

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SECOND LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Sunday

May 12, 2002

#### One Hundred Nineteenth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 1:19 p.m.

Roll call showed 32 members present. Representatives Guess, Joule, Kapsner, Kerttula, Kohring, Kott, Masek, and Moses were absent and their presence was noted later.

The invocation was offered by Representative Murkowski, Chaplain Designee. Representative Bunde moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Her Greatest Gift  
by Anne Louise Fritz

You held the door open to the world  
And showed me it was there for the taking  
All the beauty of the sea and stars,  
To love, to fear, to hold close to my heart.  
Then you sent me on my journey,  
Knowing all along that you couldn't follow.  
You respected my different path  
Even as it led to higher heights and  
Sights you've never seen.  
And now, we are different, but entirely the same.  
Me, a part of you, in this crazy, fabulous world,  
Remembering, and strengthened by,  
The courage and endless faith of your broad love  
As I start to soar and fly ever outward on my own.

Dear Lord,

Please let Your strength and courage flow forth as that from a mother's embrace. Today, and in the last days of session, we will need Your strength to carry on through the challenging times, Your courage to stand up for what we believe, and most of all, the inspiration to work together for the greater good of all Alaskans.

So often we look to our parents for guidance and support, today is that special day we look toward our mothers. We are the people we are today because of the endless faith and nurturing of our mothers. Dear Lord, we offer a special blessing for all mothers and their families. Amen.

The Pledge of Allegiance was led by Representative Davies.

#### **CERTIFICATION OF THE JOURNAL**

Representative James moved and asked unanimous consent that the journal for the 118th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

#### **MESSAGES FROM THE SENATE**

##### **HB 352**

A message dated May 11, 2002, was read stating the Senate has passed:

CS FOR HOUSE BILL NO. 352(HES) am

"An Act extending the dates for assignment of performance designations of public schools and the dates for reports and monitoring based on those designations; and providing for an effective date."

CSHB 352(HES) am was referred to the Chief Clerk for enrollment.

##### **HB 374**

A message dated May 11, 2002, was read stating the Senate has passed:

## HOUSE BILL NO. 374

"An Act naming the David Douthit Veterans' Memorial Bridge."

HB 374 was referred to the Chief Clerk for enrollment.

**HB 444**

A message dated May 11, 2002, was read stating the Senate has passed:

## HOUSE BILL NO. 444

"An Act relating to buildings covered under the Alaska public building fund; and providing for an effective date."

HB 444 was referred to the Chief Clerk for enrollment.

**HB 523**

A message dated May 11, 2002, was read stating the Senate has passed:

## CS FOR HOUSE BILL NO. 523(TRA)

"An Act naming the state airport at the City of Unalaska the Tom Madsen Airport."

CSHB 523(TRA) was referred to the Chief Clerk for enrollment.

**HB 4**

A message dated May 11, 2002, was read stating the Senate has passed CSHB 4(FIN) am with the following amendment and it is transmitted for consideration:

## SENATE CS FOR CS FOR HOUSE BILL NO. 4(FIN)

"An Act relating to motor vehicles and to operating a motor vehicle, aircraft, or watercraft; and providing for an effective date."

CSHB 4(FIN) am is under Unfinished Business.

**HB 128**

A message dated May 11, 2002, was read stating the Senate has passed CSHB 128(L&C)(efd add) with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 128(FIN)

"An Act relating to the required approval of the commissioner of labor and workforce development for the employment of certain minors; and providing for an effective date."

CSHB 128(L&C)(efd add) is under Unfinished Business.

**HB 206**

A message dated May 11, 2002, was read stating the Senate has passed CSHB 206(RLS) with the following amendment and it is transmitted for consideration:

CS FOR HOUSE BILL NO. 206(RLS) am S

"An Act relating to a vessel-based commercial fisheries limited entry system for the Bering Sea Korean hair crab fishery and for weathervane scallop fisheries, to management of offshore fisheries, and to the definition of 'person' for purposes of the commercial fisheries entry program; and providing for an effective date."

CSHB 206(RLS) is under Unfinished Business.

**HB 286**

A message dated May 11, 2002, was read stating the Senate has passed CSHB 286(RES) am with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 286(RES)

"An Act allowing a person to hold two commercial fishing entry permits for a salmon fishery for the purpose of consolidating the fishing fleet for a salmon fishery; relating to salmon fishery associations and to salmon fishery assessments; and providing for an effective date."

CSHB 286(RES) am is under Unfinished Business.

\*\*The presence of Representatives Kohring and Guess was noted.

**SB 11**

A message dated May 11, 2002, was received stating the Senate has adopted the Conference Committee report on CSSB 11(FIN) am H and CSSB 11(FIN), thus adopting:

CONFERENCE CS FOR SENATE BILL NO. 11

"An Act relating to required school attendance; and providing for an effective date."

