

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-FIFTH LEGISLATURE – SECOND SESSION

Juneau, Alaska

Saturday

April 5, 2008

#### Eighty-second Day

Pursuant to adjournment the House was called to order by Speaker Harris at 4:07 p.m.

Roll call showed 39 members present.

Representative Samuels moved and asked unanimous consent that Representative Holmes be excused from a call of the House from today to 10:00 p.m., April 7. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Matt Johnson of Greatland Bible Ministries. Representative Coghill moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deepest respect for Alaskans of all faiths, I offer this prayer.

O God, unto whom all hearts are open, all desires known, and from whom no secrets are hid, cleanse the thoughts of our hearts by the inspiration of your Holy Spirit, that we may be participants in the improvement of your world.

Grant us the spirit of wisdom and understanding that we may know the truth and find ourselves reborn to a greater freedom and a fuller peace. Give us the strength and courage to act in accordance with the law written upon our hearts, with the knowledge that in so doing we serve higher purposes and accomplish nobler ends. Grant us to live in preference to the approbation of our God to the applause of our peers.

Suffer us not to mock ourselves with falsehood but to be ever mindful of the fact that we are not our own; that we have a common destiny, and the decisions we make here have moment not just for ourselves, but for all who share our common life. Give us to act not so much for the greater good, as for the good of all. And in so doing, may the words of our mouths and the meditations of our hearts be acceptable in your sight, O God, our strength and our redeemer. Amen.

The Pledge of Allegiance was led by Representative Seaton.

#### **CERTIFICATION OF THE JOURNAL**

Representative Samuels moved and asked unanimous consent that the journal for the 81<sup>st</sup> legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

#### **MESSAGES FROM THE SENATE**

##### **HB 370**

A message dated April 4, 2008, was read stating the Senate passed:

##### **CS FOR HOUSE BILL NO. 370(RES)**

"An Act relating to forested land management and protection from wildland fire and other destructive agents; changing the term 'forest fire' to 'wildland fire' where it appears in the Alaska Statutes; and providing for an effective date."

CSHB 370(RES) was referred to the Chief Clerk for enrollment.

##### **HB 61**

A message dated April 4, 2008, was read stating the Senate passed CSHB 61(FIN) with the following amendment and it is transmitted for consideration:

##### **SENATE CS FOR CS FOR HOUSE BILL NO. 61(FIN)**

"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 to tax credits for cash contributions by tax payers

that are accepted by a state-operated vocational technical education and training school; and providing for an effective date."

CSHB 61(FIN) is under Unfinished Business.

**HB 193**

A message dated April 4, 2008, was read stating the Senate passed CSHB 193(STA) with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 193(STA)  
"An Act relating to the composition of the Alaska Police Standards Council; and providing for an effective date."

CSHB 193(STA) is under Unfinished Business.

**HB 330**

A message dated April 4, 2008, was read stating the Senate passed CSHB 330(RES) with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 330(FIN)  
"An Act relating to noxious weed, invasive plant and agricultural pest management and education; and providing for an effective date."

CSHB 330(RES) is under Unfinished Business.

**SB 101**

A message dated April 4, 2008, was read stating the Senate concurred in the House amendment to CSSB 101(2d L&C), thus adopting:

HOUSE CS FOR CS FOR SENATE BILL NO. 101(JUD)  
"An Act relating to private professional conservators, private and public guardians, and court hearings on the issue of incapacity; and establishing uniform adult guardianship and conservator jurisdiction and procedures."

**SB 216**

A message dated April 4, 2008, was read stating the Senate adopted the House letter of intent (page 2582) on the following:

CS FOR SENATE BILL NO. 216(TRA)

"An Act designating the Alaska Highway and portion of the Richardson Highway as the Purple Heart Trail."

