

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

**Juneau, Alaska**

**Saturday**

**April 17, 2010**

**Eighty-ninth Day**

The House was called to order by Speaker Chenault at 2:12 p.m.

Roll call showed 39 members present.

Representative Johansen moved and asked unanimous consent that Representative Lynn 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 Harris. 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 the deepest respect for all Alaskans and all members' views, I offer the following prayer.

Dear God, watch over all of us in this chamber and in this building. Help us to do the best we can to help as many people as possible. Help us to look after those who can't look after themselves.

Grant us wisdom in our actions, civility in our acts, and caring in our deeds. Thank you for giving us the opportunity to serve. May we do our very best. 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 88<sup>th</sup> legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

**REPORTS OF STANDING COMMITTEES****SJR 21**

The Finance Committee considered:

**SENATE JOINT RESOLUTION NO. 21**

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.

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

Do pass (4): Thomas, Gara, N. Foster, Austerman

No recommendation (4): Doogan, Kelly, Stoltze, Hawker

Amend (1): Fairclough

The following fiscal note(s) apply:

3. Indeterminate, Legislative Agency
4. Fiscal, Office of the Governor

SJR 21 is on today's calendar.

**SB 220**

The Finance Committee considered:

**CS FOR SENATE BILL NO. 220(FIN)**

"An Act relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to the Alaska heating

assistance program, to state energy use data, to the Southeast energy fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned or operated by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned or operated by the state with compressed natural gas; authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; relating to a report regarding a municipal energy improvements financing program and to an energy report by the Office of the Governor; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 220(FIN)

"An Act relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to an exemption from taxation by a municipality of certain residential renewable energy systems, to the Alaska heating assistance program, to state energy use data, to the Southeast energy fund, to the alternative energy revolving loan fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned, operated, or paid for in whole or in part by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned, operated, or paid for in whole or in part by the state with compressed natural gas; authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; relating to a report regarding a municipal energy improvements financing

program and to an energy report by the Office of the Governor; and providing for an effective date."

(HCR 28 - title change resolution)

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

Do pass (9): N. Foster, Joule, Thomas, Austerman, Gara, Kelly, Salmon, Stoltze, Hawker

No recommendation (1): Doogan

Amend (1): Fairclough

The following fiscal note(s) apply to HCS CSSB 220(FIN):

3. Zero, Dept. of Environmental Conservation
6. Indeterminate, Dept. of Health & Social Services
7. Fiscal, Dept. of Commerce, Community, & Economic Development
8. Fiscal, Dept. of Commerce, Community, & Economic Development
9. Zero, Dept. of Revenue
11. Zero, Dept. of Administration
13. Zero, Dept. of Revenue
14. Fiscal, Dept. of Transportation & Public Facilities

CSSB 220(FIN) is on today's calendar.

### **SB 221**

The Finance Committee considered:

CS FOR SENATE BILL NO. 221(EDC)

"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."

and recommends it be replaced with:

## HOUSE CS FOR CS FOR SENATE BILL NO. 221(FIN)

"An Act relating to the Alaska Advantage education grant program; relating to professional student exchange program availability; establishing the Alaska merit scholarship program and relating to the program; relating to student records; making conforming amendments; establishing a Joint Legislative Higher Education Scholarship Funding Task Force; establishing an advisory task force on higher education and career readiness in the legislative branch of government; and providing for an effective date."

(HCR 33 - title change resolution)

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

Do not pass (3): Thomas, Doogan, Salmon

No recommendation (6): Fairclough, Joule, Austerman, Kelly, Stoltze, Hawker

Amend (2): Gara, N. Foster

The following fiscal note(s) apply to HCS CSSB 221(FIN):

5. Fiscal, Dept. of Education & Early Development
6. Fiscal, Dept. of Education & Early Development
7. Fiscal, Legislative Agency

CSSB 221(EDC) is on today's calendar.

**SB 309**

The Finance Committee considered:

## CS FOR SENATE BILL NO. 309(FIN)

"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 from a lease or property in the state; relating to interest on certain underpayments or overpayments of the oil and gas production tax;

providing a credit against the tax on the production of oil and gas for drilling certain exploration wells in the Cook Inlet sedimentary basin; relating to the use of the oil and gas tax credit fund to purchase certain tax credit certificates; providing for an effective date by amending the effective date for sec. 2, ch. 61, SLA 2003; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 309(FIN)  
(same title)

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

Do pass (4): Fairclough, Gara, Stoltze, Hawker

No recommendation (5): N. Foster, Joule, Doogan, Thomas, Austerman

The following fiscal note(s) apply to HCS CSSB 309(FIN):

2. Indeterminate, Dept. of Natural Resources
3. Indeterminate, Dept. of Revenue

CSSB 309(FIN) is on today's calendar.

### **SB 312**

The Finance Committee considered:

CS FOR SENATE BILL NO. 312(FIN)

"An Act relating to the deposit of the proceeds of the tax on gambling operations aboard certain commercial passenger vessels into the general fund; providing for a reduction in the excise tax to \$34.50 for a passenger for each voyage on a commercial passenger vessel; describing the passengers that are subject to the excise tax and liable for the payment of the tax; providing for a reduction in the state excise tax imposed on a passenger traveling on a commercial passenger vessel by the amount of tax on a passenger traveling on a commercial passenger vessel imposed by

a municipality under a law enacted before December 17, 2007; authorizing appropriations from the commercial vessel passenger tax account to the first seven ports of call in the state and for costs associated with commercial passenger vessels and the passengers on board; limiting the use of funds appropriated from the commercial passenger vessel tax account to expenditures related to port facilities, harbor infrastructure, other services provided to the commercial passenger vessels and the passengers on board those vessels and certain other purposes; repealing the regional cruise ship impact fund; relating to the administration of the excise tax by the Department of Revenue and regulations required to be adopted; requiring a report from the Department of Commerce, Community, and Economic Development relating to safely and efficiently hosting passengers; defining 'voyage' for purposes of the excise tax; relating to municipal levies on a passenger on a commercial passenger vessel; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 312(FIN)

"An Act relating to the deposit of the proceeds of the tax on gambling operations aboard certain commercial passenger vessels into the large passenger gaming and gambling tax account that is established as a subaccount within the commercial vessel passenger tax account in the general fund; providing for a reduction in the excise tax to \$34.50 for a passenger for each voyage on a commercial passenger vessel; describing the passengers that are subject to the excise tax and liable for the payment of the tax; providing for a reduction in the state excise tax imposed on a passenger traveling on a commercial passenger vessel by the amount of tax on a passenger traveling on a commercial passenger vessel imposed by certain municipalities under laws enacted before December 17, 2007; authorizing appropriations from the commercial vessel passenger tax account to the first seven ports of call in the state to certain other municipalities and for costs associated with commercial passenger vessels and the passengers on board; limiting the use of funds appropriated from the commercial passenger vessel tax account to expenditures related to port facilities, harbor infrastructure, other

services provided to the commercial passenger vessels and the passengers on board those vessels and certain other purposes; repealing the regional cruise ship impact fund; relating to the administration of the excise tax by the Department of Revenue and regulations required to be adopted; requiring a report from the Department of Commerce, Community, and Economic Development relating to safely and efficiently hosting passengers; defining 'voyage' for purposes of the excise tax; relating to municipal levies on a passenger on a commercial passenger vessel; and providing for an effective date."

