

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Friday

March 23, 2001

#### Seventy-fifth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:08 a.m.

Roll call showed 35 members present. Representatives Morgan, Moses, and Whitaker had been previously excused from a call of the House today. Representative Wilson had been previously excused from a call of the House today until 11:00 a.m. Representative Mulder was absent and his presence was noted later.

The invocation was offered by the Reverend Paul D. Beran of Resurrection Lutheran Church. Representative Green moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

Before the hills in order stood or earth received its frame,  
from everlasting Thou art God through endless years the same.  
Gracious God, our heavenly Father, thank You for the gift of life this day; for the responsibility entrusted to us by the people of Alaska; for colleagues on both sides of the aisle; for those who work with us as aides and secretaries; and for the wonderful opportunity we have for good.

In our leadership help us to hear the many voices, some loud and demanding, others soft and gentle. Tune our ears to hear the voiceless and downtrodden. Especially sensitize us to listen for and hear Thy still small voice; that when this day is done; when our term is served; when our journey on earth is completed; we might hear Thy voice to us: "Well done, good and faithful servant." In the Name of Him who came not to be served, but to serve, Jesus Christ. Amen.

The Pledge of Allegiance was led by Representative Crawford.

### **CERTIFICATION OF THE JOURNAL**

Representative James moved and asked unanimous consent that the journal for the 74th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **COMMUNICATIONS**

Letters of disclosure, as required by AS 24.60, were published today in House Journal Supplement No. 3 and Senate and House Joint Journal Supplement No. 6.

The following was received:

Dept. of Natural Resources  
Alaska Board of Forestry  
2000 Annual Report to the Governor  
A Review of the Alaska Forest Resources and  
Practices Act: Its Implementation and Effectiveness  
March 2001  
(as required by AS 41.17.047)

### **REPORTS OF STANDING COMMITTEES**

The State Affairs Committee has reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Mr. Ronald L. Otte

as a member of the Personnel Board; and,

Mr. John Dapevich

as a member of the Alaska Public Offices Commission (APOC).

The reports were signed by Representative Coghill, Chair; and Representatives James, Fate, Stevens, Wilson, Crawford, and Hayes.

**SB 19**

The Health, Education & Social Services Committee has considered:

## CS FOR SENATE BILL NO. 19(HES)

"An Act relating to federal child support enforcement requirements regarding social security number information, employer reports about employees, and certain kinds of automated data matching with financial institutions; repealing the termination date of changes made by ch. 87, SLA 1997, and ch. 132, SLA 1998, regarding child support enforcement and related programs; repealing the nonseverability provision of ch. 132, SLA 1998; repealing uncodified laws relating to ch. 87, SLA 1997, and ch. 132, SLA 1998; and providing for an effective date."

and recommends it be replaced with the following committee substitute, pending authorization by a concurrent resolution:

## HOUSE CS FOR CS FOR SENATE BILL NO. 19(HES)

"An Act relating to federal child support enforcement requirements regarding social security number information, employer reports about employees, and certain kinds of automated data matching with financial institutions; relating to child support payments; repealing the termination date of changes made by ch. 87, SLA 1997, and ch. 132, SLA 1998, regarding child support enforcement and related programs; repealing the nonseverability provision of ch. 132, SLA 1998; repealing uncodified laws relating to ch. 87, SLA 1997, and ch. 132, SLA 1998; and providing for an effective date."

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

Do pass (2): Wilson, Dyson

No recommendation (3): Coghill, Joule, Stevens

Amend (2): Kohring, Cissna

The following fiscal note(s) apply to HCS CSSB 19(HES):

2. Zero, Dept. of Revenue

CSSB 19(HES) was referred to the Judiciary Committee.

### REPORTS OF SPECIAL COMMITTEES

#### **SJR 10**

The House Special Committee on Military and Veterans' Affairs has considered:

#### SENATE JOINT RESOLUTION NO. 10

Urging the United States Congress to fully fund the operational readiness and recapitalization requirements of the United States Coast Guard.

and recommends it be replaced with:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 10(MLV)  
(same title)

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

Do pass (4): Murkowski, Hayes, Masek, Chenault

Amend (1): Kott

The following fiscal note(s) apply to HCS SJR 10(MLV):

1. Zero, Senate State Affairs Committee

SJR 10 was referred to the Rules Committee for placement on the calendar.

**INTRODUCTION OF CITATIONS**

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

Honoring - Dr. Jo Ann McDowell  
By Representative Harris; Senator Lincoln

Honoring - Niall Bo Johnson  
By Representatives Kerttula, Hudson; Senator Elton

Honoring - John R. Magalotti  
By Representatives Kerttula, Hudson; Senator Elton

Honoring - Carl C. Behnert  
By Representatives Kerttula, Hudson; Senator Elton

Honoring - Herb Didrickson  
By Representatives Wilson, Hudson, Kookesh, Williams; Senator Taylor

Honoring - Phillips Petroleum Company and Phillips Alaska, Inc.,  
Celebrating 49 Years in the 49th State  
By Representative Porter

In Memoriam - Steve Primis  
By Senators Halford, Phillips; Representatives Dyson, Berkowitz

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE BILLS****HB 208**

HOUSE BILL NO. 208 by Representatives Scalzi, Chenault,  
Lancaster, Harris, Hudson, and James, entitled:

"An Act relating to aquatic farming of shellfish; and providing for  
an effective date."

