

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Monday

February 12, 2001

Thirty-sixth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 11:06 a.m.

Roll call showed 37 members present. Representatives Cissna and McGuire had been previously excused from a call of the House today.

Representative James moved and asked unanimous consent that the previous excused absence for Representative Croft (page 233) be extended to 9:30 p.m., plane time, today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Beverly Smith of the Christian Science Church. Representative Hudson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

Ye are my witnesses, saith the Lord, and my servant whom I have chosen... Isaiah 43:10

We thank You, our Father-Mother God, for the opportunity to serve You, and the people of this great state.

We are witnesses to Your righteous government and loving care for all. In our service we humbly pray to follow Your guidance, understand Your will, and act according to Your direction. We trust Your infinite wisdom to provide the right course of action which blesses everyone.

We will listen for Your voice, not in the winds of public opinion, or in the earthquake of shocking events, or in the fire of flashy rhetoric, but in the "still small voice" of Truth

coming to our consciousness in quietness and peace. When we feel this calm we will go forward with confidence knowing that we have heard Your voice.

We thank You, God, for the great goodness and love with which You govern us all. Amen.

The Pledge of Allegiance was led by Representative Whitaker.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 33rd, 34th, and 35th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

REPORTS OF SPECIAL COMMITTEES

HB 24

The House Special Committee on Economic Development, Trade, & Tourism has considered:

HOUSE BILL NO. 24

"An Act relating to use of certain borough revenues for a tourism marketing campaign."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 24(EDT)

"An Act relating to use of borough revenues from a sales tax levied upon room rentals for a tourism marketing campaign."

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

Do pass (4): James, Dyson, Crawford, McGuire

No recommendation (3): Morgan, Masek, Green

The following fiscal note(s) apply to CSHB 24(EDT):

1. Zero, Dept. of Community & Economic Development

HB 24 was referred to the Community & Regional Affairs Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Admiral Dennis Cutler Blair
By Representative Mulder

Honoring - Eielson's 354th Civil Engineering Squadron
By Senators Therriault, Wilken, Kelly

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 5

HOUSE CONCURRENT RESOLUTION NO. 5 by the House Rules Committee:

Proposing amendments to the Uniform Rules of the Alaska State Legislature relating to standing committees and to the introduction of bills.

was read the first time and referred to the Rules Committee for placement on the calendar.

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 125

HOUSE BILL NO. 125 by Representative Kott, entitled:

"An Act relating to unlawful and indecent viewing and photography and to civil damages and penalties for that viewing and photography."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE RESOLUTIONS

HJR 7

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 7

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge, Alaska, to oil and gas exploration, development, and production.

with the:	Journal Page
O&G RPT 7DP	209
FN1: ZERO (H.O&G)	210
RES RPT CS(RES) 5DP 1NR	277
FN1: ZERO(H.O&G)	278

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

CS FOR HOUSE JOINT RESOLUTION NO. 7(RES)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Davies:

Page 3, line 13, following "environment":

Insert ", productivity of the Porcupine Caribou Herd,"

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

Representative Masek objected.

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

CSHJR 7(RES)
Second Reading
Amendment No. 1

YEAS: 10 NAYS: 27 EXCUSED: 3 ABSENT: 0

Yeas: Berkowitz, Crawford, Davies, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh, Moses

Nays: Bunde, Chenault, Coghill, Dyson, Fate, Foster, Green, Halcro, Harris, Hudson, James, Kohring, Kott, Lancaster, Masek, Meyer, Morgan, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Cissna, Croft, McGuire

And so, Amendment No. 1 was not adopted.

Representative James moved and asked unanimous consent that CSHJR 7(RES) be considered engrossed, advanced to third reading and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that CSHJR 7(RES) will be in third reading on the February 14, 2001, calendar.