(HCR 32 - title change resolution)

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

Do pass (3): Austerman, Kelly, Hawker

No recommendation (7): Thomas, Gara, Doogan, Joule, N. Foster, Fairclough, Stoltze

The following fiscal note(s) apply to HCS CSSB 312(FIN):

2. Fiscal, Dept. of Commerce, Community, & Economic Development
3. Fiscal, Dept. of Revenue

CSSB 312(FIN) is on today's calendar.

**SB 294**

The Finance Committee considered:

CS FOR SENATE BILL NO. 294(FIN)

"An Act amending the termination date of the licensing of sport fishing operators and sport fishing guides; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 294(FIN)

(same title)



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

No recommendation (9): Doogan, Gara, Joule, Kelly, Austerman, Salmon, N. Foster, Stoltze, Hawker

Amend (2): Thomas, Fairclough

The following fiscal note(s) apply to HCS CSSB 294(FIN):

2. Fiscal, Dept. of Fish & Game

CSSB 294(FIN) is on today's calendar.

### **INTRODUCTION OF CITATIONS**

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

In Memoriam - Paul Bernard Nistler  
By Senator Coghill

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - Representative Harry Crawford  
By Representatives Kerttula, Munoz, Lynn; Senators Davis, Egan

The Speaker stated that pursuant to Uniform Rule 49(a)(3), concurrent resolutions do not require three readings. The Speaker directed the Chief Clerk to read title change resolutions by the short title only.

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

#### **HCR 32**

HOUSE CONCURRENT RESOLUTION NO. 32 by the House Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 312, relating to the deposit of the proceeds of the tax on gambling operations aboard certain commercial passenger vessels into the general fund; providing for a reduction in the excise tax to \$34.50 for a passenger for each voyage on a commercial passenger vessel; describing the passengers that are subject to the excise tax and liable for the payment of the tax; providing for a reduction in the state excise tax imposed on a passenger traveling on a commercial passenger vessel by the amount of tax on a passenger traveling on a commercial passenger vessel imposed by a municipality under a law enacted before December 17, 2007; authorizing appropriations from the commercial vessel passenger tax account to the first seven ports of call in the state and for costs associated with commercial passenger vessels and the passengers on board; limiting the use of funds appropriated from the commercial passenger vessel tax account to expenditures related to port facilities, harbor infrastructure, other services provided to the commercial passenger vessels and the passengers on board those vessels and certain other purposes; repealing the regional cruise ship impact fund; relating to the administration of the excise tax by the Department of Revenue and regulations required to be adopted; requiring a report from the Department of Commerce, Community, and Economic Development relating to safely and efficiently hosting passengers; defining 'voyage' for purposes of the excise tax; and relating to municipal levies on a passenger on a commercial passenger vessel.

was read the first time.

### **HCR 33**

HOUSE CONCURRENT RESOLUTION NO. 33 by the House Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 221, establishing an advisory task force on higher education and career readiness in the legislative branch of government.

was read the first time.

**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF SENATE BILLS****SB 10**

The following was read the second time:

CS FOR SENATE BILL NO. 10(HSS)(efd del)

"An Act requiring health care insurers to provide insurance coverage for medical care received by a patient during certain approved clinical trials designed to test and improve prevention, diagnosis, treatment, or palliation of cancer; directing the Department of Health and Social Services to provide Medicaid services to persons who participate in those clinical trials; and relating to experimental procedures under a state plan offered by the Comprehensive Health Insurance Association."

with the:	Journal Page
HSS RPT 4DP 2DNP 1NR	2189
FN3: ZERO(DHS)	2190
FN4: ZERO(CED)	2190
L&C RPT 5DP 1DNP	2333
FN3: ZERO(DHS)	2333
FN4: ZERO(CED)	2333

Representative Johansen moved and asked unanimous consent that CSSB 10(HSS)(efd del) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 10(HSS)(efd del) was read the third time.

Representative Crawford moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Crawford was required to vote.

The question being: "Shall CSSB 10(HSS)(efd del) pass the House?"  
The roll was taken with the following result:

CSSB 10(HSS)(efd del)

Third Reading

Final Passage

**YEAS: 35 NAYS: 3 EXCUSED: 1 ABSENT: 1**

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

Nays: Keller, Kelly, T.Wilson

Excused: Lynn

Absent: Neuman

And so, CSSB 10(HSS)(efd del) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

Representative Johansen moved and asked unanimous consent that Representative Neuman be excused from a call of the House from now to 8:00 a.m., April 18. There being no objection, it was so ordered.

**SB 139**

The following, which is on today's calendar, is in the Finance Committee:

CS FOR SENATE BILL NO. 139(FIN)

"An Act establishing an employment incentive program for certain health care professionals employed in the state; and providing for an effective date."

**SB 159**

The following was read the second time:

SENATE BILL NO. 159

"An Act increasing the maximum funeral expenses payable as a workers' compensation death benefit; and providing for an effective date."

with the:	Journal Page
L&C RPT 3DP 1NR	2139
FN2: ZERO(LWF)	2140
FIN RPT 8DP 2NR	2313
FN2: ZERO(LWF)	2313

Representative Johansen moved and asked unanimous consent that SB 159 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

SB 159 will advance to third reading on tomorrow's calendar.

**SB 220**

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

CS FOR SENATE BILL NO. 220(FIN)

"An Act relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to the Alaska heating assistance program, to state energy use data, to the Southeast energy fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned or operated by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned or operated by the state with compressed natural gas; authorizing and relating to the

issuance of bonds by the Alaska Housing Finance Corporation; relating to a report regarding a municipal energy improvements financing program and to an energy report by the Office of the Governor; and providing for an effective date."

