

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

February 19, 2007

Thirty-fifth Day

Pursuant to adjournment the Senate was called to order by President Green at 11:00 a.m.

The roll showed fourteen members present. Senators Stevens, Therriault, Wagoner, Wilken were excused from a call of the Senate. Senators Cowdery, McGuire were absent.

Senator Huggins, Acting Majority Leader, moved and asked unanimous consent that Senator Cowdery be excused from a call of the Senate today. Without objection, Senator Cowdery was excused.

The prayer was offered by the Chaplain, Pastor Mike Rose of the Juneau Christian Center. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Heavenly Father,

I offer thanks and praise to you for this beautiful day created for your honor and glory. Thank you for your faithfulness, protection and loving kindness which you have graciously granted to us in abundance. I thank you for the liberties that we enjoy living in this great nation as one nation under God. Help us to protect and preserve these liberties we enjoy and hand them down to future generations.

Lord, I pray that your wisdom, understanding and discernment would be ours today. May the senators and their families be blessed with your provision and your protection. Lord may your Kingdom come your will be done here on earth as it is in Heaven.

This I pray in your matchless name. Amen.

Senator Hoffman led the Senate in the Pledge of Allegiance.

Certification

Senator Huggins, Acting Majority Leader, moved and asked unanimous consent that the journals for the thirtieth through thirty-fourth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator McGuire was noted.

Messages from the House

Message dated February 14 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 18

CS FOR HOUSE BILL NO. 18(HES) BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE, entitled:

"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."

was read the first time and referred to the Senate Special Committee on Education, the Health, Education and Social Services, and Finance Committees.

HB 34

HOUSE BILL NO. 34 BY REPRESENTATIVES LEDOUX, Olson, Thomas, Buch, entitled:

"An Act relating to sales of wine by a winery licensee."

was read the first time and referred to the Community and Regional Affairs and Labor and Commerce Committees.

Communications

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

2006 Annual Report
from Robert F. Swenson, State Geologist and Acting Director
Division of Geological and Geophysical Surveys
Department of Natural Resources
in accordance with AS 41.08.030
available at: www.dggs.dnr.state.ak.us

**Introduction and Reference of
Senate Resolutions****SCR 3**

SENATE CONCURRENT RESOLUTION NO. 3 BY SENATORS THERRIAULT, Wagoner, Wilken, Dyson,

Urging the governor and the attorney general to expedite the resolution in the courts of the appeal from the decision by the commissioner of natural resources to deny the proposed plans for development of the Point Thomson Unit and to terminate the Point Thomson Unit.

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

Introduction and Reference of Senate Bills**SB 85**

SENATE BILL NO. 85 BY SENATOR DAVIS, entitled:

"An Act extending the termination date for the State Medical Board; and providing for an effective date."

was read the first time and referred to the Health, Education and Social Services and Finance Committees.

SB 86

SENATE BILL NO. 86 BY SENATOR DAVIS, entitled:

"An Act repealing the minimum expenditure for instruction requirements for public schools."

was read the first time and referred to the Senate Special Committee on Education and the Finance Committee.

SB 87

SENATE BILL NO. 87 BY SENATOR WIELECHOWSKI, French, Ellis, Elton, Davis, entitled:

"An Act expanding medical assistance coverage for eligible children and pregnant women; relating to cost sharing for certain recipients of medical assistance; and providing for an effective date."

was read the first time and referred to the Health, Education and Social Services and Finance Committees.

Consideration of the Calendar**Second Reading of Senate Resolutions****SCR 2**

SENATE CONCURRENT RESOLUTION NO. 2 was read the second time and was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 2 Relating to establishing March 2007 as brain injury awareness month, pass the Senate?" The roll was taken with the following result:

SCR 2

Second Reading - Final Passage

YEAS: 15 NAYS: 0 EXCUSED: 5 ABSENT: 0

Yeas: Bunde, Davis, Dyson, Ellis, Elton, French, Green, Hoffman, Huggins, Kookesh, McGuire, Olson, Stedman, Thomas, Wielechowski

Excused: Cowdery, Stevens, Therriault, Wagoner, Wilken

and so, SENATE CONCURRENT RESOLUTION NO. 2 passed the Senate and was referred to the Secretary for engrossment.

