

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Friday

March 30, 2007

Seventy-fourth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:15 a.m.

Roll call showed 31 members present. Representatives Buch, Edgmon, LeDoux, Nelson, and Ramras had been excused from a call of the House today. Representatives Gara and Gruenberg were absent and their presence was noted later.

Representative Samuels moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Guttenberg - from today to 8:00 a.m., April 2

Representative Holmes - from today to evening plane time, April 1

The invocation was offered by the Chaplain, Pastor Jesse Perry of Northern Light United Church. Representative Dahlstrom moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With hunger for what God has in store, let us pray.

Merciful and almighty God, from our diverse backgrounds and different faiths, we pray for the privilege of celebrating the gifts of life as one. Instill in us your joy and give us a passion that all may enjoy life in its fullness. Mark us as your own and never let us forget from whom we have come and to

whom we shall return. Thank you for opening our minds and hearts to the possibilities of faith.

This past week, as in every week, we have seen scenes of misery from around the globe. Human life has been threatened, destroyed, and swept away by anger, war, and natural disasters of all kinds. Keep us from becoming callous to such events and show us ways to be part of the healing of our world.

Gracious Creator, though we honor one flag, we are deeply divided; reveal for us the path to unity. Let us not wander as those who are lost, for we are weary, and many fear that darkness will fall before we find our way home.

O God, out of chaos, bring us meaning; out of darkness, show us the light. And out of our failures, offer us forgiveness - especially we pray for the will to forgive others.

In the confidence that comes only from an abiding trust in you, we pray. Amen.

The Pledge of Allegiance was led by Representative Neuman.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 73rd legislative day be approved as certified by the Assistant Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HJR 8

A message dated March 28, 2007, was read stating the Governor read the following resolution and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR HOUSE JOINT RESOLUTION NO. 8(L&C) am
Opposing the enactment by the Washington State Legislature of a bill proposing to impose a fee on the processing of shipping

containers in the State of Washington because of the negative impact of the fee on the people and the economy of this state.

Legislative Resolve No. 1

HB 18

A message dated March 28, 2007, was read stating the Governor signed the following bill 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. 18(FIN)

"An Act amending the functions and powers of the Alaska Commission on Postsecondary Education; and relating to the repayment provisions for medical education and postsecondary degree program participants."

Chapter No. 5, SLA 2007

Effective Date: June 26, 2007

REPORTS OF STANDING COMMITTEES**HB 2**

The Finance Committee considered:

HOUSE BILL NO. 2

"An Act relating to the vocational education account and appropriations from that account; and providing for an effective date."

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

Do pass (8): Foster, Stoltze, Crawford Nelson, Joule, Thomas, Meyer, Chenault

No recommendation (2): Hawker, Kelly

The following fiscal note(s) apply:

1. Zero, Dept. of Administration

HB 2 was referred to the Rules Committee for placement on the calendar.

**The presence of Representatives Gruenberg and Gara was noted.

HB 171

The State Affairs Committee considered:

HOUSE BILL NO. 171

"An Act relating to the terms of legislators, the date and time for convening regular legislative sessions, adoption of uniform rules of the legislature and to certain of those rules, the date for organizing the Legislative Budget and Audit Committee, and deadlines for certain matters or reports to be delivered to the legislature or filed; prohibiting bonuses for legislative employees; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 171(STA)

"An Act relating to the date and time for convening regular legislative sessions, certain procedures of the legislature, the date for organizing the Legislative Budget and Audit Committee, and deadlines for certain matters or reports to be filed or delivered to the legislature or a legislative committee; prohibiting bonuses for legislative employees; and providing for an effective date."

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

Do pass (1): Coghill

No recommendation (3): Johnson, Roses, Lynn

Amend (2): Gruenberg, Doll

The following fiscal note(s) apply to CSHB 171(STA):

1. Zero, Office of the Governor/All Depts.

HB 171 was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

HB 210

The House Special Committee on Military & Veterans' Affairs considered:

HOUSE BILL NO. 210

"An Act relating to the appointment and qualifications of the adjutant general."

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

Do pass (4): Fairclough, Dahlstrom, Buch, Roses

No recommendation (1): Kawasaki

The following fiscal note(s) apply:

1. Zero, Dept. of Military & Veterans' Affairs

HB 210 was referred to the State Affairs Committee.

INTRODUCTION OF CITATIONS

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Haines High School Cheer and Stunt Squad
By Representative Thomas

The following citation was introduced and taken up later as a Special Order of Business:

In Memoriam - Bertram 'Hap' Ryder
By Representative Kawasaki

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS****HR 6**

HOUSE RESOLUTION NO. 6 by Representatives Johnson, Stoltze, Hawker, and Wilson:

Encouraging all states to oppose the decision of the United States Fish and Wildlife Service to list the polar bear as a threatened species.

was read the first time and referred to the Rules Committee for placement on the calendar.

