SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SIXTH LEGISLATURE

SECOND SESSION

Juneau, Alaska

Monday

February 8, 2010

Twenty-first Day

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

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

The prayer was offered by the Chaplain, Pastor Sue Bahleda of Resurrection Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Wise and Gracious One,

You have endowed each of us with unique gifts, and have called us into specific occupations, relationships and activities using those gifts. Enable these men and women who have been called into leadership, and all those who support them, to use their gifts faithfully to do the work before them. Empower them to work for what is good and just. In their mission, guide them with diligence, compassion, and hope. In their conversation, fill them with courage, patience, and vision. In their service, grant them energy, peace, and joy.

Amen.

Senator Davis led the Senate in the Pledge of Allegiance.

Certification

Senator Ellis moved and asked unanimous consent that the journals for the eighteenth through twentieth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Standing Committee Reports

SB 235

The Education Committee considered SENATE BILL NO. 235 "An Act relating to charter school approval and funding." Signing do pass: Senators Thomas, Meyer, Cochairs; Senators Davis, Stevens, Huggins. Signing no recommendation: Senator Olson.

The following fiscal information was published today: Fiscal Note No. 1, Department of Education and Early Development

The bill was referred to the Finance Committee.

Introduction and Reference of Senate Bills

SB 262

SENATE BILL NO. 262 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE BUDGET AND AUDIT COMMITTEE, entitled:

"An Act extending the termination date of the Board of Social Work Examiners; and providing for an effective date."

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

SB 263

SENATE BILL NO. 263 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE BUDGET AND AUDIT COMMITTEE, entitled:

"An Act extending the termination date of the Board of Professional Counselors; and providing for an effective date."

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

SB 264

SENATE BILL NO. 264 BY SENATOR COGHILL, entitled:

"An Act relating to the board, investigations, and examinations of the Alaska Commercial Fishing and Agriculture Bank; and providing for an effective date."

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

SB 265

SENATE BILL NO. 265 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL, entitled:

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

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

Consideration of the Calendar

Citations

Honoring - Wesley Voley, First Place ~ Alaska Music Teachers, National Association Competition Representative(s) Salmon

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Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

In Memoriam - Bertha "Inugoluk" Moses

Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski Representative(s) Salmon

In Memoriam - Robert "Bob" E. Lee Jr.

Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski Representative(s) Salmon

In Memoriam - Gloria Woodworth

Representative(s) Tammie Wilson

Senator(s) Coghill, Stevens, Bunde, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

In Memoriam - George Murray Sullivan

Representative(s) Holmes, Doogan

Senator(s) Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

In Memoriam - Honorary Traditional Chief Joe Beetus

Representative(s) Salmon

Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

In Memoriam - Rev. Mardow Solomon Sr.

Representative(s) Salmon

Senator(s) Kookesh, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

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In Memoriam - Enid Elsie "Barbara" Nesbett Representative(s) Johnson Senator(s) McGuire, Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, Kookesh, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

Senator Ellis 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

SB 257

Senator Menard moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 257 "An Act relating to funding for youth courts; and relating to accounting for criminal fines." Without objection, it was so ordered.

SB 255

Senator Egan moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 255 "An Act relating to sharing records regarding fish purchased by fish processors with certain federal agencies, to requirements to obtain and maintain a fisheries business license, and to payment of industry fees required of fish processors; and providing for an effective date." Without objection, it was so ordered.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate on February 12. Without objection, Senator Olson was excused.

Senator Kookesh moved and asked unanimous consent to be excused from a call of the Senate from 8:00 a.m. through 6:00 p.m., February 11. Without objection, Senator Kookesh was excused.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 10, 2010. Without objection, the Senate adjourned at 11:23 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

Feb 09	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+	Presentation on the Fairb	oanks Annexation Local Box	undary
	Commission Decision C	ase	
	Testimony <invitation< th=""><th>Only></th><th></th></invitation<>	Only>	
+ SB 109	REPEAL SECONDARY	SCHOOL EXIT EXAM	
Feb 11	Thursday	Beltz 105 (tsbldg)	3:30 PM
+=	Bills Previously Heard/S	cheduled	
	EDUC	ATION	