The House has adopted CCS SB 11 (page 3517).

Messages dated May 11, 2002, were read stating the Senate has passed the following and they are transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE RESOLUTIONS****SCR 37**

SENATE CONCURRENT RESOLUTION NO. 37 by the Senate Labor & Commerce Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 274, relating to workers' compensation.

was read the first time.

**FIRST READING AND REFERENCE  
OF SENATE BILLS****SB 54**

CS FOR SENATE BILL NO. 54(FIN) by the Senate Finance Committee, entitled:

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

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

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

**SB 267**

CS FOR SENATE BILL NO. 267(FIN) by the Senate Finance Committee, entitled:

"An Act establishing the Alaska veterans' memorial endowment fund and providing for credits against certain taxes for contributions to that fund; providing that the amount of each tax credit for contributions to the Alaska veterans' memorial endowment fund on amounts that do not exceed \$100,000 is 50 percent and on amounts that exceed \$100,000 but do not exceed \$200,000 is 75 percent; relating to other tax credits for certain contributions; and providing for an effective date."

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

**SB 268**

SENATE BILL NO. 268 by the Senate Rules Committee by request of the Governor, entitled:

"An Act relating to the issuance of state-guaranteed revenue bonds by the Alaska Housing Finance Corporation to finance mortgages for qualifying veterans; and providing for an effective date."

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

**SB 371**

CS FOR SENATE BILL NO. 371(RES) am by the Senate Resources Committee, entitled:

"An Act exempting the use of munitions in certain areas from a waste disposal permit requirement of the Department of Environmental Conservation; relating to general or nationwide permits under the Alaska coastal management program and to authorizations and permits issued by the Alaska Oil and Gas Conservation Commission; and providing for an effective date."

which was held on the Chief Clerk's desk (page 3532), was read again the first time and referred to the Rules Committee.

**REPORTS OF STANDING COMMITTEES****SB 180**

The Finance Committee has considered:

CS FOR SENATE BILL NO. 180(FIN)(efd fld)

"An Act implementing pay differentials based on geographic areas for certain state employees and for members of the Alaska State Defense Force; relating to cost-of-living differentials for state aid to municipalities."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 180(FIN)  
(same title)

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

Do pass (7): Whitaker, Harris, Croft, Davies, Foster, Mulder, Williams

Do not pass (1): Lancaster

No recommendation (1): Hudson

The following fiscal note(s) apply to HCS CSSB 180(FIN):

5. Fiscal, Alaska Court System
6. Fiscal, Dept. of Administration/All Depts.

CSSB 180(FIN)(efd fld) is on today's calendar.

**SB 206**

The Finance Committee has considered:

## CS FOR SENATE BILL NO. 206(TRA)

"An Act relating to registration plates and parking permits for persons with disabilities and to illegal use of parking spaces for persons with disabilities."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 206(FIN)  
(same title)

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

Do pass (10): Bunde, Whitaker, Harris, Croft, Davies, Lancaster, Hudson, Foster, Mulder, Williams

No recommendation (1): Moses

The following fiscal note(s) apply to HCS CSSB 206(FIN):

2. Zero, Dept. of Public Safety
3. Zero, Dept. of Administration

CSSB 206(TRA) is on today's calendar.

**SB 252**

The Labor & Commerce Committee has considered:

## CS FOR SENATE BILL NO. 252(RLS)

"An Act renaming the Alaska Human Resource Investment Council as the Alaska Workforce Investment Board and relating to its membership; relating to repayment on promissory notes for work-related items paid for by grant programs; extending the termination date of the state training and employment program; relating to employment and training activities; and providing for an effective date."

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



Do pass (2): Crawford, Halcro

No recommendation (4): Rokeberg, Meyer, Hayes, Murkowski

The following fiscal note(s) apply:

4. Fiscal, Dept. of Labor & Workforce Development
5. Fiscal, Dept. of Labor & Workforce Development
6. Fiscal, Dept. of Labor & Workforce Development
7. Fiscal, Dept. of Labor & Workforce Development

CSSB 252(RLS) was referred to the Finance Committee.

**SB 359**

The Finance Committee has considered:

CS FOR SENATE BILL NO. 359(RLS)

"An Act relating to organization grants for mergers, consolidations, or unifications involving third class boroughs; and relating to identification by the Local Boundary Commission of areas that meet the standards for borough incorporation."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 359(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, Foster, Mulder, Williams

The following fiscal note(s) apply to HCS CSSB 359(FIN):

2. Fiscal, Dept. of Community & Economic Development

CSSB 359(RLS) is on today's calendar.

**SB 364**

The Finance Committee has considered:

SENATE BILL NO. 364

"An Act relating to medical services under the state Medicaid program."

