

SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Sunday

May 18, 2003

One Hundred Eighteenth Day

Pursuant to adjournment the Senate was called to order by President Therriault at 2:45 p.m.

The roll showed seventeen members present. Senators Cowdery, Davis, Ogan were absent.

Senator Ben Stevens moved and asked unanimous consent that Senator Davis be excused from a call of the Senate for medical reasons on May 18. Without objection, Senator Davis was excused.

The prayer was offered by the Chaplain, Senator Bunde. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"Go out into the world in peace - have courage;
hold on to what is good, return no one evil for evil;
strengthen the faint-hearted, support the weak,
help the suffering - honor all persons
love and serve the Lord
rejoicing in the power
of the Holy Spirit."

Senator Hoffman led the Senate in the Pledge of Allegiance.

Certification

Senator Ben Stevens moved and asked unanimous consent that the journal for the one hundred seventeenth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Cowdery was noted.

Recess

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in recess to the Joint Session. Without objection, the Senate recessed at 2:49 p.m.

Joint Session in the House

In accordance with Uniform Rule 51, Speaker Kott turned the gavel over to President Therriault who called the Joint Session to order at 3:27 p.m.

The purpose of the Joint Session was to consider confirmation of the Governor's appointments.

A roll call of the Senate showed nineteen members present.

A roll call of the House showed thirty-seven members present.

2003 CONFIRMATION OF GOVERNOR'S APPOINTMENTS

The commissioner appointment is as follows:

Commissioner - Department of Fish and Game

Kevin Duffy

Appointed: 03/19/2003

The boards and commissions appointments are as follows:

Alaska State Board of Public Accountancy

Dan F. Kennedy - Wasilla

Appointed: 04/25/2003 Term Expires: 03/01/2007

Laura Welles - Kenai

Appointed: 04/25/2003 Term Expires: 03/01/2007

Alcoholic Beverage Control Board

Michael W. Gordon - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2005

State Board of Registration for Architects, Engineers, and Land Surveyors

Robert E. Gilfilian - Anchorage

Appointed: 03/01/2003 Term Expires: 03/01/2006

Kimberly Mills - Homer

Appointed: 02/12/2003 Term Expires: 03/01/2006

Board of Governors of the Alaska Bar

William Granger - Anchorage

Appointed: 06/29/2001 Reappointed: 04/25/2003

Term Expires: 03/01/2006

Board of Barbers and Hairdressers

Charlette Lushin - Fairbanks

Appointed: 04/25/2003 Term Expires: 03/01/2006

Joylene A. Marrs - Anchorage

Appointed: 04/25/2003 Term Expires: 03/01/2004

Diana L. Straub - Wasilla

Appointed: 02/19/2003 Term Expires: 03/01/2006

Board of Chiropractic Examiners

Dr. David Mulholland - Anchorage

Appointed: 04/25/2003 Term Expires: 03/01/2006

Sean C. Siegel - Anchorage

Appointed: 11/16/1998 Reappointed: 08/12/2002

Term Expires: 03/01/2006

Board of Dental Examiners

Dr. David L. Eichler - North Pole

Appointed: 03/01/2003 Term Expires: 03/01/2007

Dr. Kevin L. Gottlieb - Anchorage

Appointed: 03/25/2003 Term Expires: 03/01/2006

Dr. Robert E. Warren - Anchorage

Appointed: 03/01/2003 Term Expires: 03/01/2007

Board of Dispensing Opticians

Roberta Rawcliffe - Wasilla

Appointed: 02/19/1999 Reappointed: 07/18/2002

Term Expires: 03/01/2006

Board of Education and Early Development

Esther Cox - Anchorage

Appointed: 02/13/2003 Term Expires: 03/01/2005

Patsy DeWitt - Juneau

Appointed: 02/13/2003 Term Expires: 03/01/2007

Shirley Holloway - Anchorage

Appointed: 03/03/2003 Term Expires: 03/01/2005

Richard I. Mauer - Delta Junction

Appointed: 02/20/2003 Term Expires: 03/01/2008

Sylvia Reynolds - Soldotna

Appointed: 02/20/2003 Term Expires: 03/01/2004

Rex A. Rock - Point Hope

Appointed: 02/20/2003 Term Expires: 03/01/2004

Tim R. Scott - Anchorage

Appointed: 02/20/2003 Reappointed: 03/01/2003

Term Expires: 03/01/2008

Board of Fisheries

Rupert Andrews - Juneau

Appointed: 01/20/2003 Term Expires: 06/30/2005

Dr. Floyd F. Bouse - Fairbanks

Appointed: 07/01/2003 Term Expires: 06/30/2006

Robert (Ed) Dersham - Anchor Point

Appointed: 03/03/1997 Reappointed: 03/20/2000

Reappointed: 07/01/2003 Term Expires: 06/30/2006

John E. Jensen - Petersburg

Appointed: 01/20/2003 Term Expires: 06/30/2005

Melvan Morris - Kodiak

Appointed: 01/20/2003 Term Expires: 06/30/2005

Art Nelson - Anchorage

Appointed 01/21/2003 Term Expires: 06/30/2004

Board of Game

Pete Buist - Fairbanks

Appointed: 01/21/2003 Term Expires: 03/01/2005

Michael R. Fleagle - McGrath

Appointed: 01/21/2003 Term Expires 03/01/2004

Cliff Judkins - Wasilla

Appointed: 01/21/2003 Reappointed: 03/01/2003

Term Expires: 03/01/2006

Sharon McLeod-Everette - Fairbanks

Appointed: 03/01/2003 Term Expires: 03/01/2006

Ron Somerville - Juneau

Appointed: 01/21/2003 Term Expires: 03/01/2005

Ted Spraker - Soldotna

Appointed: 01/21/2003 Term Expires: 03/01/2005

State Commission for Human Rights

Lester Lunceford - Whittier

Appointed: 02/19/2003 Term Expires: 03/01/2005

Grace Merkes - Sterling

Appointed: 02/19/2003 Reappointed: 03/01/2003

Term Expires: 03/01/2008

Robert B. Sawyer Jr. - Fairbanks

Appointed: 02/19/2003 Term Expires: 03/01/2008

Commission on Judicial Conduct

Richard Burton - Ketchikan

Appointed: 03/25/2003 Term Expires: 03/01/2007

Judicial Council

Bill Gordon - Fairbanks

Appointed: 05/18/2003 Term Expires: 03/01/2009

Alaska Labor Relations Agency

Colleen Scanlon - Ketchikan

Appointed: 04/28/2003 Term Expires: 03/01/2005

Board of Marine Pilots

Captain David A. Anderson - Ketchikan

Appointed: 07/18/2002 Term Expires: 03/01/2005

Robert J. Arts - Anchorage

Appointed: 10/31/2002 Term Expires: 03/01/2004
Les Cronk - Ketchikan
Appointed: 10/31/2002 Term Expires: 03/01/2006

State Medical Board

Dr. Rob Breffeilh - Juneau
Appointed: 04/25/2003 Term Expires: 03/01/2004
Dr. G. Bert Flaming - Glennallen
Appointed: 02/12/2003 Term Expires: 03/01/2004
Debra I. Joslin - Delta Junction
Appointed: 02/12/2003 Term Expires: 03/01/2005
Dr. John Troxel - Anchorage
Appointed: 02/12/2003 Term Expires: 03/01/2006

Alaska Mental Health Trust Authority Board of Trustees

John F. Malone - Bethel
Appointed: 03/03/1995 Reappointed: 07/18/2002
Term Expires: 03/01/2007
Nelson Page - Anchorage
Appointed: 03/03/1995 Reappointed: 06/02/1998
Reappointed: 03/25/2003 Term Expires: 03/01/2008

Board of Certified Direct-Entry Midwives

Mila Cosgrove - Juneau
Appointed: 11/20/2002 Term Expires: 03/01/2006

Board of Nursing

Rosalie A. Acoba - Kodiak
Appointed: 03/25/2003 Term Expires: 03/01/2007
Catherine A. Giessel - Anchorage
Appointed: 03/25/2003 Term Expires: 03/01/2006
James E. Jurens - Juneau
Appointed: 03/25/2003 Term Expires: 03/01/2004
Sally Harvey - Noorvik
Appointed: 03/25/2003 Term Expires: 03/01/2006
Mary Weymiller - Fairbanks
Appointed: 08/23/1999 Reappointed: 04/25/2003
Term Expires: 03/01/2007
Cathleen Ringstad Winfree - Fairbanks
Appointed: 03/25/2003 Term Expires: 03/01/2007

