

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

April 25, 2001

One Hundred Eighth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:09 a.m.

Roll call showed 38 members present. Representative Ogan was excused from a call of the House today due to illness. Representative Whitaker was absent and his presence was noted later.

The invocation was offered by the Reverend Robert Bruschi of the Church of the Holy Trinity. Representative Green moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

We acclaim You, Holy Lord, glorious in power. Your mighty works reveal Your wisdom and love. You formed us in Your own image, giving the whole world into our care, so that, in obedience to You, our Creator, we might rule and serve all Your creatures. In Your mercy You came to our help, so that in seeking You we might find You. Help us to find You today in our work and deliberations. Mold us into the servants of the servants of God, so we might do what is pleasing in Your sight. We ask this in Your Holy Name. Amen.

The Pledge of Allegiance was led by Representative Bunde.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 107th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

REPORTS OF STANDING COMMITTEES

The Health, Education & Social Services Committee has reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Ms. Diane Heard

as a member of the Board of Education and Early Development; and

Ms. Georgia (Sue) Cast
Ms. Cynthia Curran
Ms. Patricia A. Truman

as members of the Professional Teaching Practices Commission.

The reports were signed by Representative Dyson, Chair; and Representatives Coghill, Stevens, Wilson, Cissna, and Joule.

HCR 14

The Finance Committee has considered:

HOUSE CONCURRENT RESOLUTION NO. 14
Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 133, relating to high school competency testing.

The report was signed by Representative Williams, Co-chair, with the following individual recommendations:

Do pass (5): Whitaker, Harris, Hudson, Lancaster, Williams

No recommendation (3): Croft, Davies, Moses

The following fiscal note(s) apply:

1. Zero, House Health, Education & Social Services Committee/Dept. of Health & Social Services

HCR 14 was referred to the Rules Committee for placement on the calendar.

HJR 23

The State Affairs Committee has considered:

HOUSE JOINT RESOLUTION NO. 23

Advocating the retention of the electoral college system in its present form.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 23(STA)
(same title)

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

Do pass (6): Wilson, Stevens, Crawford, James, Fate, Coghill

Do not pass (1): Hayes

The following fiscal note(s) apply to CSHJR 23(STA):

1. Zero, House State Affairs Committee

HJR 23 was referred to the Rules Committee for placement on the calendar.

HJR 28

The Transportation Committee has considered:

HOUSE JOINT RESOLUTION NO. 28

Supporting the application of Alaska Airlines to provide air service to Ronald Reagan Washington National Airport.

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

Do pass (4): Wilson, Scalzi, Masek, Kookesh

Amend (1): Kohring

The following fiscal note(s) apply:

1. Zero, House Transportation Committee

HJR 28 was referred to the Rules Committee for placement on the calendar.

HB 12

The Transportation Committee has considered:

HOUSE BILL NO. 12

"An Act relating to the offense of operating a motor vehicle, aircraft, or watercraft while intoxicated; relating to presumptions arising from the amount of alcohol in a person's breath or blood; and providing for an effective date."

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

Do pass (3): Wilson, Kookesh, Kapsner

Do not pass (1): Kohring

No recommendation (1): Scalzi

The following fiscal note(s) apply:

1. Fiscal, Dept. of Administration
2. Fiscal, Dept. of Administration
3. Fiscal, Dept. of Corrections
4. Fiscal, Alaska Court System
5. Fiscal, Dept. of Health & Social Services
6. Fiscal, Dept. of Health & Social Services
7. Fiscal, Dept. of Law

HB 12 was referred to the Judiciary Committee.

HB 52

The Rules Committee has considered:

HOUSE BILL NO. 52

"An Act relating to the Interstate Compact for Adult Offender Supervision and the State Council for Interstate Adult Offender Supervision; amending Rules 4 and 24, Alaska Rules of Civil Procedure; and providing for an effective date."