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

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

Do not pass (2): Croft, Davies

No recommendation (1): Bunde

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Health & Social Services

SB 364 was referred to the Rules Committee for placement on the calendar.

**SB 369**

The Judiciary Committee has considered:

CS FOR SENATE BILL NO. 369(RLS)

"An Act relating to trusts, including trust protectors, trustee advisors, and transfers of trust interests, and to creditors' claims against property subject to a power of appointment; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 369(JUD)  
(same title)

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

Do pass (2): James, Rokeberg

No recommendation (2): Coghill, Meyer

The following fiscal note(s) apply to HCS CSSB 369(JUD):

1. Zero, Dept. of Law

CSSB 369(RLS) was referred to the Rules Committee for placement on the calendar.

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

**SB 370**

The State Affairs Committee has considered:

CS FOR SENATE BILL NO. 370(STA)

"An Act establishing procedures relating to constitutional conventions."

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

Do pass (4): Wilson, Fate, James, Coghill

Do not pass (1): Crawford

The following fiscal note(s) apply:

1. Zero, Office of the Governor

CSSB 370(STA) is on today's calendar.

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

**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF SENATE BILLS****SB 180**

The following was read the second time:

CS FOR SENATE BILL NO. 180(FIN)(efd fld)

"An Act implementing pay differentials based on geographic areas for certain state employees and for members of the Alaska State Defense Force; relating to cost-of-living differentials for state aid to municipalities."

with the:	Journal Page
STA RPT HCS(STA) 1DP 1NR 3AM	2950
FN3: (ADM/ALL DEPTS)	2950
FN4: (CRT)	2950
FIN RPT HCS(FIN) 7DP 1DNP 1NR	3567
FN5: (CRT)	3567
FN6: (ADM/ALL DEPTS)	3567

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

HOUSE CS FOR CS FOR SENATE BILL NO. 180(FIN)  
(same title)

Representative Kohring objected.

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

The question being: "Shall the House Finance Committee Substitute be adopted?" The roll was taken with the following result:

CSSB 180(FIN)(efd fld)  
Second Reading  
Adopt Finance CS

**YEAS: 25 NAYS: 4 EXCUSED: 0 ABSENT: 11**

Yeas: Berkowitz, Cissna, Coghill, Crawford, Croft, Davies, Fate, Foster, Green, Harris, Hayes, Hudson, James, Joule, Kookesh, Morgan, Moses, Mulder, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Nays: Kohring, Lancaster, Masek, Meyer

Absent: Bunde, Chenault, Dyson, Guess, Halcro, Kapsner, Kerttula, Kott, McGuire, Murkowski, Ogan

And so, HCS CSSB 180(FIN) was adopted.

Representative James moved and asked unanimous consent that HCS CSSB 180(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 180(FIN) was read the third time.

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

The question being: "Shall HCS CSSB 180(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 180(FIN)

Third Reading

Final Passage

**YEAS: 33 NAYS: 2 EXCUSED: 0 ABSENT: 5**

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

Nays: James, Lancaster

Absent: Dyson, Kerttula, Kott, Murkowski, Ogan

And so, HCS CSSB 180(FIN) passed the House and was referred to the Chief Clerk for engrossment.

**SB 206**

The following was read the second time:

CS FOR SENATE BILL NO. 206(TRA)

"An Act relating to registration plates and parking permits for persons with disabilities and to illegal use of parking spaces for persons with disabilities."

with the:	Journal Page
STA RPT 6DP	2738
FN2: ZERO(DPS)	2738
FN3: ZERO(ADM)	2738
FIN RPT HCS(FIN) 10DP 1NR	3567
FN2: ZERO(DPS)	3568
FN3: ZERO(ADM)	3568

\*\*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:

HOUSE CS FOR CS FOR SENATE BILL NO. 206(FIN)  
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Berkowitz:

Page 4, lines 27 - 28:

Delete "**and perform eight hours of community service**"

Page 4, line 29:

Delete "**and perform 16 hours of community service**"

Representative Berkowitz moved and asked unanimous consent that Amendment No. 1 be adopted. Objection was heard and withdrawn. There being no further objection, it was so ordered.

Representative James moved and asked unanimous consent that HCS CSSB 206(FIN) am H be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that HCS CSSB 206(FIN) am H will be in third reading on tomorrow's calendar.

**SB 219**

The following was read the second time:

CS FOR SENATE BILL NO. 219(FIN)

"An Act establishing and relating to the Navigable Waters Commission for Alaska."

with the:

Journal Page

FIN RPT 7DP 2NR

3512

FN1: (LAA/DNR)

3513

Representative James moved and asked unanimous consent that CSSB 219(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that CSSB 219(FIN) will be in third reading on tomorrow's calendar.

**SB 279**

The following was read the second time:

CS FOR SENATE BILL NO. 279(FIN)

"An Act authorizing the commissioner of fish and game to issue complimentary sport fishing licenses and tags to September 11 emergency responders and their spouses; and providing for an effective date."