**COMMUNICATIONS**

The following were received:

Dept. of Administration  
Office of the Commissioner  
Monetary Terms of Agreement between the State and the  
Inlandboatmen's Union of the Pacific  
April 4, 2008  
(as required by AS 23.40.215)

Dept. of Administration  
Office of the Commissioner  
Monetary Terms of Arbitration Award between the State and the  
International Organization of Masters, Mates and Pilots Association  
April 3, 2008  
(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

**REPORTS OF STANDING COMMITTEES****HB 281**

The Rules Committee considered:

HOUSE BILL NO. 281

"An Act extending the statute of limitations for the filing of complaints with the Alaska Public Offices Commission involving state election campaigns."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 281(RLS)

"An Act requiring candidates to disclose certain information about all contributors under AS 15.13; relating to the preservation of records required to be kept by candidates, groups, nongroup entities, or persons under AS 15.13; relating to records required to be kept by certain lobbyists and persons who employ, retain, or contract for the services of lobbyists; relating to complaints filed with the Select Committee on Legislative Ethics; relating to administrative complaints filed with the Alaska Public Offices Commission; relating to the statute of limitations for civil actions brought under AS 39.50; extending the statute of limitations for prosecutions of violations of the Alaska Election Code; and providing for an effective date."

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

Do pass (4): Kerttula, Samuels, Harris, Coghill

No recommendation (1): Guttenberg

Amend (1): Johnson

The following fiscal note(s) apply to CSHB 281(RLS):

2. Zero, Legislative Agency
3. Fiscal, Dept. of Administration
4. Fiscal, Dept. of Law

HB 281 was returned to the Rules Committee for placement on the calendar.

**SB 78**

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 78(JUD)

"An Act relating to the installation of window tinting in automobiles."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 78(JUD)  
(same title)

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

Do pass (2): Lynn, Dahlstrom

No recommendation (2): Coghill, Ramras

Amend (1): Gruenberg

The following fiscal note(s) apply to HCS CSSB 78(JUD):

3. Zero, Dept. of Law
4. Zero, Dept. of Public Safety

CSSB 78(JUD) was referred to the Rules Committee for placement on the calendar.

### **SB 196**

The Finance Committee considered:

CS FOR SENATE BILL NO. 196(FIN) am  
"An Act relating to establishing a controlled substance prescription database."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 196(FIN)  
(same title)

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

Do pass (4): Hawker, Joule, Nelson, Meyer

No recommendation (6): Kelly, Crawford, Gara, Stoltze, Thomas, Chenault

The Committee adopted the Senate letter of intent (Senate Journal page 1785).

The following fiscal note(s) apply to HCS CSSB 196(FIN):

3. Fiscal, Dept. of Commerce, Community, & Economic Development
4. Fiscal, Dept. of Health & Social Services

CSSB 196(FIN) am was referred to the Rules Committee for placement on the calendar.

### **SB 201**

The State Affairs Committee considered:

CS FOR SENATE BILL NO. 201(FIN)

"An Act relating to the establishment and maintenance of an Internet website providing public finance information; and identifying the information to be available on the Internet website."

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

Do pass (5): Doll, Gruenberg, Roses, Johnson, Lynn

No recommendation (1): Johansen

The following fiscal note(s) apply:

1. Zero, Dept. of Administration

CSSB 201(FIN) was referred to the Finance Committee.

### **SB 202**

The State Affairs Committee considered:

## SENATE BILL NO. 202

"An Act relating to expenditures in aid of or to implement the provisions of the federal Real ID Act."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 202(STA)  
(same title)

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

Do pass (2): Coghill, Lynn

No recommendation (3): Johansen, Roses, Doll

Amend (2): Johnson, Gruenberg

The following fiscal note(s) apply to HCS SB 202(STA):

1. Zero, Dept. of Administration

SB 202 was referred to the Finance Committee.

**SB 211**

The Judiciary Committee considered:

## SENATE BILL NO. 211

"An Act relating to an aggravating factor at sentencing for crimes directed at a victim because of the victim's homelessness."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 211(JUD)  
"An Act relating to an aggravating factor at sentencing concerning the knowledge of the defendant regarding the vulnerability or incapability of resistance of the victim due to homelessness."

(pending title change resolution)



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

Do pass (2): Gruenberg, Lynn

No recommendation (3): Coghill, Dahlstrom, Ramras

The following fiscal note(s) apply to HCS SB 211(JUD):

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

SB 211 was referred to the Rules Committee for placement on the calendar.

