

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-SIXTH LEGISLATURE**

**SECOND SESSION**

**Juneau, Alaska**

**Monday**

**February 1, 2010**

**Fourteenth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:01 a.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, Pastor Patrick Brayton of Valley Chapel. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Heavenly Father,

I come to you in the name of Jesus Christ, your Son, to pray for the wellbeing of those who work in these chambers for the betterment of the people of Alaska. I thank you for them, and for the sacrifices they and their families are willing to make for the good of our state.

Please give them your great wisdom so they may always arrive at those decisions that are truly best for all of us. Where there are differences, give them the humility and grace to find common ground solutions. May they yield to one another when it is appropriate and may they stand resolute when the principles of true righteousness are at stake. Let us all be truly blessed by their courage, integrity and leadership. Guard and keep them by your grace as we move together into this new decade.

May your peace abound to them and to all who live under their authority. Amen.

Senator Wielechowski led the Senate in the Pledge of Allegiance.

### **Certification**

Senator Ellis moved and asked unanimous consent that the journals for the eleventh through thirteenth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

### **Messages from the House**

Message received January 29 was read stating:

The House of Representatives respectfully invites the Senate to a Joint Session of the Twenty-sixth Alaska Legislature at 11:00 a.m. on Wednesday, February 10, 2010 for the purpose of hearing Chief Justice Walter Carpeneti's annual message to the Legislature.

Senator Ellis moved and asked unanimous consent that the Senate accept the House invitation to meet in Joint Session. Without objection, it was so ordered.

The Secretary was requested to notify the House.

Message received January 29 was read stating:

The House of Representatives respectfully invites the Senate to a Joint Session of the Twenty-sixth Alaska Legislature at 11:00 a.m. on Wednesday, March 31, 2010 for the purpose of hearing U.S. Senator Mark Begich's annual message to the Legislature.

Senator Ellis moved and asked unanimous consent that the Senate accept the House invitation to meet in Joint Session. Without objection, it was so ordered.

The Secretary was requested to notify the House.

**Standing Committee Reports****SB 221**

The Education Committee considered SENATE BILL NO. 221 "An Act establishing an advisory task force on higher education in the legislative branch of government; and providing for an effective date" and recommended it be replaced with

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."

Signing do pass: Senators Meyer, Thomas, Cochairs; Senators Davis, Stevens.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Education and Early Development

Fiscal Note No. 2, Legislative Agency

Fiscal Note No. 3, zero, Department of Education and Early Development

The bill was referred to the Finance Committee.

**SB 237**

The Education Committee considered SENATE BILL NO. 237 "An Act extending the deadline for authorizing school construction debt reimbursed by the state." Signing do pass: Senators Thomas, Meyer, Cochairs; Senator Davis. Signing no recommendation: Senator Olson.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Education and Early Development

The bill was referred to the Finance Committee.

**Introduction and Reference of Senate Bills****SB 249**

SENATE BILL NO. 249 BY SENATOR ELLIS, entitled:

"An Act relating to official action by electronic transmission, to records, and to public records."

was read the first time and referred to the State Affairs and Judiciary Committees.

**SB 250**

SENATE BILL NO. 250 BY THE SENATE HEALTH AND SOCIAL SERVICES COMMITTEE, entitled:

"An Act requiring insurance coverage for autism spectrum disorders, describing the method for establishing a treatment plan for those disorders, and defining the treatment required for those disorders; and providing for an effective date."

was read the first time and referred to the Health and Social Services and Finance Committees.

**SB 251**

SENATE BILL NO. 251 BY SENATOR DAVIS, entitled:

"An Act relating to an interstate compact on nurse licensure."

was read the first time and referred to the Health and Social Services, Labor and Commerce and Finance Committees.

**Consideration of the Calendar****Citations**

Commemorating Black History Month 2010  
Senator(s) Davis, Stevens, Bunde, Coghill, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

Honoring - Nancy Lord, Alaska State Writer Laureate 2008-2010  
Senator(s) Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, French,  
Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson,  
Paskvan, Stedman, Thomas, Wagoner, Wielechowski  
Representative(s) Seaton

In Memoriam - Father Hugh F. Hall  
Senator(s) Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis,  
Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson,  
Paskvan, Stedman, Thomas, Wagoner, Wielechowski  
Representative(s) Austerman

In Memoriam - Darren Skonberg  
Senator(s) Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis,  
Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson,  
Paskvan, Stedman, Thomas, Wagoner, Wielechowski  
Representative(s) Austerman

In Memoriam - Mitch Demientieff Sr.  
Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan,  
Ellis, French, Hoffman, Huggins, McGuire, Menard, Meyer, Olson,  
Paskvan, Stedman, Thomas, Wagoner, Wielechowski  
Representative(s) Salmon

Senator Ellis moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Senator Ellis moved and asked unanimous consent that the following citation be made a special order of business. Without objection, it was so ordered.