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

Do pass (4): Kohring, Morgan, McGuire, Kott

No recommendation (2): Berkowitz, Joule

The following fiscal note(s) apply:

2. Fiscal, Dept. of Corrections

HB 52 was returned to the Rules Committee for placement on the calendar.

HB 53

The State Affairs Committee has considered:

HOUSE BILL NO. 53

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

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 53(STA)
(same title)

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

Do pass (7): Wilson, Stevens, Crawford, James, Fate, Hayes, Coghill

The following fiscal note(s) apply to CSHB 53(STA):

1. Fiscal, Office of the Governor
2. Fiscal, Dept. of Natural Resources

HB 53 was referred to the Finance Committee.

HB 87

The State Affairs Committee has considered:

HOUSE BILL NO. 87

"An Act establishing the Alaska Veterans Advisory Council; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 87(MLV)
(same title)

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

Do pass (6): Wilson, Stevens, Crawford, James, Fate, Hayes

No recommendation (1): Coghill

The following fiscal note(s) apply to CSHB 87(MLV):

1. Fiscal, Dept. of Military & Veterans' Affairs

HB 87 was referred to the Finance Committee.

HB 105

The Finance Committee has considered:

HOUSE BILL NO. 105

"An Act relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 105(EDU)
(same title)

The report was signed by Representatives Mulder and Williams, Co-chairs, with the following individual recommendations:

Do pass (6): Whitaker, Harris, Lancaster, Hudson, Mulder, Williams

No recommendation (1): Bunde

Amend (3): Croft, Davies, Moses

A Finance Committee letter of intent for CSHB 105(EDU), signed by Representatives Mulder and Williams, Co-chairs, appears below:

"It is the intent of the legislature that any increases to the foundation formula will provide an opportunity to move Alaskan schools towards standards-based education. The legislature intends that any increase in funding will pay for costs associated with improving student performance by developing standards-based programs, including implementation of standards, aligning student assessment to standards, adopting instructional models based on basic skills, performance tasks, and projects, and adopting a standards-based reporting system.

The Department of Education and Early Development will provide a summary report to the legislature by March 15, 2002, on actions taken toward implementation by school districts."

The following fiscal note(s) apply to CSHB 105(EDU):

1. Fiscal, Dept. of Education & Early Development

HB 105 was referred to the Rules Committee for placement on the calendar.

HB 132

The Rules Committee has considered:

HOUSE BILL NO. 132

"An Act relating to the possession or distribution of alcohol in a local option area; requiring liquor license applicants to submit fingerprints for the purpose of conducting a criminal history background check, and relating to the use of criminal justice information by the Alcoholic Beverage Control Board; providing for a review of alcohol server education courses by the Alcoholic Beverage Control Board every two years; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 132(RLS)

"An Act relating to the possession, distribution, importation, and transportation of alcohol in a local option area; requiring liquor license applicants to submit fingerprints for the purpose of conducting a criminal history background check, and relating to the use of criminal justice information by the Alcoholic Beverage Control Board; and providing for an effective date."

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

Do pass (3): Morgan, McGuire, Kott

No recommendation (2): Berkowitz, Joule

Amend (1): Kohring

The Rules Committee adopted the Finance Committee letter of intent (page 1113).

The following fiscal note(s) apply to CSHB 132(RLS):

1. Zero, Dept. of Revenue
2. Indeterminate, Dept. of Law
3. Fiscal, Dept. of Corrections
4. Fiscal, Dept. of Administration
5. Zero, Alaska Court System

HB 132 was returned to the Rules Committee for placement on the calendar.

HB 145

The Judiciary Committee has considered:

HOUSE BILL NO. 145

"An Act making a civil remedy available to the state or a municipality against persons who make false claims for, or certain misrepresentations regarding, state or municipal money or other property; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 145(JUD)

"An Act relating to a civil remedy available to the state or a municipality against persons who make false claims for, or certain misrepresentations regarding, state or municipal money or other property; and providing for an effective date."