### **SB 214**

The Finance Committee considered:

CS FOR SENATE BILL NO. 214(FIN)

"An Act relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 214(FIN)

"An Act relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents; providing for free hunting and sport fishing licenses for active members of the Alaska National Guard and military reserves; and providing for an effective date."

(pending title change resolution)

The report was signed by Representative Chenault, Co-chair, with the following individual recommendations:

Do pass (6): Hawker, Nelson, Crawford, Foster, Thomas, Chenault

No recommendation (2): Joule, Kelly

The following fiscal note(s) apply to HCS CSSB 214(FIN):

2. Fiscal, Dept. of Fish & Game

CSSB 214(FIN) is on today's calendar.

**SB 259**

The Health, Education & Social Services Committee considered:

SENATE BILL NO. 259

"An Act repealing certain provisions relating to applications for medical assistance coverage; making certain provisions of ch. 96, SLA 2006, retroactive; providing for an effective date by repealing an effective date section in ch. 96, SLA 2006; providing for an effective date for certain sections of ch. 96, SLA 2006; and providing for an effective date."

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

Do pass (4): Cissna, Seaton, Roses, Wilson

No recommendation (3): Keller, Fairclough, Gardner

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services
2. Zero, Legislative Agency

SB 259 was referred to the Finance Committee.

**REPORTS OF SPECIAL COMMITTEES**

**HB 310**

The Conference Committee considering:

CS FOR HOUSE BILL NO. 310(FIN) am

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 310(FIN) am  
S(brf sup maj fld S)

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; and providing for an effective date."

requests limited powers of free conference on the appropriations and language that are not identical in the House and Senate bill versions. A list of allocations in section 1 that are identical and language sections not subject to conference were attached to the request.

The request was signed by Representatives Chenault (Chair), Meyer, Joule; and Senators Hoffman (Chair), Stedman, Dyson.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk notified the Senate.

### **HB 312**

The Conference Committee considering:

CS FOR HOUSE BILL NO. 312(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 312(FIN)  
(same title)

requests limited powers of free conference on the appropriations and language that are not identical in the House and Senate bill versions. A list of allocations in section 1 that are identical and language sections not subject to conference were attached to the request.

The request was signed by Representatives Chenault (Chair), Meyer, Joule; and Senators Hoffman (Chair), Stedman, Dyson.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk notified the Senate.

### INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring – Alaska Forest Association  
By Representative Johansen

Honoring – Jasmine Ann Neeno  
By Senator French; Representative Holmes

Honoring – Michael Warren  
By Senator French; Representative Holmes

Honoring – Jason Bergerson  
By Senator French; Representative Doogan

Honoring – Pamela Orme  
By Senator French

Honoring – Wil Milam  
By Senator Stevens; Representative Seaton

In Memoriam – C.L. "Chuck" Cloudy  
By Representatives Johansen, Thomas

In Memoriam – Helen Ruth Finney  
By Representatives Johansen, Thomas

In Memoriam – Wilma Ione Tibbles  
By Representative Johansen

In Memoriam – Kelly Nausid  
By Representative Johansen

In Memoriam – Loretta Hopper  
By Senator French; Representative Neuman

In Memoriam – Patricia Margaret Anne O'Hollaren Rowe  
By Senator Stevens; Representative Seaton

In Memoriam – Elisabeth Dorothy Wilsie Aprill  
By Senator Stevens; Representative Seaton

In Memoriam – Lionel Haakenson  
By Senator Stevens; Representative Seaton

#### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS**

##### **HCR 27**

HOUSE CONCURRENT RESOLUTION NO. 27 by the House  
Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of  
the Alaska State Legislature, concerning Senate Bill No. 214,  
relating to hunting licenses and tags for nonresident members of  
the military service or the United States Coast Guard and their  
dependents.

was read the first time and taken up later as a Special Order of  
Business.

##### **HCR 28**

HOUSE CONCURRENT RESOLUTION NO. 28 by the House  
Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 211, relating to an aggravating factor at sentencing for crimes directed at a victim because of the victim's homelessness.

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

**HCR 29**

HOUSE CONCURRENT RESOLUTION NO. 29 by the House Resources Committee:

Establishing the Cook Inlet Salmon Task Force as a joint legislative task force.

