

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

**Juneau, Alaska**

**Wednesday**

**January 31, 2007**

**Sixteenth Day**

Pursuant to adjournment the Senate was called to order by President Green at 11:08 a.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, Pastor Gary Waterhouse of the Juneau and Sitka Seventh-Day Adventist Churches. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Lord, you have given to each of us a mission on this earth, a reason for our existence, something that gives meaning to our lives. These men and women who assemble here today have determined that part of their mission is servanthood. We thank you for each of them and their dedication to the people of Alaska. Most of those who serve are away from their home for months out of every year. By serving in these halls, some for a decade or more, they have of necessity missed some important celebrations and events, birthdays and anniversaries. Thank you, Lord for each of them and their allegiance to the people of Alaska. Give to each of them health and strength and safe travels as they serve.

We also thank you for the assistants and clerks, sergeant at arms and pages, the secretaries and janitors, who work together to help in the smooth proceedings in this building. May everyone here know their work is valued and appreciated.

We would also remember today those who serve in our armed forces, many of whom are in harm's way. Comfort the families of those who have suffered loss and soon bring an end to all conflict.

We pray these things in thy name. Amen.

Senator Bunde led the Senate in the Pledge of Allegiance.

### **Certification**

Senator Stevens moved and asked unanimous consent that the journals for the fourteenth and fifteenth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

### **Messages from the House**

Message dated January 30 was read, stating the Speaker pro tempore made the following appointments:

#### **Victims' Advocate Selection Committee**

Representative Hawker  
Representative Olson  
Representative Nelson

Message dated January 30 was read, stating the House passed and transmitted for consideration:

### **First Reading and Reference of House Bills**

#### **HB 69**

CS FOR HOUSE BILL NO. 69(JUD) BY THE HOUSE JUDICIARY COMMITTEE, entitled:

"An Act relating to executive clemency."

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

**Communications**

The following reports are on file in the Office of the Secretary of the Senate:

Fiscal Year 2007 Operating Grants  
from Karleen K. Jackson, Commissioner  
Department of Health and Social Services

National Petroleum Reserve-Alaska (NPR-A)  
Impact Mitigation Grant Program  
Report to the Twenty-fifth Legislature  
from Michael Black, Director, Division of Community Advocacy  
Department of Commerce, Community and Economic Development  
in accordance with AS 37.05.530(c)

Annual Loan Fund Report FY 2006  
from Mike Maher, Acting Commissioner  
Department of Environmental Conservation  
in accordance with AS 37.05.035

FY 2007 Annual Fee Report  
from Karen Rehfeld, Director, Office of Management and Budget  
Office of the Governor  
in accordance with AS 37.10.050(c)

2006 Annual Report of Fisheries Enhancement Term Extensions  
from Emil Notti, Commissioner  
Department of Commerce, Community and Economic Development  
in accordance with AS 16.10.510(11)

Annual State Loan Report FY06 and  
Annual Report of Reinstatements FY06  
from Emil Notti, Commissioner  
Department of Commerce, Community and Economic Development  
in accordance with AS 37.05.035 and AS 16.10.350(b)

Bradley Lake Hydroelectric Project  
Annual Capital Project Status Report  
from Ron Miller, Executive Director  
Alaska Energy Authority  
in accordance with AS 44.83.950(b)

Annual Review of Assets  
from Ron Miller, Executive Director  
Alaska Industrial Development and Export Authority  
in accordance with AS 44.88.205

2006 Annual Report  
from Lela F. Klingert, President  
Alaska Commercial Fishing and Agriculture Bank  
in accordance with AS 44.81.200

### **Standing Committee Reports**

#### **SB 46**

The Resources Committee considered SENATE BILL NO. 46 "An Act relating to the Alaska coastal management program; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec. 21, ch. 31, SLA 2005; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 46(RES)

Signing do pass: Senator Huggins, Chair; Senators Green, Stedman.  
Signing no recommendation: Senator McGuire.

The following fiscal information was published today:  
Fiscal Note No. 1, zero, Department of Natural Resources

The bill was referred to the Finance Committee.

### **Introduction and Reference of Senate Bills**

#### **SB 70**

SENATE BILL NO. 70 BY SENATOR BUNDE, entitled:

"An Act relating to per diem for the legislative branch and prohibiting legislators who reside in the state capital from receiving per diem during sessions; and providing for an effective date."

was read the first time and referred to the State Affairs and Finance Committees.