#### **Special Order of Business**

Honoring - Maurice "Mo" Bailey  
Representative(s) Gatto, Keller, Neuman  
Senator(s) Huggins, Menard, Stevens, Bunde, Coghill, Davis, Dyson,  
Egan, Ellis, Hoffman, Kookesh, McGuire, Meyer, Olson, Paskvan,  
Stedman, Thomas, Wagoner, Wielechowski

Senator Ellis moved and asked unanimous consent that the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

### **Unfinished Business**

Senator Dyson moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, February 11 through evening plane time, February 15. Without objection, Senator Dyson was excused.

### **SB 138**

Senator Wielechowski moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 138 "An Act relating to a corporation income tax credit for contributions by a person owning or operating a commercial passenger vessel to a qualified trade association that was awarded a contract by the Department of Commerce, Community, and Economic Development, and used for planning and executing a destination tourism marketing campaign." Without objection, it was so ordered.

### **Announcements**

Announcements are at the end of the journal.

### **Adjournment**

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 3, 2010. Without objection, the Senate adjourned at 11:31 a.m.

Kirsten Waid  
Secretary of the Senate

**Announcements**

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

**STANDING COMMITTEES**

+ indicates teleconference

= indicates bill previously heard/scheduled

**COMMUNITY & REGIONAL AFFAIRS**

**Feb 02      Tuesday                      Beltz 105 (tsbldg)              3:30 PM**  
No Meeting Scheduled

**Feb 04      Thursday                      Beltz 105 (tsbldg)              3:30 PM**  
 += SB 43    SECOND VERSE OF ALASKA'S STATE SONG  
                  <Bill Hearing Canceled>  
 += SB 212   MUNICIPAL ENERGY IMPROVEMENTS PROGRAM  
 +    SB 120   MUNICIPAL PROPERTY TAX EXEMPTION  
 +    SB 232   MUNICIPAL RESIDENTIAL PROPERTY TAXES

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**EDUCATION**

**Feb 01      Monday                      Beltz 105 (tsbldg)              8:00 AM**  
 +    SB 237   SCHOOL CONSTRUCTION DEBT REIMBURSEMENT  
                  Bills Previously Heard/Scheduled

**Feb 03      Wednesday                      Barnes 124                      8:00 AM**  
                  -- Location Change --  
                  Joint w/(H) Education  
 +                   Overview: Governor's Performance Scholarship  
 +    SB 224   POSTSECONDARY SCHOLARSHIPS  
                  Bills Previously Heard/Scheduled

**EDUCATION (continued)**

**Feb 05 Friday Beltz 105 (tsbldg) 8:00 AM**  
 + SB 236 TAX CREDITS FOR EDUCATIONAL CONTRIBUTIONS  
 Bills Previously Heard/Scheduled

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**FINANCE**

**Feb 01 Monday Senate Finance 532 9:00 AM**  
 + Overview by Dept of Revenue: State  
 Savings Accounts and Budget Reserves

**Feb 02 Tuesday Senate Finance 532 9:00 AM**  
 No Meeting Scheduled

**Feb 03 Wednesday Senate Finance 532 9:00 AM**  
 + Presentations:  
 Patrick Gamble, CEO, Alaska Railroad Corp  
 Christine Klein, Deputy Commissioner of Aviation  
 John Parott, Airport Manager, Ted Stevens  
 Anchorage International Airport

**Feb 04 Thursday Senate Finance 532 9:00 AM**  
 No Meeting Scheduled

**Feb 05 Friday Senate Finance 532 9:00 AM**  
 + Overview of State Bonding and Debt  
 Instruments

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**HEALTH & SOCIAL SERVICES**

**Feb 01 Monday Butrovich 205 1:30 PM**  
 + SB 238 MEDICAID FOR MEDICAL & INTERMEDIATE CARE

**Feb 02 Tuesday Capitol 106 3:00 PM**  
 -- Please Note Location Change --  
 + Joint w/ (H) H&SS  
 Presentation: Children's Justice Task Force Report