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with the:

Journal Page

FIN RPT 8DP

3486

FN1: ZERO(DFG)

3486

Amendment No. 1 was offered by Representative Berkowitz:

Page 2, line 1:

Delete "the spouse"

Insert "one companion"

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

Representative James objected.

Representative Berkowitz moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 2 was not offered.

Representative James moved and asked unanimous consent that CSSB 279(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that CSSB 279(FIN) will be in third reading on tomorrow's calendar.

**SB 359**

The following was read the second time:

CS FOR SENATE BILL NO. 359(RLS)

"An Act relating to organization grants for mergers, consolidations, or unifications involving third class boroughs; and relating to identification by the Local Boundary Commission of areas that meet the standards for borough incorporation."



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with the:

Journal Page

FIN RPT HCS(FIN) 9DP  
FN2: (CED)

3569  
3569

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

HOUSE CS FOR CS FOR SENATE BILL NO. 359(FIN)  
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that HCS CSSB 359(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 359(FIN) was read the third time.

The question being: "Shall HCS CSSB 359(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 359(FIN)  
Third Reading  
Final Passage

**YEAS: 33 NAYS: 1 EXCUSED: 0 ABSENT: 6**

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

Nays: Morgan

Absent: Kott, Masek, Mulder, Murkowski, Ogan, Wilson

And so, HCS CSSB 359(FIN) passed the House.

Representative Davies gave notice of reconsideration of the vote on HCS CSSB 359(FIN).

**RECONSIDERATION****SB 359**

Representative Davies moved and asked unanimous consent that the reconsideration of HCS CSSB 359(FIN) be taken up on the same day. There being no objection, it was so ordered.

HCS CSSB 359(FIN) was again before the House in third reading.

The question to be reconsidered: "Shall HCS CSSB 359(FIN) pass the House?" The roll was taken with the following result:

HCS CSSB 359(FIN)--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 35 NAYS: 0 EXCUSED: 0 ABSENT: 5**

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

Absent: Chenault, Halcro, Kott, Murkowski, Wilson

And so, HCS CSSB 359(FIN) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

**SECOND READING OF SENATE BILLS**

(continued)

**SB 370**

The following was read the second time:

CS FOR SENATE BILL NO. 370(STA)

"An Act establishing procedures relating to constitutional conventions."

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3579

with the:

Journal Page

STA RPT 4DP 1DNP

3571

FN1: ZERO(GOV)

3571

Amendment No. 1 was offered by Representative Cissna:

Page 1, line 15, following "convention":

Insert ". Delegates to the convention shall not have served in a state elective office or served as a registered lobbyist currently or in the previous four years"

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

Representative Bunde objected.

Amendment to Amendment No. 1 was offered by Representative Cissna:

Delete "have served in a state elective office or served as a registered lobbyist currently or in the previous four years"

Insert "currently be serving as an elected official or serving as a paid registered lobbyist"

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

Representative Coghill objected.

Representative Cissna moved and asked unanimous consent to withdraw Amendment to Amendment No. 1. There being no objection, it was so ordered.

Representative Cissna moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

New Amendment No. 1 was offered by Representative Cissna:

Page 1, line 15, following "convention":

Insert ". Delegates to the convention shall not currently be serving as a state elected official or serving as a paid registered lobbyist"

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

Representative Rokeberg objected.

Representative Ogan placed a call of the House.

The Speaker stated that the call was satisfied.

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

CSSB 370(STA)

Second Reading

New Amendment No. 1

**YEAS: 11 NAYS: 29 EXCUSED: 0 ABSENT: 0**

Yeas: Berkowitz, Cissna, Crawford, Croft, Guess, Halcro, Joule, Kapsner, Kerttula, Kookesh, Moses

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

And so, New Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Kerttula and Berkowitz :

Page 1, line 12, following "**governor issues the call.**":

Insert "**The election shall be nonpartisan.**"

Representative Kerttula moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Rokeberg objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSSB 370(STA)  
Second Reading  
Amendment No. 2

**YEAS: 34 NAYS: 6 EXCUSED: 0 ABSENT: 0**

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

Nays: Dyson, Kott, Masek, Mulder, Ogan, Rokeberg

Scalzi changed from "Nay" to "Yea".

And so, Amendment No. 2 was adopted.