Feb	08	Monday H	Beltz 105 (tsbldg)	8:00 AM
+	SB 235	CHARTER/ALTERNATIVI	E SCHOOL FUNDING	
+		Bills Previously Heard/Sched	luled	
Feb	10	Wednesday I	Beltz 105 (tsbldg)	8:00 AM
+	SB 56	APPROP: LIFE SCIENCES	FACILITY AT UAF	
+	SB 206	APPROP UNIV ENGINEER	ING BUILDINGS	
+		Bills Previously Heard/Scheo	luled	
Feb	12	Friday I	Beltz 105 (tsbldg)	8:00 AM
+	SB 209	STATE COUNCIL ON THE	ARTS; REGULATIONS	S
+		Bills Previously Heard/Sched	luled	
+=	SB 235	CHARTER/ALTERNATIVI	E SCHOOL FUNDING	

FINANCE

Feb + + + +	08 SB 163 HB 98 SB 83	ALCOHOL: MINOR CO	Senate Finance 532 FROM FISHERMEN'S FUNI DNSUMING/LOCAL OPTIO BILITATION COMMITTEE cheduled)
Feb	09	Tuesday	Senate Finance 532	9:30 AM
		Time Change		
+	SB 253	APPROP: DEFERRED	MAINTENANCE/REPLACE	MENT
		Bills Previously Heard/S	cheduled	
+	SB 254	SUPPLEMENTAL/CAP	PITAL/OTHER APPROPRIA	ΓΙΟΝS
+	SB 229	APPROP: OPERATING	BUDGET/LOANS/FUNDS	
+	SB 231	APPROP: MENTAL HE	EALTH BUDGET	
+		Bills Previously Heard/S	cheduled	
Feb	10	Wednesday	Senate Finance 532	9:00 AM
+=	SB 253		MAINTENANCE/REPLACE	
+=	SB 254	SUPPLEMENTAL/CAP	PITAL/OTHER APPROPRIA	ΓIONS
+=	SB 229	APPROP: OPERATING	BUDGET/LOANS/FUNDS	
+=	SB 231	APPROP: MENTAL HE	EALTH BUDGET	
+		Bills Previously Heard/S	cheduled	
Feb	11	Thursday	Senate Finance 532	9:00 AM
+	SB 199	· ·		
+	SB 159		SATION FUNERAL EXPENS	SES
+		Bills Previously Heard/S	cheduled	
Feb	12	Friday	Senate Finance 532	9:00 AM
+		Bills Previously Heard/S	cheduled	

HEALTH & SOCIAL SERVICES

Fel	b 08	Monday	Butrovich 205	1:30 PM
+	SCR 12	FETAL ALCOHOL SPECTR	UM DISORDERS DAY	
+	SB 215	PIONEERS HOME RX DRU	G BENEFIT	
Fel	b 10	Wednesday	Butrovich 205	1:30 PM
+	SB 168	TRAUMA CARE CENTERS	/FUND	
+	SR 169	APPROP: TRAUMA CARE I	FUND	

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HEALTH & SOCIAL SERVICES (continued)

Feb 12	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Feb 0	8	Monday	Beltz 105 (tsbldg)	1:30 PM
+ S	B 246	INCREASING NUMBER	OF SUPERIOR CT JUDGI	ES
+ S	B 210	MILITARY DEPLOYME	NT AND CHILD CUSTOD	Y
+ S.	JR 21	CONST. AM: INCREASE	NUMBER OF LEGISLAT	ORS
+= S	B 60	UNIFORM PROBATE CO	DDE; TRUSTS, WILLS	
+		Bills Previously Heard/Sch	eduled	
Feb 1	0	Wednesday	Beltz 105 (tsbldg)	1:30 PM
+ H	B 307	SEXUAL ASSAULT PRO	TECTIVE ORDERS	
+ S	B 194	CIVIL DAMAGES FOR A	ALCOHOL VIOLATIONS	
+		Bills Previously Heard/Sch	eduled	
Feb 1	2	Friday	Beltz 105 (tsbldg)	1:30 PM
+ H	В 6	CRUELTY TO ANIMALS	S	
+ S	B 214	CRUELTY TO ANIMALS	S	
+ S	B 252	FAILURE TO APPEAR; I	RELEASE PROCEDURES	
+		Bills Previously Heard/Sch	eduled	

