

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

March 14, 2001

#### Sixty-sixth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 11:28 a.m.

Roll call showed 38 members present. Representative Masek had been previously excused from a call of the House today. Representative Ogan was excused from a call of the House today due to illness.

The invocation was offered by the Chaplain Designee, Representative Hudson. Representative Green moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

Shall we pray,

Almighty God, we want to thank You for giving us this beautiful, beautiful country, the sunshine, trees, and wonderful water teeming with fish. How lucky we are, dear Lord. Lord, thank You for making us feel the love for our children, the compassion for those who suffer, people who are lonely, for the elderly that need our help and support. As we, who have been chosen to represent our neighbors, ponder the weighty issues like distributing the common wealth and caring for the least of our brothers and sisters, Lord, we need You to give us strength of conviction. Paint everything we do with love for those we serve and, Lord, make us humble and help us this day, and for the future, to be better servants. Amen.

The Pledge of Allegiance was led by Representative Croft.

**CERTIFICATION OF THE JOURNAL**

Representative James moved and asked unanimous consent that the journal for the 65th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

**MESSAGES FROM THE SENATE****SJR 8**

A message dated March 13, 2001, was read stating the Senate has concurred in the House amendment to CSSJR 8(STA), thus adopting:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO.  
8(MLV) am H  
Relating to supporting polling places at military installations.

A message dated March 13, 2001, was read stating the Senate has passed the following and it is transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE BILLS****SB 81**

SENATE BILL NO. 81 by Senator Therriault, entitled:

"An Act relating to the nonademption of property transfers; and providing for an effective date."

was read the first time and referred to the Judiciary Committee.

**INTRODUCTION OF CITATIONS**

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

Honoring - Linda Schandelmeier  
By Representatives Whitaker, Davies

Honoring - Kodiak Special Olympics Unified Floor Hockey Team  
By Representative Stevens; Senator Austerman

Honoring - Mary Calhoun, Alaska City Clerk of the Year  
By Senator Torgerson

In Memoriam - Christopher D. Kobierowski  
By Representative Harris; Senator Lincoln

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

Honoring - Consul General Yoshinori Tsujimoto  
By Senator Cowdery

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

#### **HB 120**

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 120 by  
Representatives Coghill and McGuire, entitled:

"An Act adopting the National Crime Prevention and Privacy Compact; making criminal justice information available to interested persons and criminal history record information available to the public; making certain conforming amendments; and providing for an effective date."

was read the first time and referred to the Judiciary Committee.

#### **HB 181**

HOUSE BILL NO. 181 by Representative Murkowski, entitled:

"An Act relating to the obligations of spouses, to insurance policies of spouses, to the nonprobate transfer of property on death to a community property trust, to the division of the community property of spouses at death, and to the Alaska Community Property Act; and providing for an effective date."

was read the first time and referred to the Judiciary Committee.

**HB 182**

HOUSE BILL NO. 182 by Representative Murkowski, entitled:

"An Act relating to motor vehicles; and providing for an effective date."

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

**HB 183**

HOUSE BILL NO. 183 by the House Rules Committee by request of the Governor, entitled:

"An Act establishing the Alaska Commercial Passenger Vessel Coastal Protection Program for certain vessels with overnight accommodations for 50 or more passengers, including a permit and fees for such vessels operating in waters of this state, oversight of the program by the Department of Environmental Conservation, civil and criminal liability for violations of the program, and recognition of superior environmental performance by vessels subject to the program; creating a commercial passenger vessel coastal protection fund; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Dept. of Environmental Conservation
2. Fiscal, Dept. of Law
3. Fiscal, Dept. of Transportation & Public Facilities

The Governor's transmittal letter dated March 9, 2001, appears below:

"Dear Speaker Porter:

This bill I transmit today creates a comprehensive program to protect Alaska's pristine coastal environment from pollution emanating from passenger ships that ply our waters.