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

**CONSIDERATION OF THE DAILY CALENDAR**

**SECOND READING OF HOUSE BILLS**

**HB 368**

The following was read the second time:

HOUSE BILL NO. 368

"An Act modifying the limitations on political fund raising during legislative sessions by candidates for governor or for lieutenant governor, and amending the Legislative Ethics Act to modify the limitation on political fund raising by legislators and legislative employees during legislative sessions, to allow legislators and legislative employees to accept certain gifts from lobbyists within their immediate families, to clarify the Legislative Ethics Act as it relates to legislative volunteers and educational trainees, to reduce the frequency of publication of summaries by the Select Committee on Legislative Ethics, to revise procedures and penalties related to the late filing of disclosures required by the Legislative Ethics Act, and to add a definition to that Act."

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with the:

Journal Page

STA RPT CS(STA) NT 3DP 4NR	2095
FN1: ZERO(ADM)	2096
JUD RPT CS(JUD) NT 4DP 3NR	2462
FN1: ZERO(ADM)	2463
FIN RPT CS(FIN) NT 7DP 2NR 1AM	2573
FN1: ZERO(ADM)	2574
FN2: ZERO(LEG)	2574

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. 368(FIN)

"An Act amending the Legislative Ethics Act to modify the limitation on political fund raising by legislators and legislative employees during legislative sessions, to allow legislators and legislative employees to accept certain gifts from lobbyists, to clarify the Legislative Ethics Act as it relates to legislative volunteers and educational trainees, to reduce the frequency of publication of summaries by the Select Committee on Legislative Ethics, and to revise procedures and fines related to the late filing of disclosures required by the Legislative Ethics Act."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Lynn, Gardner, Kerttula, and Doll:

Page 2, lines 19 - 23:

Delete all material.

Renumber the following bill sections accordingly.

Representative Lynn moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Gara objected.

Representative Ramras placed a call of the House.

The call was satisfied.

Amendment to Amendment No. 1 was offered by Representative Crawford:

Add to the amendment:

"Page 2, lines 12 - 18:  
Delete all material."

Representative Crawford moved and asked unanimous consent that Amendment to Amendment No. 1 be adopted.

There was objection.

Representative Crawford moved and asked unanimous consent to withdraw Amendment to Amendment No. 1. There being no objection, it was so ordered.

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

CSHB 368(FIN)  
Second Reading  
Amendment No. 1

**YEAS: 14 NAYS: 25 EXCUSED: 1 ABSENT: 0**

Yeas: Chenault, Coghill, Doll, Gardner, Guttenberg, Kawasaki, Kerttula, Lynn, Nelson, Olson, Salmon, Samuels, Seaton, Stoltze

Nays: Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Foster, Gara, Gatto, Gruenberg, Harris, Hawker, Johansen, Johnson, Joule, Keller, Kelly, LeDoux, Meyer, Neuman, Ramras, Roses, Thomas, Wilson

Excused: Holmes

And so, Amendment No. 1 was not adopted.



Amendment No. 2 was offered by Representatives Kerttula, Lynn, and Doll:

Page 2, lines 1 - 2:

Delete "municipality in which the legislative session is convened [CAPITAL CITY]"

Insert "capital city or in the municipality in which the legislature is convened in special session if the municipality is other than the capital city"

Page 2, line 10:

Delete "municipality in which the legislative session is convened, [CAPITAL CITY]"

Insert "capital city or in the municipality in which the legislature is convened in special session if the municipality is other than the capital city,"

Page 2, lines 16 - 17:

Delete "municipality in which the legislative session is convened, [CAPITAL CITY]"

Insert "capital city or in the municipality in which the legislature is convened in special session if the municipality is other than the capital city,"

Representative Kerttula moved and asked unanimous consent that Amendment No. 2 be adopted.

Objection was heard and withdrawn. There being no further objection, Amendment No. 2 was adopted.

Representative Samuels moved and asked unanimous consent that CSHB 368(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 368(FIN) am was read the third time.