### UNFINISHED BUSINESS

#### SB 236

Representative Stoltze, Co-chair, moved and asked unanimous consent that the 24-hour publication notice requirement (Uniform Rule 23(d)) be waived in order that the Finance Committee be allowed to schedule the following for a hearing today:

CS FOR SENATE BILL NO. 236(EDC)

"An Act relating to tax credits for cash contributions by taxpayers that are accepted for certain educational purposes and facilities; and providing for an effective date."

There being no objection, it was so ordered.

### SECOND READING OF SENATE BILLS

(continued)

#### SB 221

The following was read the second time:

CS FOR SENATE BILL NO. 221(EDC)

"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."

with the:

Journal Page

EDC RPT HCS(EDC) 2DP 3NR	1933
FN1: ZERO(EED)	1934
FN3: ZERO(EED)	1934
FN4: ZERO(S.FIN/LEG)	1934
FIN RPT HCS(FIN) NT 3DNP 6NR 2AM	2406
TITLE CHANGE: HCR 33	2406
FN5: (EED)	2407

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2417

FN6: (EED)

2407

FN7: (LEG)

2407

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

HOUSE CS FOR CS FOR SENATE BILL NO. 221(FIN)

"An Act relating to the AlaskAdvantage education grant program; relating to professional student exchange program availability; establishing the Alaska merit scholarship program and relating to the program; relating to student records; making conforming amendments; establishing a Joint Legislative Higher Education Scholarship Funding Task Force; establishing an advisory task force on higher education and career readiness in the legislative branch of government; and providing for an effective date."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 221(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 221(FIN) will advance to third reading on tomorrow's calendar.

**SB 230**

The following, which is on today's calendar, is in the Finance Committee:

CS FOR SENATE BILL NO. 230(FIN)

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

CSSB 230(FIN) was moved to the bottom of the calendar.

**SB 234**

The following was read the second time:

CS FOR SENATE BILL NO. 234(FIN)

"An Act relating to the voting procedures of the Alcoholic Beverage Control Board; allowing the Alcoholic Beverage Control Board to release information contained in the statewide database of alcohol purchases and shipments to the person who purchased the alcohol or to whom the alcohol was shipped; relating to the access of persons under 21 to premises where alcoholic beverages are sold, served, or consumed; extending the termination date of the Alcoholic Beverage Control Board; and providing for an effective date."

with the:	Journal Page
L&C RPT HCS(L&C) NT 5DP 1NR	2268
TITLE CHANGE: HCR 31	2268
FN1: (DPS)	2269
FIN RPT HCS(L&C) NT 10DP	2373
FN2: (DPS)	2374

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

HOUSE CS FOR CS FOR SENATE BILL NO. 234(L&C)

"An Act relating to the voting procedures of the Alcoholic Beverage Control Board; allowing the Alcoholic Beverage Control Board to release information contained in the statewide database of alcohol purchases and shipments to the person who purchased the alcohol or to whom the alcohol was shipped; extending the termination date of the Alcoholic Beverage Control Board; and providing for an effective date."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 234(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 234(L&C) was read the third time.



The question being: "Shall HCS CSSB 234(L&C) pass the House?"  
The roll was taken with the following result:

HCS CSSB 234(L&C)  
Third Reading  
Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 2 ABSENT: 2**

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

Excused: Lynn, Neuman

Absent: Harris, Johnson

And so, HCS CSSB 234(L&C) 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.

HCS CSSB 234(L&C) was referred to the Chief Clerk for engrossment.

**SB 258**

The following was read the second time:

CS FOR SENATE BILL NO. 258(L&C)

"An Act prohibiting health care insurers that provide dental care coverage from setting fees that a dentist may charge under a preferred provider contract for dental services not covered under the insurer's policy, and relating to preferred provider contracts between insurers and dentists."

with the:

Journal Page

FIN RPT 10DP

2374

FN1: ZERO(CED)

2374

Representative Johansen moved and asked unanimous consent that CSSB 258(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 258(L&C) was read the third time.

The question being: "Shall CSSB 258(L&C) pass the House?" The roll was taken with the following result:

CSSB 258(L&C)

Third Reading

Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 2 ABSENT: 2**

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

Excused: Lynn, Neuman

Absent: Harris, Joule

And so, CSSB 258(L&C) passed the House.

Representative Kerttula gave notice of reconsideration of the vote on CSSB 258(L&C).

### RECONSIDERATION

#### SB 258

Representative Kerttula moved and asked unanimous consent that reconsideration of CSSB 258(L&C) be taken up on the same day. There being no objection, it was so ordered.

CSSB 258(L&C) was again before the House in third reading.

The question to be reconsidered: "Shall CSSB 258(L&C) pass the House?" The roll was taken with the following result:

CSSB 258(L&C)  
Third Reading  
Final Passage  
Reconsideration

**YEAS: 36 NAYS: 0 EXCUSED: 2 ABSENT: 2**

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

Excused: Lynn, Neuman

Absent: Gara, Harris

And so, CSSB 258(L&C) passed the House on reconsideration, was signed by the Speaker and Chief Clerk, and returned to the Senate.

**SECOND READING OF SENATE BILLS**

(continued)

**SB 294**

The following was read the second time:

CS FOR SENATE BILL NO. 294(FIN)

"An Act amending the termination date of the licensing of sport fishing operators and sport fishing guides; and providing for an effective date."

with the:

Journal Page

FIN RPT HCS(FIN) 9NR 2AM  
FN2: (DFG)

2410  
2411

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

HOUSE CS FOR CS FOR SENATE BILL NO. 294(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 294(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 294(FIN) was read the third time.

The question being: "Shall HCS CSSB 294(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 294(FIN)

Third Reading

Final Passage

**YEAS: 35 NAYS: 2 EXCUSED: 2 ABSENT: 1**

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

Nays: Kawasaki, Salmon

Excused: Lynn, Neuman

Absent: Harris

And so, HCS CSSB 294(FIN) 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.

HCS CSSB 294(FIN) was referred to the Chief Clerk for engrossment.

