

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-FOURTH LEGISLATURE**

**FIRST SESSION**

**Juneau, Alaska**

**Tuesday**

**February 22, 2005**

**Forty-fourth Day**

Pursuant to adjournment the Senate was called to order by President pro tempore Green at 11:01 a.m.

The roll showed fourteen members present. Senators Davis, Seekins, Stedman, Ben Stevens were excused from a call of the Senate. Senators Guess, Therriault were absent.

Senator Gary Stevens moved and asked unanimous consent that Senator Guess be excused from a call of the Senate today and on February 23 and 24. Without objection, Senator Guess was excused.

The prayer was offered by the Chaplain, Pastor Dan Doran of Faith Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Almighty God, our Heavenly Father, bless the representatives and senators who hold office in our state. Bless the families that they leave behind that they will be safe. Help guide our elected leaders to wise decisions for the general welfare of its citizenry. With Your help guide us to the removal of the barriers that divide that they may crumble, that suspicions disappear, and hatreds cease. Bless our land with honest industry, truthful education and an honorable way of life. Save us from discord and confusion, from pride and arrogance and from everything that tends to divide us. When times are prosperous let our hearts be thankful, and in troubled times do not let our trust in You fail.

I ask all this through Jesus Christ, our Lord.       Amen.

Senator Olson led the Senate in the Pledge of Allegiance.

### **Certification**

Senator Gary Stevens moved and asked unanimous consent that the journals for the fortieth through forty-third legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

### **Communications**

The following report is on file in the Office of the Secretary of the Senate:

Annual Report Regarding the Progress of Each School and School District Toward High Academic Performance by All Students  
from Roger Sampson, Commissioner  
Department of Education and Early Development  
in accordance with AS 14.03.078  
available at:  
[www.eed.state.ak.us/DOE\\_Rolodex/schools/ReportCard/RCSearch.cfm](http://www.eed.state.ak.us/DOE_Rolodex/schools/ReportCard/RCSearch.cfm)

### **Standing Committee Reports**

#### **SJR 6**

The Finance Committee considered SENATE JOINT RESOLUTION NO. 6 Relating to a reduction in the Federal Medical Assistance Percentage for Alaskans, and urging the United States Congress to take action to prevent the reduction. Signing do pass: Senators Wilken, Green, Cochairs; Senators Bunde, Hoffman, Dyson.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Health and Social Services  
Fiscal Note No. 2, zero, Department of Health and Social Services  
Fiscal Note No. 3, zero, Department of Health and Social Services  
Fiscal Note No. 4, zero, Department of Health and Social Services

The resolution was referred to the Rules Committee.

**Consideration of the Calendar****Citations**

Honoring – AWARE Women of Distinction 2005, Joy Lyon, Kimberly Metcalfe, Jeri Museth and Laura Stats  
Senator(s) Elton, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, French, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken  
Representative(s) Kerttula, Weyhrauch

Honoring – Juneau-Douglas High School Girls Soccer Team, 2004 State Champions  
Senator(s) Elton, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken  
Representative(s) Weyhrauch, Kerttula

Honoring – Ronnie Stanford, North Slope Borough School District, Teacher of the Year  
Representative(s) Joule  
Senator(s) Olson, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Hoffman, Huggins, Kookesh, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring – The 2005 Wasilla High School Wrestling Team  
Representative(s) Stoltze, Gatto, Kohring, Neuman, Harris  
Senator(s) Huggins, Green, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring – The Miller Family, Junior Achievement Alaska Business Hall of Fame  
Representative(s) McGuire  
Senator(s) Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring – Richard Lowell, Junior Achievement Alaska Business Hall of Fame

Representative(s) McGuire

Senator(s) Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring – Alvin H. Fleetwood, Junior Achievement Alaska Business Hall of Fame

Representative(s) McGuire

Senator(s) Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring – Tennys Owens, Junior Achievement Alaska Business Hall of Fame

Representative(s) McGuire

Senator(s) French, Green, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

In Memoriam – Betty Nelson

Senator(s) Wagoner, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wilken

Representative(s) Olson, Chenault

In Memoriam – The Crew of the F/V Big Valley

Representative(s) LeDoux

Senator(s) Gary Stevens, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, French, Elton, Green, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Therriault, Wagoner, Wilken

Senator Gary 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**

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate on February 24 and 28 and on March 2. Without objection, Senator Hoffman was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate on February 25. Without objection, Senator Olson was excused.