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

Do pass (1): Rokeberg

No recommendation (4): Berkowitz, Meyer, Coghill, Kookesh

The following fiscal note(s) apply to CSHB 145(JUD):

1. Zero, Dept. of Law

HB 145 was referred to the Rules Committee for placement on the calendar.

HB 179

The Finance Committee has considered:

HOUSE BILL NO. 179

"An Act relating to underage drinking and drug offenses; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 179(FIN)
(same title)

The report was signed by Representatives Mulder and Williams, Co-chairs, with the following individual recommendations:

Do pass (9): Bunde, Whitaker, Harris, Croft, Davies, Lancaster, Hudson, Mulder, Williams

No recommendation (1): Foster

The following fiscal note(s) apply to CSHB 179(FIN):

2. Indeterminate, Dept. of Corrections
5. Fiscal, Dept. of Health & Social Services
6. Fiscal, Dept. of Health & Social Services
8. Fiscal, Dept. of Administration
9. Fiscal, Alaska Court System
10. Fiscal, Dept. of Health & Social Services
11. Fiscal, Dept. of Law

HB 179 was referred to the Rules Committee for placement on the calendar.

HB 197

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 197
"An Act relating to directives for personal health care services and for medical treatment."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 197(HES)
"An Act allowing the use of certain directives relating to the health care and death of a person."

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

Do pass (3): Joule, Cissna, Dyson

No recommendation (2): Coghill, Stevens

Amend (1): Kohring

The following fiscal note(s) apply to CSHB 197(HES):

1. Zero, House Health, Education & Social Services Committee/Dept. of Health & Social Services

HB 197 was referred to the Judiciary Committee.

HB 215

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 215

"An Act relating to the use of pharmaceutical agents in the practice of optometry; and providing for an effective date."

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

Do not pass (3): Coghill, Wilson, Cissna

No recommendation (4): Kohring, Joule, Stevens, Dyson

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

HB 215 was referred to the Labor & Commerce Committee.

HB 241

The Transportation Committee has considered:

HOUSE BILL NO. 241

"An Act relating to a railroad utility corridor for extension of the Alaska Railroad to Canada and to extension of the Alaska Railroad to Whitehorse, Yukon Territory, Canada."

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

Do pass (3): Wilson, Scalzi, Kohring

No recommendation (1): Masek

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

HB 241 was referred to the Resources Committee.

HB 247

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 247

"An Act relating to the detention of delinquent minors and to temporary detention hearings; amending Rule 12, Alaska Delinquency Rules; and providing for an effective date."

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

Do pass (4): Coghill, Wilson, Cissna, Dyson

No recommendation (1): Jولة

The following fiscal note(s) apply:

1. Zero, Alaska Court System
2. Zero, Dept. of Health & Social Services

HB 247 was referred to the Judiciary Committee.

HB 250

The Finance Committee has considered:

HOUSE BILL NO. 250

"An Act relating to missions and measures to be applied to certain expenditures by the executive branch of state government and the University of Alaska from the state operating budget for the fiscal year ending June 30, 2002; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 250(FIN)
(same title)

The report was signed by Representative Mulder, Co-chair, with the following individual recommendations:

Do pass (7): Bunde, Harris, Hudson, Lancaster, Davies, Croft, Mulder

The following fiscal note(s) apply to CSHB 250(FIN):

1. Zero, House Finance Committee/All Depts.

HB 250 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Whitaker was noted.

HB 255

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 255

"An Act establishing the Statewide Suicide Prevention Council; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 255(HES)
(same title)

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

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

The following fiscal note(s) apply to CSHB 255(HES):

1. Fiscal, Dept. of Health & Social Services

HB 255 was referred to the Finance Committee.

SB 88

The Transportation Committee has considered:

SENATE BILL NO. 88

"An Act relating to metropolitan planning organizations and to establishment of a metropolitan planning organization for the Anchorage metropolitan area; and providing for an effective date."