LABOR & COMMERCE

Fel	b 09	Tuesday	Beltz 105 (tsbldg)	2:00 PM
+	SB 247	EXTENDING BOARD O	F PHARMACY	
+	SB 248	EXTEND BD OF MARIT	AL & FAMILY THERAPY	
+	SB 117	PRICE OF CIGARETTES	S	
+		Bills Previously Heard/Sch	heduled	
Fel	b 11	Thursday	Beltz 105 (tsbldg)	2:00 PM
Fel +		Thursday RCA RATE CHANGE	Beltz 105 (tsbldg)	2:00 PM
	SB 205	•	· •	2:00 PM
+	SB 205	RCA RATE CHANGE	. 8	2:00 PM

RESOURCES

Feb	08	Monday	Butrovich 205	3:30 PM
+	SB 208	DNR STUDY ON NATURA	L GAS	
+	SB 203	COOK INLET GAS STORA	GE FACILITIES	
+	SB 228	TAX INCENTIVES FOR GA	S-TO-LIQUID	
+=	SB 195		•	IANENT
+		Bills Previously Heard/Sched	uled	
Feb	. 10	Wednesday	Butrovich 205	3:30 PM
+	SB 243	v		3.30 1 WI
+	SB 242			
+	SD 242	Presentation:Pt.MacKenzie R		
+		Bills Previously Heard/Sched		
+		Bills Fleviously Heard/Sched	uica	
Feb	11	Thursday	Butrovich 205	3:30 PM
+=	SB 220	•	TERNATIVE ENERGY	•
+=	SB 104	STAN PRICE STATE WILD	LIFE SANCTUARY	
+		Bills Previously Heard/Sched	uled	
Feb	12	Friday	Butrovich 205	3:30 PM
		No Meeting Scheduled		
		STATE AFF.	AIRS	

Feb 09 + SB 43 + SJR 24 +	Tuesday SECOND VERSE OF AI CONST AM: GUARANT Bills Previously Heard/Sc	TEE PERM FUND DIVIDE	9:00 AM ND
Feb 11 + SB 244 +	Thursday GOVERNOR'S DUTY S' Bills Previously Heard/So	Beltz 105 (tsbldg) TATION/TRAVEL ALLOV sheduled	9:00 AM VANCES

TRANSPORTATION

Feb 09 +	Tuesday Bills Previously Heard/Sche	Butrovich 205 eduled	1:00 PM
Feb 11	Thursday No Meeting Scheduled	Butrovich 205	1:00 PM

FINANCE SUBCOMMITTEES

ADMINISTRATION

Feb 10 + + + + +	Wednesday Division of Finance Division of Personnel & L Office of Public Advocacy Public Defender Agency (Violent Crimes Compensa Testimony <invitation c<="" th=""><th>continuation) tion Board</th><th>3:30 PM</th></invitation>	continuation) tion Board	3:30 PM
Feb 17 + +	Wednesday Oil & Gas Conservation C Public Offices Commissio Testimony <invitation c<="" td=""><td>n</td><td>3:30 PM</td></invitation>	n	3:30 PM
Feb 24 +	Wednesday Enterprise Technology Se Testimony <invitation c<="" td=""><td></td><td>3:30 PM</td></invitation>		3:30 PM
CON	MMERCE, COMMUNI	TY & ECONOMIC D	EV
Feb 09	Tuesday Division Overviews with l	Fahrenkamp 203 Directors	11:00 AM
Feb 11	Thursday DCCED Overview Contin Interest or Concerns (if ne		11:00 AM
	CORREC	CTIONS	
Feb 18	Thursday FY2011 Budget Overview	Fahrenkamp 203	5:00 PM
	COURT S	YSTEM	
Feb 18 +	Thursday Ser Overview	n Conf Rm 103 Tsb	3:30 PM

FINANCE SUBCOMMITTEES (continued)

COURT SYSTEM (continued)