Board of Examiners in Optometry

Thomas N. Carter - Fairbanks

Appointed: 12/11/1998 Reappointed: 07/18/2002

Term Expires: 03/01/2006

Dr. John C. Cobbett - North Pole

Appointed: 09/11/1998 Reappointed: 07/18/2002

Term Expires: 03/01/2006

Board of Pharmacy

William Altland - Craig

Appointed: 04/25/2003 Term Expires: 03/01/2007

Michael Pauley - Eagle River

Appointed: 03/25/2003 Term Expires: 03/01/2004

State Physical Therapy and Occupational Therapy Board

Mary Ann Paul - Eagle River

Appointed: 11/22/2002 Term Expires: 03/01/2006

Board of Professional Counselors

Stephanie I. Friese - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2006

Anne L. Henry - Juneau

Appointed: 11/16/1998 Reappointed: 08/28/2002

Term Expires: 03/01/2006

Professional Teaching Practices Commission

Craig Baker - Kodiak

Appointed: 02/19/2003 Term Expires: 03/01/2005

Cynthia Curran - Juneau

Appointed: 03/27/2001 Reappointed: 04/29/2003

Term Expires: 03/01/2006

Vivian L. Dailey - Fairbanks

Appointed: 02/19/2003 Term Expires: 03/01/2005

Mark Doner - Palmer

Appointed: 03/25/2003 Term Expires: 03/01/2006

Kimberly Jockusch - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2004

Thomas Lamal - Fairbanks
Appointed: 03/25/2003 Term Expires: 03/01/2006
Lawrence Lee Oldaker - Auke Bay
Appointed: 01/28/2000 Reappointed: 11/26/2002
Term Expires: 03/01/2005

Board of Psychologist and Psychological Associate Examiners

Dr. Lorin Bradbury - Bethel
Appointed: 04/25/2003 Term Expires: 03/01/2005
Dr. John Miller - Chugiak
Appointed: 04/25/2003 Term Expires: 03/01/2005

Alaska Public Offices Commission (APOC)

Larry D. Wood - Anchorage
Appointed: 08/20/2002 Reappointed: 03/01/2003
Term Expires: 03/01/2008

Board of Certified Real Estate Appraisers

Steve MacSwain - Anchorage
Appointed: 02/19/2003 Term Expires: 03/01/2006

Real Estate Commission

Brad J. Fluetsch - Juneau
Appointed: 04/25/2003 Term Expires: 03/01/2007
Barbara Parker-Ramsey - Anchorage
Appointed: 04/25/2003 Term Expires: 03/01/2007
David B. Somers - Fairbanks
Appointed: 04/25/2003 Term Expires: 03/01/2007
Z. Kent Sullivan, Esq. - Juneau
Appointed: 04/25/2003 Term Expires: 03/01/2004

University of Alaska Board of Regents

David J. Parks - Anchorage
Appointed: 06/01/2003 Term Expires: 06/01/2005

Regulatory Commission of Alaska (RCA)

Kate Giard - Anchorage
Appointed: 06/01/2003 Term Expires: 03/01/2007

Board of Veterinary Examiners

Dr. Timothy L. Bowser - Soldotna
 Appointed: 02/19/2003 Term Expires: 03/01/2004
 Dr. James L. Morris - Wasilla
 Appointed: 01/02/1997 Reappointed: 11/26/2002
 Term Expires: 03/01/2004
 Steven Torrence - Fairbanks
 Appointed: 04/25/2003 Term Expires: 03/01/2006

Violent Crimes Compensation Board

LeRoy Barker - Anchorage
 Appointed: 02/19/2003 Term Expires: 03/01/2005
 Gerad G. Godfrey - Valdez
 Appointed: 02/19/2003 Term Expires: 03/01/2004

Alaska Workers' Compensation Board

John Abshire - Wasilla
 Appointed: 07/23/1997 Reappointed: 8/28/2000
 Reappointed: 03/25/2003 Term Expires: 03/01/2006
 Richard Behrens - Juneau
 Appointed: 11/21/2000 Reappointed: 03/25/2003
 Term Expires: 03/01/2006
 Sally Ann Carey - Anchorage
 Appointed: 10/31/2002 Term Expires: 03/01/2005
 Curtis Hall - Anchorage
 Appointed: 03/01/2003 Term Expires: 03/01/2005
 Andrew Piekarski - Eagle River
 Appointed: 03/07/1999 Reappointed: 8/28/2000
 Reappointed: 03/25/2003 Term Expires: 03/01/2006
 Royce R. Rock - Anchorage
 Appointed: 02/19/2003 Term Expires: 03/01/2005
 Marc Stemp - Bethel
 Appointed: 03/25/2003 Term Expires: 03/01/2006
 Dale R. Walaszek - Kasilof
 Appointed: 03/01/2003 Term Expires: 03/01/2006

Senator Ben Stevens moved and asked unanimous consent that the following appointment as commissioner be confirmed:

Commissioner - Department of Fish and Game

Kevin Duffy

Appointed: 03/19/2003

Objections were heard.

The question being: "Shall Kevin Duffy be confirmed as Commissioner of the Department of Fish and Game?" The roll of the Senate was called with the following result:

Commissioner - Dept. of Fish & Game

Confirm - Duffy

SENATE

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

Yeas: French, Green, Guess, Hoffman, Olson, Seekins, Stevens B, Stevens G, Taylor, Wagoner, Wilken, Bunde, Cowdery, Dyson, Ellis, Elton, Therriault

Nays: Lincoln, Ogan

Excused: Davis

Seekins changed from "Nay" to "Yea".

The roll of the House was taken with the following result:

Commissioner - Dept. of Fish & Game

Confirm - Duffy

HOUSE

YEAS: 29 NAYS: 8 EXCUSED: 2 ABSENT: 1

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Fate, Foster, Gara, Gruenberg, Guttenberg, Hawker, Heinze, Kapsner, Kerttula, Kookesh, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Williams, Wilson, Wolf

Nays: Dahlstrom, Gatto, Harris, Holm, Kohring, Masek, Stoltze, Whitaker

Excused: Croft, Joule

Absent: Moses

TOTAL: YEAS: 46 NAYS: 10 EXCUSED: 3 ABSENT: 1

And so, Kevin Duffy was confirmed as Commissioner of the Department of Fish and Game.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Alaska State Board of Public Accountancy

Dan F. Kennedy - Wasilla

Appointed: 04/25/2003 Term Expires: 03/01/2007

Laura Welles - Kenai

Appointed: 04/25/2003 Term Expires: 03/01/2007

Alcoholic Beverage Control Board

Michael W. Gordon - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2005

State Board of Registration for Architects, Engineers, and Land Surveyors

Robert E. Gilfilian - Anchorage

Appointed: 03/01/2003 Term Expires: 03/01/2006

Kimberly Mills - Homer

Appointed: 02/12/2003 Term Expires: 03/01/2006

Board of Governors of the Alaska Bar

William Granger - Anchorage

Appointed: 06/29/2001 Reappointed: 04/25/2003

Term Expires: 03/01/2006

Board of Barbers and Hairdressers

Charlette Lushin - Fairbanks

Appointed: 04/25/2003 Term Expires: 03/01/2006

Joylene A. Marrs - Anchorage

Appointed: 04/25/2003 Term Expires: 03/01/2004

Diana L. Straub - Wasilla

Appointed: 02/19/2003 Term Expires: 03/01/2006

Senator Bunde declared a conflict of interest related to the Board of Barbers and Hairdressers.