Amendment No. 3 was offered by Representative Green:

Page 1, line 13:

Delete "**and one from each senate district**"

Representative Green moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Rokeberg objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSSB 370(STA) am H  
Second Reading  
Amendment No. 3

**YEAS: 18 NAYS: 19 EXCUSED: 0 ABSENT: 3**

Yeas: Berkowitz, Crawford, Croft, Davies, Dyson, Green, Halcro, Hayes, Joule, Kapsner, Kerttula, Kookesh, McGuire, Morgan, Moses, Murkowski, Scalzi, Stevens

Nays: Bunde, Chenault, Cissna, Coghill, Fate, Foster, Guess, Harris, Hudson, James, Kohring, Lancaster, Masek, Meyer, Ogan, Porter, Rokeberg, Whitaker, Wilson

Absent: Kott, Mulder, Williams

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representative Croft:

Page 1, line 3 through page 2, line 2:  
Delete all material.

Representative Croft moved and asked unanimous consent that Amendment No. 4 be adopted.

Objection was heard.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSSB 370(STA) am H  
Second Reading  
Amendment No. 4

**YEAS: 14 NAYS: 23 EXCUSED: 0 ABSENT: 3**

Yeas: Berkowitz, Cissna, Crawford, Croft, Davies, Green, Halcro, Hudson, Joule, Kapsner, Kerttula, Kohring, Kookesh, Moses

Nays: Bunde, Chenault, Coghill, Dyson, Fate, Foster, Guess, Harris, Hayes, James, Lancaster, Masek, McGuire, Meyer, Morgan, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Wilson

Absent: Kott, Mulder, Williams

Ogan changed from "Yea" to "Nay".

And so, Amendment No. 4 was not adopted.

Representative James moved and asked unanimous consent that CSSB 370(STA) am H be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that CSSB 370(STA) am H will be in third reading on tomorrow's calendar.

**SB 371**

The following is in the Rules Committee:

CS FOR SENATE BILL NO. 371(RES) am

"An Act exempting the use of munitions in certain areas from a waste disposal permit requirement of the Department of Environmental Conservation; relating to general or nationwide permits under the Alaska coastal management program and to authorizations and permits issued by the Alaska Oil and Gas Conservation Commission; and providing for an effective date."

The Speaker stated that the House would stand at ease; and so, the House stood at ease at 3:23 p.m.

**AFTER AT EASE**

The Speaker called the House back to order at 6:11 p.m.

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**THIRD READING OF SENATE BILLS**

**SB 100**

The following, which was advanced to third reading from the May 11, 2002, calendar (page 3522), was read the third time:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO.  
100(RLS)(title am)  
"An Act relating to regulation and operation of personal motor  
vehicles."

The question being: "Shall CSSSSB 100(RLS)(title am) pass the House?" The roll was taken with the following result:

CSSSSB 100(RLS)(title am)  
Third Reading  
Final Passage

**YEAS: 32 NAYS: 0 EXCUSED: 0 ABSENT: 8**

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

Absent: Joule, Kapsner, Kerttula, Kookesh, Morgan, Moses, Ogan, Williams

And so, CSSSSB 100(RLS)(title am) passed the House.

Representative Berkowitz gave notice of reconsideration of the vote on CSSSSB 100(RLS)(title am).

Representative Ogan was excused from a call of the House today because of illness.



**SB 115**

The Speaker stated that, without objection, the following, which was advanced to third reading from the May 11, 2002, calendar (page 3528), would be moved to the bottom of the calendar:

## HOUSE CS FOR SENATE BILL NO. 115(RLS)

"An Act relating to the Board of Marital and Family Therapy and the practitioners of marital and family therapy; extending the termination date of the Board of Storage Tank Assistance; setting timelines for issuance of final orders by the Regulatory Commission of Alaska, amending the authority of the commission to enter compromise settlement orders, and extending the commission's termination date to June 30, 2006; relating to an exemption that allows one bill to continue more than one board, commission, or agency program; and providing for an effective date."

**SB 161**

The following, which was advanced to third reading from the May 11, 2002, calendar (page 3525), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 161(JUD)  
(efd am H)

"An Act relating to the withholding of salary of justices, judges, and magistrates; relating to prompt decisions by justices, judges, and magistrates; relating to judicial retention elections for judicial officers; and providing for an effective date."

The question being: "Shall HCS CSSB 161(JUD)(efd am H) pass the House?" The roll was taken with the following result:

HCS CSSB 161(JUD)(efd am H)

Third Reading

Final Passage

**YEAS: 24 NAYS: 13 EXCUSED: 1 ABSENT: 2**

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

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

Excused: Ogan

Absent: McGuire, Moses

And so, HCS CSSB 161(JUD)(efd am H) passed the House.

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:

HCS CSSB 161(JUD)(efd am H)

Third Reading

Effective Date

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

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, Meyer, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Ogan

Absent: McGuire, Moses

And so, the effective date clause was adopted.

Representative Berkowitz gave notice of reconsideration of the vote on HCS CSSB 161(JUD)(efd am H).

**SB 222**

The following, which was advanced to third reading from the May 11, 2002, calendar (page 3529), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 222(RLS) am H  
"An Act relating to certain motor vehicles that are required to yield to following traffic."