### **Consideration of the Calendar**

#### **Citations**

Honoring – Barrow, 125<sup>th</sup> Anniversary, International Polar Year  
Representative(s) Joule  
Senator(s) Olson, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton,  
Hoffman, Huggins, Kookesh, McGuire, Stedman, Stevens, Therriault,  
Thomas, Wagoner, Wielechowski, Wilken

Senator Stevens moved and asked unanimous consent that the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

### **Unfinished Business**

#### **SB 46**

Senator Stedman, Cochair, moved and asked unanimous consent that the Finance Committee referral be waived on SENATE BILL NO. 46 "An Act relating to the Alaska coastal management program; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec. 21, ch. 31, SLA 2005; and providing for an effective date." Without objection, the bill was referred to the Rules Committee.

President Green made the following appointments:

#### **Joint Armed Services Committee**

George Cannelos, reappointed public member  
Chick Wallace, reappointed public member  
Joel Casto, public member

Senator Dyson moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, February 9 through morning plane time, February 12; from afternoon plane time, February 16 through morning plane time, February 19; and from morning plane time, March 8 through morning plane time, March 13. Without objection, Senator Dyson was excused.

Senator Wielechowski moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, February 2 through morning plane time, February 5. Without objection, Senator Wielechowski was excused.

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

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate on February 4 to 2:00 p.m. Without objection, Senator Hoffman was excused.

### **Announcements**

Announcements are at the end of the journal.

### **Adjournment**

Senator Stevens moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., February 2, 2007. Without objection, the Senate adjourned at 11:36 a.m.

Kirsten Waid  
Secretary of the Senate

**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**

<b>Feb 01</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
	Joint w/ (H) Community & Regional Affairs		
	Overview: Department of Commerce		
	Community and Economic Development,		
	Commissioner Emil Notti; Division of		
	Community Advocacy, Mike Black		

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**FINANCE**

<b>Jan 31</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	Overview of Governor's FY 2008 Budget		
	Karen Rehfeld, Director, Office of		
	Management & Budget		
	David Teal, Director, Legislative Finance		

  

<b>Feb 02</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	PERS/TRS Overview & Update		
	Dept of Administration		

  

<b>Feb 06</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	Joint w/ (S) Health, Education & Social		
	Services		
	Medicaid Program Review Presentation-		
	Pacific Health Policy Group		
	-- Testimony <Invitation Only> --		
	Full Report will be available online by		
	8:00 am, February 6th:		
	<a href="http://www.legis.state.ak.us/teldocs.asp">http://www.legis.state.ak.us/teldocs.asp</a>		

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**HEALTH, EDUCATION & SOCIAL SERVICES**

**Jan 31      Wednesday                      Butrovich 205              1:30 PM**  
Committee Orientation and Introduction

**Feb 02      Friday                                      Butrovich 205              1:30 PM**  
No Meeting Scheduled

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**JUDICIARY**

**Jan 31      Wednesday                      Beltz 211              1:30 PM**  
+ Confirmation Hearings: Legislative Ethics Committee  
Ann Rabinowitz, Juneau  
H. Conner Thomas, Nome  
Gary J. Turner, Soldotna  
Bills Previously Heard/Scheduled  
+= SB 5 FAILURE TO REPORT CRIMES

**Feb 02      Friday                                      Beltz 211              1:30 PM**  
No Meeting Scheduled

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**LABOR & COMMERCE**

**Feb 01      Thursday                                      Beltz 211              1:30 PM**  
-- Rescheduled from 01/30/07 --  
Bills Previously Heard/Scheduled  
+= SB 24 BUSINESS LICENSE FEE  
+= SB 39 BUSINESS LICENSE FEE  
+= SB 41 REPEAL STUDDERED TIRE FEE

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**RESOURCES**

**Jan 31      Wednesday                      Butrovich 205              3:30 PM**  
+ Presentation: by Division of Geological & Geophysical Surveys  
Cook Inlet Gas: Reality & Exploration Potential  
-- Testimony <Invitation Only> --