**Announcements**

Announcements are at the end of the journal.

**Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 10:45 a.m., February 23, 2005. Without objection, the Senate adjourned at 11:12 a.m.

Kirsten Waid  
Secretary of the Senate

February 2005

**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**

**Feb 23      Wednesday      Beltz 211      1:30 PM**  
No Meeting Scheduled

**Feb 25      Friday      Beltz 211      1:30 PM**  
No Meeting Scheduled

-----

**FINANCE**

**Feb 22      Tuesday      Senate Finance 532      9:00 AM**  
+= SJR 6 FEDERAL MEDICAL ASSISTANCE REDUCTION  
+ HB 47 EXTEND BOARD OF REAL ESTATE APPRAISERS  
+ Bills Previously Heard/Scheduled

**Feb 23      Wednesday      Senate Finance 532      9:00 AM**  
+= SB 97 SUPPLEMENTAL APPROPRIATIONS/CBR  
+= SB 98 SUPPLEMENTAL APPROPRIATIONS: FAST TRACK  
-- Testimony <Invitation Only> --  
+ Bills Previously Heard/Scheduled

**Feb 24      Thursday      Senate Finance 532      10:00 AM**  
-- Time Change --  
= SB 97 SUPPLEMENTAL APPROPRIATIONS/CBR  
= SB 98 SUPPLEMENTAL APPROPRIATIONS: FAST TRACK  
-- Testimony <Invitation Only> --  
Bills Previously Heard/Scheduled

**FINANCE (continued)**

**Feb 25      Friday                      Senate Finance 532              9:00 AM**  
 + SB 51 PUBLIC ASSISTANCE PROGRAMS  
 + Bills Previously Heard/Scheduled  
 -----

**HEALTH, EDUCATION & SOCIAL SERVICES**

**Feb 23      Wednesday                      Butrovich 205              1:30 PM**  
 + SB 70 CRIMES INVOLVING CONTROLLED SUBSTANCES  
 += SB 78 SENIOR CARE PROGRAM  
 + Bills Previously Heard/Scheduled

**Feb 25      Friday                      Butrovich 205              1:30 PM**  
 + Bills Previously Heard/Scheduled  
 -----

**JUDICIARY**

**Feb 22      Tuesday                      Butrovich 205              8:30 AM**  
 No Meeting Scheduled

**Feb 23      Wednesday                      Butrovich 205              8:30 AM**  
 + SB 83 TERM. PARENTAL RTS/CINA/DELINQUENCY CASES  
 + SB 84 CHILD PROTECTION CONFIDENTIALITY  
 + SB 109 INCREASE FINE FOR SCHOOL ZONE VIOLATIONS

**Feb 24      Thursday                      Butrovich 205              8:30 AM**  
 + Bills Previously Heard/Scheduled  
 -----

**LABOR & COMMERCE**

**Feb 22      Tuesday                      Beltz 211              1:30 PM**  
 -- Meeting Time Delayed until 2:45 pm --  
 + SB 105 OVERTIME WAGES FOR FLIGHT CREW  
 Bills Previously Heard/Scheduled  
 += SB 93 FISHING PERMIT AND VESSEL LICENSE FEES

**Feb 24      Thursday                      Beltz 211              1:30 PM**  
 -- Meeting Canceled --

**RESOURCES**

**Feb 23      Wednesday                      Butrovich 205              3:30 PM**  
 + SB 25 GENETICALLY MODIFIED FISH  
 + HJR 6 LABELING OF FISH /SHELLFISH PRODUCTS

**Feb 25      Friday                              Butrovich 205              3:30 PM**  
 No Meeting Scheduled

-----

**STATE AFFAIRS**

**Feb 22      Tuesday                              Beltz 211              3:30 PM**  
 + SB 39 BALLOT PROPOSITIONS AND TITLES  
 + SB 95 COLLECTION OF DNA/USE OF FORCE  
 + SB 104 PERMANENT FUND DIVIDEND FRAUD  
 Bills Previously Heard/Scheduled

**Feb 24      Thursday                              Beltz 211              3:30 PM**  
 + SB 75 PUBLIC HEALTH DISASTERS/EMERGENCIES  
 + SB 101 REVISOR'S BILL  
 Bills Previously Heard/Scheduled