The question being: "Shall CSHB 368(FIN) am pass the House?" The roll was taken with the following result:

CSHB 368(FIN) am  
 Third Reading  
 Final Passage

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

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

Excused: Holmes

And so, CSHB 368(FIN) am passed the House and was referred to the Chief Clerk for engrossment.

### SECOND READING OF SENATE BILLS

#### SB 209

The following was read the second time:

#### SENATE BILL NO. 209

"An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date."

with the:

Journal Page

FIN RPT 7DP

2575

FN2: (HSS)

2575

Representative Samuels moved and asked unanimous consent that SB 209 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 209 was read the third time.

The question being: "Shall SB 209 pass the House?" The roll was taken with the following result:

SB 209  
Third Reading  
Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Holmes

Absent: Doogan

And so, SB 209 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.

SB 209 was signed by the Speaker and Chief Clerk and returned to the Senate.

**SB 214**

The following was read the second time:

CS FOR SENATE BILL NO. 214(FIN)

"An Act relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents; and providing for an effective date."

with the:	Journal Page
MLV RPT HCS(MLV) 3DP 2NR	2551
FN1: (DFG)	2552
FIN RPT HCS(FIN) NT 6DP 2NR	2637
FN2: (DFG)	2638

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

HOUSE CS FOR CS FOR SENATE BILL NO. 214(FIN)

"An Act relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents; providing for free hunting and sport fishing licenses for active members of the Alaska National Guard and military reserves; and providing for an effective date."

(HCR 27 - title change resolution)

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that HCS CSSB 214(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 214(FIN) was read the third time.

The question being: "Shall HCS CSSB 214(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 214(FIN)

Third Reading

Final Passage

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

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

Excused: Holmes

And so, HCS CSSB 214(FIN) 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.

HCS CSSB 214(FIN) was referred to the Chief Clerk for engrossment.

### **SPECIAL ORDER OF BUSINESS**

#### **HCR 27**

Representative Samuels moved and asked unanimous consent that the following be taken up as a Special Order of Business:

#### HOUSE CONCURRENT RESOLUTION NO. 27

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 214, relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents.

There being no objection, it was so ordered.

The question being: "Shall HCR 27 pass the House?" The roll was taken with the following result:

#### HCR 27

Special Order of Business

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

Yeas: Buch, Cissna, Coghil, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Holmes

Absent: Chenault

And so, HCR 27 passed the House and was referred to the Chief Clerk for engrossment.

**CONSIDERATION OF THE DAILY CALENDAR**

(continued)

**THIRD READING OF HOUSE BILLS****HB 364**

The following, which was advanced to third reading from the April 4, 2008, calendar (page 2610), was read the third time:

CS FOR HOUSE BILL NO. 364(FIN)

"An Act relating to notice and consent for a minor's abortion; relating to penalties for performing an abortion; relating to a judicial bypass procedure for an abortion; relating to coercion of a minor to have an abortion; relating to reporting of abortions performed on minors; amending Rule 220, Alaska Rules of Appellate Procedure, and Rule 20, Alaska Probate Rules, relating to judicial bypass for an abortion; and providing for an effective date."

The question being: "Shall CSHB 364(FIN) pass the House?" The roll was taken with the following result:

CSHB 364(FIN)

Third Reading

Final Passage

**YEAS: 23 NAYS: 15 EXCUSED: 1 ABSENT: 1**

Yeas: Chenault, Coghill, Dahlstrom, Fairclough, Foster, Gatto, Harris, Hawker, Johansen, Johnson, Keller, Kelly, LeDoux, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Samuels, Stoltze, Thomas, Wilson

Nays: Buch, Cissna, Crawford, Doll, Doogan, Edgmon, Gara, Gardner, Gruenberg, Guttenberg, Joule, Kawasaki, Kerttula, Salmon, Seaton

Excused: Holmes

Absent: Nelson

And so, CSHB 364(FIN) passed the House.

Representative Samuels moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 364(FIN)

Third Reading

Effective Date

**YEAS: 29 NAYS: 9 EXCUSED: 1 ABSENT: 1**

Yeas: Buch, Chenault, Coghill, Dahlstrom, Edgmon, Fairclough, Foster, Gatto, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, LeDoux, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Cissna, Crawford, Doll, Doogan, Gara, Gardner, Gruenberg, Guttenberg, Kerttula

Excused: Holmes

Absent: Nelson

And so, the effective date clause was adopted.