**SB 305**

The following was read the second time:

## CS FOR SENATE BILL NO. 305(FIN)(title am)

"An Act providing that the tax rate applicable to the production of oil as the average production tax value of oil, gas produced in the Cook Inlet sedimentary basin, and gas produced outside of the Cook Inlet sedimentary basin and used in the state increases above \$30 shall be 0.4 percent multiplied by the number that represents the difference between that average monthly production tax value and \$30, or the sum of 25 percent and the product of 0.1 percent multiplied by the number that represents the difference between that average monthly production tax value and \$92.50, except that the total rate determined in the calculation may not exceed 50 percent; providing for an increase in the rate of tax on the production of gas as the average production tax value on a BTU equivalent barrel basis of gas produced outside of the Cook Inlet sedimentary basin and not used in the state increases above \$30; relating to payments of the oil and gas production tax; relating to availability of a portion of the money received from the tax on oil and gas production for appropriation to the community revenue sharing fund; relating to the allocation of lease expenditures and adjustments to lease expenditures; and providing for an effective date."

with the:

Journal Page

RES RPT HCS(RES) NT 2DP 5NR 2AM	2235
TITLE CHANGE: HCR 29	2235
FN1: ZERO(S.FIN/REV)	2236
FIN RPT HCS(FIN) NT 1DP 10NR	2381
TITLE CHANGE: HCR 29	2381
FN2: (REV)	2383

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

## HOUSE CS FOR CS FOR SENATE BILL NO. 305(FIN)

"An Act providing that the tax rate applicable to the production of oil as the average production tax value of oil, gas produced in the Cook Inlet sedimentary basin, and gas produced outside of the Cook Inlet sedimentary basin and used in the state increases above \$30 shall be 0.4 percent multiplied by the number that represents

the difference between that average monthly production tax value and \$30, or the sum of 25 percent and the product of 0.1 percent multiplied by the number that represents the difference between that average monthly production tax value and \$92.50, except that the total rate determined in the calculation may not exceed 50 percent; providing for an increase in the rate of tax on the production of gas as the average production tax value on a BTU equivalent barrel basis of gas produced outside of the Cook Inlet sedimentary basin and not used in the state increases above \$30; relating to payments of the oil and gas production tax; relating to the lease expenditures that may be deducted when determining production tax value; relating to availability of a portion of the money received from the tax on oil and gas production for appropriation to the community revenue sharing fund; relating to the allocation of lease expenditures and adjustments to lease expenditures; and providing for an effective date."

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 305(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 305(FIN) will advance to third reading on tomorrow's calendar.

**SB 309**

The following was read the second time:

**CS FOR SENATE BILL NO. 309(FIN)**

"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 from a lease or property in the state; relating to interest on certain underpayments or overpayments of the oil and gas production tax; providing a credit against the tax on the production of oil and gas for drilling certain exploration wells in the Cook Inlet sedimentary

basin; relating to the use of the oil and gas tax credit fund to purchase certain tax credit certificates; providing for an effective date by amending the effective date for sec. 2, ch. 61, SLA 2003; and providing for an effective date."

with the:	Journal Page
FIN RPT HCS(FIN) 4DP 5NR	2407
FN2: INDETERMINATE(DNR)	2408
FN3: INDETERMINATE(REV)	2408

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

HOUSE CS FOR CS FOR SENATE BILL NO. 309(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 309(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 309(FIN) will advance to third reading on tomorrow's calendar.

The Speaker stated that, without objection, the House would recess until 8:00 p.m.; and so, the House recessed at 4:40 p.m.

#### **AFTER RECESS**

The Speaker called the House back to order at 10:39 p.m.

The presence of Representative Lynn, who was excused (page 2403), was noted.

**SECOND READING OF SENATE BILLS****SB 312**

The following was read the second time:

CS FOR SENATE BILL NO. 312(FIN)

"An Act relating to the deposit of the proceeds of the tax on gambling operations aboard certain commercial passenger vessels into the general fund; providing for a reduction in the excise tax to \$34.50 for a passenger for each voyage on a commercial passenger vessel; describing the passengers that are subject to the excise tax and liable for the payment of the tax; providing for a reduction in the state excise tax imposed on a passenger traveling on a commercial passenger vessel by the amount of tax on a passenger traveling on a commercial passenger vessel imposed by a municipality under a law enacted before December 17, 2007; authorizing appropriations from the commercial vessel passenger tax account to the first seven ports of call in the state and for costs associated with commercial passenger vessels and the passengers on board; limiting the use of funds appropriated from the commercial passenger vessel tax account to expenditures related to port facilities, harbor infrastructure, other services provided to the commercial passenger vessels and the passengers on board those vessels and certain other purposes; repealing the regional cruise ship impact fund; relating to the administration of the excise tax by the Department of Revenue and regulations required to be adopted; requiring a report from the Department of Commerce, Community, and Economic Development relating to safely and efficiently hosting passengers; defining 'voyage' for purposes of the excise tax; relating to municipal levies on a passenger on a commercial passenger vessel; and providing for an effective date."

with the:

Journal Page

FIN RPT HCS(FIN) NT 3DP 7NR	2408
TITLE CHANGE: HCR 32	2408
FN2: (CED)	2410
FN3: (REV)	2410



Representative Johansen moved and asked unanimous consent that CSSB 312(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSSB 312(FIN) will advance to third reading on tomorrow's calendar.

### **THIRD READING OF HOUSE BILLS**

#### **HB 69**

The following, which was advanced to third reading from the April 16, 2010, calendar (page 2362), was read the third time:

CS FOR HOUSE BILL NO. 69(FIN)

"An Act establishing in the Department of Education and Early Development a voluntary parent and early childhood education program for pre-elementary aged children."

Representative Keller moved and asked unanimous consent that CSHB 69(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 Keller:

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

Insert "**grant**"

Page 1, line 10, through page 2, line 16:

Delete all material and insert:

"PARENTS AS TEACHERS PROGRAM ESTABLISHED. (a) The Department of Education and Early Development shall devise and implement a statewide parents as teachers grant program that supplements available funding for local programs that provide a parents as teachers program that

(1) accomplishes goals established by recognized research in the area of parents as teachers that

(A) increases parental knowledge of early childhood development;

(B) improves parenting practices;  
(C) provides early detection of developmental delays and health issues;

(D) prevents child abuse and neglect;

(E) increases school readiness and success;

(F) provides family support curricula, training, materials, and services;

(2) is consistent with the following core values:

(A) the early years of a child's life are critical for optimal development and provide the foundation for success in school and in life;

(B) a parent is a child's first and most influential teacher;

(C) established and emerging research should be the foundation of parent education;

(D) all young children and their families deserve equal opportunities for success;

(E) an understanding and appreciation of the history and traditions of diverse cultures are essential to serving families.

(b) The department shall establish application and award procedures and award 13 local grants under this section."

