

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

March 28, 2001

Eightieth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:05 a.m.

Roll call showed 35 members present. Representatives Croft, Kapsner, Kott, Masek, and Ogan were absent and their presence was noted later.

The invocation was offered by Pastor Rod Whitehead of Restoration Grace Outreach Center. Representative Green moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

Father, thank You for the opportunity to pray for these leaders of our state. I am both honored and humbled to pray for them. I know they diligently give their time and energy to make this state a better place. In the past I, myself, have given them little thought, but coming here I have felt Your love for them and know that You have given them much thought. For these are the ones who pass legislation and put into motion the things that affect the future of our state.

Father, in Your word You say: "For my thoughts are not your thoughts, neither are your ways my ways, declares the Lord. As the heavens are higher than the earth, so are my ways higher than your ways and my thoughts than your thoughts."

You have also given us a promise in Your word that says: "Commit to the Lord whatever you do, and your plans will succeed."

Father, You love these men and women, and You have established them in this hour to lead our state. Now I ask that

You would continue to fill them with Your thoughts and bless the work of their hands. May they accomplish all that needs to be done during the remaining 40 days of this session. Again, I ask You to bless these leaders, their staff, and households. May their time of serving be rich. In Jesus' precious name I pray. Amen.

The Pledge of Allegiance was led by Representative Williams.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 79th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HCR 6

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE CONCURRENT
RESOLUTION NO. 6(STA)

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.

Legislative Resolve No. 11

HB 117

A message dated March 27, 2001, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 117(FIN)

"An Act making supplemental and other appropriations; and providing for an effective date."

Chapter No. 3, SLA 2001
Effective Date: March 28, 2001

SCR 2

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

CS FOR SENATE CONCURRENT RESOLUTION NO. 2(HES)
Relating to declaring March 2001 as Sobriety Awareness Month.

Legislative Resolve No. 10

SCR 4

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

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

Legislative Resolve No. 9

SJR 6

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO.
6(FIN)
Urging the Congress of the United States to provide federal education funds as a block grant to the state.

Legislative Resolve No. 14

SJR 7

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

CS FOR SENATE JOINT RESOLUTION NO. 7(RES)

Supporting reinstatement of the United States Department of the Interior directive exempting the United States Bureau of Land Management in Alaska from the mandatory wilderness review process.

Legislative Resolve No. 12

SJR 8

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

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

Legislative Resolve No. 8

**The presence of Representative Kapsner was noted.

SJR 9

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

SENATE JOINT RESOLUTION NO. 9
Relating to the development and deployment of the National Missile Defense System.

Legislative Resolve No. 7

SJR 12

A message dated March 27, 2001, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

SENATE JOINT RESOLUTION NO. 12(title am)

Urging the United States Congress to amend the tax code to eliminate the marriage penalty.

Legislative Resolve No. 13

SB 52

A message dated March 27, 2001, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR SENATE BILL NO. 52(FIN) am

"An Act extending the termination date of the State Physical Therapy and Occupational Therapy Board."

Chapter No. 5, SLA 2001

Effective Date: June 25, 2001

SB 84

A message dated March 27, 2001, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR SENATE BILL NO. 84(FIN)

"An Act exempting certain joint action agencies from regulation by the state or municipalities; relating to the relationship between certain joint action agencies and the public utilities that form the joint action agencies; relating to powers and immunities of certain joint action agencies; requiring filing of certain joint action agency agreements; relating to the financial affairs of certain joint action agencies; declaring certain joint action agencies to be political subdivisions for certain purposes; relating to liability and indemnification of officers, employees, and agents of certain joint action agencies; and defining 'agency agreement' and 'parties to the agency agreement' as used with reference to certain joint action agencies."

Chapter No. 4, SLA 2001

Effective Date: June 25, 2001

COMMUNICATIONS

The following was received:

Select Committee on Legislative Ethics
Open Meetings Guidelines for the
Alaska State Legislature
March 12, 2001

**The presence of Representative Ogan was noted.

REPORTS OF STANDING COMMITTEES**HB 98**

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 98
"An Act relating to the award of a high school diploma to certain
World War II veterans."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 98(MLV)
(same title)

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

Do pass (6): Coghill, Wilson, Cissna, Joule, Stevens, Dyson

The following fiscal note(s) apply to CSHB 98(MLV):

1. Zero, Dept. of Education & Early Development

HB 98 was referred to the Rules Committee for placement on the calendar.