In the last ten years, the number of visitors traveling in Alaska on cruise ships increased from less than 200,000 to more than 640,000 and the forecast is for continued growth. Before the late 1990's most cruise ships carried fewer than 1,500 people. Newer ships carry up to 3,500 passengers and crew and that number will soon reach more than 4,500 on ships now under construction. The number of cruise ship passengers and crew on Southeast Alaska waters at any one time can equal the population of the region's largest city. Like any city, this concentration of people will generate solid and liquid waste and air emissions. Alaska has comprehensive laws in place for monitoring and controlling the discharges from our land-based cities. We have reached the point where similar programs must be put in place for the floating cities on our waters.

This bill creates a comprehensive permitting program for cruise ships covering wastewater, solid waste, and air emissions. This innovative program is carefully designed to protect our coastal environment while making it as easy as possible for the cruise industry to do business in Alaska. Each ship would carry a single permit per season covering water, land, and air. Cruise ship operators would automatically obtain a permit through a simple notification procedure with the Department of Environmental Conservation (DEC). With the notification, operators state their intent to enter Alaska waters, agree to abide by the standard terms of the permit, and state where the owners or their agents may be found if anything goes wrong.

The exact conditions of the permit would be developed through a public regulation-making process involving the industry and building upon the extensive work of the Alaska Cruise Ship Initiative, a group composed of federal, state, local, and industry representatives. The regulations would generally require reports related to the release of pollutants, sampling waste discharges, limitations on the times, locations and composition of waste discharges, and development of plans for the safe management of wastes. The bill specifically

provides that reporting, sampling, and limitations, where practicable, be consistent with existing federal law and tailored to different classes of vessels to reduce any unnecessary burden on the permittees.

The program minimizes paperwork and includes field verification of the effectiveness of industry's performance through direct discharge monitoring. The industry is civilly and criminally liable for any violations, with consequences consistent with those faced by other facilities operating in the state.

Similar to other industries using the state's infrastructure, services, and natural resources, cruise ships must bear the cost of the coastal protection program that safeguards the pristine and picturesque environment upon which their business is based. The bill establishes a fee system based on the amount of business conducted in Alaska waters, and is limited to recoupment of the costs of carrying out the program.

Finally, the bill acknowledges the importance of the voluntary efforts of the cruise industry in going beyond compliance with the letter of the law, through a program to recognize and reward superior environmental performance.

This innovative program fairly, efficiently, and comprehensively addresses the environmental challenges of increasing cruise ship activity in Alaska. I urge your prompt consideration and passage of this bill.

Sincerely,  
/s/  
Tony Knowles  
Governor"

**HB 184**

HOUSE BILL NO. 184 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to the business of insurance, including changes to the insurance code to implement federal financial services reforms for the business of insurance and to authorize the director of

insurance to review criminal backgrounds for individuals applying to engage in the business of insurance; amending Rule 402, Alaska Rules of Evidence; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

The Governor's transmittal letter dated March 9, 2001, appears below:

"Dear Speaker Porter:

I am transmitting this bill to implement needed financial service reforms in our insurance code in compliance with the federal Gramm-Leach-Bliley Act (GLBA). These changes will assist the State in maintaining its regulatory authority over the business of insurance in Alaska. The GLBA repealed depression-era restrictions on the insurance, banking, and securities industries and, more notably, removed some of the barriers that limited banks from engaging in the business of insurance.

Under the GLBA, specific standards are established with respect to consumer privacy, consumer protection, insurance producer licensing, and insurance sales. It requires states to streamline and coordinate their regulatory systems to make them faster, less burdensome, and more effective. This bill reforms our laws to conform to the GLBA and to continue the process of streamlining and coordinating insurance regulation.

Under the bill, the GLBA reforms would focus on three key areas:

- Establishing reciprocity for licensing nonresident insurance producers;
- Implementing the GLBA consumer privacy standards regarding sharing of personal information with affiliates and nonaffiliates; and
- Implementing GLBA consumer protection measures related to the sale of insurance by financial institutions.

These reforms are based on models adopted by the National Association of Insurance Commissioners (NAIC).

A significant portion of the bill would amend AS 21.27, the licensing chapter of the insurance code, to provide for reciprocity in the licensing of nonresident producers. In this context, reciprocity means that a nonresident producer would receive a license to transact insurance in this state to the same extent that the producer is licensed in the producer's home state, without having to satisfy any additional requirements. Licensing in this state would be accomplished by submitting an application, providing proof of licensing and good standing from the home state, and paying the license fees. Reciprocity also would allow resident producers to obtain licensing in other states without meeting state-specific requirements. All insurance producers, however, would still be subject to state-specific requirements related to unfair trade practices or consumer protection. The bill requires use of uniform applications in an electronic format to speed up insurance licensing.

