

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SIXTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Wednesday

March 24, 2010

Sixty-fifth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 11:02 a.m.

The roll showed sixteen members present. Senators Huggins, Olson, Stedman, Thomas were absent.

The prayer was offered by the Chaplain, Reverend Judy Shook of Aldersgate United Methodist Church. Senator Meyer moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Great Mystery,

You surpass every name by which we call you. In all our wisdom and centuries of searching, you are still beyond our full comprehension. And yet, we are called to use the gifts of our various ways of knowing to live life fully and faithfully.

Guide us to open our minds, our hearts, our whole selves and lead us in your ways. When we think we have the only understanding of the truth, grant us the humility to hear others' perspectives and know our own limits. When we think our answers are the only right ones, grant us liberation from our foolish pride and give us greater vision.

Too often we are like the blind seekers who are each touching a different part of an elephant and failing to recognize that each perception leads to the total knowledge. We need to sincerely listen and hear each other with open hearts, minds and lives in order to live by your ways. Clear our preconceived notions and our prejudices of each speaker.

Guide us to see greater solutions for the good of all of your people and your creation. Guide especially our leaders gathered here today and those in leadership at all levels in our nation and our world.

Amen.

Senator Menard led the Senate in the Pledge of Allegiance.

Certification

Senator Ellis moved and asked unanimous consent that the journal for the sixty-fourth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senators Stedman, Thomas, Olson, Huggins was noted.

Messages from the House

Message dated March 23 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 262

CS FOR HOUSE BILL NO. 262(TRA) BY THE HOUSE TRANSPORTATION COMMITTEE, entitled:

"An Act establishing the month of May as Motorcycle and Motor Scooter Awareness Month."

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

HB 287

CS FOR HOUSE BILL NO. 287(JUD) BY THE HOUSE JUDICIARY COMMITTEE, entitled:

"An Act relating to the adoption of the Uniform Disclaimer of Property Interests Act, and to the disclaimer of property rights under the Uniform Probate Code."

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

Concur Messages**SJR 22**

Message dated March 23 was read stating the House passed and returned for consideration CS FOR SENATE JOINT RESOLUTION NO. 22(RES) Opposing litigation that seeks to eliminate the Kenai, Kasilof, and Chitina sockeye salmon personal use dip net fisheries, with the following amendment:

HOUSE CS FOR CS FOR SENATE JOINT
RESOLUTION NO. 22(FSH)

Senator Ellis moved that the Senate concur in the House amendment.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSJR 22(FSH)

Shall the Senate Concur in the House
Amendment to CSSJR 22(RES)?

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

Yeas: Bunde, Coghill, Davis, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wielechowski

Nays: Wagoner

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO. 22(FSH) Opposing litigation that seeks to eliminate the Kenai, Kasilof, and Chitina sockeye salmon personal use dip net fisheries.

The Secretary was requested to notify the House.

The resolution was referred to the Secretary for enrollment.

Communications

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

Department of Revenue, Treasury Division
2009 Annual Report on the Constitutional Budget Reserve Fund
from Patrick Galvin, Commissioner
in accordance with AS 37.10.430

Alaska Children's Trust Annual Report 2009
from the Board of Trustees
available at: hss.state.ak.us/ocs/ChildrensTrust

Standing Committee Reports

SB 129

The Labor and Commerce Committee considered SENATE BILL NO. 129 "An Act relating to state and municipal building code requirements for fire sprinkler systems in certain residential buildings" and recommended it be replaced with

CS FOR SENATE BILL NO. 129(L&C) "An Act relating to municipal building code requirements for fire sprinkler systems in certain residential buildings."

Signing do pass: Senator Paskvan, Chair; Senators Bunde, Meyer, Thomas.

Fiscal information forthcoming.

The bill was referred to the Rules Committee.

SB 247

The Finance Committee considered SENATE BILL NO. 247 "An Act extending the termination date of the Board of Pharmacy; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 1634. Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Huggins, Thomas, Egan, Olson, Ellis.

The following fiscal information was published today:

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

The bill was referred to the Rules Committee.

SB 248

The Finance Committee considered SENATE BILL NO. 248 "An Act extending the termination date of the Board of Marital and Family Therapy; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 1635. Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Huggins, Thomas, Egan, Olson, Ellis.

The following fiscal information was published today:

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

The bill was referred to the Rules Committee.

