

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

**Juneau, Alaska**

**Friday**

**April 29, 2005**

**One Hundred Tenth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 3:58 p.m. The Senate was convened for the purpose of a technical session.

Senator Gary Stevens moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. Without objection, it was so ordered.

**Messages from the Governor**

Message regarding a Kaktovik Winter Storm Updated Financing Plan, dated April 12, 2005, was received pursuant to AS 26.23.025. The message, enclosed amended financial plan, and federal declaration and fact sheet had been copied to the Finance Committee Cochairs.

**Messages from the House**

**SB 51**

Message dated April 28 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 51(FIN) "An Act relating to contracts for the provision of state public assistance to certain recipients in the state; providing for regional public assistance plans and programs in

the state; relating to grants for Alaska Native family assistance programs; relating to assignment of child support by Alaska Native family assistance recipients; relating to paternity determinations and genetic testing involving recipients of assistance under Alaska Native family assistance programs; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

### **Standing Committee Reports**

Report dated April 28 was read, stating:

In accordance with AS 39.05.080, the Senate Labor and Commerce Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

#### **Alcoholic Beverage Control Board**

Michael Gordon - Anchorage  
William Tull - Palmer

#### **Board of Marine Pilots**

Dale Collins - Ketchikan

#### **Real Estate Commission**

Gene DuVal - Fairbanks  
Roger Stone - Ketchikan

There were no stated objections to the confirmation of the named individuals by committee members. This does not reflect intent by any of the members to vote for or against the individuals during any future sessions.

Signing the report: Senator Seekins, Chair, Senator Ben Stevens, Vice Chair; Senators Ellis, Davis.

**SB 20**

The Finance Committee considered SENATE BILL NO. 20 "An Act relating to offenses against unborn children" and recommended the adoption of the Judiciary Committee Substitute offered on page 1076. Signing do pass: Senator Green, Cochair; Senator Dyson. Signing no recommendation: Senator Wilken, Cochair; Senators Hoffman, Olson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Public Safety

Fiscal Note No. 2, indeterminate, Department of Administration

Fiscal Note No. 3, zero, Department of Corrections

The bill was referred to the Rules Committee.

**SB 121**

The State Affairs Committee considered SENATE BILL NO. 121 "An Act establishing the State of Alaska Capital Corporation; authorizing the issuance of bonds by the State of Alaska Capital Corporation to finance capital improvements in the state; and providing for an effective date." Signing no recommendation: Senator Therriault, Chair; Senators Elton, Wagoner, Huggins, Davis.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Revenue

The bill was referred to the Finance Committee.

**SB 122**

The State Affairs Committee considered SENATE BILL NO. 122 "An Act establishing the Alaska capital income account within the Alaska permanent fund; relating to deposits into the account; relating to certain transfers regarding the Amerada Hess settlement to offset the effects of inflation on the Alaska permanent fund; and providing for an effective date." Signing no recommendation: Senator Therriault, Chair; Senators Elton, Wagoner, Huggins, Davis.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Finance Committee.

**SB 164**

The Finance Committee considered SENATE BILL NO. 164 "An Act relating to the salmon product development tax credit; providing for an effective date by amending an effective date in sec. 7, ch. 57, SLA 2003; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 164(FIN)

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

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Revenue

The bill was referred to the Rules Committee.

**SB 175**

The Finance Committee considered SENATE BILL NO. 175 "An Act relating to dispensing opticians, to dispensing optician apprentices, to the Board of Dispensing Opticians, and to the practice of dispensing opticianry; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 175(FIN)

Signing do pass: Senators Green, Wilken, Cochairs; Senators Hoffman, Olson.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

**SB 183**

The Transportation Committee considered SENATE BILL NO. 183 "An Act relating to encroachments in the right-of-way of a highway" and recommended it be replaced with

## CS FOR SENATE BILL NO. 183(TRA)

Signing do pass: Senator Huggins, Chair; Senator Cowdery. Signing no recommendation: Senators French, Kookesh, Therriault.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Transportation and Public Facilities

The bill was referred to the Finance Committee.