The question being: "Shall HCS CSSB 222(RLS) am H pass the House?" The roll was taken with the following result:

HCS CSSB 222(RLS) am H  
Third Reading  
Final Passage

**YEAS: 34 NAYS: 3 EXCUSED: 1 ABSENT: 2**

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

Nays: Fate, Green, Porter

Excused: Ogan

Absent: Dyson, Moses

And so, HCS CSSB 222(RLS) am H passed the House.

Representative Berkowitz gave notice of reconsideration of the vote on HCS CSSB 222(RLS) am H.

**SB 235**

The following, which was advanced to third reading from the May 11, 2002, calendar (page 3529), was read the third time:

CS FOR SENATE BILL NO. 235(STA)

"An Act relating to emergency and disaster relief forces as state employees for purposes of workers' compensation benefits; relating to the Emergency Management Assistance Compact and the implementation of the compact; and providing for an effective date."

The question being: "Shall CSSB 235(STA) pass the House?" The roll was taken with the following result:

CSSB 235(STA)  
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, CSSB 235(STA) 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.

Representative Berkowitz gave notice of reconsideration of the vote on CSSB 235(STA).

### **SPECIAL ORDER OF BUSINESS**

#### **HCR 34**

Representative James moved and asked unanimous consent that the following be taken up as a Special Order of Business at this time:

#### HOUSE CONCURRENT RESOLUTION NO. 34

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 270, relating to dispensing opticians.

The Speaker stated that, without objection, the motion would be withdrawn.

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

**SB 270**

The following, which was advanced to third reading from the May 11, 2002, calendar (page 3531), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 270(RLS)

"An Act extending the termination date of the Board of Dispensing Opticians; relating to the regulation of dispensing opticians; relating to the use of pharmaceutical agents in the practice of optometry; and providing for an effective date."

Representative Fate moved and asked unanimous consent that HCS CSSB 270(RLS) be returned to second reading for the specific purpose of considering Amendment No. 1.

Representative Kott objected.

The question being: "Shall HCS CSSB 270(RLS) be returned to second reading for the specific purpose of considering Amendment No. 1?" The roll was taken with the following result:

HCS CSSB 270(RLS)

Third Reading

Return to Second for Amendment No. 1

**YEAS: 32 NAYS: 5 EXCUSED: 1 ABSENT: 2**

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

Nays: Chenault, Kohring, Kott, Mulder, Porter

Excused: Ogan

Absent: Moses, Williams

And so, HCS CSSB 270(RLS) was returned to second reading.

Amendment No. 1 was offered by Representatives Fate, McGuire, and Berkowitz:

Page 1, lines 2 - 3 (title amendment):

Delete "**relating to the use of pharmaceutical agents in the practice of optometry;**"

Page 5, line 9, through page 6, line 31:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 7, lines 2 - 18:

Delete all material.

ReNUMBER the following bill section accordingly.

Page 7, line 19:

Delete "Sections 1 - 11 and 15 of this Act take"

Insert "This Act takes"

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

Representative Kott objected.

Representatives McGuire and Dyson moved and asked unanimous consent that they be allowed to abstain from voting due to a conflict of interest. Objection was heard, and the members were required to vote.

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

HCS CSSB 270(RLS)

Second Reading

Amendment No. 1

**YEAS: 23 NAYS: 15 EXCUSED: 1 ABSENT: 1**

Yeas: Berkowitz, Bunde, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Green, Guess, Hayes, Hudson, Joule, Kapsner, Lancaster, Masek, McGuire, Morgan, Rokeberg, Scalzi, Whitaker, Wilson

Nays: Chenault, Foster, Halcro, Harris, James, Kerttula, Kohring, Kookesh, Kott, Meyer, Mulder, Murkowski, Porter, Stevens, Williams

Excused: Ogan

Absent: Moses

And so, Amendment No. 1 was adopted.

The following was before the House in third reading:

HOUSE CS FOR CS FOR SENATE BILL NO. 270(RLS) am H  
"An Act extending the termination date of the Board of Dispensing Opticians; relating to the regulation of dispensing opticians; and providing for an effective date."

The question being: "Shall HCS CSSB 270(RLS) am H pass the House?" The roll was taken with the following result:

HCS CSSB 270(RLS) am H

Third Reading

Final Passage

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

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

Nays: James, Kohring

Excused: Ogan

Absent: Moses

And so, HCS CSSB 270(RLS) 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.

Representative James moved and asked unanimous consent that the House adopt the House Labor & Commerce Committee letter of intent (page 3463). There being no objection, it was so ordered.

Representative Kott gave notice of reconsideration of the vote on HCS CSSB 270(RLS) am H.

