

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

April 2, 2007

Seventy-seventh Day

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

The roll showed nineteen members present. Senator Wilken was excused from a call of the Senate.

The prayer was offered by the Chaplain, Pastor Jesse Perry of the Northern Light United Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Creating God, and hope of all the peoples of the earth, thank you for the radiant sunshine that fills these cool days with light. Thank you for the lengthening days of spring, and the promise of warmer days ahead. And above all, thank you for the Spirit that breathes life into us, and into the world in which we live.

As we begin this day, and this week, equip us with wisdom, humility, and selfless courage. Inspire us with a healing vision for the state of Alaska, and grant our deliberations clarity of conscience and will.

You, O God, are strength for the weak, and the guarantor of justice for the poor. You are the unity of all that is broken in the world; your ways alone can bring us peace with justice.

Secure our hopes for the future - not through our power and authority, but through you. May we always be filled with thanksgiving and moved to faithfulness, ever aware of the sacred circle that encompasses all our days, and all our ways.

In bold reverence we pray.

Amen.

Senator Kookesh led the Senate in the Pledge of Allegiance.

Certification

Senator Stevens moved and asked unanimous consent that the journals for the seventy-fourth through seventy-sixth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor

Letter dated and received March 30 was read, stating in accordance with AS 39.05.080, I submit the following names for legislative confirmation of appointment to the positions noted:

Board of Fisheries

Howard Delo - Big Lake

Appointed: 7/1/2007

Term Expires: 6/30/2010

Larry Edfelt - Auke Bay

Appointed: 3/8/2007

Term Expires: 6/30/2008

Claude (Vince) Webster - King Salmon

Appointed: 7/1/2007

Term Expires: 6/30/2010

The appointments were referred to the Resources Committee.

The resumes for these appointments have been submitted to the Offices of the Senate Secretary and the Chief Clerk.

Messages from the House

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

**First Reading and Reference of
House Resolutions****HJR 11**

CS FOR HOUSE JOINT RESOLUTION NO. 11(STA)(title am) BY THE HOUSE STATE AFFAIRS COMMITTEE,

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.

was read the first time and referred to the State Affairs Committee.

First Reading and Reference of House Bills**HB 19**

CS FOR HOUSE BILL NO. 19(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

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

was read the first time and referred to the Judiciary and Finance Committees.

HB 186

CS FOR HOUSE BILL NO. 186(FSH) BY THE HOUSE SPECIAL COMMITTEE ON FISHERIES, entitled:

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

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

Standing Committee Reports

SB 68

The Transportation Committee considered SENATE BILL NO. 68 "An Act requiring motor vehicle insurers to provide to the commissioner of administration a database listing vehicle insurance policy information that will allow the commissioner to verify whether mandatory motor vehicle insurance has been obtained, limiting access to the database, establishing methods for proving that mandatory motor vehicle insurance is in place, allowing the additional penalties of suspending registration and vehicle impoundment and forfeiture for failure to have mandatory motor vehicle insurance, and authorizing hearings after suspension of registration for failure to have mandatory motor vehicle insurance" and recommended it be replaced with

CS FOR SENATE BILL NO. 68(TRA) "An Act directing the Department of Administration to develop and maintain an Internet-based system to verify mandatory motor vehicle insurance coverage; requiring motor vehicle insurers to provide to the commissioner of administration vehicle insurance policy information to allow the commissioner to verify whether mandatory motor vehicle insurance has been obtained and limiting access to the information; requiring evidence of mandatory insurance coverage when a person applies for or renews motor vehicle registration; and allowing the additional penalties of vehicle impoundment and forfeiture for failure to have mandatory motor vehicle insurance."

Signing do pass: Senator Kookesh, Chair; Senators Cowdery, Olson.
Signing no recommendation: Senator Wielechowski.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Administration

Fiscal Note No. 2, zero, Department of Commerce, Community
and Economic Development

The bill was referred to the Finance Committee.

SB 104

The Resources Committee considered SENATE BILL NO. 104 "An Act relating to the Alaska Gasline Inducement Act; establishing the Alaska Gasline Inducement Act matching contribution fund; providing for an Alaska Gasline Inducement Act coordinator; making conforming amendments; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 104(RES)

Signing amend: Senator Huggins, Chair; Senators Green, Stevens, Stedman, Wielechowski, Wagoner.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Natural Resources

Fiscal Note No. 2, zero, Department of Natural Resources

Fiscal Note No. 3, Department of Revenue

Fiscal Note No. 4, zero, Department of Commerce, Community
and Economic Development

Fiscal Note No. 5, zero, Department of Administration

The bill was referred to the Judiciary Committee.