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

There was objection.

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

CSHB 69(FIN) was automatically in third reading.

The question being: "Shall CSHB 69(FIN) pass the House?" The roll was taken with the following result:

CSHB 69(FIN)

Third Reading

Final Passage

**YEAS: 32 NAYS: 5 EXCUSED: 1 ABSENT: 2**

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

Nays: Gatto, Hawker, Keller, Kelly, T.Wilson

Excused: Neuman

Absent: Austerman, Stoltze

And so, CSHB 69(FIN) passed the House and was referred to the Chief Clerk for engrossment.

The Speaker stated that, without objection, the House would revert to:

### MESSAGES FROM THE SENATE

#### **HB 6**

A message dated April 17, 2010, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 6(JUD) am

"An Act relating to proscribing certain sexual conduct or sexual activities as cruelty to animals."

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 6(JUD)

"An Act relating to cruelty to animals; and relating to aggravating factors at sentencing involving assaultive behavior and cruelty to animals."

(SCR 15 - title change resolution)

CSHB 6(JUD) am is under Unfinished Business.

#### **HB 168**

A message dated April 17, 2010, was read stating the Senate passed CSHB 168(FIN) with the following amendment, and it is transmitted for consideration:

## SENATE CS FOR CS FOR HOUSE BILL NO. 168(FIN)

"An Act relating to state certification and designation of trauma centers; creating the trauma care fund to offset trauma care provided at certified and designated trauma centers; and providing for an effective date."

CSHB 168(FIN) is under Unfinished Business.

**HB 294**

A message dated April 17, 2010, was read stating the Senate passed:

## CS FOR HOUSE BILL NO. 294(FIN)

"An Act amending the termination date of certain statutes relating to the use, operation, and regulation of boats, a uniform state waterway marking system, and civil liability for boat owners by extending the termination date by two years; providing for an effective date by amending the effective date of secs. 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27, ch. 28, SLA 2000, as amended; and providing for an effective date."

with the following amendment, and it is transmitted for consideration:

## SENATE CS FOR CS FOR HOUSE BILL NO. 294(FIN)

"An Act amending the termination date of certain statutes relating to the use, operation, and regulation of boats, a uniform state waterway marking system, and civil liability for boat owners by extending the termination date by seven years; providing for an effective date by amending the effective date of secs. 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27, ch. 28, SLA 2000, as amended; and providing for an effective date."

(SCR 23 - title change resolution)

CSHB 294(FIN) is under Unfinished Business.

**HB 324**

A message dated April 17, 2010, was read stating the Senate passed:

**CS FOR HOUSE BILL NO. 324(FIN)**

"An Act relating to the crime of failure to appear; relating to arrest for violating certain conditions of release; relating to release before trial, before sentence, and pending appeal; relating to material witnesses; relating to temporary release; relating to release on a petition to revoke probation; relating to the first appearance before a judicial officer after arrest; relating to service of process for domestic violence protective orders; making conforming amendments; amending Rules 5 and 41, Alaska Rules of Criminal Procedure, and Rules 206 and 603, Alaska Rules of Appellate Procedure; and providing for an effective date."

with the following amendment, and it is transmitted for consideration:

**SENATE CS FOR CS FOR HOUSE BILL NO. 324(JUD)**

"An Act relating to the crime of failure to appear; relating to arrest for violating certain conditions of release; relating to release before trial, before sentence, and pending appeal; relating to material witnesses; relating to temporary release; relating to release on a petition to revoke probation; relating to the first appearance before a judicial officer after arrest; relating to sentencing restrictions concerning alcoholic beverages; relating to service of process for domestic violence protective orders; making conforming amendments; amending Rules 5 and 41, Alaska Rules of Criminal Procedure, and Rules 206 and 603, Alaska Rules of Appellate Procedure; and providing for an effective date."

(SCR 22 - title change resolution)

CSHB 324(FIN) is under Unfinished Business.

Messages dated April 17, 2010, were read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE RESOLUTIONS****SCR 15**

SENATE CONCURRENT RESOLUTION NO. 15 by the Senate Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 6, relating to proscribing certain sexual conduct or sexual activities as cruelty to animals.

was read the first time and taken up later as a Special Order of Business.

**SCR 22**

SENATE CONCURRENT RESOLUTION NO. 22 by the Senate Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 324, relating to the crime of failure to appear; relating to arrest for violating certain conditions of release; relating to release before trial, before sentence, and pending appeal; relating to material witnesses; relating to temporary release; relating to release on a petition to revoke probation; relating to the first appearance before a judicial officer after arrest; relating to service of process for domestic violence protective orders; making conforming amendments; and amending Rules 5 and 41, Alaska Rules of Criminal Procedure, and Rules 206 and 603, Alaska Rules of Appellate Procedure.

was read the first time.

**SCR 23**

SENATE CONCURRENT RESOLUTION NO. 23 by the Senate Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 294, amending the termination date of certain statutes relating to the use, operation, and regulation of boats, a uniform state waterway marking system, and civil liability for boat owners by extending the termination date by two years.

was read the first time.

**REPORTS OF STANDING COMMITTEES****SB 24**

The Finance Committee considered:

## SENATE BILL NO. 24

"An Act naming the bridge over Hammer Slough on Nordic Drive in Petersburg the Louis Miller Bridge."

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

Do pass (7): Thomas, Doogan, Joule, Fairclough, Austerman, Kelly, Stoltze

No recommendation (3): Gara, Salmon, Hawker

The following fiscal note(s) apply:

2. Fiscal, Dept. of Transportation & Public Facilities

SB 24 was referred to the Rules Committee for placement on the calendar.

**SB 25**

The Finance Committee considered:

## SENATE BILL NO. 25

"An Act naming the South Mitkof Island ferry terminal the Richard 'Dewey' Duvall Ferry Terminal."

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

Do pass (7): Thomas, Fairclough, Gara, Kelly, Austerman, Salmon, Stoltze

No recommendation (1): Hawker

The following fiscal note(s) apply:

2. Fiscal, Dept. of Transportation & Public Facilities

SB 25 was referred to the Rules Committee for placement on the calendar.

**SB 230**

The Finance Committee considered:

CS FOR SENATE BILL NO. 230(FIN)

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

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 230(FIN)  
(same title)

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

Do pass (9): Thomas, Joule, N. Foster, Kelly, Salmon, Fairclough, Austerman, Stoltze, Hawker

Do not pass (1): Doogan

No recommendation (1): Gara

CSSB 230(FIN) is on today's calendar.