**HEALTH & SOCIAL SERVICES (continued)**

**Feb 03      Wednesday                      Butrovich 205              1:30 PM**  
 Joint w/ (H) H&SS  
 Presentations: United Way - 211 Project  
 Presentation; Alaska Health Care Commission Report  
 += SB 172 ALASKA HEALTH CARE COMMISSION

**Feb 05      Friday                                      Butrovich 205              1:30 PM**  
 No Meeting Scheduled

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**JUDICIARY**

**Feb 01      Monday                                      Beltz 105 (tsbldg)              1:30 PM**  
 + SB 60 UNIFORM PROBATE CODE; TRUSTS, WILLS  
 + HB 186 AK FIREARMS EXEMPT FROM FED. REGULATION  
 += HB 98 ALCOHOL: MINOR CONSUMING/LOCAL OPTION  
 + Bills Previously Heard/Scheduled

**Feb 03      Wednesday                                  Beltz 105 (tsbldg)              1:30 PM**  
 + Overview: U.S. Supreme Court Decision:  
 Citizens United v. Federal Election Commission  
 Tom Dosik and John Ptacin, Alaska  
 Department of Law  
 Kathryn Kurtz and Alpheus Bullard,  
 Legislative Legal Services  
 -- Testimony <Invitation Only> --  
 + Bills Previously Heard/Scheduled

**Feb 05      Friday    Beltz 105 (tsbldg)              1:30 PM**  
 No Meeting Scheduled

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**LABOR & COMMERCE**

**Feb 02      Tuesday                                      Beltz 105 (tsbldg)              2:00 PM**  
 += SB 175 INTERNET ACCESS AUTHORITY/TASK FORCE  
 Overview of Broadband in the State of Alaska  
 -- Testimony <Invitation Only> --  
 + Bills Previously Heard/Scheduled

**LABOR & COMMERCE (continued)**

**Feb 04 Thursday Beltz 105 (tsbldg) 2:00 PM**  
 + Overview of Economic Development in the State of Alaska  
 -- Testimony <Invitation Only> --

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**RESOURCES**

**Feb 01 Monday Butrovich 205 3:30 PM**  
 + Pipeline Progress by TransCanada: FERC  
 Filings Update

**Feb 03 Wednesday Butrovich 205 3:30 PM**  
 += SB 220 ENERGY EFFICIENCY/ ALTERNATIVE ENERGY  
 + SB 104 STAN PRICE STATE WILDLIFE SANCTUARY  
 + SB 195 MAKE GOLDSTREAM PUBLIC USE AREA PERMANENT  
 + HB 20 FISHERIES LOANS:ENERGY EFFICIENCY/AMOUNT

**Feb 04 Thursday Butrovich 205 3:30 PM**  
 + Update by the Administration - ACES and  
 Its Effect on Oil and Gas Investment

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**STATE AFFAIRS**

**Feb 02 Tuesday Beltz 105 (tsbldg) 9:00 AM**  
 + SJR 21 CONST. AM: INCREASE NUMBER OF LEGISLATORS  
 + SB 92 U.S. PRESIDENTIAL ELECTION COMPACT

**Feb 04 Thursday Beltz 105 (tsbldg) 9:00 AM**  
 + SB 216 GRANTS TO DISASTER VICTIMS  
 + SB 217 GUARANTEED REVENUE BONDS FOR VETERANS  
 + SB 63 TRANSFER RESTRICTIONS ON TRUSTS

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**TRANSPORTATION**

**Feb 02 Tuesday Butrovich 205 1:00 PM**  
 No Meeting Scheduled

**TRANSPORTATION (continued)**

**Feb 04 Thursday Butrovich 205 1:00 PM**  
 + HB 114 USE STATE TRANS FACILITY FOR DISASTER AID  
 + Bills Previously Heard/Scheduled  
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**FINANCE SUBCOMMITTEES****ADMINISTRATION**

**Feb 03 Wednesday Beltz 105 (tsbldg) 3:30 PM**  
 Division of General Services  
 Division of Motor Vehicles  
 Public Communications Services  
 Public Defender Agency

**Feb 10 Wednesday Beltz 105 (tsbldg) 3:30 PM**  
 Division of Finance  
 Division of Personnel & Labor Relations  
 Office of Public Advocacy  
 Violent Crimes Compensation Board

**Feb 17 Wednesday Beltz 105 (tsbldg) 3:30 PM**  
 Oil & Gas Conservation Commission  
 Public Offices Commission

**Feb 24 Wednesday Beltz 105 (tsbldg) 3:30 PM**  
 Enterprise Technology Services  
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**COMMERCE, COMMUNITY & ECONOMIC DEV**