The GLBA requires that at least 29 states adopt either reciprocity or uniformity in insurance producer licensing by November 2002, in order to maintain the authority to license nonresident insurance producers. Otherwise, a national organization authorized under the GLBA would assume that role. Enacting this bill into law in Alaska would achieve reciprocity and thereby help ensure the state retains the authority to license nonresident producers.

Another time-sensitive issue under the GLBA relates to consumer privacy. The federal law sets a minimum privacy standard that states must adopt and enforce by July 1, 2001, or risk losing the authority to enforce state consumer protection standards with respect to financial institution insurance sales. This bill expressly requires those regulated under our insurance statutes to comply with the GLBA privacy standards and authorizes the state director of insurance to adopt corresponding regulations on consumer privacy.

In addition to the GLBA-related reforms, the bill addresses other important issues to facilitate state insurance regulation and to conform to federal law. This includes the ability to obtain national criminal history record checks for persons who want to engage in the business



of insurance. It also requires a person with a felony conviction involving dishonesty or breach of trust to obtain the express written consent of the director of insurance before engaging in the business of insurance. Without this consent, federal law prohibits such persons from working in the business of insurance. The amendment under this bill would assist the director of insurance in ensuring that prohibited persons comply with the law.

I urge your prompt and favorable action on this measure.

Sincerely,  
/s/  
Tony Knowles  
Governor"

**HB 185**

HOUSE BILL NO. 185 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to fees for certain uses of state water and the accounting and appropriation of those fees; relating to authorizations for the temporary use of state water; making other amendments to the Alaska Water Use Act; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Dept. of Natural Resources

The Governor's transmittal letter dated March 9, 2001, appears below:

"Dear Speaker Porter:

This bill I transmit today creates a logical source of funding for Alaska's water use program, bringing much needed efficiency to the program for commercial and residential users. The program has suffered continued underfunding for several years, causing a serious

backlog in permits. This inability to issue permits in a timely manner stalls development and frustrates water users. This bill also clearly authorizes the Department of Natural Resources (DNR) to allow a streamlined approval process for temporary water uses as another way to optimize program efficiency.

Funding for implementation of the Alaska Water Use Act, commonly known as the water rights program, has seen a more than 50% reduction in funding over the past 10 years, leading to two-thirds reduction in staff. The remaining four staff positions can no longer carry out the requirements of the Act.

This legislation is part of a three-part solution to provide adequate funding and staffing for the water rights program. First, DNR is promulgating regulations that make implementation of the program less costly. Second, the FY 2002 budget includes a \$300,000 budget increment to fund the program adequately. This proposed legislation provides the third part of the solution: a water use fee.

Under this bill, the natural resources commissioner would establish a sliding fee for water use based on the quantity intended for use. That money would be separately accounted for within the general fund and available for appropriation to program operation.

The bill affirms DNR's authority to allow temporary water uses for construction, development, commercial and private activities in cases where a long-term water right is not appropriate or necessary. The department has been authorizing these temporary uses for several years and many industries, such as oil development and road construction, find them crucial to their ability to proceed with their projects in a timely manner. Losing this program option would needlessly exacerbate the current backlog in water permits.

The bill confirms that the temporary water use authorizations are revocable and do not create a property right. Because of the revocable nature and finite duration of these authorizations, DNR would not be required to provide prior public notice or conduct an administrative review under the criteria applicable to permits for water rights. However, the commissioner will continue to provide notice to the Alaska Departments of Fish and Game and Environmental

Conservation and be authorized to impose reasonable conditions or limitations on these temporary uses.

Finally, a transitional provision of the bill would provide that temporary water use permits issued before the effective date of the bill may not be invalidated on the grounds that DNR did not provide public notice under AS 46.15.133 or review a permit application under the criteria set out in AS 46.15.080. A recent decision by the superior court in Greenpeace, Inc. v. Alaska Department of Natural Resources, concluded that DNR should have provided public notice of a temporary water use permit application and conducted a detailed review of the application before issuing the permit. This decision could cause serious delays in development projects and DNR's water use processing.