Board of Chiropractic Examiners

Dr. David Mulholland - Anchorage
Appointed: 04/25/2003 Term Expires: 03/01/2006
Sean C. Siegel - Anchorage
Appointed: 11/16/1998 Reappointed: 08/12/2002
Term Expires: 03/01/2006

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Dental Examiners

Dr. David L. Eichler - North Pole
Appointed: 03/01/2003 Term Expires: 03/01/2007
Dr. Kevin L. Gottlieb - Anchorage
Appointed: 03/25/2003 Term Expires: 03/01/2006
Dr. Robert E. Warren - Anchorage
Appointed: 03/01/2003 Term Expires: 03/01/2007

Board of Dispensing Opticians

Roberta Rawcliffe - Wasilla
Appointed: 02/19/1999 Reappointed: 07/18/2002
Term Expires: 03/01/2006

Board of Education and Early Development

Esther Cox - Anchorage
Appointed: 02/13/2003 Term Expires: 03/01/2005
Patsy DeWitt - Juneau
Appointed: 02/13/2003 Term Expires: 03/01/2007
Shirley Holloway - Anchorage
Appointed: 03/03/2003 Term Expires: 03/01/2005
Richard I. Mauer - Delta Junction
Appointed: 02/20/2003 Term Expires: 03/01/2008
Sylvia Reynolds - Soldotna
Appointed: 02/20/2003 Term Expires: 03/01/2004

Rex A. Rock - Point Hope
Appointed: 02/20/2003 Term Expires: 03/01/2004
Tim R. Scott - Anchorage
Appointed: 02/20/2003 Reappointed: 03/01/2003
Term Expires: 03/01/2008

Board of Fisheries

Rupert Andrews - Juneau
Appointed: 01/20/2003 Term Expires: 06/30/2005
Dr. Floyd F. Bouse - Fairbanks
Appointed: 07/01/2003 Term Expires: 06/30/2006
Robert (Ed) Dersham - Anchor Point
Appointed: 03/03/1997 Reappointed: 03/20/2000
Reappointed: 07/01/2003 Term Expires: 06/30/2006
John E. Jensen - Petersburg
Appointed: 01/20/2003 Term Expires: 06/30/2005
Melvan Morris - Kodiak
Appointed: 01/20/2003 Term Expires: 06/30/2005
Art Nelson - Anchorage
Appointed 01/21/2003 Term Expires: 06/30/2004

Objections were heard to the confirmation of Dr. Floyd F. Bouse, Robert (Ed) Dersham, and Melvan Morris to the Board of Fisheries.

Senator Ben Stevens restated his motion to confirm the appointments with the exception of Dr. Bouse, Mr. Dersham, and Mr. Morris and asked unanimous consent. There being no objection, it was so ordered.

Senator Ben Stevens moved that Dr. Floyd F. Bouse be confirmed to the Board of Fisheries.

The question being: "Shall Dr. Floyd F. Bouse be confirmed to the Board of Fisheries?" The roll of the House was taken with the following result:

Board of Fisheries
Confirm - Bouse
HOUSE

YEAS: 31 NAYS: 6 EXCUSED: 2 ABSENT: 1

Yeas: Anderson, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Kerttula, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Gara, Guttenberg, Kapsner, Kookesh, Morgan

Excused: Croft, Joule

Absent: Moses

The roll of the Senate was called with the following result:

Board of Fisheries
Confirm - Bouse
SENATE

YEAS: 14 NAYS: 5 EXCUSED: 1 ABSENT: 0

Yeas: Green, Hoffman, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Wagoner, Wilken, Bunde, Cowdery, Dyson, Therriault

Nays: Guess, Lincoln, Ellis, Elton, French

Excused: Davis

TOTAL: YEAS: 45 NAYS: 11 EXCUSED: 3 ABSENT: 1

And so, Dr. Floyd F. Bouse was confirmed to the Board of Fisheries.

Senator Ben Stevens moved that Robert (Ed) Dersham be confirmed to the Board of Fisheries.

The question being: "Shall Robert (Ed) Dersham be confirmed to the Board of Fisheries?" The roll of the Senate was called with the following result:

Board of Fisheries
 Confirm - Dersham
 SENATE

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Wagoner, Wilken, Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Therriault

Excused: Davis

The roll of the House was taken with the following result:

Board of Fisheries
 Confirm - Dersham
 HOUSE

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

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson

Nays: Wolf

Excused: Croft, Joule

Absent: Moses

TOTAL: YEAS: 55 NAYS: 1 EXCUSED: 3 ABSENT: 1

And so, Robert (Ed) Dersham was confirmed to the Board of Fisheries.

Senator Ben Stevens moved that Melvan Morris be confirmed to the Board of Fisheries.

The question being: "Shall Melvan Morris be confirmed to the Board of Fisheries?" The roll of the House was taken with the following result:

Board of Fisheries
Confirm - Morris
HOUSE

YEAS: 29 NAYS: 8 EXCUSED: 2 ABSENT: 1

Yeas: Anderson, Berkowitz, Chenault, Cissna, Crawford, Fate, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Kapsner, Kerttula, Kookesh, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Whitaker, Williams, Wolf

Nays: Coghill, Dahlstrom, Gatto, Holm, Kohring, Masek, Stoltze, Wilson

Excused: Croft, Joule

Absent: Moses

Wilson changed from "Yea" to "Nay".

The roll of the Senate was called with the following result:

Board of Fisheries
Confirm - Morris
SENATE

YEAS: 16 NAYS: 3 EXCUSED: 1 ABSENT: 0

Yeas: Hoffman, Lincoln, Olson, Stevens B, Stevens G, Taylor, Wagoner, Wilken, Bunde, Cowdery, Dyson, Elton, French, Green, Guess, Therriault

Nays: Ogan, Seekins, Ellis

Excused: Davis

TOTAL: YEAS: 45 NAYS: 11 EXCUSED: 3 ABSENT: 1

And so, Melvan Morris was confirmed to the Board of Fisheries.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Game

Pete Buist - Fairbanks

Appointed: 01/21/2003 Term Expires: 03/01/2005

Michael R. Fleagle - McGrath

Appointed: 01/21/2003 Term Expires 03/01/2004

Cliff Judkins - Wasilla

Appointed: 01/21/2003 Reappointed: 03/01/2003

Term Expires: 03/01/2006

Sharon McLeod-Everette - Fairbanks

Appointed: 03/01/2003 Term Expires: 03/01/2006

Ron Somerville - Juneau

Appointed: 01/21/2003 Term Expires: 03/01/2005

Ted Spraker - Soldotna

Appointed: 01/21/2003 Term Expires: 03/01/2005

State Commission for Human Rights

Lester Lunceford - Whittier

Appointed: 02/19/2003 Term Expires: 03/01/2005

Grace Merkes - Sterling

Appointed: 02/19/2003 Reappointed: 03/01/2003

Term Expires: 03/01/2008

Robert B. Sawyer Jr. - Fairbanks

Appointed: 02/19/2003 Term Expires: 03/01/2008

Commission on Judicial Conduct

Richard Burton - Ketchikan

Appointed: 03/25/2003 Term Expires: 03/01/2007

Judicial Council

Bill Gordon - Fairbanks

Appointed: 05/18/2003 Term Expires: 03/01/2009

Alaska Labor Relations Agency

Colleen Scanlon - Ketchikan

Appointed: 04/28/2003 Term Expires: 03/01/2005

Board of Marine Pilots

Captain David A. Anderson - Ketchikan

Appointed: 07/18/2002 Term Expires: 03/01/2005

Robert J. Arts - Anchorage
Appointed: 10/31/2002 Term Expires: 03/01/2004
Les Cronk - Ketchikan
Appointed: 10/31/2002 Term Expires: 03/01/2006

Representative Weyhrauch declared a conflict of interest related to the Board Marine Pilots.

Objections were heard to the confirmation of Pete Buist and Ron Somerville to the Board of Game.

Senator Ben Stevens restated his motion to confirm the appointments with the exception of Mr. Buist and Mr. Somerville. There being no objection, it was so ordered.

Senator Ben Stevens moved that Pete Buist be confirmed to the Board of Game.

The question being: "Shall Pete Buist be confirmed to the Board of Game?" The roll of the House was taken with the following result:

Board of Game
Confirm - Buist
HOUSE

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

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Excused: Croft, Joule

Absent: Moses

The roll of the Senate was called with the following result:

Board of Game
Confirm - Buist
SENATE

YEAS: 15 NAYS: 4 EXCUSED: 1 ABSENT: 0

Yeas: Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Wagoner,
Wilken, Bunde, Cowdery, Dyson, French, Green, Hoffman, Therriault

Nays: Lincoln, Ellis, Elton, Guess

Excused: Davis

TOTAL: YEAS: 52 NAYS: 4 EXCUSED: 3 ABSENT: 1

and so, Pete Buist was confirmed to the Board of Game.

Senator Ben Stevens moved that Ron Somerville be confirmed to the Board of Game.