**SB 236**

The Finance Committee considered:

CS FOR SENATE BILL NO. 236(EDC)

"An Act relating to tax credits for cash contributions by taxpayers that are accepted for certain educational purposes and facilities; and providing for an effective date."



and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 236(FIN)  
(same title)

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

Do pass (4): Fairclough, N. Foster, Joule, Kelly

No recommendation (6): Gara, Austerman, Doogan, Salmon, Stoltze, Hawker

The following fiscal note(s) apply to HCS CSSB 236(FIN):

1. Indeterminate, Dept. of Revenue

CSSB 236(EDC) was referred to the Rules Committee for placement on the calendar.

**SB 237**

The Finance Committee considered:

CS FOR SENATE BILL NO. 237(FIN)

"An Act establishing a formula and a fund for school construction grant funding for regional educational attendance areas; extending the deadline for authorizing school construction debt reimbursed by the state; and requiring a report from the commissioner of revenue."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 237(FIN)

"An Act relating to energy consumption and costs, operating costs, and energy efficiency standards for school construction and major maintenance by the Department of Education and Early Development; amending the percentages required to be paid by a municipal school district receiving a school construction or major maintenance grant; making a conforming amendment to a bond debt reimbursement provision referencing the percentages;

establishing a formula and a fund for school construction grant funding for regional educational attendance areas; extending the deadline for authorizing school construction debt reimbursed by the state; requiring a report from the Department of Education and Early Development; and providing for an effective date."

(pending title change resolution)

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

Do pass (6): Gara, Joule, N. Foster, Salmon, Austerman, Hawker

No recommendation (5): Thomas, Doogan, Fairclough, Kelly, Stoltze

The following fiscal note(s) apply to HCS CSSB 237(FIN):

3. Fiscal, Dept. of Education & Early Development
4. Fiscal, Dept. of Education & Early Development

CSSB 237(FIN) is on today's first supplemental calendar.

#### **SB 238**

The Finance Committee considered:

##### SENATE BILL NO. 238

"An Act amending the eligibility threshold for medical assistance for persons in a medical or intermediate care facility."

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

Do pass (10): Thomas, Gara, Doogan, Joule, N. Foster, Salmon, Austerman, Fairclough, Stoltze, Hawker

No recommendation (1): Kelly

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services

SB 238 was referred to the Rules Committee for placement on the calendar.

**SB 284**

The Finance Committee considered:

## CS FOR SENATE BILL NO. 284(FIN)

"An Act relating to state election campaigns, the duties of the Alaska Public Offices Commission, the reporting and disclosure of expenditures and independent expenditures, the filing of reports, and the identification of certain communications in state election campaigns; prohibiting expenditures and contributions by foreign nationals in state elections; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 284(FIN)  
(same title)

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

Do pass (2): Thomas, Fairclough

No recommendation (5): Austerman, Salmon, Kelly, Stoltze, Hawker

Amend (4): Gara, Doogan, Joule, N. Foster

The following fiscal note(s) apply to HCS CSSB 284(FIN):

1. Zero, Office of the Governor
2. Fiscal, Dept. of Administration

CSSB 284(FIN) was referred to the Rules Committee for placement on the calendar.

The House advanced to:

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**SECOND READING OF HOUSE RESOLUTIONS**

**HCR 28**

The Speaker stated that, without objection, the following would be held to tomorrow's calendar:

**HOUSE CONCURRENT RESOLUTION NO. 28**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 220, relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to the Alaska heating assistance program, to state energy use data, to the Southeast energy fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned or operated by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned or operated by the state with compressed natural gas; authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; and relating to a report regarding a municipal energy improvements financing program and to an energy report by the Office of the Governor.

**HCR 29**

The Speaker stated that, without objection, the following would be held to tomorrow's calendar:

**HOUSE CONCURRENT RESOLUTION NO. 29**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 305, providing that the tax rate applicable to the production of oil as the average production tax value of oil, gas produced in the Cook Inlet sedimentary basin, and gas produced outside of the Cook Inlet sedimentary basin and used in the state increases above \$30 shall be 0.4 percent multiplied by the number that represents the difference between that average monthly production tax value and \$30, or the sum of 25 percent and the product of 0.1 percent multiplied by the number that represents the difference between that average monthly production tax value and \$92.50, except that the total rate determined in the calculation may not exceed 50 percent; providing for an increase in the rate of tax on the production of gas as the average production tax value on a BTU equivalent barrel basis of gas produced outside of the Cook Inlet sedimentary basin and not used in the state increases above \$30; relating to payments of the oil and gas production tax; relating to availability of a portion of the money received from the tax on oil and gas production for appropriation to the community revenue sharing fund; and relating to the allocation of lease expenditures and adjustments to lease expenditures.

**HCR 31**

The following was read the second time:

**HOUSE CONCURRENT RESOLUTION NO. 31**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 234, relating to the voting procedures of the Alcoholic Beverage Control Board; allowing the Alcoholic Beverage Control Board to release information contained in the statewide database of alcohol purchases and shipments to the person who purchased the alcohol or to whom the alcohol was shipped; relating to the access of persons under 21 to premises where alcoholic beverages are sold, served, or consumed; and extending the termination date of the Alcoholic Beverage Control Board.

The question being: "Shall HCR 31 pass the House?" The roll was taken with the following result:

HCR 31  
Second Reading  
Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Neuman

Absent: Doogan

And so, HCR 31 passed the House and was referred to the Chief Clerk for engrossment.

## SECOND READING OF SENATE RESOLUTIONS

### SJR 21

The following was read the second time:

#### SENATE JOINT RESOLUTION NO. 21

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.

with the:	Journal Page
FIN RPT 4DP 4NR 1AM	2404
FN3: INDETERMINATE(LEG)	2404
FN4: (GOV)	2404

Amendment No. 1 was offered by Representatives Austerman, Joule, Johansen, Herron, Edgmon, Seaton, P. Wilson, Kerttula, Thomas, and Munoz:

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Page 1, line 2 (title amendment):

Delete "**forty-eight**"

Insert "**forty-four**"

Page 1, line 3 (title amendment):

Delete "**twenty-four**"

Insert "**twenty-two**"

Page 1, lines 7 - 8:

Delete "**twenty-four**"

Insert "**twenty-two**"

Page 1, line 8:

Delete "**forty-eight**"

Insert "**forty-four**"

Page 1, line 12:

Delete "**forty-eight**"

Insert "**forty-four**"

Page 1, line 13:

Delete "**twenty-four**"

Insert "**twenty-two**"

Page 2, line 7:

Delete "**forty-eight**"

Insert "**forty-four**"

Representative Seaton 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, and the new title follows:

SENATE JOINT RESOLUTION NO. 21 am H

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.