SB 130

The Finance Committee considered SENATE BILL NO. 130 "An Act relating to the registration of certain vehicles owned by ranchers, farmers, or dairy workers." Signing do pass: Senator Stedman, Cochair; Senators Elton, Thomas, Dyson, Huggins. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

Introduction and Reference of Senate Bills

SB 151

SENATE BILL NO. 151 BY SENATOR ELLIS BY REQUEST, entitled:

"An Act relating to cardiopulmonary resuscitation and first aid classes for initial applicants for driver's licenses and instruction permits."

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

Consideration of the Calendar

Second Reading of Senate Bills

SB 121

SENATE BILL NO. 121 "An Act relating to discharge from commercial passenger vessels; providing for an effective date by repealing the delayed effective date found in sec. 16, ch. 153, SLA 2004; and providing for an effective date" was read the second time.

Senator Ellis, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Committee Substitute offered on page 635. Senator Therriault objected, then withdrew his objection. There being no further objection, CS FOR SENATE BILL NO. 121(L&C) "An Act relating to discharge from small commercial passenger vessels; relating to information-gathering requirements for small commercial passenger vessels; providing for an effective date by repealing the delayed effective date found in sec. 16, ch. 153, SLA 2004; and providing for an effective date" was adopted.

Senators Wagoner, Ellis moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

Senator Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 121(L&C) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 121(L&C) "An Act relating to discharge from small commercial passenger vessels; relating to information-gathering requirements for small commercial passenger vessels; providing for an effective date by repealing the delayed effective date found in sec. 16, ch. 153, SLA 2004; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 121(L&C)

Third Reading - Final Passage

Effective Dates

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

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

Excused: Wilken

and so, CS FOR SENATE BILL NO. 121(L&C) passed the Senate.

Senator Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered.

Senator Therriault gave notice of reconsideration.

SB 123

SENATE BILL NO. 123 "An Act relating to the public employees' and teachers' defined benefit retirement plans; relating to the public employees' and teachers' defined contribution retirement plans; relating to the judicial retirement system; relating to the health reimbursement arrangement plan for certain teachers and public employees; relating to the supplemental employee benefit program; relating to the public employees' deferred compensation program; relating to group insurance for public employees and retirees; making conforming amendments; and providing for an effective date" was read the second time.

Senator Stedman, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 699. Senator Therriault objected, then withdrew his objection. There being no further objection, CS FOR SENATE BILL NO. 123(FIN) was adopted.

President Green stated CS FOR SENATE BILL NO. 123(FIN) will be on the April 4 calendar.

Citations

Honoring – Haines High School Cheer and Stunt Squad

Representative(s) Thomas

Senator(s) Kookesh, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, McGuire, Olson, 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

Senator Stevens moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, April 5 through evening plane time, April 10. Without objection, Senator Stevens was excused.

Senator Dyson moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, April 13 through morning plane time, April 16. Without objection, Senator Dyson was excused.

Senator Huggins moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, April 5 through afternoon plane time, April 9. Without objection, Senator Huggins 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 11:00 a.m., April 4, 2007. Without objection, the Senate adjourned at 11:35 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

Apr 03	Tuesday	Beltz 211	3:30 PM
+ SB 1	INCREASE AMT OF BASE STUDENT ALLOCATION		
	Bills Previously Heard/Scheduled		
Apr 05	Thursday	Beltz 211	3:30 PM
	-- MEETING CANCELED --		
+ SB 136	MUNICIPAL ROAD SERVICE AREAS		
	Bills Previously Heard/Scheduled		
Apr 10	Tuesday	Beltz 211	3:30 PM
+ SB 136	MUNICIPAL ROAD SERVICE AREAS		
	Bills Previously Heard/Scheduled		
Apr 12	Thursday	Beltz 211	3:30 PM
+ SB 3	COMMUNITY DIVIDEND PROGRAM		
	Bills Previously Heard/Scheduled		

FINANCE

Apr 02	Monday	Senate Finance 532	9:00 AM
+ SB 130	RANCH, FARM, DAIRY VEHICLE REGISTRATION		
+ SB 4	SENIOR CARE PROGRAM		
	Bills Previously Heard/Scheduled		
Apr 03	Tuesday	Senate Finance 532	9:00 AM
+ SB 62	TASK FORCE ON HEALTH CARE INFECTIONS		
	Bills Previously Heard/Scheduled		

FINANCE (continued)