Citations

Honoring – Carl E. Moses

Senator(s) Hoffman, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

Honoring – The Alaska Chamber Chorale

Senator(s) Wilken, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Hoffman, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski

Honoring – Marvilla R. Davis

Senator(s) Wilken, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski

Honoring – The Girl Scouts of America's 95th Anniversary

Representative(s) Doll

Senator(s) Elton, Green, Bunde, Cowdery, Davis, Dyson, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

Honoring – The 10th Anniversary of Alaska's Jones Act-Local Hire Initiative

Representative(s) Olson

Senator(s) Wagoner, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Hoffman, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wielechowski, Wilken

In Memoriam – Geraldine Ruth Peltola

Senator(s) Hoffman, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Huggins, Kookesh, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

In Memoriam – Frank Stickwan

Representative(s) Salmon

Senator(s) Kookesh, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

In Memoriam – Arlene Demit Isaac

Representative(s) Salmon

Senator(s) Kookesh, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

Senator Huggins, Acting Majority Leader, moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Unfinished Business

SJR 2

Senators French, Elton, Wielechowski, Olson, Stedman, Ellis, Kookesh, Dyson, Bunde, Green, McGuire, Davis moved and asked unanimous consent to be shown as cosponsors on SENATE JOINT RESOLUTION NO. 2 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. Without objection, it was so ordered.

SB 84

Senators Ellis, Davis, Dyson, McGuire, Thomas moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 84 "An Act relating to the burning capability of cigarettes being sold or offered for sale, or possessed for sale; relating to compliance certifications by tobacco product manufacturers, a directory of tobacco product manufacturers, the affixing of stamps to cigarette packages, and cigarette tax stamps; and providing for an effective date." Without objection, it was so ordered.

SB 76

Senator Dyson moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 76 "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." Without objection, it was so ordered.

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

Senator Huggins moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, February 23 through evening plane time, February 25. Without objection, Senator Huggins was excused.

Senator Kookesh moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, February 25 through evening plane time, February 28. Without objection, Senator Kookesh was excused.

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate from March 8 through March 9. Without objection, Senator Hoffman was excused.

Senator Huggins, Acting Majority Leader, moved and asked unanimous consent that President Green be excused from a call of the Senate from afternoon plane time, February 23 through morning plane

time, February 26; and from evening plane time, February 28 through morning plane time, March 1. Without objection, Senator Green was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate on March 9. Without objection, Senator Olson was excused.

Senator Stedman moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 2 through morning plane time, March 12. Without objection, Senator Stedman was excused.

Announcements

Announcements are at the end of the journal.

Engrossment

SCR 2

SENATE CONCURRENT RESOLUTION NO. 2 Relating to establishing March 2007 as brain injury awareness month, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Huggins, Acting Majority Leader, moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 21, 2007. Without objection, the Senate adjourned at 11:23 a.m.

Kirsten Waid
Secretary of the Senate

Feb 19	Monday No Meeting Scheduled	Senate Finance 532	9:00 AM
Feb 20	Tuesday -- Note Early Start Time -- PERS/TRS Funding Status & Review -- Testimony <Invitation Only> --	Senate Finance 532	8:30 AM

FINANCE (continued)

Feb 21	Wednesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Feb 22	Thursday	Senate Finance 532	9:00 AM
+ SB 61	SUPPLEMENTAL APPROPRIATIONS		
+ SB 82	SUPPLEMENTAL APPROPRIATIONS: OIL & GAS		
+ SB 83	SUPPLEMENTAL APPROPRIATIONS		
Feb 23	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 01	Thursday	Senate Finance 532	9:00 AM
+	Joint w/ (H) Finance		
	Alaska Permanent Fund Corporation		
	Presentation; APFC Board of Directors		
	-- Testimony <Invitation Only> --		