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

Do pass (1): Kohring

Do not pass (2): Scalzi, Kookesh

No recommendation (1): Masek

Amend (1): Wilson

The following fiscal note(s) apply:

1. Zero, Dept. of Transportation & Public Facilities

SB 88 was referred to the Community & Regional Affairs Committee.

SB 103

The Rules Committee has considered:

HOUSE CS FOR CS FOR SENATE BILL NO. 103(FIN)
"An Act relating to election campaigns and legislative ethics."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 103(2d RLS)
(same title)

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

Do pass (4): McGuire, Kohring, Morgan, Kott

No recommendation (2): Berkowitz, Joule

The following fiscal note(s) apply to HCS CSSB 103(2d RLS):

2. Fiscal, Dept. of Administration

HCS CSSB 103(FIN) was returned to the Rules Committee for placement on the calendar.

SB 123

The Transportation Committee has considered:

CS FOR SENATE BILL NO. 123(FIN)
"An Act relating to the program of federally funded construction projects of the Alaska Railroad Corporation."

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

Do pass (1): Masek

Do not pass (1): Kohring

No recommendation (3): Wilson, Scalzi, Kookesh

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

CSSB 123(FIN) was referred to the Finance Committee.

SB 133

The Finance Committee has considered:

CS FOR SENATE BILL NO. 133(HES) am

"An Act relating to a two-year transition for implementation of the public high school competency examination and to establishing a secondary student competency examination as a high school graduation requirement; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 133(FIN)

"An Act relating to a two-year transition for implementation of the public high school competency examination and to establishing a secondary student competency examination as a high school graduation requirement; relating to certain reports regarding academic performance of schools; and providing for an effective date."

(HCR 14 - title change resolution)

The report was signed by Representative Williams, Co-chair, with the following individual recommendations:

Do pass (7): Whitaker, Croft, Davies, Moses, Lancaster, Hudson, Williams

Amend (2): Bunde, Harris

The following fiscal note(s) apply to HCS CSSB 133(FIN):

1. Fiscal, Dept. of Education & Early Development

CSSB 133(HES) am was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

The House Special Committee on Education has reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Ms. Diane Heard

as a member of the Board of Education and Early Development; and

Ms. Georgia (Sue) Cast
Ms. Cynthia Curran
Ms. Patricia A. Truman

as members of the Professional Teaching Practices Commission.

The reports were signed by Representative Bunde, Chair; and Representatives Porter, Green, Wilson, Stevens, Joule, and Guess.

The House Special Committee on Fisheries has reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Russell Nelson

as a member of the Board of Fisheries.

The report was signed by Representative Stevens, Co-chair; and Representatives Scalzi, Dyson, Coghill, Wilson, and Kerttula.

Dr. John White

as a member of the Board of Fisheries.

The report was signed by Representative Stevens, Co-chair; and Representatives Dyson and Coghill.

HB 171

The House Special Committee on Education has considered:

HOUSE BILL NO. 171

"An Act relating to a curriculum for Alaska history; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 171(EDU)
(same title)

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

Do pass (4): Wilson, Joule, Guess, Stevens

No recommendation (1): Green

Amend (1): Bunde

The following fiscal note(s) apply to CSHB 171(EDU):

1. Fiscal, Dept. of Education & Early Development

HB 171 was referred to the Health, Education & Social Services Committee.

HB 239

The House Special Committee on Education has considered:

HOUSE BILL NO. 239

"An Act establishing a pilot program for a regional learning center."

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

Do pass (5): Green, Stevens, Wilson, Joule, Bunde

No recommendation (1): Guess

The following fiscal note(s) apply:

1. Fiscal, Dept. of Education & Early Development

HB 239 was referred to the Health, Education & Social Services Committee.

SB 86

The House Special Committee on Education has considered:

CS FOR SENATE BILL NO. 86(FIN)

"An Act relating to employment of teachers who have subject-matter expertise; and providing for an effective date."