Apr 04	Wednesday	Senate Finance 532	9:00 AM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
Apr 05	Thursday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Apr 06	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Apr 07	Saturday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Apr 08	Sunday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Apr 09	Monday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Apr 10	Tuesday	Senate Finance 532	2:30 PM
+= HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+= HB 96	APPROP: MENTAL HEALTH BUDGET		
	Public Testimony Schedule		
	2:30 - 3:30 pm: Juneau		
	3:30 - 5:00 pm: Sitka, Wrangell, Homer,		
	Petersburg, Dillingham & Cordova		
	5:00 - 6:30 pm: Fairbanks		
+	Bills Previously Heard/Scheduled		
Apr 11	Wednesday	Senate Finance 532	9:00 AM
+= SB 125	PERS CONTRIBUTIONS; UNFUNDED LIABILITY		
	Bills Previously Heard/Scheduled		
Apr 11	Wednesday	Senate Finance 532	1:00 PM
+= HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+= HB 96	APPROP: MENTAL HEALTH BUDGET		
+	Public Testimony Schedule		
	1:00 - 2:30 pm: Bethel, Kotzebue, Barrow,		
	Nome, Delta Junction, Off-Nets		
	2:30 - 4:00 pm: Anchorage		
	5:00 - 6:30 pm: Kenai, Valdez, Kodiak,		
	Ketchikan, Seward, Mat-Su, Glennallen, Tok		

FINANCE (continued)

Apr 12	Thursday	Senate Finance 532	9:00 AM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	Committee Amendments		
+	Bills Previously Heard/Scheduled		
Apr 12	Thursday	Senate Finance 532	5:00 PM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	Committee Amendments		
Apr 13	Friday	Senate Finance 532	9:00 AM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	Committee Amendments		
+	Bills Previously Heard/Scheduled		
Apr 13	Friday	Senate Finance 532	5:00 PM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	Committee Amendments		
Apr 14	Saturday	Senate Finance 532	9:00 AM
+ HB 95	APPROP: OPERATING BUDGET/LOANS/FUNDS		
+ HB 96	APPROP: MENTAL HEALTH BUDGET		
	Committee Amendments		
+	Bills Previously Heard/Scheduled		

HEALTH, EDUCATION & SOCIAL SERVICES

Apr 02	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Apr 04	Wednesday	Butrovich 205	2:45 PM
	-- Time Change --		
+ SB 28	LIMIT OVERTIME FOR REGISTERED NURSES		
Apr 06	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Apr 02	Monday	Beltz 211	1:30 PM
+= SB 112	STATUTE OF LIMITATION FOR SEXUAL OFFENSES		
+ SB 97	ALASKA NATIVE ART IDENTIFICATION SEALS		
+	Bills Previously Heard/Scheduled		
Apr 04	Wednesday	Beltz 211	2:45 PM
	-- Time Change --		
+ SB 104	NATURAL GAS PIPELINE PROJECT		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
Apr 05	Thursday	Butrovich 205	3:30 PM
	No Meeting Scheduled		
Apr 09	Monday	Beltz 211	1:30 PM
	No Meeting Scheduled		
Apr 11	Wednesday	Beltz 211	1:30 PM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 11	Wednesday	Butrovich 205	5:30 PM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 12	Thursday	Butrovich 205	3:30 PM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 13	Friday	Beltz 211	1:30 PM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 13	Friday	Butrovich 205	5:30 PM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 14	Saturday	Butrovich 205	10:00 AM
+= SB 104	NATURAL GAS PIPELINE PROJECT		
Apr 15	Sunday	Butrovich 205	11:00 AM
+= SB 104	NATURAL GAS PIPELINE PROJECT		

LABOR & COMMERCE

Apr 03 Tuesday Beltz 211 1:30 PM
 + SB 124 ALASKA WORKFORCE INVESTMENT BD ALLOCATION
 + SB 115 GIFT CARDS
 + HB 34 SALES BY WINERY LICENSEE
 Bills Previously Heard/Scheduled
 += SB 116 UNIFORM MONEY SERVICES ACT

Apr 05 Thursday Beltz 211 1:30 PM
 No Meeting Scheduled

RESOURCES

Apr 02 Monday Butrovich 205 3:30 PM
 += SB 104 NATURAL GAS PIPELINE PROJECT
 + Bills Previously Heard/Scheduled
 += HB 25 RECREATIONAL LAND USE LIABILITY/ADV. POSS

Apr 04 Wednesday Butrovich 205 3:30 PM
 + Governor's Appointment - Confirmation Hearing:
 Denby Lloyd - Dept of Fish & Game
 -- Teleconference <Listen Only> --
 + SB 103 LAND TRANSFERS ALASKA RR & EKLUTNA
 -- Testimony <Time Limit May Be Set> --
 + Bills Previously Heard/Scheduled