The question being: "Shall Ron Somerville be confirmed to the Board of Game?" The roll of the Senate was called with the following result:

Board of Game
Confirm - Somerville
SENATE

YEAS: 12 NAYS: 7 EXCUSED: 1 ABSENT: 0

Yeas: Ogan, Seekins, Stevens B, Stevens G, Taylor, Wagoner,
Wilken, Bunde, Cowdery, Dyson, Green, Therriault

Nays: Olson, Ellis, Elton, French, Guess, Hoffman, Lincoln

Excused: Davis

The roll of the House was taken with the following result:

Board of Game
 Confirm - Somerville
 HOUSE

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

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Foster, Gara, Gruenberg, Guttenberg, Kapsner, Kerttula, Kookesh, Morgan, Williams

Excused: Croft, Joule

Absent: Moses

TOTAL: YEAS: 37 NAYS: 19 EXCUSED: 3 ABSENT: 1

and so, Ron Somerville was confirmed to the Board of Game.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

State Medical Board

Dr. Rob Breffeilh - Juneau
 Appointed: 04/25/2003 Term Expires: 03/01/2004
 Dr. G. Bert Flaming - Glennallen
 Appointed: 02/12/2003 Term Expires: 03/01/2004
 Debra I. Joslin - Delta Junction
 Appointed: 02/12/2003 Term Expires: 03/01/2005
 Dr. John Troxel - Anchorage
 Appointed: 02/12/2003 Term Expires: 03/01/2006

Alaska Mental Health Trust Authority Board of Trustees

John F. Malone - Bethel
 Appointed: 03/03/1995 Reappointed: 07/18/2002
 Term Expires: 03/01/2007
 Nelson Page - Anchorage
 Appointed: 03/03/1995 Reappointed: 06/02/1998
 Reappointed: 03/25/2003 Term Expires: 03/01/2008

Board of Certified Direct-Entry Midwives

Mila Cosgrove - Juneau

Appointed: 11/20/2002 Term Expires: 03/01/2006

Board of Nursing

Rosalie A. Acoba - Kodiak

Appointed: 03/25/2003 Term Expires: 03/01/2007

Catherine A. Giessel - Anchorage

Appointed: 03/25/2003 Term Expires: 03/01/2006

James E. Jurrens - Juneau

Appointed: 03/25/2003 Term Expires: 03/01/2004

Sally Harvey - Noorvik

Appointed: 03/25/2003 Term Expires: 03/01/2006

Mary Weymiller - Fairbanks

Appointed: 08/23/1999 Reappointed: 04/25/2003

Term Expires: 03/01/2007

Cathleen Ringstad Winfree - Fairbanks

Appointed: 03/25/2003 Term Expires: 03/01/2007

Board of Examiners in Optometry

Thomas N. Carter - Fairbanks

Appointed: 12/11/1998 Reappointed: 07/18/2002

Term Expires: 03/01/2006

Dr. John C. Cobbett - North Pole

Appointed: 09/11/1998 Reappointed: 07/18/2002

Term Expires: 03/01/2006

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Pharmacy

William Altland - Craig

Appointed: 04/25/2003 Term Expires: 03/01/2007

Michael Pauley - Eagle River

Appointed: 03/25/2003 Term Expires: 03/01/2004

State Physical Therapy and Occupational Therapy Board

Mary Ann Paul - Eagle River

Appointed: 11/22/2002 Term Expires: 03/01/2006

Board of Professional Counselors

Stephanie I. Friese - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2006

Anne L. Henry - Juneau

Appointed: 11/16/1998 Reappointed: 08/28/2002

Term Expires: 03/01/2006

Professional Teaching Practices Commission

Craig Baker - Kodiak

Appointed: 02/19/2003 Term Expires: 03/01/2005

Cynthia Curran - Juneau

Appointed: 03/27/2001 Reappointed: 04/29/2003

Term Expires: 03/01/2006

Vivian L. Dailey - Fairbanks

Appointed: 02/19/2003 Term Expires: 03/01/2005

Mark Doner - Palmer

Appointed: 03/25/2003 Term Expires: 03/01/2006

Kimberly Jockusch - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2004

Thomas Lamal - Fairbanks

Appointed: 03/25/2003 Term Expires: 03/01/2006

Lawrence Lee Oldaker - Auke Bay

Appointed: 01/28/2000 Reappointed: 11/26/2002

Term Expires: 03/01/2005

Board of Psychologist and Psychological Associate Examiners

Dr. Lorin Bradbury - Bethel

Appointed: 04/25/2003 Term Expires: 03/01/2005

Dr. John Miller - Chugiak

Appointed: 04/25/2003 Term Expires: 03/01/2005

Alaska Public Offices Commission (APOC)

Larry D. Wood - Anchorage

Appointed: 08/20/2002 Reappointed: 03/01/2003

Term Expires: 03/01/2008

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Certified Real Estate Appraisers

Steve MacSwain - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2006

Real Estate Commission

Brad J. Fluetsch - Juneau

Appointed: 04/25/2003 Term Expires: 03/01/2007

Barbara Parker-Ramsey - Anchorage

Appointed: 04/25/2003 Term Expires: 03/01/2007

David B. Somers - Fairbanks

Appointed: 04/25/2003 Term Expires: 03/01/2007

Z. Kent Sullivan, Esq. - Juneau

Appointed: 04/25/2003 Term Expires: 03/01/2004

University of Alaska Board of Regents

David J. Parks - Anchorage

Appointed: 06/01/2003 Term Expires: 06/01/2005

Regulatory Commission of Alaska (RCA)

Kate Giard - Anchorage

Appointed: 06/01/2003 Term Expires: 03/01/2007

Board of Veterinary Examiners

Dr. Timothy L. Bowser - Soldotna

Appointed: 02/19/2003 Term Expires: 03/01/2004

Dr. James L. Morris - Wasilla

Appointed: 01/02/1997 Reappointed: 11/26/2002

Term Expires: 03/01/2004

Steven Torrence - Fairbanks

Appointed: 04/25/2003 Term Expires: 03/01/2006

Violent Crimes Compensation Board

LeRoy Barker - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2005

Gerad G. Godfrey - Valdez

Appointed: 02/19/2003 Term Expires: 03/01/2004

Alaska Workers' Compensation Board

John Abshire - Wasilla

Appointed: 07/23/1997 Reappointed: 8/28/2000

Reappointed: 03/25/2003 Term Expires: 03/01/2006

Richard Behrens - Juneau

Appointed: 11/21/2000 Reappointed: 03/25/2003

Term Expires: 03/01/2006

Sally Ann Carey - Anchorage

Appointed: 10/31/2002 Term Expires: 03/01/2005

Curtis Hall - Anchorage

Appointed: 03/01/2003 Term Expires: 03/01/2005

Andrew Piekarski - Eagle River

Appointed: 03/07/1999 Reappointed: 8/28/2000

Reappointed: 03/25/2003 Term Expires: 03/01/2006

Royce R. Rock - Anchorage

Appointed: 02/19/2003 Term Expires: 03/01/2005

Marc Stemp - Bethel

Appointed: 03/25/2003 Term Expires: 03/01/2006

Dale R. Walaszek - Kasilof

Appointed: 03/01/2003 Term Expires: 03/01/2006

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the Joint Session stand in adjournment. Without objection, President Therriault adjourned the Joint Session at 3:50 p.m.

After Recess

The Senate reconvened at 4:17 p.m.

The presence of Senator Ogan was noted.

Messages from the Governor**HB 11**

Message dated May 17 and received May 18 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 11 am S(efd fld S) "An Act relating to deposits to the Alaska permanent fund from mineral lease rentals, royalties, royalty sale proceeds, net profit shares under AS 38.05.180(f) and (g), federal mineral revenue sharing payments received by the state from mineral leases, and bonuses received by the state from mineral leases, and limiting deposits from those sources to the 25 percent required under art. IX, sec. 15, Constitution of the State of Alaska."

Chapter 22, SLA 2003
Effective Date: 08/15/03

Messages from the House

SB 210

Message dated May 17 was read, stating the House passed and returned:

SENATE BILL NO. 210 "An Act regarding the computation of overtime compensation by employers before June 2, 1999; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

Messages dated May 17 and 18 were read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 28

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 28(FIN)
BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to adjustments to royalty reserved to the state to encourage otherwise uneconomic production of oil and gas; and providing for an effective date."

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

HB 145

CS FOR HOUSE BILL NO. 145(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act prohibiting discrimination in the awarding of attorney fees and costs in civil actions or appeals to or against, or in the posting of bonds or other security by, public interest litigants; and relating to awards of attorney fees and costs in cases involving enforcement of constitutional rights; and providing for an effective date."

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

HB 199

HOUSE BILL NO. 199 BY THE HOUSE RULES COMMITTEE BY REQUEST, entitled:

"An Act removing the annual adjustment to the minimum wage based on the rate of inflation; and providing for an effective date."

was read the first time and referred to the Labor and Commerce Committee.

HB 216

CS FOR HOUSE BILL NO. 216(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to and limiting municipal taxation of refined fuel and wholesale sales of fuel, and to the bulk fuel revolving loan fund."

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

HB 230

CS FOR HOUSE BILL NO. 230(STA) BY THE HOUSE STATE AFFAIRS COMMITTEE, entitled:

"An Act relating to political signs on private property."

was read the first time and referred to the State Affairs and Judiciary Committees.