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

Do pass (4): Green, Stevens, Wilson, Bunde

The following fiscal note(s) apply:

1. Zero, Dept. of Education & Early Development

CSSB 86(FIN) was referred to the Finance Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Dr. Thomas F. Albert
By Representative Joule; Senator Olson

Honoring - Martha Foster and Louise Clark, Arctic Survivors
By Representative Joule; Senator Olson

Honoring - Point Hope Harpooners Boys Basketball Team
By Representative Joule; Senator Olson

Honoring - Mr. Paul MacDonald
By Representative Bunde

Honoring - Jack E. Brown
By Senator Ward; Representative Chenault

In Memoriam - Eloise Hershberger
By Representative Chenault

In Memoriam - Margie Georgianna Bolton
By Representative Joule; Senator Olson

In Memoriam - Patricia Gail DeBusschere
By Representative Chenault

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

HB 257

HOUSE BILL NO. 257 by Representatives Chenault and Lancaster,
entitled:

"An Act relating to preventing harassment, intimidation, or
bullying in public schools; and providing for an effective date."

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

HB 258

HOUSE BILL NO. 258 by Representatives Scalzi and Hudson,
entitled:

"An Act converting the business license fee to a business license
tax; adding, as an element of that tax, computation of the tax
based on the taxpayer's gross receipts; establishing adjustments to
that tax; and transferring administration of the levy to the
Department of Revenue; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 135

The following was read the second time:

HOUSE BILL NO. 135

"An Act relating to municipal fees for certain police protection services."

with the:	Journal Page
CRA RPT CS(CRA) 5DP 1NR	681
FN1: ZERO(CED)	681
JUD RPT CS(JUD) 2DP 3NR	1010
FN1: ZERO(CED)	1010

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. 135(JUD)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Guess:

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

Insert "**and to a tenant's activities that result in the imposition of those fees**"

Page 2, following line 17:

Insert a new bill section to read:

** **Sec. 3.** AS 34.03.120(a) is amended to read:

(a) The tenant

(1) shall keep that part of the premises occupied and used by the tenant as clean and safe as the condition of the premises permit;

(2) shall dispose all ashes, rubbish, garbage, and other waste from the dwelling unit in a clean and safe manner;

(3) shall keep all plumbing fixtures in the dwelling unit or used by the tenant as clean as their condition permits;

(4) shall use in a reasonable manner all electrical, plumbing, sanitary, heating, ventilating, air-conditioning, kitchen, and other facilities and appliances including elevators in the premises;

(5) may not deliberately or negligently destroy, deface, damage, impair, or remove a part of the premises or knowingly permit any person to do so;

(6) may not unreasonably disturb, or permit others on the premises with the tenant's consent to unreasonably disturb, a neighbor's peaceful enjoyment of the premises;

(7) shall maintain smoke detection devices as required under AS 18.70.095; [AND]

(8) may not, except in an emergency when the landlord cannot be contacted after reasonable effort to do so, change the locks on doors of the premises without first securing the written agreement of the landlord and, immediately after changing the locks, providing the landlord a set of keys to all doors for which locks have been changed; in an emergency, the tenant may change the locks and shall, within five days, provide the landlord a set of keys to all doors for which locks have been changed and written notice of the change; **and**

(9) may not unreasonably engage in conduct, or permit others on the premises to engage in conduct, that results in the imposition of a fee under a municipal ordinance adopted under AS 29.35.125."

Representative Guess 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 BILL NO. 135(JUD) am

"An Act relating to municipal fees for certain police protection services and to a tenant's activities that result in the imposition of those fees."

Representative James moved and asked unanimous consent that CSHB 135(JUD) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 135(JUD) am was read the third time.