Feb 25	Thursday FY11 Budget Request	Sen Conf Rm 103 Tsb	4:00 PM
Mar 02 +	Tuesday FY11 Budget Request	Sen Conf Rm 103 Tsb	4:00 PM
Mar 11 +	Thursday FY11 Budget Request		4:00 PM
Mar 18 +	Closeout	Sen Conf Rm 103 Tsb	4:00 PM
		ARLY DEVELOPMENT	
Feb 11 +	Thursday Overview	Sen Conf Rm 103 Tsb	5:00 PM
Feb 18 +	Thursday FY11 Budget Request	Sen Conf Rm 103 Tsb	5:00 PM
Feb 26 +	Friday FY11 Budget Request	Sen Conf Rm 103 Tsb	3:00 PM
Mar 10 +	Wednesday FY11 Budget Request	Sen Conf Rm 103 Tsb	12:00 PM
Mar 17 +	Closeout	Sen Conf Rm 103 Tsb	12:00 PM
		AL CONSERVATION	
Feb 16	Tuesday FY2011 Budget Over	Fahrenkamp 203 view	3:30 PM

FINANCE SUBCOMMITTEES (continued)

HEALTH & SOCIAL SERVICES

Feb 09 +	Tuesday Agenda Change Public Assistance (PA) Progr Senior Benefit Payments, Chi Heating Assistance Testimony <invitation only<="" th=""><th>ld Care Assistance, and</th><th>8:00 AM Adult PA</th></invitation>	ld Care Assistance, and	8:00 AM Adult PA		
Feb 11 +	Thursday Medicaid, FMAP, Provider R Testimony <invitation only<="" td=""><td></td><td>8:00 AM odate</td></invitation>		8:00 AM odate		
Feb 16 +	Tuesday Agenda Change Mental Health Trust Program Testimony <invitation only<="" td=""><td></td><td>8:00 AM</td></invitation>		8:00 AM		
Mar 12 +	Friday B Pre-Closeout and Question/A Testimony <invitation only<="" td=""><td></td><td>3:30 PM</td></invitation>		3:30 PM		
Mar 17 +	Wednesday B Budget Closeout Testimony <invitation only<="" th=""><th>eltz 105 (tsbldg)</th><th>3:00 PM</th></invitation>	eltz 105 (tsbldg)	3:00 PM		
LAW					
Feb 23	Tuesday Sen C Budget Overview: Departmen	onf Rm 103 Tsb at of Law	1:30 PM		
Mar 09	Tuesday Sen C Budget Detail	onf Rm 103 Tsb	1:30 PM		
Mar 16	Tuesday F Closeout	ahrenkamp 203	1:30 PM		

FINANCE SUBCOMMITTEES (continued)

MILITARY & VETERANS' AFFAIRS

Feb 16 +	Tuesday MEETING CANCELEI Committee Discussion and Testimony <invitation c<="" th=""><th>l Draft Closeout</th><th>9:30 AM</th></invitation>	l Draft Closeout	9:30 AM			
NATURAL RESOURCES						
Feb 09 +	Tuesday Division of Oil and Gas Testimony <invitation c<="" td=""><td>Fahrenkamp 203 Only></td><td>1:00 PM</td></invitation>	Fahrenkamp 203 Only>	1:00 PM			
Feb 11 +	Thursday Gas Pipeline Implementati Testimony <invitation c<="" td=""><td></td><td>11:00 AM</td></invitation>		11:00 AM			
Feb 16 +	Tuesday Division of Mining, Land, Division of Geological and Testimony <invitation c<="" td=""><td>d Geophysical Surveys</td><td>1:00 PM</td></invitation>	d Geophysical Surveys	1:00 PM			
Feb 23 +	Tuesday Division of Agriculture Office of Project Manager Support Services Division State Parks Testimony <invitation c<="" td=""><td></td><td>2:00 PM</td></invitation>		2:00 PM			
Mar 09	Tuesday Discussion Testimony <invitation c<="" td=""><td>Fahrenkamp 203 Only></td><td>1:00 PM</td></invitation>	Fahrenkamp 203 Only>	1:00 PM			
Mar 16 +	Tuesday CLOSE OUT	Fahrenkamp 203	3:00 PM			

-- Testimony <Invitation Only> --

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FINANCE SUBCOMMITTEES (continued)