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

Representative Kerttula later gave notice of reconsideration of the vote on CSHB 364(FIN).

#### **LEGISLATIVE CITATIONS**

Representative Samuels moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring – Excursion Inlet Seafood Processing Plant, 100 Year Anniversary

By Representatives Thomas, Harris, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen,

Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Wilson; Senator Kookesh

Honoring – Kiana School Lady Lynx

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

Honoring – Darrel W. Hess

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

In Memoriam – Henry "Hank" Isao Nakada

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

In Memoriam – Brian Brundin

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

In Memoriam – Thomas Cobb Tierney

By Representatives Holmes, Harris, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Johansen,



Johnson, Joule, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson; Senator French

In Memoriam – Don Collingsworth

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

In Memoriam – James "Jim" Ruotsala

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

In Memoriam – Richard C. Pope

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

### CONCUR IN SENATE AMENDMENTS

#### HB 61

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 2630) on the following:

#### CS FOR HOUSE BILL NO. 61(FIN)

"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 to tax credits for cash contributions by tax payers

that are accepted by a state-operated vocational technical education and training school; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 61(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 61(FIN), thus adopting SCS CSHB 61(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 61(FIN)?" The roll was taken with the following result:

SCS CSHB 61(FIN)

Concur

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

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

Excused: Holmes

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 61(FIN).

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.

The Chief Clerk notified the Senate.

SCS CSHB 61(FIN) was referred to the Chief Clerk for enrollment.

**HB 125**

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 2598) on the following:

CS FOR HOUSE BILL NO. 125(FIN)

"An Act relating to budget planning and a fiscal plan for the State of Alaska."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 125(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 125(FIN), thus adopting SCS CSHB 125(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 125(FIN)?" The roll was taken with the following result:

SCS CSHB 125(FIN)

Concur

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

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

Excused: Holmes

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 125(FIN).

The Chief Clerk notified the Senate.

SCS CSHB 125(FIN) was referred to the Chief Clerk for enrollment.

### RECONSIDERATION

#### SB 164

Representative Gara brought up reconsideration of the vote on CSSB 164(JUD) (page 2614).

The following was again before the House in third reading:

CS FOR SENATE BILL NO. 164(JUD)

"An Act relating to disclosures required for the sale of a used motor vehicle, including a trailer, by a motor vehicle dealer."

Representative Gara moved and asked unanimous consent that CSSB 164(JUD) be returned to second reading for the specific purpose of rescinding previous action in failing to adopt Amendment No. 1 (page 2612). There being no objection, it was so ordered.

Representative Gara moved that the House rescind previous action in failing to adopt Amendment No. 1.

The question being: "Shall the House rescind previous action in failing to adopt Amendment No. 1?" The roll was taken with the following result:

CSSB 164(JUD)--RECONSIDERATION

Second Reading

Rescind previous action on Amendment No. 1

**YEAS: 19 NAYS: 20 EXCUSED: 1 ABSENT: 0**

Yeas: Buch, Cissna, Crawford, Doll, Doogan, Edgmon, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Joule, Kerttula, LeDoux, Lynn, Nelson, Salmon, Seaton, Wilson

Nays: Chenault, Coghill, Dahlstrom, Fairclough, Foster, Harris, Hawker, Johansen, Johnson, Kawasaki, Keller, Kelly, Meyer, Neuman, Olson, Ramras, Roses, Samuels, Stoltze, Thomas

Excused: Holmes

And so, the motion failed.

CSSB 164(JUD) was automatically in third reading.

The question to be reconsidered: "Shall CSSB 164(JUD) pass the House?" The roll was taken with the following result:

CSSB 164(JUD)--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 29 NAYS: 9 EXCUSED: 1 ABSENT: 1**

Yeas: Chenault, Crawford, Dahlstrom, Edgmon, Fairclough, Foster, Gardner, Gatto, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Buch, Cissna, Doll, Doogan, Gara, Gruenberg, Guttenberg, Kerttula, Salmon

Excused: Holmes

Absent: Coghill

And so, CSSB 164(JUD) passed the House on reconsideration, was signed by the Speaker and Chief Clerk and returned to the Senate.