The question being: "Shall CSHB 135(JUD) am pass the House?"
The roll was taken with the following result:

CSHB 135(JUD) am

Third Reading

Final Passage

YEAS: 39 NAYS: 0 EXCUSED: 1 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, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Ogan

And so, CSHB 135(JUD) am passed the House and was referred to the Chief Clerk for engrossment.

HB 196

The following was read the second time:

HOUSE BILL NO. 196

"An Act establishing a right of action for a legal separation; and amending Rule 42(a), Alaska Rules of Civil Procedure."

HOUSE JOURNAL

1210

April 25, 2001

with the:

Journal Page

JUD RPT CS(JUD) NT 3DP 1NR	1091
FN1: ZERO(CRT); FN2: ZERO(HSS)	1091
FN3: ZERO(LAW)	1091

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. 196(JUD)
"An Act establishing a right of action for a legal separation;
requiring a report about legal separations; and amending Rule
42(a), Alaska Rules of Civil Procedure."

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 196(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 196(JUD) was read the third time.

The question being: "Shall CSHB 196(JUD) pass the House?" The roll was taken with the following result:

CSHB 196(JUD)
Third Reading
Final Passage

YEAS: 39 NAYS: 0 EXCUSED: 1 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, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Ogan

And so, CSHB 196(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 court rule change. There being no objection, it was so ordered.

CSHB 196(JUD) was referred to the Chief Clerk for engrossment.

HB 212

The following was read the second time:

HOUSE BILL NO. 212

"An Act relating to an employer's liability for providing workers' compensation coverage."

with the:

Journal Page

L&C RPT CS(L&C) NT 4DP 2NR
FN1: ZERO(LWF)

1116
1117

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. 212(L&C)

"An Act requiring a subcontractor to obtain workers' compensation insurance covering the subcontractor and the subcontractor's employees and establishing responsibility of a contractor for obtaining workers' compensation coverage for the subcontractor and the subcontractor's employees if the subcontractor fails to obtain workers' compensation coverage; and providing for an effective date."

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 212(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 212(L&C) was read the third time.

The question being: "Shall CSHB 212(L&C) pass the House?" The roll was taken with the following result:

CSHB 212(L&C)

Third Reading

Final Passage

YEAS: 39 NAYS: 0 EXCUSED: 1 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, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Ogan

And so, CSHB 212(L&C) 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 212(L&C) was referred to the Chief Clerk for engrossment.

HB 236

The following was read the second time:

HOUSE BILL NO. 236

"An Act relating to the contracting and financing authority of the Alaska Industrial Development and Export Authority; authorizing the authority to issue bonds in a principal amount not to exceed \$76,000,000 to finance the acquisition, design, construction, inventory, and operation of natural gas, propane air, or manufactured gas public utility facilities; and providing for an effective date."

with the:

Journal Page

FIN RPT 11DP

1117

FN1: ZERO(CED)

1118

Representative James moved and asked unanimous consent that HB 236 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 236 was read the third time.

The question being: "Shall HB 236 pass the House?" The roll was taken with the following result:

HB 236
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 1 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, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Ogan

Absent: Moses

And so, HB 236 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.

HB 236 was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

SB 82

The following was read the second time:

CS FOR SENATE BILL NO. 82(STA)

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

with the:

Journal Page

JUD RPT 3DP 2NR
 FN1: ZERO(S.STA)

1119
 1119

Representative James moved and asked unanimous consent that CSSB 82(STA) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Croft objected.

The Speaker stated that CSSB 82(STA) will advance to third reading on the April 26, 2001, calendar.

THIRD READING OF SENATE BILLS

SB 121

The following, which was advanced to third reading from the April 24, 2001, calendar (page 1167), was read the third time:

CS FOR SENATE BILL NO. 121(RES)

"An Act adding, for purposes of the Alaska Right-of-Way Leasing Act, a definition of 'substantial change' as applied to an amended right-of-way lease application; and providing for an effective date."