**SB 115**

The following, which had been moved to the bottom of the calendar (page 3585), was read the third time:

HOUSE CS FOR SENATE BILL NO. 115(RLS)

"An Act relating to the Board of Marital and Family Therapy and the practitioners of marital and family therapy; extending the termination date of the Board of Storage Tank Assistance; setting timelines for issuance of final orders by the Regulatory Commission of Alaska, amending the authority of the commission to enter compromise settlement orders, and extending the commission's termination date to June 30, 2006; relating to an exemption that allows one bill to continue more than one board, commission, or agency program; and providing for an effective date."

(HCR 31 - title change resolution)

Representative Dyson moved and asked unanimous consent that HCS SB 115(RLS) be returned to second reading for the specific purpose of considering Amendment No. 1.

Representative Berkowitz objected and withdrew the objection. There being no further objection, it was so ordered.

Amendment No. 1 was offered by Representatives Dyson and Croft:



Page 1, line 5 (title amendment):

Delete "**2006**"

Insert "**2004**"

Page 8, line 3:

Delete "**2006**"

Insert "**2004**"

Page 8, line 18:

Delete all material and insert:

"\* **Sec. 14.** The uncodified law of the State of Alaska is amended by adding a new section to read:

NOTICE OF EFFECTIVE DATE. The commissioner of administration shall notify the revisor of statutes of the date secs. 8, 9, 10, and 13 of this Act take effect.

\* **Sec. 15.** Sections 8, 9, 10, and 13 of this Act take effect on the date the commissioner of administration certifies that the State of Alaska has entered into the contract for a telecommunications study of the current telecommunications regulatory environment and infrastructure funded by the appropriation for a study of information services technology made in sec. 1, ch. 60, SLA 2001, page 4, lines 27 - 28."

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

Representative Mulder objected and withdrew the objection. There being no further objection, it was so ordered and the new title follows:

HOUSE CS FOR SENATE BILL NO. 115(RLS) am H

"An Act relating to the Board of Marital and Family Therapy and the practitioners of marital and family therapy; extending the termination date of the Board of Storage Tank Assistance; setting timelines for issuance of final orders by the Regulatory Commission of Alaska, amending the authority of the commission to enter compromise settlement orders, and extending the commission's termination date to June 30, 2004; relating to an exemption that allows one bill to continue more than one board, commission, or agency program; and providing for an effective date."

Representative Guess moved and asked unanimous consent that she be allowed to abstain from voting due to a conflict of interest. Objection was heard, and Representative Guess was required to vote.

The question being: "Shall HCS SB 115(RLS) am H pass the House?"  
The roll was taken with the following result:

HCS SB 115(RLS) am H  
Third Reading  
Final Passage

**YEAS: 35 NAYS: 1 EXCUSED: 1 ABSENT: 3**

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

Nays: Kohring

Excused: Ogan

Absent: Croft, Masek, Moses

And so, HCS SB 115(RLS) 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.

### **SPECIAL ORDER OF BUSINESS**

#### **HCR 31**

Representative James moved and asked unanimous consent that the following be taken up as a Special Order of Business at this time:

HOUSE CONCURRENT RESOLUTION NO. 31  
Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 115, relating to the Board of Storage Tank Assistance.

There being no objection, it was so ordered.

The question being: "Shall HCR 31 pass the House?" The roll was taken with the following result:

HCR 31  
Special Order of Business

**YEAS: 34 NAYS: 1 EXCUSED: 1 ABSENT: 4**

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

Nays: Kohring

Excused: Ogan

Absent: Croft, Kapsner, Masek, Moses

And so, HCR 31 passed the House and was referred to the Chief Clerk for engrossment.

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**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 - 18th Fighter Squadron for Participation in Operation Enduring Freedom in Afghanistan  
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, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

Honoring - Scott Schnell on His 30th Year with the Municipality of Anchorage

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

Honoring - Raven and Arctic Americorps Members, 2001-2002

By Senator Lincoln; 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, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Dorris Whitt

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

### CONCUR IN SENATE AMENDMENTS

#### HB 402

Representative James moved and asked unanimous consent that the House consider the Senate message (page 3507) on the following at this time:

#### CS FOR HOUSE BILL NO. 402(FIN)

"An Act relating to diversion payments, wage subsidies, cash assistance, and self-sufficiency services provided under the Alaska temporary assistance program; relating to the food stamp program; relating to child support cases that include persons who receive cash assistance or self-sufficiency services under the Alaska temporary assistance program; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 402(HES)  
(same title)

There being no objection, it was so ordered.

Representative James moved that the House concur in the Senate amendment to CSHB 402(FIN), thus adopting SCS CSHB 402(HES), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 402(FIN)?" The roll was taken with the following result:

SCS CSHB 402(HES)  
Concur

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

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

Excused: Ogan

Absent: Kott, Moses

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 402(HES).

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.

The Chief Clerk was instructed to so notify the Senate.