**HB 61**

The Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 61(FIN) "An Act relating to Calcutta pools and crane classics as authorized forms of charitable gaming" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO.  
61(L&C)

Signing do pass: Senator Seekins, Chair; Senator Ben Stevens. Signing no recommendation: Senators Ellis, Davis.

The following fiscal information was published today:

Fiscal Note No. 2, Department of Revenue

The bill was referred to the Finance Committee.

**HB 97**

Forthcoming Finance Senate Committee Substitute (page 1186) for CS FOR HOUSE BILL NO. 97(FIN) "An Act relating to the authority to take oaths, affirmations, and acknowledgments in the state, to notarizations, to verifications, to acknowledgments, to fees for issuing certificates with the seal of the state affixed, and to notaries public; and providing for an effective date" was received today:

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

**HB 181**

The State Affairs Committee considered CS FOR HOUSE BILL NO. 181(L&C) "An Act authorizing a waiver for active duty military service of continuing education requirements for renewal of occupational licenses." Signing do pass: Senator Therriault, Chair; Senators Elton, Wagoner, Huggins, Davis.

The following previously published fiscal information applies:

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

Fiscal Note No. 2, zero, Department of Military and Veterans Affairs

The bill was referred to the Labor and Commerce Committee.

**HB 201**

The State Affairs Committee considered HOUSE BILL NO. 201 "An Act relating to an application for a permanent fund dividend for a member of the armed forces of the United States serving on active duty outside of the state; and providing for an effective date." Signing do pass: Senator Therriault, Chair; Senators Elton, Wagoner, Huggins, Davis.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Judiciary Committee.

**HB 211**

The Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 211(FIN) "An Act extending the termination date of the Board of Dental Examiners; and relating to dentists and dental hygienists." Signing do pass: Senator Seekins, Chair; Senators Davis, Ben Stevens. Signing no recommendation: Senator Ellis.

The following previously published fiscal information applies:

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

The bill was referred to the Finance Committee.

**HB 216**

The Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 216(L&C)(title am) "An Act relating to policy forms and rates that require filing; requiring the filing of certain rates, rating schedules, loss cost adjustments, and rating plans with the director of the division of insurance; establishing a procedure for the director of the division of insurance to obtain additional supporting information from an insurer for a filing; relating to an application for a rate other than that in an applicable rate filing; requiring prior approval for certain rating systems and the procedure for approving a filing; providing for the issuance of orders relating to nonconforming filings after a hearing; relating to the regulation of joint underwriting and joint reinsurance; relating to flex rating; relating to file and use, filing of rates, supplementary rate information, and supporting information; authorizing the director of the division of insurance to require prior approval; relating to form filing subject to prior approval and form filing subject to file and use; and providing for penalties relating to file and use." Signing do pass: Senator Seekins, Chair; Senator Ben Stevens. Signing no recommendation: Senators Ellis, Davis.

The following previously published fiscal information applies:

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

President Stevens removed the Finance Committee referral on the bill.

The bill was referred to the Rules Committee.

**HB 229**

The State Affairs Committee considered HOUSE BILL NO. 229 "An Act relating to the reinstatement of Native corporations; and providing for an effective date." Signing do pass: Senator Therriault; Chair; Senators Wagoner, Huggins. Signing no recommendation: Senator Elton.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

**Announcements**

Announcements are at the end of the journal.

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

**Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., April 30, 2005. Without objection, the Senate adjourned at 4:07 p.m.