In the interest of promoting efficiency for project development across the state, I urge your prompt and favorable consideration of this measure.

Sincerely,

/s/

Tony Knowles  
Governor"

## CONSIDERATION OF THE DAILY CALENDAR

### THIRD READING OF HOUSE BILLS

#### HB 103

The Speaker stated that, without objection, the following which was advanced to third reading from the March 13, 2001, calendar (page 577), would be moved to the bottom of the calendar:

#### CS FOR HOUSE BILL NO. 103(FIN)

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

**HB 104**

The Speaker stated that, without objection, the following which was advanced to third reading from the March 13, 2001, calendar (page 578), would be moved to the bottom of the calendar:

CS FOR HOUSE BILL NO. 104(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

**SECOND READING OF HOUSE RESOLUTIONS****HCR 6**

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 6

Requesting the Governor to declare March 18 - 24, 2001, to be Inhalants and Poisons Awareness Week.

with the:

Journal Page

HES RPT CS(HES) 5DP

455

FN1: ZERO(H.HES)

455

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

CS FOR HOUSE CONCURRENT RESOLUTION NO. 6(HES)  
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Kapsner:

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

Insert "**and August 26 - September 1, 2001, to be Inhalant Awareness Week**"

Page 2, line 7, following ";":

Insert "and

**WHEREAS** Alaska is taking a leading role in developing inhalant treatment protocols and encouraging inhalant prevention efforts through the Annual Inhalant Prevention Conference and the establishment of a statewide inhalant intervention program, with a residential treatment program opening in Bethel, Alaska, in August 2001;"

Page 2, line 15, following "Week":

Insert "to coincide with the National Inhalant and Poison Awareness Week and also to proclaim the week of August 26 - September 1, 2001, as Inhalant Awareness Week to coincide with the Fourth Annual Inhalant Prevention Conference and the grand opening of the Statewide Residential Inhalant Treatment Program"

Page 2, line 18, following "Week":

Insert "and Inhalant Awareness Week"

Representative Kapsner moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered and the new title appears below:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 6(HES)  
am

Requesting the Governor to declare March 18 - 24, 2001, to be Inhalants and Poisons Awareness Week and August 26 - September 1, 2001, to be Inhalant Awareness Week.

The question being: "Shall CSHCR 6(HES) am pass the House?" The roll was taken with the following result:

CSHCR 6(HES) am

Second Reading

Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 2 ABSENT: 1**

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

Excused: Masek, Ogan

Absent: Moses

And so, CSHCR 6(HES) am passed the House and was referred to the Chief Clerk for engrossment.

## SECOND READING OF SENATE RESOLUTIONS

### SCR 4

The following was read the second time:

CS FOR SENATE CONCURRENT RESOLUTION NO. 4(STA)  
Relating to declaring April 6, 2001, as Alaska Tartan Day.

with the:	Journal Page
STA RPT 5DP	511
FN1: ZERO(S.STA)	512

The question being: "Shall CSSCR 4(STA) pass the House?" The roll was taken with the following result:

CSSCR 4(STA)  
Second Reading  
Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 2 ABSENT: 1**

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

Excused: Masek, Ogan

Absent: Moses

And so, CSSCR 4(STA) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

### 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 - Bill Baxandall

By Senator Taylor; Representatives Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Dyson, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Axenia Annie Simeon Nook

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

In Memoriam - Jim Munson

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

In Memoriam - Doris Elizabeth Paul

By Senator Lincoln; Representatives Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Dyson, Fate, Foster, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kookesh, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Scalzi, Stevens, Williams, Wilson

**THIRD READING OF HOUSE BILLS**  
(Continued)

**HB 103**

The following, which was moved to the bottom of the calendar (page 593), was read the third time:

CS FOR HOUSE BILL NO. 103(FIN)

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

The question being: "Shall CSHB 103(FIN) pass the House?" The roll was taken with the following result:

CSHB 103(FIN)

Third Reading

Final Passage

**YEAS: 27 NAYS: 10 EXCUSED: 2 ABSENT: 1**

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

Nays: Berkowitz, Crawford, Croft, Davies, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh

Excused: Masek, Ogan

Absent: Moses

And so, CSHB 103(FIN) passed the House.

