recommendation (2): Lynn, Herron

The following fiscal note(s) apply to CSHJR 38(STA):

1. Fiscal, Office of the Governor
2. Fiscal, Legislative Agency

HJR 38 was referred to the Finance Committee.

HJR 45

The Finance Committee considered:

HOUSE JOINT RESOLUTION NO. 45

Urging the United States Congress not to enact Cap and Trade legislation.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 45(FIN)
(same title)

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

Do pass (8): Thomas, Joule, Austerman, Kelly, N. Foster, Fairclough, Hawker, Stoltze

No recommendation (2): Doogan, Salmon

Amend (1): Gara

The following fiscal note(s) apply to CSHJR 45(FIN):

2. Zero, Legislative Agency

HJR 45 was referred to the Rules Committee for placement on the calendar.

HB 73

The Finance Committee considered:

HOUSE BILL NO. 73

"An Act relating to honorary foreign consul license plates; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 73(FIN)

"An Act relating to special fire fighter and emergency medical service provider license plates; and providing for an effective date."

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

Do pass (11): Thomas, Gara, Doogan, Joule, Austerman, Salmon, Kelly, Fairclough, N. Foster, Stoltze, Hawker

The following fiscal note(s) apply to CSHB 73(FIN):

2. Zero, Dept. of Administration

HB 73 was referred to the Rules Committee for placement on the calendar.

HB 253

The Judiciary Committee considered:

HOUSE BILL NO. 253

"An Act relating to the time periods affecting certain liens related to providing labor, material, service, or equipment to real property, including buildings and other improvements."

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

Do pass (6): Lynn, Gruenberg, Herron, Dahlstrom, Gatto, Ramras

The following fiscal note(s) apply:

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

HB 253 was referred to the Rules Committee for placement on the calendar.

HB 297

The Education Committee considered:

HOUSE BILL NO. 297

"An Act establishing the governor's performance scholarship program and relating to the program; establishing the governor's performance scholarship fund and relating to the fund; relating to student records; making conforming amendments; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 297(EDC)
(same title)

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

Do pass (6): Keller, Munoz, P. Wilson, Gardner, Buch, Seaton

The following fiscal note(s) apply to CSHB 297(EDC):

3. Fiscal, Dept. of Labor & Workforce Development
4. Fiscal, Dept. of Revenue
5. Fiscal, Dept. of Education & Early Development
6. Fiscal, Dept. of Education & Early Development

HB 297 was referred to the Finance Committee.

HB 306

The Resources Committee considered:

HOUSE BILL NO. 306

"An Act declaring a state energy policy."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 306(RES)
(same title)

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

Do pass (8): Guttenberg, Edgmon, Tuck, Kawasaki, Seaton, P. Wilson, Johnson, Neuman

No recommendation (1): Olson

The following fiscal note(s) apply to CSHB 306(RES):

1. Zero, House Special Committee on Energy

HB 306 is on today's first supplemental calendar.

HB 350

The Education Committee considered:

HOUSE BILL NO. 350

"An Act relating to the local contribution to public school funding; and providing for an effective date."

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

Do pass (6): Munoz, P. Wilson, Edgmon, Gardner, Buch, Seaton

Do not pass (1): Keller

The following fiscal note(s) apply:

1. Fiscal, Dept. of Education & Early Development

HB 350 was referred to the Finance Committee.

HB 413

The Education Committee considered:

HOUSE BILL NO. 413

"An Act relating to the Alaska Challenge Youth Academy."

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

Do pass (6): P. Wilson, Edgmon, Buch, Munoz, Keller, Seaton

No recommendation (1): Gardner

The following fiscal note(s) apply:

1. Fiscal, Dept. of Education & Early Development

HB 413 was referred to the Finance Committee.

SCR 12

The Health & Social Services Committee considered:

SENATE CONCURRENT RESOLUTION NO. 12

Proclaiming September 9, 2010, as Fetal Alcohol Spectrum Disorders Awareness Day.

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

Do pass (7): Holmes, T. Wilson, Seaton, Lynn, Cissna, Keller, Herron

The following fiscal note(s) apply:

1. Zero, Senate Health & Social Services Committee

SCR 12 was referred to the Rules Committee for placement on the calendar.