SCS CSHB 402(HES) was referred to the Chief Clerk for enrollment.

**HB 4**

Representative James moved and asked unanimous consent that the House consider the Senate message (page 3563) on the following at this time:

CS FOR HOUSE BILL NO. 4(FIN) am

"An Act relating to motor vehicles and to operating a motor vehicle, aircraft, or watercraft; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 4(FIN)  
(same title)

There being no objection, it was so ordered.

Representative James moved that the House concur in the Senate amendment to CSHB 4(FIN) am, thus adopting SCS CSHB 4(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 4(FIN) am?" The roll was taken with the following result:

SCS CSHB 4(FIN)  
Concur

**YEAS: 36 NAYS: 0 EXCUSED: 1 ABSENT: 3**

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

Excused: Ogan

Absent: Croft, Kott, Moses

Kohring changed from "Nay" to "Yea".

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 4(FIN).

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.

The Chief Clerk was instructed to so notify the Senate.

SCS CSHB 4(FIN) was referred to the Chief Clerk for enrollment.

**HB 128**

Representative James moved and asked unanimous consent that the House consider the Senate message (page 3564) on the following at this time:

CS FOR HOUSE BILL NO. 128(L&C)(efd add)

"An Act relating to the required approval of the commissioner of labor and workforce development for the employment of certain minors; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 128(FIN)  
(same title)

There being no objection, it was so ordered.

Representative James moved that the House concur in the Senate amendment to CSHB 128(L&C)(efd add), thus adopting SCS CSHB 128(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 128(L&C)(efd add)?" The roll was taken with the following result:

SCS CSHB 128(FIN)

Concur

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

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

Excused: Ogan

Absent: Kott, Moses

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 128(FIN).

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.

The Chief Clerk was instructed to so notify the Senate.

SCS CSHB 128(FIN) was referred to the Chief Clerk for enrollment.

### **UNFINISHED BUSINESS**

#### **SB 83**

The Speaker waived the Community & Regional Affairs Committee referral for the following at the request of Representative Morgan, Co-chair:

CS FOR SENATE BILL NO. 83(FIN) am

"An Act relating to construction of highways by the Department of Transportation and Public Facilities and to contracts for the construction of highways."

CSSB 83(FIN) am was removed from the Community & Regional Affairs Committee and referred to the Transportation Committee.

The Speaker stated that, without objection, the House would revert to:

### **MESSAGES FROM THE SENATE**

A message dated May 12, 2002, was read stating the Senate has passed the following and it is transmitted for consideration:



**FIRST READING AND REFERENCE  
OF SENATE BILLS****SB 324**

CS FOR SENATE BILL NO. 324(L&C) by the Senate Labor & Commerce Committee, entitled:

"An Act providing that a utility or electric operating entity owned and operated by a political subdivision of the state competing directly with a telecommunications utility is not subject to the Alaska Public Utilities Regulatory Act."

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

**UNFINISHED BUSINESS****SB 326**

Reconsideration of the following was not taken up on this legislative day. It was signed by the Speaker and Chief Clerk and returned to the Senate:

CS FOR SENATE BILL NO. 326(FIN)

"An Act relating to evaluating state assumption of the wastewater discharge program under the federal Clean Water Act; and providing for an effective date."

**SB 356**

Reconsideration of the following was not taken up on this legislative day. It was signed by the Speaker and Chief Clerk and returned to the Senate:

SENATE BILL NO. 356 am

"An Act relating to the authority of the Department of Environmental Conservation to issue general and individual permits for waste disposal; and providing for an effective date."

**ENGROSSMENT****HCR 31**

HCR 31 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**SB 140**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

HOUSE CS FOR CS FOR SENATE BILL NO. 140(FIN)

"An Act relating to regulation and licensing of certain water-power development projects; and providing for an effective date."

**SB 180**

HCS CSSB 180(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**SB 302**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

HOUSE CS FOR CS FOR SENATE BILL NO. 302(HES)

"An Act defining the term 'mental health professional' for the purpose of statutes relating to the evaluation of prisoners who may need psychological or psychiatric treatment, for the purpose of statutes relating to the evaluation of children in need of aid and delinquent minors who may need to be confined in a secure residential psychiatric treatment center or who should be released from such a center, for the purpose of statutes requiring certain professionals to report the possibility that a vulnerable adult has been abused or neglected, and for the purpose of statutes relating to mental health civil commitments."

**SB 359**

HCS CSSB 359(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.

Majority Caucus            Speaker's Chamber            upon adj., 5/12

The following meeting today has been changed as indicated:

Finance Committee

CHANGED TO:

Following Majority Caucus, 5/12

**ADJOURNMENT**

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., May 13, 2002, There being no objection, the House adjourned at 7:54 p.m.

Suzi Lowell  
Chief Clerk