-----

**TRANSPORTATION**

**Feb 22      Tuesday                              Butrovich 205              1:30 PM**  
 -- Meeting Canceled --  
 + Bills Previously Heard/Scheduled

**Feb 24      Thursday                              Butrovich 205              1:30 PM**  
 + SB 92 AIRPORT CUSTOMER FACILITY CHARGES  
 + HB 115 AIRPORT CUSTOMER FACILITY CHARGES  
 <Pending Referral>  
 + Bills Previously Heard/Scheduled

**Feb 26      Saturday                              Wasilla Lio Office              10:00 AM**  
 + Knik Arm Bridge & Toll Authority -  
 Knik Arm Crossing Project, Presentation  
 by the Knik Arm Bridge and Toll Authority  
 Overview and Updates on the Project with  
 Question and Answer Session Following  
 Presentation  
 10:00 a.m. - 11:30 a.m.



**FINANCE SUBCOMMITTEES****COMMERCE, COMMUNITY & ECONOMIC DEV**

|               |  |                           |                |
|---------------|--|---------------------------|----------------|
| <b>Feb 22</b> | <b>Tuesday</b>   | <b>Senate Finance 532</b> | <b>8:00 AM</b> |
|               | -- Meeting Postponed to 3/1/05 --<br>Budget Detail                             |                           |                |
| <b>Mar 01</b> | <b>Tuesday</b>   | <b>Senate Finance 532</b> | <b>8:00 AM</b> |
|               | -- Agenda Change --<br>Budget Detail & Questions - DCCED<br>Mission & Measures |                           |                |
| <b>Mar 08</b> | <b>Tuesday</b>   | <b>Senate Finance 532</b> | <b>8:00 AM</b> |
|               | Budget Closeout  |                           |                |

-----

**CORRECTIONS**

|               |                 |                           |                |
|---------------|-----------------|---------------------------|----------------|
| <b>Mar 10</b> | <b>Thursday</b> | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Budget Closeout |                           |                |

-----

**COURT SYSTEM**

|               |   |                           |                |
|---------------|---|---------------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b>   | <b>Senate Finance 532</b> | <b>3:00 PM</b> |
|               | Missions and Measures<br>and Follow-up Discussion from Previous<br>Hearings |                           |                |
| <b>Mar 10</b> | <b>Thursday</b>   | <b>Senate Finance 532</b> | <b>3:00 PM</b> |
|               | Budget Closeout   |                           |                |

-----

**EDUCATION & EARLY DEVELOPMENT**

|               |   |                           |                |
|---------------|---|---------------------------|----------------|
| <b>Feb 22</b> | <b>Tuesday</b>                                  | <b>Senate Finance 532</b> | <b>5:00 PM</b> |
|               | -- Meeting Canceled --<br>Missions and Measures |                           |                |

-----

**FINANCE SUBCOMMITTEES****ENVIRONMENTAL CONSERVATION**

|               |  |                       |                |
|---------------|--|-----------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b>  | <b>Fahrenkamp 203</b> | <b>3:00 PM</b> |
|               | Missions and Measures Overview<br>Follow-up to 2/17/05 Meeting |                       |                |

-----

**HEALTH & SOCIAL SERVICES**

|               |   |                           |                |
|---------------|---|---------------------------|----------------|
| <b>Mar 01</b> | <b>Tuesday</b>                            | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Commissioner's Department/Policy Overview |                           |                |

|               |                              |                           |                |
|---------------|------------------------------|---------------------------|----------------|
| <b>Mar 03</b> | <b>Thursday</b>              | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Department's Budget Overview |                           |                |

|               |                   |                           |                |
|---------------|-------------------|---------------------------|----------------|
| <b>Mar 08</b> | <b>Tuesday</b>    | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Tentative Meeting |                           |                |

|               |                 |                           |                |
|---------------|-----------------|---------------------------|----------------|
| <b>Mar 10</b> | <b>Thursday</b> | <b>Senate Finance 532</b> | <b>5:00 PM</b> |
|               | Budget Closeout |                           |                |

-----

**LABOR & WORKFORCE DEVELOPMENT**

|               |                       |                       |                |
|---------------|-----------------------|-----------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b>       | <b>Fahrenkamp 203</b> | <b>8:15 AM</b> |
|               | Missions and Measures |                       |                |

