

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Monday

February 14, 2011

Twenty-eighth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:01 a.m.

Roll call showed 37 members present. Representative Cissna had been excused from a call of the House today.

Representative Austerman moved and asked unanimous consent that Representatives Hawker and Holmes be excused from a call of the House today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Pastor Steve Evenson of Seventh-day Adventist Church. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respects for the religious beliefs of each person here, I invite you into a time of prayer. Let us pray.

Our God, who is ruler of all the universe, we come to you this day once again to seek your wisdom. It is you who loves us, who calls us your children. We desire your presence in this session today.

We ask for your wisdom as we seek solutions to life's challenges. We also ask for clarity of mind so that sound understanding and judgment in these matters before us may be clear and the decisions that are made will be just.

May we work together to benefit the lives of others, and as we work together may we be a blessing to those we serve.

In the name of the Lord Jesus. Amen.

The Pledge of Allegiance was led by Representative Gruenberg.

CERTIFICATION OF THE JOURNAL

Representative Austerman moved and asked unanimous consent that the journal for the 25th, 26th, and 27th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

* * * * *

Representative Lynn introduced Griffin Logan, Guest Page, from Anchorage.

COMMUNICATIONS

The following audit report was received from the Division of Legislative Audit, Legislative Budget & Audit Committee, as required by AS 24.20.311:

Dept. of Natural Resources
Alaska Coastal Management Program, Part 2
December 29, 2010

REPORTS OF STANDING COMMITTEES

HB 7

The Judiciary Committee considered:

HOUSE BILL NO. 7

"An Act classifying certain synthetic cannabinoids as schedule IIA controlled substances; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 7(JUD)

"An Act classifying certain substances as schedule IIIA controlled substances; and providing for an effective date."

The report was signed by Representative Gatto, Chair, with the following individual recommendations:

Do pass (6): Lynn, Gruenberg, Keller, Thompson, Holmes, Gatto

The following fiscal note(s) apply to CSHB 7(JUD):

1. Zero, Dept. of Law
2. Indeterminate, Dept. of Corrections
3. Fiscal, Dept. of Public Safety

HB 7 was referred to the Finance Committee.

HB 13

The Labor & Commerce Committee considered:

HOUSE BILL NO. 13

"An Act relating to fees and charges for medical treatment or services as they relate to workers' compensation; and providing for an effective date."

The report was signed by Representative Olson, Chair, with the following individual recommendations:

Do pass (6): Thompson, Saddler, Johnson, Holmes, Miller, Olson

The following fiscal note(s) apply:

1. Fiscal, Dept. of Labor & Workforce Development

HB 13 was referred to the Finance Committee.

HB 80

The Judiciary Committee considered:

HOUSE BILL NO. 80

"An Act relating to self defense in any place where a person has a right to be."

The report was signed by Representative Gatto, Chair, with the following individual recommendations:

Do pass (4): Keller, Thompson, Lynn, Gatto

Do not pass (1): Holmes

No recommendation (1): Gruenberg

The following fiscal note(s) apply:

1. Zero, Dept. of Public Safety
2. Fiscal, Dept. of Law

HB 80 was referred to the Finance Committee.

HB 126

The Labor & Commerce Committee considered:

HOUSE BILL NO. 126

"An Act extending the termination dates of the Board of Nursing, the Board of Dental Examiners, the Board of Barbers and Hairdressers, the Regulatory Commission of Alaska, and the Alcoholic Beverage Control Board; and providing for an effective date."

The report was signed by Representative Olson, Chair, with the following individual recommendations:

Do pass (6): Thompson, Saddler, Johnson, Holmes, Miller, Olson

The following fiscal note(s) apply:

1. Fiscal, Dept. of Commerce, Community, & Economic Development
2. Fiscal, Dept. of Commerce, Community, & Economic Development
3. Fiscal, Dept. of Commerce, Community, & Economic Development

4. Fiscal, Dept. of Commerce, Community, & Economic Development
5. Fiscal, Dept. of Public Safety

HB 126 was referred to the Finance Committee.

REPORTS OF SPECIAL COMMITTEES

HJR 8

The House Special Committee on Fisheries considered:

HOUSE JOINT RESOLUTION NO. 8

Urging the United States Food and Drug Administration to deny an application to sell genetically engineered salmon in the United States; urging compliance with the provision of P.L. 110-85 (Food and Drug Administration Amendments Act of 2007) that requires the Commissioner of Food and Drugs to consult with the National Marine Fisheries Service of the National Oceanic and Atmospheric Administration regarding a report on environmental risks associated with genetically engineered seafood products; and urging that product labeling requirements include the words "Genetically Modified" prominently displayed on the front of the package if the application is approved by the United States Food and Drug Administration.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 8(FSH)

Urging the United States Food and Drug Administration to deny any application to sell genetically engineered salmon in the United States; urging compliance with the provision of P.L. 110-85 (Food and Drug Administration Amendments Act of 2007) that requires the Commissioner of Food and Drugs to consult with the National Marine Fisheries Service of the National Oceanic and Atmospheric Administration regarding a report on environmental risks associated with genetically engineered seafood products; and urging that product labeling requirements include the words "Genetically Modified" prominently displayed on the front of the package if the application is approved by the United States Food and Drug Administration.