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

**HB 209**

HOUSE BILL NO. 209 by the House Health, Education & Social Services Committee, entitled:

"An Act directing the Department of Health and Social Services to establish a foster care transition program; relating to that program; and providing for an effective date."

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

**HB 210**

HOUSE BILL NO. 210 by Representatives Meyer, Guess, Dyson, Croft, and Hudson, entitled:

"An Act relating to sexual assault and sexual abuse of a minor."

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

**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF HOUSE BILLS****HB 110**

The following was read the second time:

HOUSE BILL NO. 110

"An Act relating to driver's licenses and instructional permits; and providing for an effective date."

with the:

Journal Page

STA RPT CS(STA) 6DP 1NR	383
FN1: ZERO(ADM)	384
JUD RPT CS(JUD) 2DP 1NR 2AM	621
FN1: ZERO(ADM)	622

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

CS FOR HOUSE BILL NO. 110(JUD)  
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 110(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 110(JUD) was read the third time.

The question being: "Shall CSHB 110(JUD) pass the House?" The roll was taken with the following result:

CSHB 110(JUD)  
Third Reading  
Final Passage

**YEAS: 35 NAYS: 0 EXCUSED: 4 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, Masek, McGuire, Meyer, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Williams

Excused: Morgan, Moses, Whitaker, Wilson

Absent: Mulder

And so, CSHB 110(JUD) 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. There being no objection, it was so ordered.

CSHB 110(JUD) was referred to the Chief Clerk for engrossment.

\*\*The presence of Representative Mulder was noted.

**SECOND READING OF SENATE BILLS****SB 79**

The following was read the second time:

SENATE BILL NO. 79

"An Act naming the Fred Zharoff Memorial Bridge."

with the:	Journal Page
TRA RPT 4DP	623
FN1: ZERO(DOT)	623

Representative James moved and asked unanimous consent that SB 79 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 79 was read the third time.

Representative Kott added his name as cross sponsor to SB 79.

Representative Hudson moved and asked unanimous consent that all members be shown as cross sponsors to SB 79. There being no objection, it was so ordered.

The question being: "Shall SB 79 pass the House?" The roll was taken with the following result:

SB 79

Third Reading

Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

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, Masek, McGuire, Meyer, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Williams



Excused: Morgan, Moses, Whitaker, Wilson

And so, SB 79 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 - Douglas Penn

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

Honoring - Matthew Sharp, Eagle Scout

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

Honoring - Domenik Sweat

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

Honoring - August G. "Augie" Hiebert, Alaskan of the Year

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

Honoring - Azella Perryman, Alaskan Student of the Year

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

Commemorating - National Correctional Officers Week, May 6-12, 2001

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

In Memoriam - Arnold "Arne" Espe

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

In Memoriam - Leo A. Land and Edna Land

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

In Memoriam - William Alex Stolt

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

In Memoriam - Emma Ann Nicholson

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

### UNFINISHED BUSINESS

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

Representative Davies - from 7:00 p.m., plane time, today to 9:30 a.m., plane time, March 26, 2001

#### **HB 110**

Representative James added her name as cosponsor to:

CS FOR HOUSE BILL NO. 110(JUD)

"An Act relating to driver's licenses and instructional permits; and providing for an effective date."

#### **HB 115**

Representatives Wilson and Cissna added their names as cosponsors to:

HOUSE BILL NO. 115

"An Act allowing a physician assistant or advanced nurse practitioner to certify the need for emergency treatment as a result of intoxication."

#### **HB 160**

Representatives Wilson and Meyer added their names as cosponsors to:

HOUSE BILL NO. 160

"An Act requiring the reporting of induced terminations of pregnancies."

**HB 199**

Representative Scalzi added his name as cosponsor to:

HOUSE BILL NO. 199

"An Act relating to taxation, including taxation of income of individuals, estates, and trusts; and providing for an effective date."

**ENGROSSMENT****HB 110**

CSHB 110(JUD) 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.

Minority Caucus		upon adj., 3/23
Majority Caucus	Speaker's Chamber	10:00 a.m., 3/24

The following meeting today has been changed as indicated:

Resources Committee  
1:00 p.m., CANCELED

**ADJOURNMENT**

Representative James moved and asked unanimous consent that the House adjourn until 11:00 a.m., March 26, 2001. There being no objection, the House adjourned at 10:47 a.m.

Suzi Lowell  
Chief Clerk