**Feb 02      Friday                                      Butrovich 205              3:30 PM**  
No Meeting Scheduled

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**STATE AFFAIRS**

<b>Feb 01</b>	<b>Thursday</b>	<b>Beltz 211</b>	<b>9:00 AM</b>
	-- Rescheduled from 01/30/07 --		
+	Bills Previously Heard/Scheduled		
+= SB 36	SENTENCING FOR ALCOHOL-RELATED CRIMES		
+= SB 45	PEACE OFFICER CONVICTED OF MURDER		
+= SB 19	EXEC. BRANCH ETHICS:INTERESTS & ACTIONS		
+= SB 20	LEGISLATIVE DISCLOSURES		

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**TRANSPORTATION**

<b>Feb 01</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
	No Meeting Scheduled		
<b>Feb 08</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
	Joint w/ (H) Transportation		
	Overview of the Alaska Marine Highway System		
<b>Feb 13</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
	Joint w/(H) Transportation		
	Overview of the Department of		
	Transportation Highway System		

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**FINANCE SUBCOMMITTEES****HEALTH & SOCIAL SERVICES**

<b>Feb 08</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Department Budget Overview		
<b>Feb 22</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Department Budget Detail		
<b>Mar 08</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Department Budget Detail		
<b>Mar 22</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Department Budget Detail		
<b>Apr 05</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Department Budget Close-Out		

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**FINANCE SUBCOMMITTEES (continued)****PUBLIC SAFETY**

<b>Feb 05</b>	<b>Monday</b> Department Budget Overview	<b>Beltz 211</b>	<b>8:00 AM</b>
<b>Feb 19</b>	<b>Monday</b> Department Budget Detail	<b>Beltz 211</b>	<b>8:00 AM</b>
<b>Mar 05</b>	<b>Monday</b> Department Budget Detail	<b>Beltz 211</b>	<b>8:00 AM</b>
<b>Mar 19</b>	<b>Monday</b> Department Budget Detail	<b>Beltz 211</b>	<b>8:00 AM</b>
<b>Apr 02</b>	<b>Monday</b> Department Budget Close-Out	<b>Beltz 211</b>	<b>8:00 AM</b>

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**SPECIAL COMMITTEES****SPECIAL COMMITTEE ON EDUCATION**

<b>Jan 31</b>	<b>Wednesday</b> Overview: Foundation Formula	<b>Butrovich 205</b>	<b>8:00 AM</b>
<b>Feb 02</b>	<b>Friday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>8:00 AM</b>

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

<b>Feb 14</b>	<b>Wednesday</b> Presentation by Admiral Timothy J Keating Commander, North American Aerospace Defense Command; Commander, United States Northern Command	<b>Senate Finance 532</b>	<b>10:00 AM</b>
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**LEGISLATIVE COUNCIL**

**Feb 01      Thursday                      Senate Finance 532              5:00 PM**  
 -- Rescheduled from 01/30/07 --  
 Election of Chair & Vice Chair  
 Late Per Diem Approvals  
 Ratification or Sanctioning of Charitable Events  
 Approval of 2007 Drafting Manual  
 IT Subcommittee Appointments  
 Lawsuit Update - Bachner Company Inc  
 IT Password Training  
 Contract & Amendment Approvals  
 Briefing: Masonic Temple and Capitol Basement  
 Other business

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**OTHER MEETINGS****CHILDREN'S CAUCUS**

**Feb 06      Tuesday                      Butrovich 205              12:00 PM**  
 + Governor's Council on Disabilities and Special Education:  
 Autism and Early Intervention

**Feb 14      Wednesday                      Butrovich 205              12:00 PM**  
 -- Note Day Change --  
 + Alaska Children's Justice Act Task Force: Updates & Trends in  
 Child Maltreatment Issues

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**JOINT LEGISLATIVE HEALTH CAUCUS**

**Feb 21      Wednesday                      Butrovich 205              12:00 PM**  
 "Filling the Need: Mid-Level Health Providers"

**Mar 21      Wednesday                      Butrovich 205              12:00 PM**  
 "Filling the Need: Complimentary Medicine Workforce"

**Apr 18      Wednesday                      Butrovich 205              12:00 PM**  
 "Filling the Need: Other Forms of Health Care"

**May 02      Wednesday                      Butrovich 205              12:00 PM**  
 "Week of the Uninsured: Alaska's Workforce"

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**JOINT SESSION**

<b>Feb 22</b>	<b>Thursday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		
<b>Feb 28</b>	<b>Wednesday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
	Chief Justice Dana Fabe's Annual State of the Judiciary Message		
<b>Apr 26</b>	<b>Thursday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
	Annual Address by the Honorable Ted Stevens, U.S. Senator		