Representative Kerttula moved and asked unanimous consent that CSSB 121(RES) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Kerttula:

Page 2, line 3, following "route":

Insert ", which would include the origin or terminus,"

Representative Kerttula moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

The question being: "Shall CSSB 121(RES) am H pass the House?"
The roll was taken with the following result:

CSSB 121(RES) am H
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1

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

Excused: Ogan

Absent: Kohring

And so, CSSB 121(RES) am H 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.

CSSB 121(RES) am H 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 - Marian Johnson, Director, Baranov Museum
By Representatives Stevens, Porter, Berkowitz, Bunde, Chenault, Cissna, Crawford, Croft, Davies, Dyson, Fate, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Williams, Wilson

Honoring - Susie Barnett

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

Honoring - Technical Sergeant David Dominic Apodaca

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

Honoring - Nathan Alan James, Eagle Scout

By Representatives McGuire, 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, Meyer, Morgan, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Donald Stark Bowers

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

UNFINISHED BUSINESS**HB 12**

Representative Kott moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 12

"An Act relating to the offense of operating a motor vehicle, aircraft, or watercraft while intoxicated; relating to presumptions arising from the amount of alcohol in a person's breath or blood; and providing for an effective date."

There being no objection, HB 12 was withdrawn.

HB 171

The Speaker waived the Health, Education & Social Services Committee referral for the following at the request of Representative Dyson, Chair:

HOUSE BILL NO. 171

"An Act relating to a curriculum for Alaska history; and providing for an effective date."

HB 171 was removed from the Health, Education & Social Services Committee and referred to the Finance Committee.

HB 239

The Speaker waived the Health, Education & Social Services Committee referral for the following at the request of Representative Dyson, Chair:

HOUSE BILL NO. 239

"An Act establishing a pilot program for a regional learning center."

HB 239 was removed from the Health, Education & Social Services Committee and referred to the Finance Committee.

Representatives Joule, Kapsner, and Kerttula removed their names as cosponsors to the citation, Honoring - Doctor and Mrs. Jerry Prevo, Thirtieth Pastoral Anniversary Celebration.

HB 22

Representative Hudson added his name as cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 22

"An Act relating to certain passenger vessels operating in the marine waters of the state; and providing for an effective date."

HB 135

Representatives Croft, Cissna, and Mulder added their names as cosponsors to:

CS FOR HOUSE BILL NO. 135(JUD) am

"An Act relating to municipal fees for certain police protection services and to a tenant's activities that result in the imposition of those fees."

HB 152

Representatives Crawford and Croft added their names as cosponsors to:

HOUSE BILL NO. 152

"An Act relating to brewpub licenses."

HB 171

Representatives Dyson and Foster added their names as cosponsors to:

HOUSE BILL NO. 171

"An Act relating to a curriculum for Alaska history; and providing for an effective date."

HB 218

Representative Dyson added his name as cosponsor to:

HOUSE BILL NO. 218

"An Act relating to funding for school districts operating secondary school boarding programs; and providing for an effective date."

HB 255

Representatives Dyson, Joulé, and Wilson added their names as cosponsors to:

HOUSE BILL NO. 255

"An Act establishing the Statewide Suicide Prevention Council; and providing for an effective date."

SB 86

Representative Stevens added his name as cross sponsor to:

CS FOR SENATE BILL NO. 86(FIN)

"An Act relating to employment of teachers who have subject-matter expertise; and providing for an effective date."

ENGROSSMENT**HB 135**

CSHB 135(JUD) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 196

CSHB 196(JUD) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 212

CSHB 212(L&C) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 236

HB 236 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SB 121

CSSB 121(RES) am H was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ENROLLMENT**HB 118**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 1:30 p.m., April 25, 2001:

HOUSE BILL NO. 118

"An Act relating to a mandatory exemption from municipal taxes on certain residences; and providing for an effective date."

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., April 26, 2001. There being no objection, the House adjourned at 11:46 a.m.

Suzi Lowell
Chief Clerk