Kirsten Waid  
Secretary of the Senate

April 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**

**Apr 29      Friday                                      Beltz 211              1:30 PM**  
 -- Meeting Canceled --  
 Bills Previously Heard/Scheduled

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**FINANCE**

**Apr 29      Friday                                      Senate Finance 532              7:30 AM**  
 <Finance Subcommittee Meeting>  
 NPR-A Impact Mitigation Grants  
 Presentation - Department of Commerce,  
 Community & Economic Development

**Apr 29      Friday                                      Senate Finance 532              9:00 AM**  
 -- Meeting Postponed to Call of Chair --  
 + HB 182 WAGE & HOUR ACT: EXEC/PROF/ADMIN/SALES/DP  
 + HB 91 INDECENT EXPOSURE TO MINORS  
 + SB 156 LAYOFF/NONRETENTION OF TEACHERS  
 + HB 119 AK REGIONAL ECONOMIC ASSISTANCE PROGRAM  
 + SB 108 INSURANCE  
 + Bills Previously Heard/Scheduled

**FINANCE (continued)**

**Apr 30      Saturday                      Senate Finance 532              9:00 AM**  
 -- Meeting Delayed to Call of Chair --  
 += HB 182 WAGE & HOUR ACT: EXEC/PROF/ADMIN/SALES/DP  
 += HB 91 INDECENT EXPOSURE TO MINORS  
 += SB 156 LAYOFF/NONRETENTION OF TEACHERS  
 += HB 119 AK REGIONAL ECONOMIC ASSISTANCE PROGRAM  
 += SB 108 INSURANCE  
 + SB 24 REEMPLOYMENT OF RETIREES  
 + SB 138 MOTOR VEHICLE DEALER SALES  
 + SB 135 ASSAULT & CUSTODIAL INTERFERENCE  
 + SB 157 REG. COST CHARGES: UTILITIES/PIPELINES  
 + SB 182 STATE VETERANS' CEMETARY & FUND  
 + HB 136 DRUNK DRIVING TREATMENT PROGRAM  
 + Bills Previously Heard/Scheduled

**May 02      Monday                              Senate Finance 532              6:00 PM**  
 <Finance Subcommittee Meeting>  
 += HB 130 UNIVERSITY LAND GRANT/STATE FOREST  
 Public testimony may be limited to 3 min.  
 if necessary. (The public hearing may end  
 prior to 9:00 pm if all public testimony  
 has been heard)

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**HEALTH, EDUCATION & SOCIAL SERVICES**

**Apr 29      Friday                              Butrovich 205              1:30 PM**  
 -- Meeting Postponed to Call of Chair --  
 + HB 214 ANATOMICAL GIFTS & REGISTRY  
 + Bills Previously Heard/Scheduled

**May 02      Monday                              Butrovich 205              1:30 PM**  
 + HB 53 CHILDREN IN NEED OF AID/REVIEW PANELS  
 <Pending Referral>  
 + Bills Previously Heard/Scheduled

**May 04      Wednesday                      Butrovich 205              1:30 PM**  
 + Bills Previously Heard/Scheduled

**May 06      Friday                              Butrovich 205              1:30 PM**  
 + Bills Previously Heard/Scheduled

**JUDICIARY**

**Apr 29      Friday                                      Butrovich 205              8:30 AM**

-- Recessed to a Call of the Chair --

Bills Previously Heard/Scheduled

- + SB 127 EXEC. BRANCH ETHICS: FINANCIAL INTERESTS
- + SB 186 EXECUTIVE BRANCH ETHICS
- + SB 187 LEGISLATIVE ETHICS/MEETINGS