The report was signed by Representative Thompson, Chair, with the following individual recommendations:

Do pass (6): Herron, Miller, Pruitt, Johnson, Kawasaki, Thompson

The following fiscal note(s) apply to CSHJR 8(FSH):

1. Zero, Legislative Agency

HJR 8 was referred to the Resources Committee.

INTRODUCTION OF CITATIONS

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Rick Sinnott
By Senator Giessel

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - The Green Bay Packers, Super Bowl XLV Champions
By Representative T. Wilson; Senator Coghill

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 90

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 90 by
Representatives NEUMAN and FEIGE, entitled:

"An Act relating to municipal property tax exemptions on residences of certain seniors and others; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 21**

The following, which was held from the February 11, 2011, calendar (page 235), was read the second time:

HOUSE BILL NO. 21

"An Act relating to the membership of the Statewide Suicide Prevention Council."

with the:

Journal Page

STA RPT CS(STA) 6DP	121
FN1: (DHS)	121
FIN RPT CS(FIN) 10DP	205
FN1: (DHS)	205

Representative Austerman moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 21(FIN)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 21(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 21(FIN) was read the third time.

The question being: "Shall CSHB 21(FIN) pass the House?" The roll was taken with the following result:

CSHB 21(FIN)
Third Reading
Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Herron, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Cissna, Hawker, Holmes

And so, CSHB 21(FIN) passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE RESOLUTIONS

HJR 11

The following, which was held from the February 11, 2011, calendar (page 235), was read the second time:

HOUSE JOINT RESOLUTION NO. 11

Urging the United States Congress to refrain from passing legislation that designates land in Area 1002 of the Arctic National Wildlife Refuge as wilderness.

with the:

Journal Page

RES RPT 6DP 1NR

195

FN1: ZERO(LEG)

196

Representative Austerman moved and asked unanimous consent that HJR 11 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HJR 11 was read the third time.

The question being: "Shall HJR 11 pass the House?" The roll was taken with the following result:

HJR 11

Third Reading

Final Passage

YEAS: 36 NAYS: 1 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Herron, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Kerttula

Excused: Cissna, Hawker, Holmes

And so, HJR 11 passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Austerman moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

In Memoriam - Henry (Hank) T. Weil

By Senator Giessel; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - F. Atlee Dodge

By Senator Giessel; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Robert Lloyd Dyer

By Senator Egan; Representatives Hawker, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Edward Roy "Sonny" Hoffman, Jr.

By Senator Hoffman; Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

UNFINISHED BUSINESS

Representative Austerman moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Chenault – from 8:00 p.m., February 14 to 8:00 p.m., February 19

Representative Feige – from 6:30 p.m., February 18 to 10:00 p.m., February 20

Representative Gara – from 7:00 p.m., February 18 to 10:30 a.m., February 21

Representative Guttenberg – from 6:00 a.m., February 19 to 2:00 p.m., February 20

Representative Keller – from 6:30 p.m., February 17 to 7:15 p.m., February 20

Representative Miller – from 7:00 a.m., February 18 to 2:00 p.m., February 20

Representative Neuman – from 6:30 p.m., February 18 to 10:30 a.m., February 21

Representative Pruitt – from 7:00 p.m., February 17 to 10:30 a.m., February 21

Representative Saddler – from 10:30 a.m., February 18 to 8:00 a.m., February 21

Representative Thompson – from 7:35 a.m., February 18 to 10:00 a.m., February 22

SPECIAL ORDER OF BUSINESS

Representative Austerman moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - The Green Bay Packers, Super Bowl XLV Champions, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - The Green Bay Packers, Super Bowl XLV Champions
By Representatives T. Wilson, Chenault, Austerman, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Thomas, Thompson, Tuck, P. Wilson; Senator Coghill

UNFINISHED BUSINESS

HJR 11

Representatives Joule, Gardner, Costello, and Fairclough added their names as cosponsors to:

HOUSE JOINT RESOLUTION NO. 11

Urging the United States Congress to refrain from passing legislation that designates land in Area 1002 of the Arctic National Wildlife Refuge as wilderness.

HB 3

Representative Doogan added his name as cosponsor to:

HOUSE BILL NO. 3

"An Act relating to issuance of driver's licenses."

HB 21

Representatives Kerttula, Tuck, Chenault, and Saddler added their names as cosponsors to:

CS FOR HOUSE BILL NO. 21(FIN)

"An Act relating to the membership of the Statewide Suicide Prevention Council."

HB 64

Representative Neuman added his name as cosponsor to:

HOUSE BILL NO. 64

"An Act relating to permanent motor vehicle registration; and providing for an effective date."

ENGROSSMENT**HJR 11**

HJR 11 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 21

CShB 21(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Austerman moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 16, 2011. There being no objection, the House adjourned at 11:49 a.m.

Suzi Lowell
Chief Clerk