HEALTH, EDUCATION & SOCIAL SERVICES

Feb 19	Monday	Butrovich 205	1:30 PM
+	Alaska Primary Care		
+	Presentation: Alaska's Community Health Centers		
+ SJR 1	MEDICAL ASSISTANCE FOR CHILDREN		
	<Above Bill Hearing Postponed>		
+ SB 4	SENIOR CARE PROGRAM		
Feb 21	Wednesday	Butrovich 205	1:30 PM
+ SB 81	EXTEND BOARD OF MIDWIVES		
+	Overview: Foundation Formula		
	Bills Previously Heard/Scheduled		
Feb 23	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Feb 19	Monday	Beltz 211	1:30 PM
	No Meeting Scheduled		

JUDICIARY (continued)

Feb 21 Wednesday Beltz 211 1:30 PM
 += SB 69 CIVIL LEGAL SERVICES FUND
 + HB 76 CIVIL LEGAL SERVICES FUND
 += SB 5 FAILURE TO REPORT CRIMES

Feb 22 Thursday Butrovich 205 3:30 PM
 No Meeting Scheduled

LABOR & COMMERCE

Feb 20 Tuesday Beltz 211 1:30 PM
 No Meeting Scheduled

Feb 22 Thursday Beltz 211 1:30 PM
 + SJR 2 WASHINGTON CONTAINER FEE
 + HJR 8 WASHINGTON CONTAINER FEE
 <Pending Referral>
 + Briefing: Identity Theft Issues

RESOURCES

Feb 19 Monday Butrovich 205 3:30 PM
 Continuation of 2/14/07 Presentations
 + Presentation: After the Pipeline Shutdown:
 Update on Corrosion
 Dept of Natural Resources
 Dept of Environmental Conservation
 Dept of Law
 Jt Pipeline Office/State Pipeline
 Coordinator's Office
 Oil & Gas Conservation Commission
 BP
 -- Testimony <Invitation Only> --

Feb 21 Wednesday Butrovich 205 3:30 PM
 + SB 80 OIL & GAS PRODUCTION TAX: EXPENDITURES

Feb 23 Friday Butrovich 205 3:30 PM
 + Bills Previously Heard/Scheduled
 + Presentations Previously Heard/Scheduled

STATE AFFAIRS

Feb 20 Tuesday Beltz 211 9:00 AM
 Confirmation of Governor's Appointments
 Commissioner - Dept of Administration
 Annette Kreitzer
 Commissioner - Dept of Corrections
 Joe Schmidt
 Commissioner - Dept of Public Safety
 Walt Monegan
 + SB 75 EXTENDING COUNCIL ON DOMESTIC VIOLENCE
 + SB 43 CONTRIBUTIONS FROM PERM. FUND DIVIDENDS
 + HB 21 DISPOSAL OF STATE FLAG

Feb 22 Thursday Beltz 211 9:00 AM
 += SB 7 FELONS' RIGHT TO VOTE
 + SB 35 APPROP: FUNDS
 += SB 36 SENTENCING FOR ALCOHOL-RELATED CRIMES
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Feb 20 Tuesday Butrovich 205 1:30 PM
 Overview of the Alaska Railroad

Feb 22 Thursday Butrovich 205 1:30 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES**ADMINISTRATION**

Feb 26 Monday Senate Finance 532 3:00 PM
 Department Budget Overview

Mar 05 Monday Senate Finance 532 3:00 PM
 Department Budget Detail

Mar 12 Monday Senate Finance 532 3:00 PM
 Department Budget Detail

Mar 19 Monday Senate Finance 532 3:00 PM
 Department Budget Detail

FINANCE SUBCOMMITTEES (continued)**COURT SYSTEM**

Feb 22	Thursday	Fahrenkamp 203	3:30 PM
+	Court System Budget and Overview of the Commission on Judicial Conduct		

EDUCATION & EARLY DEVELOPMENT

Mar 07	Wednesday	Butrovich 205	8:00 AM
	-- Meeting Canceled -- FY'08 Proposed Budget		