Representative Johansen moved and asked unanimous consent that SJR 21 am H be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SJR 21 am H was read the third time.

The question being: "Shall SJR 21 am H pass the House?" The roll was taken with the following result:

SJR 21 am H  
Third Reading  
Final Passage

**YEAS: 31 NAYS: 8 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Buch, Chenault, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N.Foster, Gara, Gardner, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Joule, Kerttula, Lynn, Munoz, Olson, Petersen, Ramras, Salmon, Seaton, Thomas, Tuck, P.Wilson

Nays: Gatto, Johnson, Kawasaki, Keller, Kelly, Millett, Stoltze, T.Wilson

Excused: Neuman

And so, SJR 21 am H passed the House.

Representative Johnson gave notice of reconsideration of the vote on SJR 21 am H.

## **SECOND READING OF SENATE BILLS**

(continued)

### **SB 220**

The following, which was moved to the bottom of the calendar (page 2415), was read the second time:

CS FOR SENATE BILL NO. 220(FIN)

"An Act relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to the Alaska heating assistance program, to state energy use data, to the Southeast



energy fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned or operated by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned or operated by the state with compressed natural gas; authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; relating to a report regarding a municipal energy improvements financing program and to an energy report by the Office of the Governor; and providing for an effective date."

with the:

Journal Page

ENE RPT HCS(ENE) NT 7DP	2192
TITLE CHANGE: HCR 28	2192
FN3: ZERO(DEC)	2194
FN6: INDETERMINATE(DHS)	2194
FN7: (CED)	2194
FN8: (CED)	2194
FN9: ZERO(REV)	2194
FN10: ZERO(REV)	2194
FN11: ZERO(ADM)	2194
FN12: (DOT)	2194
FIN RPT HCS(FIN) NT 9DP 1NR 1AM	2404
TITLE CHANGE: HCR 28	2404
FN3: ZERO(DEC)	2406
FN6: INDETERMINATE(DHS)	2406
FN7: (CED)	2406
FN8: (CED)	2406
FN9: ZERO(REV)	2406
FN11: ZERO(ADM)	2406
FN13: ZERO(REV)	2406
FN14: (DOT)	2406

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

HOUSE CS FOR CS FOR SENATE BILL NO. 220(FIN)

"An Act relating to energy efficiency, energy conservation, and alternative energy, to an emerging energy technology fund, to the lease of state land to a public electric utility, to an exemption from taxation by a municipality of certain residential renewable energy systems, to the Alaska heating assistance program, to state energy use data, to the Southeast energy fund, to the alternative energy revolving loan fund, to nuclear energy production and facilities, to the definition of 'power project' or 'project' as it relates to rural and statewide energy programs and the Alaska Energy Authority, and to the definition of 'alternative energy system'; establishing an Alaska energy efficiency revolving loan fund; directing the Department of Transportation and Public Facilities to prepare a report on the feasibility of using compressed natural gas to power vehicles in the state, including vehicles owned, operated, or paid for in whole or in part by the state, and including in that study, if warranted, a pilot program proposal for powering some vehicles owned, operated, or paid for in whole or in part by the state with compressed natural gas; authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; relating to a report regarding a municipal energy improvements financing program and to an energy report by the Office of the Governor; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Hawker, Stoltze, Kelly, Fairclough, and Austerman:

Page 15, line 26 through page 16, line 23:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 27, line 22:

Delete "secs. 29 - 36"

Insert "secs. 28 - 35"

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Page 27, line 24:

Delete "secs. 29 - 36"

Insert "secs. 28 - 35"

Page 27, line 25:

Delete "secs. 29 - 36"

Insert "secs. 28 - 35"

Page 28, line 5:

Delete "secs. 29 - 36"

Insert "secs. 28 - 35"

Page 28, lines 6 - 12:

Delete all material.

Renumber the following bill sections accordingly.

Page 28, line 20:

Delete "Section 44(b)"

Insert "Section 43(b)"

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

Representative Millett objected.

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

HCS CSSB 220(FIN)

Second Reading

Amendment No. 1

**YEAS: 12 NAYS: 27 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Dahlstrom, Fairclough, Harris, Hawker, Johnson, Keller, Kelly, Olson, Stoltze, T.Wilson

Nays: Buch, Cissna, Crawford, Doogan, Edgmon, N.Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Joule, Kawasaki, Kerttula, Lynn, Millett, Munoz, Petersen, Ramras, Salmon, Seaton, Thomas, Tuck, P.Wilson

Excused: Neuman

And so, Amendment No. 1 was not adopted.

Representative Johansen moved and asked unanimous consent that HCS CSSB 220(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 220(FIN) will advance to third reading on tomorrow's calendar.

**SB 230**

The following, which was moved to the bottom of the calendar (page 2417), was read the second time:

CS FOR SENATE BILL NO. 230(FIN)

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

with the:

Journal Page

FIN RPT HCS(FIN) 9DP 1DNP 1NR

2434

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

HOUSE CS FOR CS FOR SENATE BILL NO. 230(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 230(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 230(FIN) will advance to third reading on tomorrow's calendar.

### LEGISLATIVE CITATIONS

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

Honoring - Deborah Brevoort

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

In Memoriam - William Boyd Lampe

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

### CONSIDERATION OF THE FIRST SUPPLEMENTAL CALENDAR

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

CSSB 237(FIN)	SCHOOL CONSTRUCTION DEBT REIMBURSEMENT
SB 13	MEDICAL ASSISTANCE ELIGIBILITY
CSSB 292(JUD)	PAWNBROKERS

There being no objection, it was so ordered.

**SECOND READING OF SENATE BILLS****SB 237**

The following was read the second time:

CS FOR SENATE BILL NO. 237(FIN)

"An Act establishing a formula and a fund for school construction grant funding for regional educational attendance areas; extending the deadline for authorizing school construction debt reimbursed by the state; and requiring a report from the commissioner of revenue."

with the:

Journal Page

FIN RPT HCS(FIN) NT 6DP 5NR	2435
TITLE CHANGE: HCR 34	2435
FN3: (EED)	2436
FN4: (EED)	2436

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

HOUSE CS FOR CS FOR SENATE BILL NO. 237(FIN)

"An Act relating to energy consumption and costs, operating costs, and energy efficiency standards for school construction and major maintenance by the Department of Education and Early Development; amending the percentages required to be paid by a municipal school district receiving a school construction or major maintenance grant; making a conforming amendment to a bond debt reimbursement provision referencing the percentages; establishing a formula and a fund for school construction grant funding for regional educational attendance areas; extending the deadline for authorizing school construction debt reimbursed by the state; requiring a report from the Department of Education and Early Development; and providing for an effective date."