Representative James moved that the House adopt the appropriations from the constitutional budget reserve fund under art. IX, sec. 17(c), Constitution of the State of Alaska.



The question being: "Shall the appropriations from the constitutional budget reserve fund under art. IX, sec. 17(c), Constitution of the State of Alaska, be adopted?" The roll was taken with the following result:

CSHB 103(FIN)

Third Reading

Constitutional Budget Reserve Appropriations

**YEAS: 25 NAYS: 12 EXCUSED: 2 ABSENT: 1**

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

Nays: Berkowitz, Bunde, Cissna, Crawford, Croft, Davies, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh

Excused: Masek, Ogan

Absent: Moses

And so, lacking the necessary 30 votes, the constitutional budget reserve fund appropriations were not adopted.

The new title appears below:

CS FOR HOUSE BILL NO. 103(FIN)(brf sup maj fld)

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; and providing for an effective date."

Representative James moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 103(FIN)(brf sup maj fld)

Third Reading

Effective Date

**YEAS: 27 NAYS: 10 EXCUSED: 2 ABSENT: 1**

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

Nays: Berkowitz, Cissna, Crawford, Croft, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh

Excused: Masek, Ogan

Absent: Moses

And so, the effective date clause was adopted.

Representative Berkowitz gave notice of reconsideration of his vote on CSHB 103(FIN)(brf sup maj fld).

#### **HB 104**

The following, which was moved to the bottom of the calendar (page 594), was read the third time:

CS FOR HOUSE BILL NO. 104(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

The question being: "Shall CSHB 104(FIN) pass the House?" The roll was taken with the following result:

CSHB 104(FIN)

Third Reading

Final Passage

**YEAS: 30 NAYS: 7 EXCUSED: 2 ABSENT: 1**

Yeas: Bunde, Chenault, Coghill, Croft, Davies, Dyson, Fate, Foster, Green, Halcro, Harris, Hudson, James, Joule, Kerttula, Kohring, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Nays: Berkowitz, Cissna, Crawford, Guess, Hayes, Kapsner, Kookesh

Excused: Masek, Ogan

Absent: Moses

And so, CSHB 104(FIN) passed the House.

Representative James 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.

Representative Berkowitz objected.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 104(FIN)

Third Reading

Effective Date

**YEAS: 36 NAYS: 1 EXCUSED: 2 ABSENT: 1**

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

Nays: Guess

Excused: Masek, Ogan

Absent: Moses

And so, the effective date clause was adopted.

Representative Berkowitz gave notice of reconsideration of his vote on CSHB 104(FIN).

#### **UNFINISHED BUSINESS**

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

Representative Hayes - from 1:30 p.m., plane time, March 23 to 9:34 p.m., plane time, March 25, 2001

### **SPECIAL ORDER OF BUSINESS**

Representative James moved and asked unanimous consent that the citation, Honoring - Consul General Yoshinori Tsujimoto, be taken up as a Special Order of Business at this time. There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that all members of the House be shown as cosponsors of the citation. There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - Consul General Yoshinori Tsujimoto

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

### **UNFINISHED BUSINESS**

#### **HCR 6**

Representatives Hudson and McGuire added their names as cosponsors to:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 6(HES)  
am

Requesting the Governor to declare March 18 - 24, 2001, to be Inhalants and Poisons Awareness Week and August 26 - September 1, 2001, to be Inhalant Awareness Week.

**ENGROSSMENT****HCR 6**

CSHCR 6(HES) am 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.

The following meetings today have been changed as indicated:

**Resources Committee**

1:00 p.m., 3/14 meeting RESCHEDULED TO: upon adj., 3/14

**Judiciary Committee**

1:00 p.m., 3/14 meeting RESCHEDULED TO: 2:10 p.m., 3/14

**ADJOURNMENT**

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., March 15, 2001. There being no objection, the House adjourned at 1:52 p.m.

Suzi Lowell  
Chief Clerk