#### **CONCUR IN SENATE AMENDMENTS**

#### **HB 193**

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 2631) on the following:

CS FOR HOUSE BILL NO. 193(STA)

"An Act relating to the composition of the Alaska Police Standards Council; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 193(STA)

(same title)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 193(STA), thus adopting SCS CSHB 193(STA), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 193(STA)?" The roll was taken with the following result:

SCS CSHB 193(STA)

Concur

**YEAS: 37 NAYS: 1 EXCUSED: 1 ABSENT: 1**

Yeas: Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Kelly

Excused: Holmes

Absent: Salmon

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 193(STA).

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.

The Chief Clerk notified the Senate.

SCS CSHB 193(STA) was referred to the Chief Clerk for enrollment.

### **HB 330**

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 2631) on the following:

## CS FOR HOUSE BILL NO. 330(RES)

"An Act relating to noxious weed, invasive plant and agricultural pest management and education; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 330(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 330(RES), thus adopting SCS CSHB 330(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 330(RES)?" The roll was taken with the following result:

SCS CSHB 330(FIN)

Concur

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

Yeas: Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Holmes

Absent: Kerttula, Salmon

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 330(FIN).

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.

The Chief Clerk notified the Senate.

SCS CSHB 330(FIN) was referred to the Chief Clerk for enrollment.

### **UNFINISHED BUSINESS**

#### **HB 306**

The Speaker waived the Finance Committee referral for the following at the request of Representative Meyer, Co-chair:

#### **SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 306**

"An Act relating to providing a voluntary pre-elementary program within a school district; and providing for the establishment and implementation of a statewide early childhood education plan."

SSH B 306 was removed from the Finance Committee and referred to the Rules Committee for placement on the calendar.

#### **HB 364**

Representative Kerttula moved that the House rescind previous action in adopting the court rule changes (page 2651) on the following:

#### **CS FOR HOUSE BILL NO. 364(FIN)**

"An Act relating to notice and consent for a minor's abortion; relating to penalties for performing an abortion; relating to a judicial bypass procedure for an abortion; relating to coercion of a minor to have an abortion; relating to reporting of abortions performed on minors; amending Rule 220, Alaska Rules of Appellate Procedure, and Rule 20, Alaska Probate Rules, relating to judicial bypass for an abortion; and providing for an effective date."

There was objection.

Representative Kerttula moved and asked unanimous consent to withdraw the motion. There being no objection, it was so ordered.

Representative Kerttula gave notice of reconsideration of the vote on CSHB 364(FIN).



**HB 193**

Representative Dahlstrom added her name as cosponsor to:

SENATE CS FOR CS FOR HOUSE BILL NO. 193(STA)

"An Act relating to the composition of the Alaska Police Standards Council; and providing for an effective date."

**SB 201**

Representative Lynn added his name as cross sponsor to:

CS FOR SENATE BILL NO. 201(FIN)

"An Act relating to the establishment and maintenance of an Internet website providing public finance information; and identifying the information to be available on the Internet website."

**SB 209**

Representative Lynn added his name as cross sponsor to:

SENATE BILL NO. 209

"An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date."

**SB 214**

Representatives Stoltze, Lynn, Meyer, Fairclough, Kerttula, and Chenault added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 214(FIN)

"An Act relating to hunting licenses and tags for nonresident members of the military service or the United States Coast Guard and their dependents; providing for free hunting and sport fishing licenses for active members of the Alaska National Guard and military reserves; and providing for an effective date."

**ENGROSSMENT****HCR 27**

HCR 27 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**HB 368**

CSHB 368(FIN) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**SB 214**

HCS CSSB 214(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 3, 2008.

House committee schedules are published daily under separate cover.

**ADJOURNMENT**

Representative Samuels moved and asked unanimous consent that the House adjourn until 2:00 p.m., April 6, 2008. There being no objection, the House adjourned at 7:08 p.m.

Suzi Lowell  
Chief Clerk

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