There being no objection, it was so ordered.

April 17, 2010

2449

Representative Johansen moved and asked unanimous consent that HCS CSSB 237(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 237(FIN) will advance to third reading on tomorrow's calendar.

### **SB 13**

The following was read the second time:

#### SENATE BILL NO. 13

"An Act relating to eligibility requirements for medical assistance for certain children and pregnant women; and providing for an effective date."

with the:

Journal Page

HSS RPT 5DP 2DNP	1789
FN5: (DHS)	1789
FN6: (DHS)	1789
FN7: (DHS)	1789
FIN RPT 4DP 2DNP 4NR	2312
FN5: (DHS)	2313
FN6: (DHS)	2313
FN7: (DHS)	2313

Representative Johansen moved and asked unanimous consent that SB 13 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

SB 13 will advance to third reading on tomorrow's calendar.

### **SB 292**

The following was read the second time:

CS FOR SENATE BILL NO. 292(JUD)

"An Act relating to the registration and operation of pawnbrokers, to the exemption for pawnbrokers under the Alaska Small Loans Act, and to the exclusion of pawnbrokers under certain definitions in the Uniform Commercial Code; and providing for an effective date."

with the: Journal Page

FIN RPT HCS(FIN) 5DP 5NR 2380

FN1: (CED) 2381

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

HOUSE CS FOR CS FOR SENATE BILL NO. 292(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that HCS CSSB 292(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 292(FIN) will advance to third reading on tomorrow's calendar.

**CONCUR IN SENATE AMENDMENTS**

**HB 6**

Representative Johansen moved and asked unanimous consent that the House consider the Senate message (page 2429) on the following:

CS FOR HOUSE BILL NO. 6(JUD) am

"An Act relating to proscribing certain sexual conduct or sexual activities as cruelty to animals."



and

SENATE CS FOR CS FOR HOUSE BILL NO. 6(JUD)

"An Act relating to cruelty to animals; and relating to aggravating factors at sentencing involving assaultive behavior and cruelty to animals."

(SCR 15 - title change resolution)

There being no objection, it was so ordered.

Representative Johansen moved that the House concur in the Senate amendment to CSHB 6(JUD) am, thus adopting SCS CSHB 6(JUD), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 6(JUD) am?" The roll was taken with the following result:

SCS CSHB 6(JUD)

Concur

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Neuman

Absent: Millett

And so, the House concurred in the Senate amendment.

The Chief Clerk notified the Senate.

SCS CSHB 6(JUD) was referred to the Chief Clerk for enrollment.

**SPECIAL ORDER OF BUSINESS****SCR 15**

Representative Johansen moved and asked unanimous consent that the following be taken up as a Special Order of Business:

**SENATE CONCURRENT RESOLUTION NO. 15**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 6, relating to proscribing certain sexual conduct or sexual activities as cruelty to animals.

There being no objection, it was so ordered.

The question being: "Shall SCR 15 pass the House?" The roll was taken with the following result:

**SCR 15**

Special Order of Business

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Neuman

Absent: Millett

And so, SCR 15 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

**UNFINISHED BUSINESS****SB 10**

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

## CS FOR SENATE BILL NO. 10(HSS)(efd del)

"An Act requiring health care insurers to provide insurance coverage for medical care received by a patient during certain approved clinical trials designed to test and improve prevention, diagnosis, treatment, or palliation of cancer; directing the Department of Health and Social Services to provide Medicaid services to persons who participate in those clinical trials; and relating to experimental procedures under a state plan offered by the Comprehensive Health Insurance Association."

**SB 13**

Representative Gardner added her name as cross sponsor to:

## SENATE BILL NO. 13

"An Act relating to eligibility requirements for medical assistance for certain children and pregnant women; and providing for an effective date."

**SB 139**

Representative Lynn added his name as cross sponsor to:

## CS FOR SENATE BILL NO. 139(FIN)

"An Act establishing an employment incentive program for certain health care professionals employed in the state; and providing for an effective date."

**SB 159**

Representatives Kerttula and Lynn added their names as cross sponsors to:

## SENATE BILL NO. 159

"An Act increasing the maximum funeral expenses payable as a workers' compensation death benefit; and providing for an effective date."

**SB 219**

Representative Johnson added his name as cross sponsor to:

**CS FOR SENATE BILL NO. 219(FIN)**

"An Act establishing a traumatic or acquired brain injury program and registry within the Department of Health and Social Services; and relating to medical assistance coverage for traumatic or acquired brain injury services."

**SB 221**

Representatives Kawasaki, Lynn, and Cissna added their names as cross sponsors to:

**HOUSE CS FOR CS FOR SENATE BILL NO. 221(FIN)**

"An Act relating to the AlaskAdvantage education grant program; relating to professional student exchange program availability; establishing the Alaska merit scholarship program and relating to the program; relating to student records; making conforming amendments; establishing a Joint Legislative Higher Education Scholarship Funding Task Force; establishing an advisory task force on higher education and career readiness in the legislative branch of government; and providing for an effective date."

**SB 258**

Representative Kerttula added her name as cross sponsor to:

**CS FOR SENATE BILL NO. 258(L&C)**

"An Act prohibiting health care insurers that provide dental care coverage from setting fees that a dentist may charge under a preferred provider contract for dental services not covered under the insurer's policy, and relating to preferred provider contracts between insurers and dentists."

**SB 257**

Reconsideration of the following was not taken up on this legislative day. It was signed by the Speaker and Chief Clerk and returned to the Senate:

**SENATE BILL NO. 257**

"An Act relating to funding for youth courts; and relating to accounting for criminal fines."

**ENGROSSMENT****HCR 31**

HCR 31 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 69**

CShB 69(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**SB 234**

HCS CSSB 234(L&C) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**SB 294**

HCS CSSB 294(FIN) 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 7, 2010.

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Johansen moved and asked unanimous consent that the House adjourn until 10:00 a.m., April 18, 2010. There being no objection, the House adjourned at 12:48 a.m., April 18, 2010.

Suzi Lowell  
Chief Clerk