HJR 16

HOUSE JOINT RESOLUTION NO. 16 by Representative Lynn:

Opposing imposition of a milk tax on Alaskans.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 230**

HOUSE BILL NO. 230 by Representatives Doll and Kerttula, entitled:

"An Act establishing a fee for disposable plastic bags distributed by retail sellers of goods or services to consumers to carry away or protect goods; and establishing the Alaska litter and marine debris reduction and recycling fund."

was read the first time and referred to the Labor & Commerce, Resources, and Finance Committees.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 19**

The following was read the second time:

HOUSE BILL NO. 19

"An Act relating to ignition interlock limited driver's license privileges."

with the:

Journal Page

STA RPT CS(STA) NT 6DP 1NR	161
FN1: ZERO(DOT)	162
FN2: (ADM)	162
JUD RPT CS(JUD) NT 2DP 4NR 1AM	279
FN1: ZERO(DOT)	280
FN2: (ADM)	280
FIN RPT CS(FIN) NT 8DP 3NR	595
FN2: (ADM)	595
FN3: ZERO(DOT)	595

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

CS FOR HOUSE BILL NO. 19(FIN)

"An Act relating to ignition interlock devices; to limited driver's license privileges; and to ignition interlock limited driver's license privileges."

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 19(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 19(FIN) was read the third time.

The question being: "Shall CSHB 19(FIN) pass the House?" The roll was taken with the following result:

CSHB 19(FIN)

Third Reading

Final Passage

YEAS: 32 NAYS: 0 EXCUSED: 7 ABSENT: 1

Yeas: Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, Lynn, Meyer, Neuman, Olson, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Buch, Edgmon, Guttenberg, Holmes, LeDoux, Nelson, Ramras

Absent: Kohring

And so, CSHB 19(FIN) passed the House and was referred to the Chief Clerk for engrossment.

HB 186

The following was read the second time:

HOUSE BILL NO. 186

"An Act relating to sharing with certain federal agencies records required of sport fishing guides."

with the:

Journal Page

FSH RPT CS(FSH) NT 4DP 2NR	534
FN1: ZERO(DFG)	535
RES RPT CS(FSH) NT 6DP 2NR	611
FN1: ZERO(DFG)	611

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

CS FOR HOUSE BILL NO. 186(FSH)

"An Act relating to sharing with certain federal agencies records required of sport fishing guides; and providing for an effective date."

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 186(FSH) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 186(FSH) was read the third time.

The question being: "Shall CSHB 186(FSH) pass the House?" The roll was taken with the following result:

CSHB 186(FSH)

Third Reading

Final Passage

YEAS: 32 NAYS: 0 EXCUSED: 7 ABSENT: 1

Yeas: Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, Lynn, Meyer, Neuman, Olson, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Buch, Edgmon, Guttentberg, Holmes, LeDoux, Nelson, Ramras

Absent: Kohring

And so, CSHB 186(FSH) passed the House.

Representative Samuels moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 186(FSH) was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE RESOLUTIONS**HJR 11**

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 11

Relating to the increased authority granted to the President of the United States to federalize the National Guard of the individual states without the consent of the governors; and urging the United States Congress to take action to restore the sovereignty of the individual states to regulate and command the National Guard of the states.

with the:

Journal Page

MLV RPT 4DP	412
FN1: ZERO(H.MLV/LEG)	412
STA RPT CS(STA) 7DP	476
FN1: ZERO(H.MLV/LEG)	476

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

CS FOR HOUSE JOINT RESOLUTION NO. 11(STA)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 (title amendment) was offered by Representative Coghill:

Page 1, line 3:

Delete "**restore**"
Insert "**honor**"

Representative Coghill moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered and the new title follows:

CS FOR HOUSE JOINT RESOLUTION NO. 11(STA)(title am)
Relating to the increased authority granted to the President of the United States to federalize the National Guard of the individual states without the consent of the governors; and urging the United States Congress to take action to honor the sovereignty of the individual states to regulate and command the National Guard of the states.

Representative Samuels moved and asked unanimous consent that CSHJR 11(STA)(title am) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHJR 11(STA)(title am) was read the third time.