SECOND READING OF SENATE RESOLUTIONS

SCR 1

The following was read the second time:

CS FOR SENATE CONCURRENT RESOLUTION NO. 1(RLS)
Relating to Avalanche Awareness Month.

with the:	Journal Page
RES RPT HCS(RES) 6DP 1NR	278
FN1: ZERO(S.RES)	279

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

HOUSE CS FOR CS FOR SENATE CONCURRENT
RESOLUTION NO. 1(RES)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Berkowitz:

Page 1, line 15:

Insert "**FURTHER RESOLVED** that the Alaska State Legislature supports the \$350,000 Fiscal Year 2002 budget request by the Alaska Department of Public Safety for avalanche public education and training, search and rescue equipment, and a pilot avalanche information network study; and be it"

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

Representative Bunde objected.

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

HCS CSSCR 1(RES)
Second Reading
Amendment No. 1

YEAS: 11 NAYS: 26 EXCUSED: 3 ABSENT: 0

Yeas: Berkowitz, Crawford, Davies, Guess, Halcro, Hayes, Joule, Kapsner, Kerttula, Kookesh, Moses

Nays: Bunde, Chenault, Coghill, Dyson, Fate, Foster, Green, Harris, Hudson, James, Kohring, Kott, Lancaster, Masek, Meyer, Morgan, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Cissna, Croft, McGuire

And so, Amendment No. 1 was not adopted.

The question being: "Shall HCS CSSCR 1(RES) pass the House?"
The roll was taken with the following result:

HCS CSSCR 1(RES)

Second Reading

Final Passage

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

Yeas: Berkowitz, Bunde, Chenault, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Cissna, Croft, McGuire

And so, HCS CSSCR 1(RES) passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative James 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 - Governor William J. Sheffield

By Representatives Berkowitz, Porter, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Guess, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Rokeberg, Scalzi, Stevens, Williams, Wilson

Honoring - Secretary of Veterans Affairs, Anthony J. Principi

By Representatives Murkowski, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Guess, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

Honoring - General Patrick Gamble

By Representatives Masek, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

Honoring - Steve Frank & Linda Anderson

By Senators Wilken, Pearce; Representatives Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Moses, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Sally Jane (Riley) Echola

By Representatives Masek, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Senator Fred F. Zharoff

By Senator Austerman; Representatives Stevens, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Davies, Dyson, Fate, Foster, Green, Guess, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Rokeberg, Scalzi, Williams, Wilson

UNFINISHED BUSINESS**HB 101**

The Speaker waived the House Special Committee on Education referral for the following at the request of Representative Bunde, Chair:

HOUSE BILL NO. 101

"An Act relating to charter schools; and providing for an effective date."

HB 101 was removed from the House Special Committee on Education and referred to the Health, Education & Social Services Committee.

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

Representative Coghill - from 5:00 p.m., plane time, March 1 to 9:45 a.m., plane time, March 6, 2001

Representative Crawford - from 7:14 p.m., plane time, February 16 to 9:34 p.m., plane time, February 18, 2001

Representative Hudson - from 2:00 p.m., plane time, March 1 to 1:15 p.m., plane time, March 6, 2001

Representative Masek - from 5:00 p.m., plane time, February 28 to 9:30 a.m., plane time, March 7, 2001

Representative Whitaker - from 7:00 a.m., plane time, March 2 to 9:00 a.m., plane time, March 7, 2001

HJR 7

Representatives Mulder, Harris, Kott, Bunde, and Rokeberg added their names as cosponsors to:

CS FOR HOUSE JOINT RESOLUTION NO. 7(RES)

Urging the United States Congress to pass legislation to open the

coastal plain of the Arctic National Wildlife Refuge, Alaska, to oil and gas exploration, development, and production.

HB 92

Representative Dyson added his name as cosponsor to:

HOUSE BILL NO. 92

"An Act relating to sales of alcoholic beverages near a school or church."

ENGROSSMENT

SCR 1

HCS CSSCR 1(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

Joint Majority Caucus Capitol 205 upon adj., 2/12

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., February 14, 2001. There being no objection, the House adjourned at 12:08 p.m.

Suzi Lowell
Chief Clerk