SB 101

The Health & Social Services Committee considered:

SENATE BILL NO. 101

"An Act relating to questionnaires and surveys administered in the public schools."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 101(HSS)
(same title)

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

Do pass (3): Holmes, Seaton, Cissna

Do not pass (3): T. Wilson, Lynn, Keller

No recommendation (1): Herron

The following fiscal note(s) apply to HCS SB 101(HSS):

2. Zero, Dept. of Education & Early Development

SB 101 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 - Dr. Jill Seaman
By Representative Herron; Senator Hoffman

Honoring - Capital City Celebrations Committee
By Representatives Munoz, Kerttula; Senator Egan

Honoring - Delta Junction Trailblazers Hall of Fame
By Representative Salmon; Senator Kookesh

Honoring - Matthew B. Jones
By Senator Hoffman; Representative Edgmon

Honoring - Service High School Girls Soccer Team, 2009 State Champions

By Senator Meyer; Representative Millett

In Memoriam - Katherine Peter

By Representative Salmon; Senator Kookesh

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 415

HOUSE BILL NO. 415 by the House Labor and Commerce Committee, entitled:

"An Act relating to 911 call recordings and the release of information regarding 911 calls."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 3

The following was read the second time:

HOUSE BILL NO. 3

"An Act relating to issuance of identification cards and to issuance of driver's licenses; and providing for an effective date."

with the:

Journal Page

STA RPT 4DP 2DNP	182
FN1: (ADM)	183
FIN RPT CS(FIN) NT 4DP 3NR 1AM	714
FN1: (ADM)	715

The Rules Committee submitted the following updated fiscal note:

2. Zero, Dept. of Administration

The Speaker stated that, without objection, HB 3 would be returned to the Rules Committee.

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 - Helmi Blank

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

Honoring - Gail T. Voigtlander

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

In Memoriam - Frank Dieckgraeff

By Senator Stevens; Representatives Seaton, 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, Stoltze, Thomas, Tuck, P. Wilson, T. Wilson

**CONSIDERATION OF THE FIRST SUPPLEMENTAL
CALENDAR**

Representative Johansen moved and asked unanimous consent that the House adopt the following First Supplemental Calendar:

HB 306 STATE ENERGY POLICY

There being no objection, it was so ordered.

SECOND READING OF HOUSE BILLS

HB 306

The following was read the second time:

HOUSE BILL NO. 306

"An Act declaring a state energy policy."

with the:	Journal Page
ENE RPT CS(ENE) 7DP	1422
FN1: ZERO(H.ENE)	1422
RES RPT CS(RES) 8DP 1NR	1739
FN1: ZERO(H.ENE)	1740

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. 306(RES)
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that CSHB 306(RES) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 306(RES) will advance to third reading on the March 17, 2010, calendar.

UNFINISHED BUSINESS

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

Representative Salmon – from morning plane time, March 16 to evening plane time, March 21

HB 3

Representative Millett added her name as cosponsor to:

HOUSE BILL NO. 3

"An Act relating to issuance of identification cards and to issuance of driver's licenses; and providing for an effective date."

HB 74

Representatives Herron, N. Foster, Salmon, Austerman, and Thomas added their names as cosponsors to:

HOUSE BILL NO. 74

"An Act relating to the Alaska coastal management program; and establishing the Alaska Coastal Policy Board."

HB 355

Representative Lynn added his name as cosponsor to:

HOUSE BILL NO. 355

"An Act relating to criminal fines for organizations."

HB 369

Representative Austerman added his name as cosponsor to:

HOUSE BILL NO. 369

"An Act relating to an in-state natural gas pipeline, the office of in-state gasline project manager, the Joint In-State Gasline Development Team, and the In-State Gasline Steering Committee; and providing for an effective date."

SB 32

Representative Austerman added his 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."

ENROLLMENT**HB 276**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 3:51 p.m., March 12, 2010:

CS FOR HOUSE BILL NO. 276(CRA)

"An Act amending the description of parcels within the Fort Rousseau Causeway State Historical Park; and providing for an effective date."

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., March 17, 2010. There being no objection, the House adjourned at 11:53 a.m.

Suzi Lowell
Chief Clerk