-----

**LAW**

|               |  |                      |                |
|---------------|--|----------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b>  | <b>Butrovich 205</b> | <b>4:00 PM</b> |
|               | Departmental Overview: Dept of Law<br>Budget Overview: Dept of Law |                      |                |

|               |   |                      |                |
|---------------|---|----------------------|----------------|
| <b>Mar 03</b> | <b>Thursday</b>   | <b>Butrovich 205</b> | <b>4:00 PM</b> |
|               | -- Agenda Change --<br>Budget Detail & Questions<br>Missions & Measures |                      |                |

|               |                 |                      |                |
|---------------|-----------------|----------------------|----------------|
| <b>Mar 10</b> | <b>Thursday</b> | <b>Butrovich 205</b> | <b>4:00 PM</b> |
|               | Budget Closeout |                      |                |

-----

**FINANCE SUBCOMMITTEES****MILITARY AND VETERANS AFFAIRS**

|               |                |                  |                 |
|---------------|----------------|------------------|-----------------|
| <b>Feb 22</b> | <b>Tuesday</b> | <b>Beltz 211</b> | <b>12:00 PM</b> |
|               | FY 06 Budget   |                  |                 |

-----

**NATURAL RESOURCES**

|               |                       |                  |                |
|---------------|-----------------------|------------------|----------------|
| <b>Feb 22</b> | <b>Tuesday</b>        | <b>Beltz 211</b> | <b>8:15 AM</b> |
| +             | FY 06 Budget Overview |                  |                |

|               |                       |                  |                |
|---------------|-----------------------|------------------|----------------|
| <b>Mar 01</b> | <b>Tuesday</b>        | <b>Beltz 211</b> | <b>8:15 AM</b> |
|               | Missions and Measures |                  |                |

-----

**REVENUE**

|               |                             |                           |                |
|---------------|-----------------------------|---------------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b>             | <b>Senate Finance 532</b> | <b>1:30 PM</b> |
|               | -- Agenda Change --         |                           |                |
|               | Budget Detail & Questions - |                           |                |
|               | Missions & Measures         |                           |                |

|               |                 |                           |                |
|---------------|-----------------|---------------------------|----------------|
| <b>Mar 03</b> | <b>Thursday</b> | <b>Senate Finance 532</b> | <b>1:30 PM</b> |
|               | Budget Closeout |                           |                |

-----

**TRANSPORTATION & PUBLIC FACILITIES**

|               |   |                           |                |
|---------------|---|---------------------------|----------------|
| <b>Feb 22</b> | <b>Tuesday</b>                            | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Commissioner's Department/Policy Overview |                           |                |

|               |                 |                           |                |
|---------------|-----------------|---------------------------|----------------|
| <b>Feb 24</b> | <b>Thursday</b> | <b>Senate Finance 532</b> | <b>4:00 PM</b> |
|               | Budget Overview |                           |                |

|               |                 |                           |                |
|---------------|-----------------|---------------------------|----------------|
| <b>Mar 10</b> | <b>Thursday</b> | <b>Senate Finance 532</b> | <b>4:30 PM</b> |
|               | Budget Closeout |                           |                |

-----

**JOINT COMMITTEES****ARMED SERVICES COMMITTEE**

**Feb 24      Thursday                      Capitol 124              1:00 PM**  
Alaska Military Youth Academy

**Mar 15      Tuesday                      Senate Finance 532              1:00 PM**  
Presentations by General Holly and Boeing

-----

**LEGISLATIVE BUDGET & AUDIT**

**Feb 23      Wednesday                      Senate Finance 532              5:30 PM**  
+ Alaska School District Cost Study by ISER  
-- Teleconference <Invitation Only> --

**Feb 25      Friday                      Senate Finance 532              8:00 AM**  
+ Alaska School District Cost Study by ISER  
-- Teleconference <Invitation Only> --

-----

**OTHER MEETINGS****JOINT LEGISLATIVE HEALTH CAUCUS**

**Feb 23      Wednesday                      Butrovich 205              12:00 PM**  
"From Tooth Decay to Social Decay:  
It's All About Prevention!"

-----

**JOINT SESSION**

**Feb 23      Wednesday                      House Chamber              11:00 AM**  
State of the Judiciary  
Chief Justice Alexander O. Bryner

**Feb 24      Thursday                      House Chamber              11:00 AM**  
Address by U.S. Senator Ted Stevens

**Mar 30      Wednesday                      House Chamber              11:00 AM**  
Address by U.S. Senator Lisa Murkowski