

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

**Juneau, Alaska**

**Wednesday**

**February 16, 2011**

**Thirtieth Day**

Pursuant to adjournment the House was called to order by Speaker pro tempore Austerman at 10:43 a.m.

Roll call showed 35 members present. Representatives Chenault and Cissna had been excused from a call of the House today. Representative Seaton was absent and his presence was noted later. Representative Hawker was absent.

Representative P. Wilson, Acting Majority Leader, moved and asked unanimous consent that Representative Gruenberg 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 T. 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.

O God of the universe, whose power is great, who is ever ready to hear from his children, who loves us, we come before you this day, recognizing our need of you for guidance in the matters of state.

We know from the pages of old that it is you who have placed us in these halls. You have entrusted to us, the representatives of the people of the great state of Alaska, the responsibility of justice, forthrightness, and forbearance.

How we need divine insight for the matters before us; how we need guidance from above. May we be open to the divine impressions that are from your Holy Spirit. May we be willing to listen to that still small voice.

We recognize our weakness, our selfishness, our sinful tendencies, so it is with these solemn petitions that we seek for your wisdom, understanding, long-suffering, and patience.

In the name of the Lord Jesus. Amen.

The Pledge of Allegiance was led by Representative Guttenberg.

### **CERTIFICATION OF THE JOURNAL**

Representative P. Wilson moved and asked unanimous consent that the journal for the 28<sup>th</sup> and 29<sup>th</sup> legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

Speaker pro tempore Austerman stated that, without objection, the House would advance to:

### **REPORTS OF STANDING COMMITTEES**

The Health & Social Services Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

William Streur

as Commissioner of the Department of Health & Social Services.

The report was signed by Representative Keller, Chair; and Representatives Millett, Herron, Seaton, and Dick.

### **HB 71**

The State Affairs Committee considered:

**SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 71**

"An Act relating to the duration of a regular session of the legislature."

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

Do pass (6): Johansen, P. Wilson, Keller, Gruenberg, Seaton, Lynn

No recommendation (1): Petersen

The following fiscal note(s) apply:

1. Fiscal, Legislative Agency

SSHB 71 was referred to the Finance Committee.

**HB 114**

The Labor & Commerce Committee considered:

**HOUSE BILL NO. 114**

"An Act relating to an opt-out charitable giving program offered by an electric or telephone cooperative."

and recommends it be replaced with:

**CS FOR HOUSE BILL NO. 114(L&C)**

"An Act relating to an opt-out charitable giving program offered by an electric or telephone cooperative; and allowing for an electric cooperative to assist persons in acquiring and installing weatherization and energy efficiency products and services."

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

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

No recommendation (1): Johnson

The following fiscal note(s) apply to CSHB 114(L&C):

1. Zero, Dept. of Commerce, Community, & Economic Development
2. Zero, Dept. of Law

HB 114 was referred to the Judiciary Committee.

**HB 130**

The Labor & Commerce Committee considered:

HOUSE BILL NO. 130

"An Act relating to municipal building code requirements for fire sprinkler systems in certain residential buildings; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 130(L&C)

"An Act relating to municipal building code requirements for fire sprinkler systems in certain residential buildings."

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

Do pass (7): Thompson, Saddler, Johnson, Holmes, Seaton, Miller, Olson

The following fiscal note(s) apply to CSHB 130(L&C):

1. Zero, Dept. of Public Safety

HB 130 was referred to the Rules Committee for placement on the calendar.

**HB 132**

The Education Committee considered:

HOUSE BILL NO. 132

"An Act providing for funding for school lunch and breakfast."

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

Do pass (3): Seaton, Kawasaki, Dick

No recommendation (3): P. Wilson, Pruitt, Feige

The following fiscal note(s) apply:

1. Fiscal, Dept. of Education & Early Development

HB 132 was referred to the Finance Committee.

### **SJR 6**

The Transportation Committee considered:

#### **CS FOR SENATE JOINT RESOLUTION NO. 6(TRA)**

Urging the United States Army and United States Air Force to extend the public comment period for the Joint Pacific Alaska Range Complex Modernization and Enhancement Environmental Impact Statement, which is set to end February 18, 2011, for a minimum of 30 days to allow for effective communication and full state and user involvement during the comment period.