**Apr 30      Saturday                                      Butrovich 205              9:00 AM**

-- Time Change --

- + SB 125 LICENSING MEDICAL OR CARE FACILITIES
- + SB 127 EXEC. BRANCH ETHICS: FINANCIAL INTERESTS
- + SB 165 CARD ROOMS & OPERATIONS
- + SB 186 EXECUTIVE BRANCH ETHICS
- + SB 187 LEGISLATIVE ETHICS/MEETINGS
- + SJR 15 BAN LAWSUITS AGAINST FIREARMS INDUSTRY
- + HB 33 EFFECT OF REGULATIONS ON SMALL BUSINESSES
- + HB 81 CONTRACTOR LICENSE ENFORCEMENT
- + HB 149 CONTROLLED SUBSTANCES
- + HB 183 CAMPAIGN FINANCE: SHARED EXPENSES/LISTS
- + HB 184 MUNICIPAL FIREARM ORDINANCES
- + HB 210 BLOODBORNE PATHOGEN TESTING  
<Bill listing does not indicate the order  
in which each will be taken up>
- + Bills Previously Heard/Scheduled

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**LABOR & COMMERCE**

**May 03      Tuesday                                      Beltz 211              1:30 PM**

- + HB 123 OCCUPATIONAL BDS:EXTENSION/RECEIPTS/PSYCH
- + HB 169 REAL ESTATE LICENSEES
- + SB 180 PERSONAL INFORMATION SECURITY/SS#

Bills Previously Heard/Scheduled

Including But Not Limited to:

**May 05      Thursday                                      Beltz 211              1:30 PM**

+ Bills Previously Heard/Scheduled

Including But Not Limited to:

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**RESOURCES**

**Apr 29 Friday Butrovich 205 3:30 PM**  
 -- Recessed to a Call of the Chair --  
 + SCR 8 COOK INLET GAS GATHERING SYSTEM COMPLAINT  
 <SCR 8 Bill Hearing Canceled>  
 + SCR 9 SUPPORTING KENSINGTON GOLD MINE  
 + Bills Previously Heard/Scheduled  
 += HB 71 OIL& GAS EXPLORATION CREDIT & LEASE TERMS  
 <Pending Referral>

**STATE AFFAIRS**

**May 03 Tuesday Beltz 211 3:30 PM**  
 + SB 189 REQUIREMENTS FOR DRIVER'S LICENSE/I.D.  
 Bills Previously Heard/Scheduled

**JOINT COMMITTEES**

**CONFERENCE COMMITTEE ON HB 66 & HB 67**

**Apr 29 Friday Senate Finance 532 3:30 PM**  
 -- Meeting Canceled --  
 = HB 66 APPROP: MENTAL HEALTH BUDGET  
 = HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/BRF  
 The Committee will take up the following  
 departments:  
 Fish & Game  
 Labor  
 Corrections  
 Law  
 Military/Vets  
 Natural Resources  
 Public Safety  
 Previously heard depts w/ open items.

**Apr 30 Saturday Senate Finance 532 12:00 PM**  
 = HB 66 APPROP: MENTAL HEALTH BUDGET  
 = HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/BRF  
 Departments TBA

**JOINT COMMITTEES (continued)****LEGISLATIVE COUNCIL**

<b>May 06</b>	<b>Friday</b> Agenda TBA	<b>Senate Finance 532</b>	<b>5:00 PM</b>
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**OTHER MEETINGS****JOINT LEGISLATIVE HEALTH CAUCUS**

<b>May 02</b>	<b>Monday</b> "Cover the Uninsured Week 2005" A healthy lunch will be served.	<b>Fahrenkamp 203</b>	<b>12:00 PM</b>
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**JOINT SESSION**

<b>May 05</b>	<b>Thursday</b> Governor's Appointees	<b>House Chamber</b>	<b>11:00 AM</b>
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**MISCELLANEOUS MEETINGS**

<b>Apr 30</b>	<b>Saturday</b> TECHNICAL SESSION IN THE SENATE	<b>Senate Chamber</b>	<b>11:00 AM</b>
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<b>May 01</b>	<b>Sunday</b> TECHNICAL SESSION IN THE SENATE	<b>Senate Chamber</b>	<b>11:00 AM</b>
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<b>May 02</b>	<b>Monday</b> TECHNICAL SESSION IN THE SENATE	<b>Senate Chamber</b>	<b>11:00 AM</b>
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