HB 295

CS FOR HOUSE BILL NO. 295(STA) am BY THE HOUSE STATE AFFAIRS COMMITTEE, entitled:

"An Act relating to the publishing, furnishing, and contents of certain notices regarding regulations or rules of certain state agencies and entities; relating to distribution of the Alaska Administrative Code, Alaska Administrative Register, and supplements to the code or register; and providing for an effective date."

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

Concur Messages

SJR 8

Message dated May 17 was read, stating the House passed and returned for consideration SENATE JOINT RESOLUTION NO. 8 Relating to the division of the Ninth Circuit Court of Appeals, with the following amendment:

HOUSE CS FOR SENATE JOINT RESOLUTION
NO. 8(JUD)

Senator Ben Stevens moved that the Senate concur in the House amendment and recommended the body vote no.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS SJR 8(JUD)

Shall the Senate Concur in the House
amendment to SJR 8?

YEAS: 3 NAYS: 11 EXCUSED: 1 ABSENT: 5

Yeas: Ellis, French, Olson

Nays: Bunde, Cowdery, Green, Ogan, Seekins, Stevens B, Stevens G,
Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Dyson, Elton, Guess, Hoffman, Lincoln

French changed from "Nay" to "Yea".

and so, the Senate failed to concur.

The Secretary was requested to notify the House of the Senate's action
and request the House to recede from its amendment.

SB 88

Message dated May 17 was read, stating the House passed and
returned for consideration SENATE BILL NO. 88 "An Act relating to
standards for forest resources and practices; and providing for an
effective date" with the following amendment:

HOUSE CS FOR SENATE BILL NO. 88(RES)

Senator Ben Stevens moved that the Senate concur in the House
amendment.

The question being: "Shall the Senate concur in the House
amendment?" The roll was taken with the following result:

HCS SB 88(RES) Shall the Senate Concur in the House
amendment to SB 88? Effective Date

YEAS: 15 NAYS: 0 EXCUSED: 1 ABSENT: 4

Yeas: Bunde, Cowdery, Dyson, Ellis, French, Green, Ogan, Olson,
Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Elton, Guess, Hoffman, Lincoln

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR SENATE BILL NO. 88(RES) "An Act relating to standards for forest resources and practices; and providing for an effective date."

Senator Ben Stevens moved and asked unanimous consent that the vote on concurrence be considered the vote on the effective date clause. Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SB 89

Senator Ben Stevens brought up the concur message read May 17 and held on the Secretary's desk. (page 1500)

Senator Ben Stevens moved that the Senate concur in the House amendments to CS FOR SENATE BILL NO 89(JUD) am "An Act amending the Regulation of Lobbying Act and the definition of 'lobbyist' as it applies in the act setting standards of conduct for legislators and legislative employees; and amending the Regulation of Lobbying Act and the legislative standards of conduct to allow a lobbyist to give and a person covered by legislative standards of conduct to accept tickets to a charity event during a legislative session," thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 89(RLS) am H "An Act amending the Regulation of Lobbying Act and the definition of 'lobbyist' as it applies in the act setting standards of conduct for legislators and legislative employees; and amending the Regulation of Lobbying Act and the legislative standards of conduct to allow a lobbyist to give and a person covered by legislative standards of conduct to accept tickets to a charity event during a legislative session" and recommended the body vote no.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 89(RLS) am H
Shall the Senate Concur in the House
amendments to CSSB 89(JUD)?

YEAS: 0 NAYS: 15 EXCUSED: 1 ABSENT: 4

Nays: Bunde, Cowdery, Dyson, Ellis, French, Green, Ogan, Olson,
Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Elton, Guess, Hoffman, Lincoln

and so, the Senate failed to concur.

The Secretary was requested to notify the House of the Senate's action
and request the House to recede from its amendments.

Standing Committee Reports

SB 73

The Finance Committee considered SENATE BILL NO. 73 "An Act
relating to the authority of the Alaska Industrial Development and
Export Authority to issue bonds; and providing for an effective date"
and recommended it be replaced with

CS FOR SENATE BILL NO. 73(FIN) "An Act
relating to the loan participation program of the
Alaska Industrial Development and Export Authority
and to regulations of the Alaska Industrial
Development and Export Authority; and providing
for an effective date."

Signing do pass: Senators Green, Wilken, Cochairs; Senator Ben
Stevens. Signing no recommendation: Senators Taylor, Hoffman,
Olson, Bunde.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic
Development

The bill is on today's calendar.

SB 112

The Finance Committee considered SENATE BILL NO. 112 "An Act increasing the motor fuel tax and repealing the special tax rates on blended fuels; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date."

Signing do pass: Senator Green, Cochair; Senator Ben Stevens.
Signing no recommendation: Senator Wilken, Cochair; Senators Taylor, Hoffman, Olson.

The following fiscal information was published today:

Fiscal Note No. 3, zero, Department of Administration
Fiscal Note No. 4, zero, Department of Revenue

The bill is on today's calendar.

HB 112

The Finance Committee considered CS FOR HOUSE BILL NO. 112(FIN) "An Act relating to the authority of the Alaska Industrial Development and Export Authority to issue bonds and to a municipal tax exemption for certain assets and projects of the Alaska Industrial Development and Export Authority; and providing for an effective date" and recommended it be replaced with

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

Signing do pass: Senators Green, Wilken, Cochairs; Senators Taylor, Hoffman, Olson, Ben Stevens. Signing no recommendation: Senator Bunde.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic
Development

The bill is on today's calendar.

HB 165

The Finance Committee considered CS FOR HOUSE BILL NO. 165(HES)(efd fld) "An Act relating to community schools." Signing do pass: Senators Green, Wilken, Cochairs; Senator Ben Stevens. Signing do not pass: Senators Taylor, Hoffman, Olson, Bunde.

The following previously published fiscal information applies:
Fiscal Note No. 2, zero, Department of Education and Early
Development

The bill is on today's calendar.

HB 232

The Finance Committee considered HOUSE BILL NO. 232 "An Act relating to mercury classics; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 232(FIN) "An
Act relating to contests of skill under the charitable
gaming laws; relating to mercury classics; and
providing for an effective date."
(Title change authorized by SCR 16)

Signing do pass: Senators Green, Wilken, Cochairs; Senators Taylor, Hoffman, Olson, Ben Stevens, Bunde.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, House Labor and Commerce Committee

The bill was referred to the Rules Committee.

HB 245

The Judiciary Committee considered CS FOR HOUSE BILL NO. 245(JUD)(efd fld) "An Act relating to certain suits and claims by members of the military services; relating to certain suits and claims regarding acts or omissions of the organized militia; relating to workers' compensation and death benefits for members of the organized militia; relating to liability arising out of certain search and rescue, civil defense, fire management, and fire fighting activities." Signing do pass: Senator Seekins, Chair. Signing do not pass: Senator French. Signing no recommendation: Senators Therriault, Ogan.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Law

Fiscal Note No. 2, zero, Department of Natural Resources

Fiscal Note No. 3, indeterminate, Department of Administration

The bill was referred to the Finance Committee.

HB 246

The Resources Committee considered CS FOR HOUSE BILL NO. 246(RES)(title am) "An Act relating to certain audits regarding oil and gas royalty and net profits, to audits regarding costs relating to exploration incentive credits and oil and gas exploration licenses, and to the limitation on upland acreage that a person may take or hold under oil and gas leases; and providing for an effective date" and recommended it be replaced with

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

Signing do pass: Senator Ogan, Chair, Senator Ben Stevens. Signing no recommendation: Senators Dyson, Elton.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Natural Resources

The bill was referred to the Finance Committee. President Therriault stated that the Finance Committee referral would be waived. Without objection, it was so ordered.

The bill was referred to the Rules Committee.

HB 248

The Finance Committee considered HOUSE BILL NO. 248 "An Act relating to the annual salary of the chief procurement officer; and providing for an effective date." Signing do pass: Senator Green, Cochair; Senators Taylor, Hoffman, Ben Stevens, Bunde. Signing no recommendation: Senator Wilken, Cochair; Senator Olson.

The following previously published fiscal information applies:

Fiscal Note No. 2, zero, Department of Administration

The bill was referred to the Rules Committee.

HJR 27

The Finance Committee considered CS FOR HOUSE JOINT RESOLUTION NO. 27(STA) Relating to support for a federal appropriation for expansion of the Anchorage Jail. Signing do pass: Senator Green, Cochair; Senators Hoffman, Ben Stevens, Bunde. Signing no recommendation: Senator Wilken, Cochair; Senator Olson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Corrections

The bill was referred to the Rules Committee.