The report was signed by Representative P. Wilson, Chair, with the following individual recommendations:

Do pass (7): Johnson, Feige, Pruitt, Munoz, Petersen, Gruenberg, P. Wilson

The following fiscal note(s) apply:

1. Zero, Senate Transportation Committee

CSSJR 6(TRA) is on today's calendar.

### **SB 33**

The State Affairs Committee considered:

## CS FOR SENATE BILL NO. 33(STA)

"An Act relating to the disposition of remains of a member of the armed forces if the member dies while in a duty status."

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

Do pass (7): Johansen, P. Wilson, Keller, Gruenberg, Seaton, Petersen, Lynn

The following fiscal note(s) apply:

1. Zero, Dept. of Military & Veterans' Affairs

CSSB 33(STA) was referred to the Rules Committee for placement on the calendar.

Speaker pro tempore Austerman stated that, without objection, the House would advance to:

### **CONSIDERATION OF THE DAILY CALENDAR**

### **SECOND READING OF SENATE RESOLUTIONS**

#### **SJR 6**

The following was read the second time:

## CS FOR SENATE JOINT RESOLUTION NO. 6(TRA)

Urging the United States Army and United States Air Force to extend the public comment period for the Joint Pacific Alaska Range Complex Modernization and Enhancement Environmental Impact Statement, which is set to end February 18, 2011, for a minimum of 30 days to allow for effective communication and full state and user involvement during the comment period.

with the:

Journal Page

TRA RPT 7DP

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FN1: ZERO(S.TRA)

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Amendment No. 1 was offered by Representative Saddler:

Page 1, line 2, following "**for the**" (title amendment):

Insert "**scoping phase of the**"

Page 1, line 14, following "public":

Insert "scoping"

Page 3, line 1, following "for the":

Insert "scoping phase of the"

Representative Saddler moved and asked unanimous consent that Amendment No. 1 be adopted.

Objection was heard and withdrawn. There being no further objection, Amendment No. 1 was adopted and the new title follows:

CS FOR SENATE JOINT RESOLUTION NO. 6(TRA) am H

Urging the United States Army and United States Air Force to extend the public comment period for the scoping phase of the Joint Pacific Alaska Range Complex Modernization and Enhancement Environmental Impact Statement, which is set to end February 18, 2011, for a minimum of 30 days to allow for effective communication and full state and user involvement during the comment period.

Representative P. Wilson moved and asked unanimous consent that CSSJR 6(TRA) am H be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSJR 6(TRA) am H was read the third time.

\*\*The presence of Representative Seaton was noted.

The question being: "Shall CSSJR 6(TRA) am H pass the House?"  
The roll was taken with the following result:

CSSJR 6(TRA) am H  
Third Reading  
Final Passage

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

Yeas: Austerman, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, 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

Excused: Chenault, Cissna, Gruenberg

Absent: Hawker

And so, CSSJR 6(TRA) am H passed the House.

Representative Johnson gave notice of reconsideration of the vote on CSSJR 6(TRA) am H.

### RECONSIDERATION

#### **SJR 6**

Representative Johnson moved and asked unanimous consent that reconsideration of CSSJR 6(TRA) am H be taken up on the same day. There being no objection, it was so ordered.

CSSJR 6(TRA) am H was again before the House in third reading.

The question to be reconsidered: "Shall CSSJR 6(TRA) am H pass the House?" The roll was taken with the following result:

CSSJR 6(TRA) am H  
Third Reading  
Final Passage  
Reconsideration

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

Yeas: Austerman, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, 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



Excused: Chenault, Cissna, Gruenberg

Absent: Hawker

And so, CSSJR 6(TRA) am H passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

Speaker pro tempore Austerman stated that, without objection, the House would revert to Introduction of Guests.

Representative Kerttula introduced Lauren Shanley, Guest Page, from Juneau.

Representative Seaton introduced Madalyn Campbell, Guest Page, from Seward.

Representative Guttenberg introduced Kira O'Donoghue, Guest Page, from Fairbanks.

Representative Johnson introduced Mckenzie Smith, Guest Page, from Anchorage.

#### **MESSAGES FROM THE SENATE**

A message dated February 14, 2011, was read stating the Senate passed the following, and it is transmitted for consideration:

#### **FIRST READING AND REFERENCE OF SENATE BILLS**

##### **SB 31**

CS FOR SENATE BILL NO. 31(JUD) by the Senate Judiciary Committee, entitled:

"An Act relating to the counting of write-in votes."