**Feb 02 Tuesday Fahrenkamp 203 11:00 AM**  
 DCCED Budget Overview by Commissioner  
 Emil Notti  
 Department Overview  
 Introduction of Division Directors,  
 Commissioner's Office, Administrative Services

**COMMERCE, COMMUNITY & ECONOMIC DEV (continued)**

<b>Feb 09</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>11:00 AM</b>
	Division Overviews with Directors		
<b>Feb 11</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>11:00 AM</b>
	DCCED Overview Continued - Other Items of Interest or Concerns (if necessary)		

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**CORRECTIONS**

<b>Feb 18</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>5:00 PM</b>
	FY2011 Budget Overview		

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**EDUCATION & EARLY DEVELOPMENT**

<b>Feb 11</b>	<b>Thursday</b>	<b>Room 103 (tsbldg)</b>	<b>5:00 PM</b>
+	Overview		
<b>Feb 18</b>	<b>Thursday</b>	<b>Room 103 (tsbldg)</b>	<b>5:00 PM</b>
+	FY11 Budget Request		
<b>Feb 26</b>	<b>Friday</b>	<b>Room 103 (tsbldg)</b>	<b>3:00 PM</b>
+	FY11 Budget Request		
<b>Mar 10</b>	<b>Wednesday</b>	<b>Room 103 (tsbldg)</b>	<b>12:00 PM</b>
+	FY11 Budget Request		
<b>Mar 17</b>	<b>Wednesday</b>	<b>Room 103 (tsbldg)</b>	<b>12:00 PM</b>
+	Closeout		

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**ENVIRONMENTAL CONSERVATION**

<b>Feb 16</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>3:30 PM</b>
	FY2011 Budget Overview		

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**FISH & GAME**

**Feb 01      Monday                      House Finance 519              5:00 PM**  
 Joint w/(H) Fish & Game  
 FY11 Budget Overview  
 Division of Sport Fish  
 Commercial Fisheries Entry Commission  
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**HEALTH & SOCIAL SERVICES**

**Feb 02      Tuesday                      Butrovich 205              8:00 AM**  
 + Department Budget Overview  
 -- Testimony <Invitation Only> --

**Feb 04      Thursday                      Butrovich 205              8:00 AM**  
 + Department Budget Overview Continuation  
 -- Testimony <Invitation Only> --

**Feb 09      Tuesday                      Butrovich 205              8:00 AM**  
 + Mental Health Trust Programs  
 -- Testimony <Invitation Only> --

**Feb 11      Thursday                      Butrovich 205              8:00 AM**  
 + Medicaid, FMAP, Provider Rates, Denali  
 KidCare Update  
 -- Testimony <Invitation Only> --

**Feb 16      Tuesday                      Butrovich 205              8:00 AM**  
 + Public Assistance (PA) programs: LEAN  
 Approach, Adult PA Senior Benefit  
 Payments, Child Care Assistance, and  
 Heating Assistance  
 -- Testimony <Invitation Only> --  
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**MILITARY & VETERANS' AFFAIRS**

**Feb 05      Friday                      Fahrenkamp 203              12:00 PM**  
 + Departmental Overview  
 -- Testimony <Invitation Only> --

**MILITARY & VETERANS' AFFAIRS (continued)**

<b>Feb 16</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>9:30 AM</b>
+	Committee Discussion and Draft Closeout		
	-- Testimony <Invitation Only> --		

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**NATURAL RESOURCES**

<b>Feb 02</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>9:15 AM</b>
	-- Location Change --		
	Department Overview		
<b>Feb 04</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>10:00 AM</b>
	-- MEETING CANCELED --		
	Department Overview		
<b>Feb 09</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>1:00 PM</b>
	Division of Oil and Gas		
<b>Feb 11</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>11:00 AM</b>
	Gas Pipeline Implementation		
<b>Feb 16</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>1:00 PM</b>
	Division of Mining, Land, and Water		
	Division of Geological and Geophysical Surveys		
<b>Feb 23</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>2:00 PM</b>
	Division of Agriculture		
	Office of Project Management & Permitting		
	Support Services Division		
<b>Mar 09</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>1:00 PM</b>
	Discussion		
<b>Mar 16</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>3:00 PM</b>
	CLOSE OUT		