Consideration of the Calendar**Second Reading of Senate Bills****SB 73**

SENATE BILL NO. 73 "An Act relating to the authority of the Alaska Industrial Development and Export Authority to issue bonds; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 1546. Without objection, CS FOR SENATE BILL NO. 73(FIN) "An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date" was adopted.

Senator Ben Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 73(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 73(FIN) "An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 73(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 14 NAYS: 0 EXCUSED: 1 ABSENT: 5

Yeas: Bunde, Cowdery, Dyson, Ellis, French, Green, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Elton, Guess, Hoffman, Lincoln, Ogan

and so, CS FOR SENATE BILL NO. 73(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

SB 112

SENATE BILL NO. 112 "An Act increasing the motor fuel tax and repealing the special tax rates on blended fuels; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 1547. Without objection, CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date" was adopted.

Senator Ben Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 112(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 112(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 18 NAYS: 1 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Ogan

Excused: Davis

and so, CS FOR SENATE BILL NO. 112(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ogan gave notice of reconsideration.

Second Reading of House Bills

HB 14

HOUSE BILL NO. 14 am "An Act relating to an absence from the state while providing care for a terminally ill family member for purposes of determining eligibility for a permanent fund dividend; and providing for an effective date" was read the second time.

Senator Gary Stevens, Chair, moved and asked unanimous consent for the adoption of the State Affairs Senate Committee Substitute offered on page 1203. Without objection, SENATE CS FOR HOUSE BILL NO. 14(STA) was adopted.

President Therriault stated SENATE CS FOR HOUSE BILL NO. 14 (STA) will be on the May 19 calendar.

HB 79

HOUSE BILL NO. 79 "An Act extending the termination date of the Alaska regional economic assistance program; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 1181. Without objection, SENATE CS FOR HOUSE BILL NO. 79(FIN) was adopted.

President Therriault stated SENATE CS FOR HOUSE BILL NO. 79(FIN) will be on the May 19 calendar.

HB 86

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 86(JUD) am "An Act relating to state permitted projects; and providing for an effective date" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 1502. Senator Ellis objected.

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

CSSSHB 86(JUD) am

Second Reading

Adopt Judiciary Senate Committee Substitute?

YEAS: 12 NAYS: 7 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

Excused: Davis

and so, SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 86(JUD) "An Act relating to state permitted projects; and providing for an effective date" was adopted.

Senator French offered Amendment No. 1:

Page 1, line 3 - Page 2, line 25:

Delete all material

Page 2, line 26:

Replace "2" with "3"

Page 3, line 27 - Page 4, line 20:

Delete all material

Senator French moved and asked unanimous consent for the adoption of Amendment No. 1. Senator Ben Stevens objected.

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

SCS CSSH B 86(JUD)

Second Reading

Amendment No. 1

YEAS: 6 NAYS: 12 EXCUSED: 1 ABSENT: 1

Yeas: Ellis, Elton, French, Guess, Hoffman, Lincoln

Nays: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Olson

Wagoner changed from "Yea" to "Nay".

and so, Amendment No. 1 failed.

President Therriault stated SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 86(JUD) will be on the May 19 calendar.

HB 104

CS FOR HOUSE BILL NO. 104(FSH) "An Act relating to payment of the fisheries business tax and to security for collection of the fisheries business tax" was read the second time.

President Therriault stated CS FOR HOUSE BILL NO. 104(FSH) will be on the May 19 calendar.

HB 112

CS FOR HOUSE BILL NO. 112(FIN) "An Act relating to the authority of the Alaska Industrial Development and Export Authority to issue bonds and to a municipal tax exemption for certain assets and projects of the Alaska Industrial Development and Export Authority; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 1547. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 112(FIN) was adopted.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 112(FIN) will be on the May 19 calendar.

HB 154

CS FOR HOUSE BILL NO. 154(FIN) "An Act relating to advancement in public schools of children under school age; and providing for an effective date for the Act of July 1, 2004" was read the second time.

President Therriault stated CS FOR HOUSE BILL NO. 154(FIN) will be on the May 19 calendar.

HB 165

CS FOR HOUSE BILL NO. 165(HES)(efd fld) "An Act relating to community schools" was read the second time.

President Therriault stated CS FOR HOUSE BILL NO. 165(HES)(efd fld) will be on the May 19 calendar.

HB 171

HOUSE BILL NO. 171 am "An Act repealing the charter school grant program; and providing for an effective date" was read the second time.

President Therriault stated HOUSE BILL NO. 171 am will be on the May 19 calendar.

HB 174

CS FOR HOUSE BILL NO. 174(FIN) am "An Act relating to the state centralized correspondence study program, to funding for educational programs that occur primarily outside school facilities, and to the duties of school boards of borough and city school districts and regional educational attendance areas; and providing for an effective date" was read the second time.

President Therriault stated CS FOR HOUSE BILL NO. 174(FIN) am will be on the May 19 calendar.

HB 210

CS FOR HOUSE BILL NO. 210(RES) "An Act relating to the Chitina dip net fishery; and providing for an effective date" was read the second time.

President Therriault stated CS FOR HOUSE BILL NO. 210(RES) will be on the May 19 calendar.

HB 214

CS FOR HOUSE BILL NO. 214(JUD) "An Act relating to the recovery of punitive damages against an employer who is determined to be vicariously liable for the act or omission of an employee; and providing for an effective date" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 1359. Senator Ellis objected, then withdrew his objection. There being no further objections, SENATE CS FOR CS FOR HOUSE BILL NO. 214(JUD) was adopted.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 214(JUD) will be on the May 19 calendar.

HB 256

HOUSE BILL NO. 256 "An Act relating to a dividend payment to the state made by the Alaska Housing Finance Corporation each fiscal year; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 1205. Without objection, SENATE CS FOR HOUSE BILL NO. 256(FIN) was adopted.

President Therriault stated SENATE CS FOR HOUSE BILL NO. 256(FIN) will be on the May 19 calendar.

HB 257

CS FOR HOUSE BILL NO. 257(JUD) am "An Act relating to the disclosure requirements for real estate licensees, to disciplinary action against real estate licensees, to private actions and remedies against real estate licensees, and to real estate licensee agency, relationships, and duties; and providing for an effective date" was read the second time.

Senator Bunde, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Senate Committee Substitute offered on page 1505. Senator Ellis objected, then withdrew his objection. There being no further objections, SENATE CS FOR CS FOR HOUSE BILL NO. 257(L&C) was adopted.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 257(L&C) will be on the May 19 calendar.

Third Reading of Senate Bills

SB 215

CS FOR SENATE BILL NO. 215(STA) was read the third time.

Senator Ben Stevens called the Senate. The call was satisfied.

The question being: "Shall CS FOR SENATE BILL NO. 215(STA) "An Act relating to a lease-purchase agreement for, the construction and equipping of, and the financing of a seafood and food safety laboratory facility to be operated by the Department of Environmental Conservation, including the issuance of certificates of participation, and the use of certain investment income for certain construction and equipping costs; and providing for an effective date" pass the Senate?"

The roll was taken with the following result:

CSSB 215(STA)

Third Reading - Final Passage

YEAS: 9 NAYS: 10 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Green, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wilken

Nays: Dyson, Ellis, Elton, French, Guess, Hoffman, Lincoln, Ogan, Olson, Wagoner

Excused: Davis

and so, CS FOR SENATE BILL NO. 215(STA) failed to pass the Senate.

Senator Taylor gave notice of reconsideration.

SB 223

SENATE BILL NO. 223 was read the third time.

The question being: "Shall SENATE BILL NO. 223 "An Act naming the state ferry first operating to serve between Metlakatla and Ketchikan; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SB 223

Third Reading - Final Passage

Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, SENATE BILL NO. 223 passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Third Reading of House Bills**HB 49**

SENATE CS FOR CS FOR HOUSE BILL NO. 49(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 49(JUD) "An Act relating to the deoxyribonucleic acid (DNA) identification registration system and testing; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 49(JUD)
Third Reading - Final Passage
Effective Dates

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 49(JUD) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered.