SB 262

The Finance Committee considered SENATE BILL NO. 262 "An Act extending the termination date of the Board of Social Work Examiners; and providing for an effective date." Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Huggins, Thomas, Egan, Ellis.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Commerce, Community and
Economic Development

The bill was referred to the Rules Committee.

SB 263

The Finance Committee considered SENATE BILL NO. 263 "An Act extending the termination date of the Board of Professional Counselors; and providing for an effective date." Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Huggins, Thomas, Egan, Ellis.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Commerce, Community and
Economic Development

The bill was referred to the Rules Committee.

Consideration of the Calendar

Second Reading of Senate Bills

SB 246

SENATE BILL NO. 246 "An Act increasing the number of superior court judges designated for the third judicial district; and providing for an effective date" was read the second time.

Senator Ellis 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.

SENATE BILL NO. 246 was read the third time.

The question being: "Shall SENATE BILL NO. 246 "An Act increasing the number of superior court judges designated for the third judicial district; and providing for an effective date" pass the Senate?"
The roll was taken with the following result:

SB 246

Third Reading - Final Passage

Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Coghill, Davis, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE BILL NO. 246 passed the Senate.

Senator Ellis moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SB 257

SENATE BILL NO. 257 "An Act relating to funding for youth courts; and relating to accounting for criminal fines" was read the second time.

Senator Ellis 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.

SENATE BILL NO. 257 was read the third time.

Senators Paskvan, Wielechowski, Thomas, Dyson, Kookesh, Wagoner, Meyer, Stevens moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall SENATE BILL NO. 257 "An Act relating to funding for youth courts; and relating to accounting for criminal fines" pass the Senate?" The roll was taken with the following result:

SB 257

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Coghill, Davis, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE BILL NO. 257 passed the Senate and was referred to the Secretary for engrossment.

Second Reading of House Bills

HB 349

HOUSE BILL NO. 349 "An Act relating to the Statewide Suicide Prevention Council" was read the second time.

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

HOUSE BILL NO. 349 was read the third time.

Senators Menard, Egan, Meyer, McGuire, Dyson, Davis moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall HOUSE BILL NO. 349 "An Act relating to the Statewide Suicide Prevention Council" pass the Senate?" The roll was taken with the following result:

HB 349

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Coghill, Davis, Dyson, Egan, Ellis, French, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE BILL NO. 349 passed the Senate, was signed by the President and Secretary and returned to the House.

Unfinished Business

SB 4

Senator Wielechowski, Cochair, moved and asked unanimous consent that the Resources Committee referral be waived on SENATE BILL NO. 4 "An Act relating to the Alaska coastal management program; and establishing the Alaska Coastal Policy Board." Without objection, the bill was referred to the Finance Committee.

Announcements

Announcements are at the end of the journal.

Engrossment

SB 246

SENATE BILL NO. 246 "An Act increasing the number of superior court judges designated for the third judicial district; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 257

SENATE BILL NO. 257 "An Act relating to funding for youth courts; and relating to accounting for criminal fines" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 25, 2010. Without objection, the Senate adjourned at 11:37 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

Mar 25 Thursday Beltz 105 (tsbldg) 3:30 PM
 + SB 201 MUNICIPAL PROPERTY TAX EXEMPTIONS
 + Bills Previously Heard/Scheduled

EDUCATION

Mar 24 Wednesday Beltz 105 (tsbldg) 8:00 AM
 + HB 360 YOUTH ACADEMY: STUDENT RECORDS
 + Bills Previously Heard/Scheduled

Mar 26 Friday Beltz 105 (tsbldg) 8:00 AM
 + Bills Previously Heard/Scheduled

FINANCE

Mar 24 Wednesday Senate Finance 532 9:00 AM
 + Statewide Public Testimony:
 += HB 300 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 302 APPROP: MENTAL HEALTH BUDGET
 + -- Public Testimony 2 Minute Limit --
 9:00 - 9:45 a.m. Juneau
 10:00 - 10:45 a.m. Kenai, Valdez, Ketchikan, Kodiak, Seward,
 Matsu, Glennallen, Tok
 1:30 - 2:15 p.m. Fairbanks
 2:30 - 3:15 p.m. Anchorage

Meeting continued on next page

FINANCE (continued)