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**PUBLIC SAFETY**

- Feb 04 Thursday Fahrenkamp 203 1:30 PM**  
+ Department Budget Overview  
-- Testimony <Invitation Only> --
- Feb 11 Thursday Fahrenkamp 203 1:30 PM**  
+ Status of VPSO Program and Recruitment  
Efforts for Them and the State Troopers  
-- Testimony <Invitation Only> --
- Feb 25 Thursday Fahrenkamp 203 1:30 PM**  
+ Domestic Violence & Sexual Assault  
Programs  
-- Testimony <Invitation Only> --
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**SPECIAL COMMITTEES**

**ENERGY**

- Feb 04 Thursday Butrovich 205 11:15 AM**  
+ SB 223 ENERGY EFFICIENCY BONDS; LOANS; FUND  
-- Teleconferenced <Public Testimony> --
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**JOINT COMMITTEES**

**ARMED SERVICES COMMITTEE**

- Feb 02 Tuesday Senate Finance 532 11:30 AM**  
+ Briefings from Alaska Marines; Updates on  
VA Health Care, Education Benefits,  
Alaska Territorial Guard, Fisher  
House, Veterans Summit, and PTA Report Summaries  
-- Testimony <Invitation Only> --
- Feb 04 Thursday Fahrenkamp 203 9:00 AM**  
+ -- Time and Location Change --  
Briefings from Alaskan Command and Alaska  
Army National Guard  
-- Testimony <Invitation Only> --

**LEGISLATIVE BUDGET & AUDIT**

**Feb 25**      **Thursday**                      **Senate Finance 532**                      **4:00 PM**  
 +  
 RPL's  
 Audits - Executive Session  
 AEA Renewable Energy Project Update  
 Other Committee Business  
 -- Testimony <Invitation Only> --

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**LEGISLATIVE COUNCIL**

**Feb 04**      **Thursday**                      **Senate Finance 532**                      **4:00 PM**  
 Legislature FY09 Audit  
 Sanctioning of Charitable Events  
 Late Per Diem Requests  
 Travel & Per Diem Policy Approval  
 Presentation of State Flag Policy  
 Fosler Law Group Contract Amendment  
 Revisor's Bill  
 90 Day Session Report  
 Building Naming Policy Discussion  
 IT Subcommittee Recommendations  
 Personal Service Contracts/PERS Waivers  
 RFP 505 - Public Relations  
 Consultations - ESA  
 Legislative Space (Executive Session)  
 Other Business

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**OTHER MEETINGS****BUSH CAUCUS**

**Feb 11**      **Thursday**                      **Beltz 105 (tsbldg)**                      **4:00 PM**  
 +  
 Presentation to Full Legislature:  
 Economic Impact of the Native  
 Corporations on Alaska's Economy

**Mar 03**      **Wednesday**                      **Capitol 106**                      **4:00 PM**  
 +  
 Presentation to Full Legislature:  
 Native Education Issues

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**JOINT LEGISLATIVE HEALTH CAUCUS**

- Feb 03      Wednesday                      Butrovich 205              12:00 PM**  
 -- Rescheduled to 02/10/10 --  
 Health Care Commission Report and Recommendations
- Feb 05      Friday                                      Butrovich 205              12:00 PM**  
 "Raising the Dead: Hibernating Animals Give Scientists  
 Clues to Help Victims of Cardiac Arrest"  
 by Dr. Kelly Drew, University of Alaska-Fairbanks,  
 Life Sciences Field of Studies  
 Bring your Lunch and Join Us
- Feb 10      Wednesday                      Butrovich 205              12:00 PM**  
 -- Rescheduled from 02/03/10 --  
 Commissioning Healthy, Safe Families  
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**JOINT SESSION**

- Feb 10      Wednesday                      House Chamber              11:00 AM**  
 State of the Judiciary Address by  
 Chief Justice Walter Carpeneti
- Feb 18      Thursday                              House Chamber              11:00 AM**  
 Annual Address by the Honorable  
 Lisa Murkowski, U.S. Senator
- Mar 31      Wednesday                      House Chamber              11:00 AM**  
 Annual Address by the Honorable  
 Mark Begich, U.S. Senator  
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**MISCELLANEOUS MEETINGS**

- Feb 08      Monday                                      Senate Finance 532              1:00 PM**  
 School District Legislative Fly-In  
 Informal Q&A Session Regarding Alaska's  
 Public School System

**MISCELLANEOUS MEETINGS (continued)**

<b>Mar 29</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
	School District Legislative Fly-In Informal Q&A Session Regarding Alaska's Public School System		