Senators French, Dyson, Gary Stevens, Wagoner, Seekins, Lincoln, Elton, Taylor, Ben Stevens, Guess, Bunde, Cowdery, Wilken, Green, moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

Reconsideration of Senate Bills**SB 73**

Senator Ellis gave notice of reconsideration on CS FOR SENATE BILL NO. 73(FIN) and moved and asked unanimous consent that it be taken up at this time. Without objection, it was so ordered and the bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall CS FOR SENATE BILL NO. 73(FIN) "An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 73(FIN)

Third Reading - On Reconsideration

Effective Date

YEAS: 15 NAYS: 0 EXCUSED: 1 ABSENT: 4

Yeas: Cowdery, Dyson, Ellis, French, Green, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Bunde, Elton, Guess, Stevens G

and so, CS FOR SENATE BILL NO. 73(FIN) passed the Senate on reconsideration.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SB 112

Senator Ogan requested that the reconsideration on CS FOR SENATE BILL NO. 112(FIN) (page 1552) be taken up at this time. Without objection, it was so ordered and the bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 112(FIN)
Third Reading - On Reconsideration
Effective Date

YEAS: 18 NAYS: 0 EXCUSED: 1 ABSENT: 1

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: French

and so, CS FOR SENATE BILL NO. 112(FIN) passed the Senate on reconsideration.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Recess

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in recess to 7:30 p.m. Without objection, the Senate recessed at 6:20 p.m.

After Recess

The Senate reconvened at 8:32 p.m.

Consideration of the Calendar (continued)**Third Reading of House Bills (continued)****HB 57**

SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) was read the third time.

Senator Wagoner called the Senate. The call was satisfied.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) "An Act amending the manner of determining the royalty received by the state on gas production as it relates to the manufacture of certain value-added products" pass the Senate?" The roll was taken with the following result:

SCS CSHB 57(FIN)

Third Reading - Final Passage

YEAS: 15 NAYS: 4 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, French, Green, Guess, Lincoln, Ogan, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Ellis, Elton, Hoffman, Olson

Excused: Davis

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) passed the Senate.

Senator Ellis gave notice of reconsideration.

HB 61

SENATE CS FOR CS FOR HOUSE BILL NO. 61(RES) "An Act establishing an exploration and development incentive tax credit for operators and working interest owners directly engaged in the exploration for and development of gas for sale and delivery without reference to volume from a lease or property in the state; and providing for an effective date" was read the third time.

Senator French moved that the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1.

Without objection, the bill was returned to second reading.

Senator French offered Amendment No. 1:

Page 3, line 23, insert new section

(i) The tax credit authorized by this section shall not be allowed when the price of gas exceeds \$7.50/MCF for nine months in a fiscal year.

Renumber sections accordingly.

Senator French moved and asked unanimous consent for the adoption of Amendment No. 1. Senator Green objected.

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

SCS CSHB 61(RES)

Second Reading

Amendment No. 1

YEAS: 9 NAYS: 10 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson, Taylor

Nays: Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Excused: Davis

and so, Amendment No. 1 failed.

SENATE CS FOR CS FOR HOUSE BILL NO. 61(RES) was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 61(RES) "An Act establishing an exploration and development incentive tax credit for operators and working interest owners directly engaged in the exploration for and development of gas for sale and delivery without reference to volume from a lease or property in the state; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 61(RES)
Third Reading - Final Passage
Effective Dates

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Elton, French, Green, Guess, Hoffman, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Ellis, Lincoln

Excused: Davis

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 61(RES) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 118

SENATE CS FOR CS FOR HOUSE BILL NO. 118(L&C) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 118(L&C) "An Act relating to the transportation and sale of certain commercially caught fish by an agent of a commercial fishing permit holder and to the sale of fish; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 118(L&C)
Third Reading - Final Passage
Effective Date

YEAS: 18 NAYS: 0 EXCUSED: 1 ABSENT: 1

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wilken

Excused: Davis

Absent: Wagoner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 118(L&C) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 135

SENATE CS FOR CS FOR HOUSE BILL NO. 135(HES) was read the third time.

Senator Dyson moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Dyson was required to vote.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 135(HES) "An Act relating to marital and family therapists" pass the Senate?" The roll was taken with the following result:

SCS CSHB 135(HES)
Third Reading - Final Passage

YEAS: 18 NAYS: 0 EXCUSED: 1 ABSENT: 1

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wilken

Excused: Davis

Absent: Wagoner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 135(HES) passed the Senate.

Senator Ellis gave notice of reconsideration.

HB 151

SENATE CS FOR CS FOR HOUSE BILL NO. 151(L&C) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 151(L&C) "An Act relating to claims and court actions for defects in the design, construction, and remodeling of certain dwellings; limiting when certain court actions may be brought; and amending Rules 79 and 82, Alaska Rules of Civil Procedure" pass the Senate? The roll was taken with the following result:

SCS CSHB 151(L&C)
Third Reading - Final Passage
Court Rules

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Therriault, Wagoner

Nays: Taylor, Wilken

Excused: Davis

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 151(L&C) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the court rule changes. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 224

HOUSE BILL NO. 224 was read the third time.

The question being: "Shall HOUSE BILL NO. 224 "An Act relating to a tobacco product manufacturer's compliance with certain statutory requirements regarding cigarette sales; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 224

Third Reading - Final Passage

Effective Date

YEAS: 18 NAYS: 0 EXCUSED: 1 ABSENT: 1

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Ogan

and so, HOUSE BILL NO. 224 passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 225

HOUSE BILL NO. 225 was read the third time.

Senator Ellis called the Senate. The call was satisfied.

The question being: "Shall HOUSE BILL NO. 225 "An Act relating to certain civil actions brought by the attorney general under monopoly and restraint of trade statutes; relating to the award of damages in actions brought under those statutes; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 225

Third Reading - Final Passage

Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, HOUSE BILL NO. 225 passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 229

SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN) "An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled; relating to a severe acute respiratory syndrome control program; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 229(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 266

CS FOR HOUSE BILL NO. 266(FIN) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 266(FIN) "An Act relating to questioned ballots and questioned voters, voter registration, training of election officials, preparation of election materials, provision of election materials, forms, and supplies for polling places, voter identification, absentee voting, and counting ballots; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 266(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, CS FOR HOUSE BILL NO. 266(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 313

HOUSE BILL NO. 313 "An Act authorizing a pilot program relating to state procurement and the use of electronic commerce tools; and providing for an effective date" was read the third time.

Senator Elton moved that the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1. Without objection, the bill was returned to second reading.

Senator Elton offered Amendment No. 1:

Page 2, line 9, following "tools."

Insert "The contract shall be awarded in accordance with competitive bidding procedures outlined in AS 36.30."

Senator Elton moved for the adoption of Amendment No. 1. Senator Bunde objected, then withdrew his objection. There being no further objections, Amendment No. 1 was adopted.

HOUSE BILL NO. 313 am S was automatically in third reading.

Senator Elton moved and asked unanimous consent that the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 3. (Amendment No. 2 was not offered.) Without objection, the bill was returned to second reading.

Senator Elton offered Amendment No. 3:

Page 2, line 14, following "AS 36.30."

Insert "However, where practicable, the procurement shall be made in accordance with preferences under AS 36.15 and AS 36.30.322 - 36.30.338"

Senator Elton moved for the adoption of Amendment No. 3. Without objection, Amendment No. 3 was adopted.

HOUSE BILL NO. 313 am S was automatically in third reading.

The question being: "Shall HOUSE BILL NO. 313 am S "An Act authorizing a pilot program relating to state procurement and the use of electronic commerce tools; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 313 am S
Third Reading - Final Passage
Effective Date

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: Ellis, Elton

Excused: Davis

and so, HOUSE BILL NO. 313 am S passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

Second Reading of Senate Resolutions

SCR 13

SENATE CONCURRENT RESOLUTION NO. 13 Encouraging the Department of Corrections to provide canned Alaska pink salmon to inmates of the Alaska prison system, was read the second time.

The question being: Shall SENATE CONCURRENT RESOLUTION NO. 13 Encouraging the Department of Corrections to provide canned Alaska pink salmon to inmates of the Alaska prison system, pass the Senate? The roll was taken with the following result:

SCR 13

Second Reading - Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

and so, SENATE CONCURRENT RESOLUTION NO. 13 passed the Senate and was referred to the Secretary for engrossment.

Second Reading of House Resolutions

HJR 28

HOUSE JOINT RESOLUTION NO. 28 am Urging the United States Congress to support the granting of official Observer Status to the Republic of China at the World Health Assembly Annual Conference to be held at Geneva, Switzerland, in May 2003, and to support negotiation of a free trade agreement with the Republic of China, was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the resolution be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE JOINT RESOLUTION NO. 28 am was read the third time.

The question being: "Shall HOUSE JOINT RESOLUTION NO. 28 am Urging the United States Congress to support the granting of official Observer Status to the Republic of China at the World Health Assembly Annual Conference to be held at Geneva, Switzerland, in May 2003, and to support negotiation of a free trade agreement with the Republic of China, pass the Senate?" The roll was taken with the following result:

HJR 28 am
Third Reading - Final Passage

YEAS: 17 NAYS: 0 EXCUSED: 1 ABSENT: 2

Yeas: Bunde, Cowdery, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Excused: Davis

Absent: Olson, Seekins

and so, HOUSE JOINT RESOLUTION NO. 28 am passed the Senate, was signed by the President and Secretary and returned to the House.

