

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FOURTH LEGISLATURE
THIRD SPECIAL SESSION

Juneau, Alaska

Friday

August 4, 2006

Twenty-fourth Day

The House was called to order by Speaker Harris at 2:10 p.m.

Roll call showed 37 members present. Representatives Croft and Olson were absent and their presence was noted later.

Representative Coghill moved and asked unanimous consent that Representative Foster be excused from a call of the House to 5:00 p.m., today. There being no objection, it was so ordered.

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

As a body, we all come from different faiths - so we do as a nation and as a world. But we all come humbled, recognizing our brief time upon the earth, and share a common goal of leaving this place better for our having been here.

Today we will consider legislation that may give us that opportunity. We seek the strength and wisdom of a higher power to accomplish this goal. Amen.

The Pledge of Allegiance was led by Representative Moses.

CERTIFICATION OF THE JOURNAL

Representative Coghill moved and asked unanimous consent that the journal for the 21st, 22nd, and 23rd legislative days of the Third Special Session be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

The following Governor's proclamation, dated August 3, 2006, was read:

"Under the authority of art. II, sec. 9, and art. III, sec. 17, of the Alaska Constitution, and in the public interest, I am supplementing my proclamations of June 26, 2006, and July 25, 2006, concerning the third special session of the Twenty-Fourth Legislature of the State of Alaska, with the addition of the following subject:

Making appropriations from the Railbelt energy fund (AS 37.05.520) to facilitate electric generation and transmission projects and to facilitate providing for the economic dispatch of Railbelt electricity.

This proclamation supplements my proclamations of June 26, 2006, and July 25, 2006.

Done by,
/s/
Frank H. Murkowski
Governor"

HB 393

A message dated August 3, 2006, was read stating the Governor has signed the following bill August 2 and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 393(HES)

"An Act requiring that certain health care insurance plans provide coverage for the costs of colorectal cancer screening examinations and laboratory tests; and providing for an effective date."

Chapter No. 97, SLA 2006
Effective Date: January 1, 2007

**The presence of Representative Olson was noted.

HB 446

A message dated August 3, 2006, was read stating the Governor has signed the following bill August 2 and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR HOUSE BILL NO. 446(JUD)

"An Act relating to the amount of a civil penalty for an unlawful act or practice in the conduct of trade or commerce; and eliminating mandatory continuances in these matters after issuance of an injunction."

Chapter No. 98, SLA 2006
Effective Date: October 31, 2006

MESSAGES FROM THE SENATE

A message dated August 3, 2006, was read stating the Senate has passed the following and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 3005

CS FOR SENATE BILL NO. 3005(JUD) am by the Senate Judiciary Committee, entitled:

"An Act relating to contempt of court and to temporary detention and identification of persons; and providing for an effective date."

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

SPECIAL ORDER OF BUSINESS

Representative Coghill moved and asked unanimous consent that the notice and publication requirements be waived and the citation, In Memoriam - Representative Blanche Louise Preston McSmith, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that the citation be approved and that all members of the House be shown as cosponsors of the citation. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that the notice and publication requirements be waived and the citation, In Memoriam - Zachary Miller Warwick, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that the citation be approved and that all members of the House be shown as cosponsors of the citation. There being no objection, it was so ordered.

The following citations were sent to enrolling:

In Memoriam - Representative Blanche Louise Preston McSmith
By Senator Davis; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

In Memoriam - Zachary Miller Warwick
By Senators Therriault, Wilken; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

The Speaker stated that, without objection, the House would recess to a call of the Chair; and so, the House recessed at 2:19 p.m.

AFTER RECESS

The Speaker called the House back to order at 5:44 p.m.

**The presence of Representative Croft was noted.

**The presence of Representative Foster, who was excused (page 4277), was noted.

REPORTS OF STANDING COMMITTEES

HB 3001

The Finance Committee has considered:

HOUSE BILL NO. 3001

"An Act relating to the production tax on oil and gas and to conservation surcharges on oil; relating to criminal penalties for violating conditions governing access to and use of confidential information relating to the production tax; amending the definition of 'gas' as that definition applies in the Alaska Stranded Gas Development Act; making conforming amendments; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 3001(FIN)
(same title)

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

Do pass (7): Hawker, Kelly, Weyhrauch, Stoltze, Foster, Meyer, Chenault

No recommendation (1): Joule

Amend (1): Kerttula

The following fiscal note(s) apply to CSHB 3001(FIN):

1. Zero, Dept. of Natural Resources
3. Fiscal, Dept. of Revenue

HB 3001 is on today's calendar.

SB 3005

The Judiciary Committee has considered:

CS FOR SENATE BILL NO. 3005(JUD) am
"An Act relating to contempt of court and to temporary detention
and identification of persons; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 3005(JUD)
(same title)

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

Do pass (4): Wilson, Anderson, Gruenberg, McGuire

No recommendation (2): Coghill, Kott

Amend (1): Gara

The following fiscal note(s) apply to HCS CSSB 3005(JUD):

1. Zero, Dept. of Law
2. Zero, Dept. of Administration
3. Zero, Dept. of Administration
4. Zero, Dept. of Corrections

CSSB 3005(JUD) am was referred to the Rules Committee for placement on the calendar.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 3001**

The following was read the second time:

HOUSE BILL NO. 3001

"An Act relating to the production tax on oil and gas and to conservation surcharges on oil; relating to criminal penalties for violating conditions governing access to and use of confidential information relating to the production tax; amending the definition of 'gas' as that definition applies in the Alaska Stranded Gas Development Act; making conforming amendments; and providing for an effective date."

with the:

Journal Page

FIN RPT CS(FIN) 7DP 1NR 1AM

4281

FN1: ZERO(DNR)

4282

FN3: (REV)

4282

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

CS FOR HOUSE BILL NO. 3001(FIN)

(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that CSHB 3001(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 3001(FIN) will advance to third reading on tomorrow's calendar.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Coghill moved and asked unanimous consent that the House adjourn until 10:00 a.m., August 5, 2006. There being no objection, the House adjourned at 6:14 p.m.

Suzi Lowell
Chief Clerk