PUBLIC SAFETY

Feb 11 +	Thursday Status of VPSO Program a Efforts for Them and the S Testimony <invitation o<="" th=""><th>State Troopers</th><th>1:30 PM</th></invitation>	State Troopers	1:30 PM		
Feb 25	Thursday Time Change	Fahrenkamp 203	1:00 PM		
+	Domestic Violence & Sexual Assault Programs Testimony <invitation only=""></invitation>				
Mar 11 +	Thursday Fahrenkamp 203 Pre-Closeout & Question/Answer Session Testimony <invitation only=""></invitation>		1:00 PM		
Mar 18	Thursday Pudget Classout	Fahrenkamp 203	1:00 PM		
+	Budget Closeout Testimony <invitation only=""></invitation>				
REVENUE					
Feb 25	Thursday Ser Budget Overview: Dept of	n Conf Rm 103 Tsb f Revenue	1:30 PM		
Mar 11	Thursday Budget Detail	1 Conf Rm 103 Tsb	1:30 PM		
Mar 18	Thursday Ser Subcommittee closeout	1 Conf Rm 103 Tsb	1:30 PM		
TRANSPORTATION & PUBLIC FACILITIES					
Feb 23	Tuesday Budget Overview: Dept or	Fahrenkamp 203 f Transportation	8:00 AM		
Mar 09	Tuesday Budget Details	Fahrenkamp 203	8:00 AM		

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FINANCE SUBCOMMITTEES (continued)

TRANSPORTATION & PUBLIC FACILITIES (continued)

Mar 16 Tuesday Fahrenkamp 203 8:00 AM

Closeout

JOINT COMMITTEES

ADMINISTRATIVE REGULATION REVIEW

Feb 08 Monday Capitol 17 3:00 PM

+ (9 AAC 52) Proposed Regulations Relating to Executive
Branch Ethics
-- Public Testimony -
+ (15 AAC 55.280 - 15 AAC 55.811) Proposed Regulations
Relating to Oil and Gas Tax Credit and Heating Value of Gas
-- Public Testimony --

Executive Session

LEGISLATIVE BUDGET & AUDIT

Feb 25 Thursday Senate Finance 532 4:00 PM

+ RPL's

Audits - Executive Session

AEA Renewable Energy Project Update

Other Committee Business

-- Testimony <Invitation Only> --

SELECT COMMITTEE ON LEGISLATIVE ETHICS

Feb 17 Wednesday Sen Conf Rm 103 Tsb 9:00 AM

Senate Subcommittee Public Comment Executive Session Public Session

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JOINT COMMITTEES (continued)

SELECT COMMITTEE ON LEGISLATIVE ETHICS (continued)

Feb 17	Wednesday	Fahrenkamp 203	3:00 PM			
+	Public Comment Chair/Staff Report: Update on Ethics Disclosures Due Feb. 17 Ethics Training Update Informal Advice Staff Report Outreach - Visiting Legislative Offices During the Interim Committee Member Appointments and Confirmations Legislation: Update on HB 193, Legislative Ethics Rules of Procedures: Review of Sec 5, Executive Sessions & Sec 6,Teleconference Other Business					
		OOSTERS CAUCUS				
Feb 10	Wednesday Chancellor's Overview	Senate Finance 532	4:00 PM			
OTHER MEETINGS						
BUSH CAUCUS						
Feb 11 +	Thursday Presentation to Full Leg Economic Impact of the Corporations on Alaska	e Native	4:00 PM			
Mar 03 +	Wednesday Presentation to Full Le Native Education Issue		4:00 PM			

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OTHER MEETINGS (continued)

JOINT LEGISLATIVE HEALTH CAUCUS

Feb 10 Wednesday Butrovich 205
-- Rescheduled from 02/03/10 -Commissioning Healthy, Safe Families

JOINT SESSION

Feb 10 Wednesday House Chamber 11:00 AM

State of the Judiciary Address by Chief Justice Walter Carpeneti

Feb 18 Thursday House Chamber 11:00 AM

Annual Address by the Honorable Lisa Murkowski, U.S. Senator

Mar 31 Wednesday House Chamber 11:00 AM

Annual Address by the Honorable Mark Begich, U.S. Senator

MISCELLANEOUS MEETINGS

Feb 08 Monday Senate Finance 532 1:00 PM

School District Legislative Fly-In Informal Q&A Session Regarding Alaska's

Public School System

Mar 29 Monday Senate Finance 532 1:00 PM

School District Legislative Fly-In Informal Q&A Session Regarding Alaska's

Public School System