The question being: "Shall CSHJR 11(STA)(title am) pass the House?" The roll was taken with the following result:

CSHJR 11(STA)(title am)

Third Reading

Final Passage

YEAS: 32 NAYS: 0 EXCUSED: 7 ABSENT: 1

Yeas: Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, Lynn, Meyer, Neuman, Olson, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Buch, Edgmon, Guttentberg, Holmes, LeDoux, Nelson, Ramras

Absent: Kohring

And so, CSHJR 11(STA)(title am) passed the House and was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS

Representative Samuels moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Chenault - from 6:00 p.m., today to evening plane time, April 1

Representative Harris - from noon, today to evening plane time, April 1

Representative Stoltze - from 6:00 a.m., April 2 to morning plane time, April 3

SB 49

The Speaker waived the State Affairs Committee referral for the following at the request of Representative Lynn, Chair:

CS FOR SENATE BILL NO. 49(STA)

"An Act relating to commemorative license plates celebrating Alaska's 50th anniversary as a state; and providing for an effective date."

CSSB 49(STA) was removed from the State Affairs Committee and referred to the Finance Committee.

HCR 5

Representative Kerttula added her name as cosponsor to:

HOUSE CONCURRENT RESOLUTION NO. 5

Supporting the 2007 National Crime Victims' Rights Week.

HJR 11

Representatives Kerttula, Dahlstrom, Kawasaki, Johansen, Foster, Wilson, Crawford, and Cissna added their names as cosponsors to:

CS FOR HOUSE JOINT RESOLUTION NO. 11(STA)(title am)

Relating to the increased authority granted to the President of the United States to federalize the National Guard of the individual states without the consent of the governors; and urging the United States Congress to take action to honor the sovereignty of the individual states to regulate and command the National Guard of the states.

HB 2

Representatives Stoltze, Foster, Joule, and Nelson added their names as cosponsors to:

HOUSE BILL NO. 2

"An Act relating to the vocational education account and appropriations from that account; and providing for an effective date."

HB 19

Representatives Kerttula, Gardner, Roses, Kawasaki, and Johansen added their names as cosponsors to:

CS FOR HOUSE BILL NO. 19(FIN)

"An Act relating to ignition interlock devices; to limited driver's license privileges; and to ignition interlock limited driver's license privileges."

HB 29

Representatives Crawford and Foster added their names as cosponsors to:

HOUSE BILL NO. 29

"An Act relating to infants who are safely surrendered by a parent shortly after birth."

HB 40

Representatives Crawford and Foster added their names as cosponsors to:

HOUSE BILL NO. 40

"An Act relating to voluntary land trades, purchases, and leases to enhance public access to certain streams for fishing, hunting, and recreational activities."

HB 45

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 45

"An Act authorizing the Department of Military and Veterans' Affairs to establish and maintain Alaska veterans' cemeteries; and establishing the Alaska veterans' cemetery fund in the general fund."

HB 61

Representatives Foster and Nelson added their names as cosponsors to:

HOUSE BILL NO. 61

"An Act relating to tax credits for cash contributions by taxpayers that are accepted for certain educational purposes, including vocational education programs and courses at the secondary school level; and providing for an effective date."

HB 132

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 132

"An Act designating the first Tuesday of May as Alaska Agriculture Day."

HB 135

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 135

"An Act establishing a higher education savings program for eligible children who were placed in out-of-home care by the state; and providing for confidentiality of identifying information of a beneficiary under the program."

HB 146

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 146

"An Act requiring certain businesses to recognize postmark dates as the date of payment."

HB 152

Representatives Kerttula and Wilson added their names as cosponsors to:

HOUSE BILL NO. 152

"An Act establishing a renewable energy fund and describing its uses and purposes."

HB 186

Representatives Kerttula and Roses added their names as cosponsors to:

CS FOR HOUSE BILL NO. 186(FSH)

"An Act relating to sharing with certain federal agencies records required of sport fishing guides; and providing for an effective date."

HB 200

Representative Buch added his name as cosponsor to:

HOUSE BILL NO. 200

"An Act relating to the presumption of coverage for a workers' compensation claim for disability as a result of certain diseases for certain occupations."

HB 210

Representatives Fairclough, Roses, and Buch added their names as cosponsors to:

HOUSE BILL NO. 210

"An Act relating to the appointment and qualifications of the adjutant general."

HB 220

Representatives Neuman and Crawford added their names as cosponsors to:

HOUSE BILL NO. 220

"An Act prohibiting computer-assisted remote hunting."

SPECIAL ORDER OF BUSINESS

Representative Samuels moved and asked unanimous consent that the notice and publication requirements be waived and the citation, In Memoriam - Bertram 'Hap' Ryder, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

In Memoriam - Bertram 'Hap' Ryder

By Representatives Kawasaki, Harris, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kelly, Kerttula, Kohring, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

ENGROSSMENT**HJR 11**

CSHJR 11(STA)(title am) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 19

CSHB 19(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 186

CSHB 186(FSH) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

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The following meetings today were changed:

Judiciary Committee

CANCELED

Labor & Commerce Committee

CANCELED

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 11:00 a.m., April 2, 2007. There being no objection, the House adjourned at 10:55 a.m.

Tisha Gieser
Assistant Chief Clerk