- Mar 24 Meeting continued from previous page:**
 3:30 - 4:00 p.m. Sitka, Wrangell, Petersburg, Homer,
 Dillingham, Cordova
 4:15 - 5:00 p.m. Bethel, Kotzebue, Barrow, Nome, Delta
 Junction, Offnets
 + Bills Previously Heard/Scheduled
- Mar 25 Thursday Senate Finance 532 9:00 AM**
 + SB 220 ENERGY EFFICIENCY/ ALTERNATIVE ENERGY
 + Bills Previously Heard/Scheduled
- Mar 25 Thursday Senate Finance 532 1:30 PM**
 += HB 300 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 302 APPROP: MENTAL HEALTH BUDGET
 + Bills Previously Heard/Scheduled
- Mar 26 Friday Senate Finance 532 9:00 AM**
 + SB 92 U.S. PRESIDENTIAL ELECTION COMPACT
 + SB 234 EXTEND ALCOHOLIC BEVERAGE CONTROL BOARD
 + SB 264 COMMERCIAL FISHING & AGRICULTURE BANK
 + Bills Previously Heard/Scheduled
- Mar 26 Friday Senate Finance 532 1:30 PM**
 += HB 300 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 302 APPROP: MENTAL HEALTH BUDGET
 + Bills Previously Heard/Scheduled
- Mar 27 Saturday Senate Finance 532 10:00 AM**
 + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

- Mar 24 Wednesday Butrovich 205 1:30 PM**
 No Meeting Scheduled
- Mar 26 Friday Butrovich 205 1:30 PM**
 No Meeting Scheduled

JUDICIARY

Mar 24 **Wednesday** **Beltz 105 (tsbldg)** **1:30 PM**
 + SB 46 CHILD SUPPORT AWARDS
 + SB 63 TRANSFER RESTRICTIONS ON TRUSTS
 + Bills Previously Heard/Scheduled

Mar 26 **Friday** **Beltz 105 (tsbldg)** **1:30 PM**
 + SB 190 BIOMETRIC INFORMATION FOR ID
 + SJR 28 ECUMENICAL PATRIARCHATE OF TURKEY
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

Mar 25 **Thursday** **Beltz 105 (tsbldg)** **1:30 PM**
 -- Please Note Time Change --
 += SB 258 DENTAL CARE INSURANCE
 + SCR 16 ECONOMIC DEVELOPMENT PLANNING COMMISSION
 + SB 303 WORKERS' COMPENSATION AND CONTRACTORS
 + Bills Previously Heard/Scheduled

RESOURCES

Mar 24 **Wednesday** **Butrovich 205** **3:30 PM**
 += SB 294 SPORT FISH GUIDE LICENSES
 + SB 275 AQUATIC FARMING
 + SB 143 RAILBELT ENERGY & TRANSMISSION CORP.
 + Bills Previously Heard/Scheduled

Mar 25 **Thursday** **Butrovich 205** **3:30 PM**
 += SR 10 DOMESTIC NATURAL GAS & ALT. ENERGY
 += SB 143 RAILBELT ENERGY & TRANSMISSION CORP.
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 25 **Thursday** **Beltz 105 (tsbldg)** **9:00 AM**
 + HCR 20 SEXUAL ASSAULT AWARENESS MONTH
 + HB 24 PROCUREMENT PREFERENCE FOR VETERANS
 <Bill Hearing Canceled>
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 25 Thursday Butrovich 205 1:00 PM
 No Meeting Scheduled

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

Mar 30 Tuesday House Finance 519 4:30 PM
 Executive Session - Audit Review
 + Other Committee Business
 -- Testimony <Invitation Only> --

OTHER MEETINGS**BUSH CAUCUS**

Mar 24 Wednesday House Finance 519 4:00 PM
 Education Forum: Important Educational Services
 Presentations by Gloria O'Neill,
 President, Cook Inlet Tribal Council
 Abbe Hensley, Director, Best Beginnings

JOINT LEGISLATIVE HEALTH CAUCUS

Mar 24 Wednesday Butrovich 205 12:00 PM
 + The State of the Uninsured: Let's Ensure Their Health

JOINT SESSION

Mar 31 Wednesday House Chamber 11:00 AM
 Annual Address by the Honorable
 Mark Begich, U.S. Senator

Apr 09 Friday House Chamber 11:00 AM
 Confirmation of Governor's Appointees

OTHER MEETINGS (continued)

MISCELLANEOUS MEETINGS

Mar 29	Monday	Senate Finance 532	1:00 PM
	School District Legislative Fly-In Informal Q&A Session Regarding Alaska's Public School System		