SB 112

The Health, Education & Social Services Committee has considered:

CS FOR SENATE BILL NO. 112(FIN)

"An Act placing certain employees of the Alaska Mental Health Trust Authority in the exempt service; establishing a minimum salary for the long term care ombudsman; and providing for an effective date."

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

Do pass (5): Coghill, Wilson, Cissna, Joule, Dyson

No recommendation (1): Stevens

The following fiscal note(s) apply:

1. Zero, Dept. of Revenue

CSSB 112(FIN) 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 - Bryan Carey
By Representative McGuire

Honoring - Misty Dutton
By Representative Green

Honoring - Nick Bailey
By Representative Green

Honoring - Andre Coulombe
By Representative Green

Honoring - Orion Walters
By Representative Green

Honoring - Tyler Don Davis, Eagle Scout
By Representative Williams; Senator Taylor

Honoring - John M. "Jack" Anderson, Outstanding Alaskan Award
By Senator Leman

**The presence of Representatives Croft and Masek was noted.

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 219

HOUSE BILL NO. 219 by Representative Fate, entitled:

"An Act relating to mental health treatment facilities; repealing the termination date of the mental health treatment assistance program; and providing for an effective date."

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

SB 112

The Speaker added a Finance Committee referral to the following:

CS FOR SENATE BILL NO. 112(FIN)

"An Act placing certain employees of the Alaska Mental Health Trust Authority in the exempt service; establishing a minimum salary for the long term care ombudsman; and providing for an effective date."

CSSB 112(FIN) was removed from the Rules Committee and referred to the Finance Committee.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 81**

The following was read the second time:

HOUSE BILL NO. 81

"An Act extending the termination date of the Board of Dental Examiners."

with the:	Journal Page
L&C RPT CS(L&C) NT 5DP 1NR	495
FN1: ZERO(CED)	495
FIN RPT CS(FIN) NT 8DP 1NR	723
FN2: (CED)	723

**The presence of Representative Kott was noted.

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. 81(FIN)

"An Act extending the termination date of the Board of Dental Examiners; relating to the Board of Dental Examiners and regulation of the practice of dentistry; and relating to dental hygienists and dental assistants."

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 81(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 81(FIN) was read the third time.

The question being: "Shall CSHB 81(FIN) pass the House?" The roll was taken with the following result:

CSHB 81(FIN)
Third Reading
Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 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, Morgan, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Ogan changed from "Nay" to "Yea".

And so, CSHB 81(FIN) 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 - Alaska Psychiatric Institute

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

Honoring - The Servicemen and Servicewomen Participating in Northern Edge 2001

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

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 Kohring - from 9:57 a.m., plane time, March 29 to 2:58 p.m., plane time, April 2, 2001

Representative Stevens - from 1:30 p.m., plane time, April 12 to 9:34 p.m., plane time, April 16, 2001

Representative Hudson - from 7:14 p.m., plane time, March 30 to 1:45 p.m., plane time, April 1, 2001

HJR 13

Representative James removed her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 13

Urging the President and the United States Congress to uphold Alaska's right to 90 percent of the royalties from oil, gas, and mineral leasing on federal land in Alaska.

HB 53

Representative Green added his name as cosponsor to:

HOUSE BILL NO. 53

"An Act establishing the Alaska Seismic Hazards Safety Commission."

HB 81

Representative McGuire added her name as cosponsor to:

CS FOR HOUSE BILL NO. 81(FIN)

"An Act extending the termination date of the Board of Dental Examiners; relating to the Board of Dental Examiners and regulation of the practice of dentistry; and relating to dental hygienists and dental assistants."

HB 111

Representative Lancaster added his name as cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 111

"An Act relating to civil liability for injuries or death resulting from livestock activities."

HB 149

Representative Green added his name as cosponsor to:

HOUSE BILL NO. 149

"An Act relating to correctional facility space and to authorizing the Department of Corrections to enter into an agreement to lease facilities for the confinement and care of prisoners within the Kenai Peninsula Borough."

HB 197

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 197

"An Act relating to directives for personal health care services and for medical treatment."

HB 203

Representative Lancaster added his name as cosponsor to:

HOUSE BILL NO. 203

"An Act making an appropriation to the Legislative Council for a study of school district cost factors; and providing for an effective date."

ENGROSSMENT

HB 81

CSHB 81(FIN) 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.

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., March 29, 2001. There being no objection, the House adjourned at 10:31 a.m.

Suzi Lowell
Chief Clerk