Citations

Honoring – Walter and Joy Ward, 50th Wedding Anniversary
Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

Honoring – Amie Joy
Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

Honoring – Rita Holthouse
Senator(s) Davis, Therriault, Bunde, Cowdery, Dyson, Ellis, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Goody Javier
Senator(s) Davis, Therriault, Bunde, Cowdery, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Bettye Ruth Matthews
Senator(s) Davis, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Dr. Walter A. Soboleff
Representative(s) Kookesh
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton,
Green, Guess, Hoffman, Olson, Ogan, Seekins, Ben Stevens, Gary
Stevens, Taylor, Wagoner, Wilken

Honoring – Responders to the Matanuska Maid Building Fire
Representative(s) Gatto
Senator(s) Ogan, Green, Therriault, Bunde, Cowdery, Davis, Dyson,
Elton, Guess, Hoffman, Lincoln, Olson, Seekins, Ben Stevens, Gary
Stevens, Taylor, Wagoner, Wilken

In Memoriam – Richard Bartlett Stough
Senator(s) Taylor, Ogan, Green, Therriault, Bunde, Cowdery, Davis,
Dyson, Elton, Guess, Hoffman, Lincoln, Olson, Seekins, Ben Stevens,
Gary Stevens, Wagoner, Wilken
Representative(s) Wilson

In Memoriam – Constance R. Parker
Representative(s) Berkowitz
Senator(s) French, Therriault, Cowdery, Davis, Dyson, Ellis, Elton,
Green, Guess, Hoffman, Lincoln, Olson, Seekins, Ben Stevens, Gary
Stevens, Taylor, Wagoner, Wilken

Senator Ben Stevens moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Senator Ben Stevens moved and asked unanimous consent that the following citations be made a special order of business. Without objection, it was so ordered.

Special Order of Business

Honoring – The House Floor Staff 2003 Legislative Session
Representative(s) Rokeberg
Senator(s) Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess,
Hoffman, Lincoln, Olson, Seekins, Ben Stevens, Gary Stevens,
Taylor, Wagoner, Wilken

Honoring – The House Chief Clerk and Staff

Representative(s) Rokeberg

Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – The Senate Floor Staff 2003 Legislative Session

Senator(s) Ben Stevens, Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – The Senate Secretary and Staff

Senator(s) Ben Stevens, Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Gary Stevens, Taylor, Wagoner, Wilken

Senator Ben Stevens moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Unfinished Business

HJR 29

Senator Dyson, Chair, moved and asked unanimous consent that the Health, Education and Social Services Committee referral be waived on HOUSE JOINT RESOLUTION NO. 29 Relating to the establishment of Reserve Officer Training Corps programs in Alaska by the United States Coast Guard. Without objection, it was so ordered.

The resolution was referred to the Rules Committee.

HB 118

Senators Gary Stevens, Dyson, Taylor, Wagoner, Elton, moved and asked unanimous consent to be shown as cross sponsors on CS FOR HOUSE BILL NO. 118(RES) am "An Act relating to the transportation and sale of certain commercially caught fish by an agent of a commercial fishing permit holder and to the sale of fish; and providing for an effective date." Without objection, it was so ordered.

HJR 29

Senators Elton, Dyson, Gary Stevens, Lincoln, Olson, Wilken, Bunde, Guess, moved and asked unanimous consent to be shown as cross sponsors on HOUSE JOINT RESOLUTION NO. 29 Relating to the establishment of Reserve Officer Training Corps programs in Alaska by the United States Coast Guard. Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 73**

CS FOR SENATE BILL NO. 73(FIN) "An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 112

CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 223

SENATE BILL NO. 223 "An Act naming the state ferry first operating to serve between Metlakatla and Ketchikan; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

HB 229

SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN) "An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled; relating to a severe acute respiratory syndrome control program; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 13

SENATE CONCURRENT RESOLUTION NO. 13 Encouraging the Department of Corrections to provide canned Alaska pink salmon to inmates of the Alaska prison system was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in adjournment until 10:30 a.m., May 19, 2003. Without objection, the Senate adjourned at 9:56 p.m.

Kirsten Waid
Secretary of the Senate

June 2003

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference
= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

May 19 Monday Fahrenkamp 203 1:30 PM
Bills Previously Heard/Scheduled
+ SCR 12 BOROUGH INCORPORATION: UNORG AREAS

FINANCE

May 18 Sunday Senate Finance 532 11:00 AM
-- Time Change --
+= SB 73 AIDEA: BONDS & MUNICIPAL TAX EXEMPTION
+= HB 112 AIDEA : BONDS & MUNICIPAL TAX EXEMPTION
+= HB 165 COMMUNITY SCHOOLS
+= HB 248 SALARY OF CHIEF PROCUREMENT OFFICER
+= SB 112 INCREASE MOTOR FUEL TAX
+ HB 232 HOMER MERCURY CLASSIC
+ HB 216 MUNI TAXATION OF REFINED FUEL PRODUCTS
+ HB 245 SUITS & CLAIMS: MILITARY/FIRE/DEFENSE
+ HB 246 LIMIT ON OIL & GAS LEASE ACREAGE
+ HJR 27 SUPPORT ANCHORAGE JAIL EXPANSION
+ Bills Previously Heard/Scheduled

FINANCE (continued)

May 19 Monday Senate Finance 532 8:30 AM
 -- Time Change --
 + HB 234 BREWPUBS; ABC BOARD
 + HB 251 MARINE PILOT FOR FOREIGN PLEASURE CRAFT
 + HB 267 AK RAILROAD BONDS FOR NAT.GAS TRANSPORT
 + HB 162 INCREASE BUSINESS LICENSE FEE
 <Pending Referral>
 + HB 271 PASSENGER VEHICLE RENTAL TAX
 <Pending Referral>
 + HB 111 EXTEND REGULATORY COMMISSION OF ALASKA
 <Pending Referral>
 + Bills Previously Heard/Scheduled

JUDICIARY

May 18 Sunday Beltz 211 10:00 AM
 -- Time Change --
 + HCR 16 UNIFORM RULES; MASON'S MANUAL EDITION
 + HB 145 ATTY FEES: PUBLIC INTEREST LITIGANTS
 += HB 245 SUITS & CLAIMS: MILITARY/FIRE/DEFENSE
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

May 19 Monday Beltz 211 8:00 AM
 -- Time Change --
 + HB 305 UNEMPLOYMENT COMPENSATION BENEFITS
 HB 288 CHANGING NAME OF DEPT OF COMM & ECON DEV.
 <Above Item Removed from Agenda>
 + HB 252 OCC LICENSING: TERMS OF BD & CONT. EDUC
 + HB 270 PHARMACIST LICENSING
 + HB 10 GROUP HEALTH INSURANCE FOR PRIVATE GROUPS
 + HB 199 DELETE MINIMUM WAGE INFLATION - PROOFING
 Bills Previously Heard/Scheduled
 += HB 195 INDIVIDUAL HEALTH CARE INSURANCE

RESOURCES

May 18 Sunday Butrovich 205 10:30 AM

-- Recessed to Call of Chair --
-- Time Change --

+ = HB 283 COAL LEASES
+ HB 246 LIMIT ON OIL & GAS LEASE ACREAGE
+ = SB 172 LIMIT ON OIL & GAS LEASE ACREAGE
+ HB 24 AGREEMENTS ON MANAGEMENT OF FISH AND GAME
+ Bills Previously Heard/Scheduled

May 19 Monday Butrovich 205 10:30 AM

+ = HB 24 AGREEMENTS ON MANAGEMENT OF FISH AND GAME
+ = HB 283 COAL LEASES
+ HB 28 OIL & GAS ROYALTY MODIFICATION
+ Bills Previously Heard/Scheduled

JOINT COMMITTEES**CONFERENCE COMMITTEE ON HB 75 & HB 76**

May 18 Sunday Senate Finance 532 12:00 PM

-- Meeting Postponed to 5/19/03 --

= HB 75 APPROP: OPERATING BUDGET/LOANS/FUNDS
= HB 76 APPROP:MENTAL HEALTH BUDGET
Depts to be announced

May 19 Monday Senate Finance 532 12:00 PM

-- Meeting Rescheduled from 5/18/03 --

= HB 75 APPROP: OPERATING BUDGET/LOANS/FUNDS
= HB 76 APPROP:MENTAL HEALTH BUDGET
Depts to be announced