Mar 14	Wednesday	Butrovich 205	8:00 AM
	Postsecondary Education Commission FY'08 Proposed Budget Overview		

Mar 16	Friday	Butrovich 205	8:00 AM
	Dept of Education & Early Development FY'08 Proposed Budget		

Mar 21	Wednesday	Butrovich 205	8:00 AM
	Dept of Education & Early Development FY'08 Proposed Budget		

FISH & GAME

Feb 27	Tuesday	Senate Finance 532	8:00 AM
	Budget Overview		

Mar 01	Thursday	Senate Finance 532	3:00 PM
	Budget Detail		

Mar 13	Tuesday	Senate Finance 532	8:00 AM
	Budget Detail		

HEALTH & SOCIAL SERVICES

Feb 22	Thursday	Fahrenkamp 203	8:00 AM
	-- Agenda Change -- Division of Senior & Disability Services Division of Public Health		

FINANCE SUBCOMMITTEES (continued)**HEALTH & SOCIAL SERVICES (continued)**

Mar 08	Thursday Department Budget Detail	Fahrenkamp 203	8:00 AM
Mar 22	Thursday Department Budget Detail	Fahrenkamp 203	8:00 AM
Apr 05	Thursday Department Budget Close-Out	Fahrenkamp 203	8:00 AM

LABOR & WORKFORCE DEVELOPMENT

Feb 20	Tuesday Department Overview - Commissioner Bishop	Fahrenkamp 203	12:00 PM
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LAW

Feb 27	Tuesday Budget Overview	Fahrenkamp 203	1:30 PM
Mar 06	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 13	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 20	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM

MILITARY AND VETERANS AFFAIRS

Mar 14	Wednesday Overview by Major General Craig Campbell FY'08 Proposed Budget	Beltz 211	12:00 PM
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FINANCE SUBCOMMITTEES (continued)**NATURAL RESOURCES**

Mar 06	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM
Mar 13	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM
Mar 20	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM

PUBLIC SAFETY

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

REVENUE

Mar 01	Thursday Budget Overview	Fahrenkamp 203	1:30 PM
Mar 08	Thursday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 15	Thursday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 22	Thursday Budget Detail	Fahrenkamp 203	1:30 PM

FINANCE SUBCOMMITTEES (continued)**TRANSPORTATION & PUBLIC FACILITIES**

Feb 22	Thursday	Beltz 211	8:00 AM
	-- Meeting Canceled -- DOT/PF Budget		

UNIVERSITY OF ALASKA

Mar 01	Thursday	Senate Finance 532	7:30 AM
	Budget Overview		
Mar 08	Thursday	Senate Finance 532	7:30 AM
	Budget Detail		
Mar 15	Thursday	Senate Finance 532	7:30 AM
	Budget Detail		
Mar 22	Thursday	Senate Finance 532	7:30 AM
	Budget Detail		

SPECIAL COMMITTEES**SPECIAL COMMITTEE ON EDUCATION**

Feb 21	Wednesday	Butrovich 205	8:00 AM
	Consideration: Requirement for 70% of Funds to be Spent on Instruction <Above Item Removed from Agenda> HB 18 POSTSECONDARY MEDICAL & OTHER EDUC. PROG. Bills Previously Heard/Scheduled = SB 73 WWAMI MEDICAL SCHOOL		
Feb 23	Friday	Butrovich 205	8:00 AM
	No Meeting Scheduled		

OTHER MEETINGS**JOINT LEGISLATIVE HEALTH CAUCUS**

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

OTHER MEETINGS (continued)**JOINT LEGISLATIVE HEALTH CAUCUS (continued)**

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"		

JOINT SESSION

Feb 22	Thursday	House Chamber	11:00 AM
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		
Feb 28	Wednesday	House Chamber	11:00 AM
	Chief Justice Dana Fabe's Annual State of the Judiciary Message		
Mar 19	Monday	House Chamber	11:00 AM
	Annual Address by the Honorable Ted Stevens, U.S. Senator		