Apr 06 Friday Butrovich 205 3:30 PM
 No Meeting Scheduled

STATE AFFAIRS

Apr 02 Monday Beltz 211 12:45 PM
 -- Day and Time Change --
 + SR 5 ORDER OF EASTERN STAR COMMUNICATION WEEK
 Bills Previously Heard/Scheduled

Apr 03 Tuesday Beltz 211 9:00 AM
 No Meeting Scheduled

Apr 05 Thursday Beltz 211 9:00 AM
 No Meeting Scheduled

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TRANSPORTATION

Apr 03	Tuesday	Butrovich 205	1:30 PM
	-- MEETING CANCELED --		
	Bills Previously Heard/Scheduled		
Apr 05	Thursday	Butrovich 205	1:30 PM
	-- MEETING CANCELED --		
	Bills Previously Heard/Scheduled		

FINANCE SUBCOMMITTEES

ADMINISTRATION

Apr 02	Monday	Senate Finance 532	3:00 PM
	Budget Close-out		

COMMERCE, COMMUNITY & ECONOMIC DEV

Apr 03	Tuesday	Senate Finance 532	1:00 PM
	Close-out		

FISH & GAME

Apr 03	Tuesday	Senate Finance 532	8:00 AM
	Close-out		

GOVERNOR

Apr 02	Monday	Senate Finance 532	5:00 PM
	Governor's Operating Budget Subcommittee		
	Hearing and Close-out		

HEALTH & SOCIAL SERVICES

Apr 05	Thursday	Fahrenkamp 203	8:00 AM
	-- MEETING CANCELED --		
	Department Budget Close-out		

FINANCE SUBCOMMITTEES (continued)**LABOR & WORKFORCE DEVELOPMENT**

Apr 03	Tuesday	Senate Finance 532	12:00 PM
	Close-out		

LAW

Apr 02	Monday	Fahrenkamp 203	3:00 PM
	Close-out		

LEGISLATURE

Apr 02	Monday	Senate Finance 532	5:30 PM
	Legislature Operating Budget Subcommittee Hearing and Close-out		

NATURAL RESOURCES

Apr 02	Monday	Fahrenkamp 203	12:00 PM
	Close-out		

PUBLIC SAFETY

Apr 02	Monday	Beltz 211	8:00 AM
	-- MEETING CANCELED -- Department Budget Close-out		

Apr 03	Tuesday	Beltz 211	8:00 AM
+	Department Budget Close-out		

REVENUE

Apr 02	Monday	Fahrenkamp 203	5:00 PM
	Close-out		

UNIVERSITY OF ALASKA

Apr 03	Tuesday	Senate Finance 532	7:30 AM
	Close-out		

SPECIAL COMMITTEES

SPECIAL COMMITTEE ON EDUCATION

Apr 02	Monday	Butrovich 205	8:00 AM
	Vocational Transitional Skills Program Roll-Out		
	Presentation by Commissioner Sampson		

JOINT COMMITTEES

AK CLIMATE IMPACT ASSESSMENT COMMISSION

Apr 12	Thursday	Anch Lio Conf Rm	10:00 AM
+	-- Testimony <Invitation Only> --		
	10:00 am to 5:00 pm		
+	-- Open Public Testimony --		
	6:00 pm to 8:00 pm		

Apr 13	Friday	Anch Lio Conf Rm	10:00 AM
+	-- Testimony <Invitation Only> --		
	8:30 am to 12:00 pm		
+	-- Open Public Testimony --		
	1:00 pm to 3:00 pm		

LEGISLATIVE BUDGET & AUDIT

Apr 03	Tuesday	House Finance 519	7:30 AM
	-- Rescheduled to 4/5/07 --		
	Contracts & Other Committee Business		

Apr 05	Thursday	House Finance 519	7:30 AM
	-- Rescheduled from 4/3/07 --		
	Contracts & Other Committee Business		

SELECT COMMITTEE ON LEGISLATIVE ETHICS

Apr 17	Tuesday	Butrovich 205	10:00 AM
	-- Teleconference --		
	Full Committee: Open Session		
	Election of Committee Chairs		
	Public Comment		
	Chair/Staff Report, Budget, Legislation		

SELECT COMMITTEE ON LEGISLATIVE ETHICS (continued)

Apr 17	Tuesday	Butrovich 205	3:00 PM
	Senate Subcommittee: Executive Session		
	Public Comment		
	Executive Session		
	Public Session		

OTHER MEETINGS**JOINT LEGISLATIVE HEALTH CAUCUS**

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"		