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

**COMMUNICATIONS**

The following was received:

Dept. of Education & Early Development  
Annual Report  
February 15, 2011  
(as required by AS 14.03.078)

**REPORTS OF SPECIAL COMMITTEES****HB 60**

The House Special Committee on Fisheries considered:

**HOUSE BILL NO. 60**

"An Act relating to aquatic farm permitting involving geoducks and to geoduck seed transfers between certified hatcheries and aquatic farms."

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

Do pass (2): Austerman, Thompson

No recommendation (3): Herron, Pruitt, Johnson

Amend (1): Kawasaki

The following fiscal note(s) apply:

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Natural Resources

HB 60 was referred to the Resources Committee.

**INTRODUCTION OF CITATIONS**

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Al Tamagni Sr., 35 Years of Community Service  
By Representative Millett; Senator Meyer

Honoring - Edward B. "Ed" Rasmuson, Alaska Aviation Museum Hall of Fame  
By Representative Hawker

Honoring - Rita and Bobby Sholton, Alaska Aviation Museum Hall of Fame  
By Representative Hawker

Honoring - Harold Gillam, Alaska Aviation Museum Hall of Fame  
By Representative Hawker

Honoring - Eagle Scout Daniel Kranich  
By Representative Millett; Senator Meyer

Honoring - Winter Weezers  
By Representative Thomas; Senator Kookesh

In Memoriam - Barbara Caroline Lewis (Daasoox')  
By Representative Thomas; Senator Kookesh

In Memoriam - Barbara Ann Dunaway  
By Representatives Saddler, Stoltze

In Memoriam - First Lady Neva Egan  
By Representatives Munoz, Kerttula

In Memoriam - Ronald Terry Peltola  
By Senator Hoffman; Representative Herron

#### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS**

##### **HB 157**

HOUSE BILL NO. 157 by Representatives Kawasaki and Gruenberg,  
entitled:

"An Act relating to the use of headlights when operating a motor vehicle."

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

**HB 158**

HOUSE BILL NO. 158 by Representative Neuman, entitled:

"An Act relating to the authority and obligations of the Knik Arm Bridge and Toll Authority, to bonds of the authority, and to reserve funds of the authority; authorizing the state to provide support for certain obligations of the authority; relating to taxes and assessments on a person that is a party to an agreement with the authority; and establishing the Knik Arm Crossing fund."

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

**HB 159**

HOUSE BILL NO. 159 by Representative Neuman, entitled:

"An Act making a special appropriation to the Knik Arm Crossing fund; and providing for an effective date."

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

**HB 160**

HOUSE BILL NO. 160 by the House Special Committee on Economic Development, Trade, and Tourism, entitled:

"An Act establishing and relating to the Alaska visitor industry investment fund; relating to matching funds for state tourism marketing contracts with qualified trade associations; and providing for an effective date."

was read the first time and referred to the House Special Committee on Economic Development, Trade, & Tourism and the Finance Committee.

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**LEGISLATIVE CITATIONS**

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

Honoring - Rick Sinnott

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

**UNFINISHED BUSINESS**

**HJR 9**

Representative Gardner added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 9

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production.

**HB 65**

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 65

"An Act making regional Native housing authorities eligible to receive grants through the Alaska Housing Finance Corporation from the senior citizens housing development fund."

**HB 90**

Representative Lynn added his name as cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 90

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

**HB 156**

Representative Holmes' name was removed as a cosponsor to:

HOUSE BILL NO. 156

"An Act relating to the chair of the Regulatory Commission of Alaska."

Her name was mistakenly added to the bill, and a corrected copy of the bill was reprinted today.

**SB 33**

Representative Lynn added his name as cross sponsor to:

CS FOR SENATE BILL NO. 33(STA)

"An Act relating to the disposition of remains of a member of the armed forces if the member dies while in a duty status."

**ENGROSSMENT****SJR 6**

CSSJR 6(TRA) am H was engrossed, signed by the Speaker pro tempore and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative P. Wilson moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 18, 2011. There being no objection, the House adjourned at 11:49 a.m.

Suzi Lowell  
Chief Clerk