

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

**Juneau, Alaska**

**Saturday**

**May 14, 2011**

**Twenty-seventh Day**

The House was called to order by Speaker Chenault at 5:13 p.m.

Roll call showed 35 members present. Representatives Fairclough, Gardner, Gatto, Hawker, and Thomas had been excused from a call of the House today.

The invocation was offered by the Chaplain, Representative T. Wilson. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following prayer.

Dear Lord, as we have seen accomplishments in recent days, we thank you for your guidance, patience, and the ability to collaborate where needed. We ask that progress and productivity continue as session heads toward a close. We thank you for the friendships and experiences you have given us and for keeping us ever mindful of the Alaskans we serve. Amen.

The Pledge of Allegiance was led by Representative Saddler.

**CERTIFICATION OF THE JOURNAL**

Representative Austerman moved and asked unanimous consent that the journal for the 26<sup>th</sup> legislative day of the first special session be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

The Speaker stated that, without objection, the House would recess to a Call of the Chair; and so, the House recessed at 5:16 p.m.

**AFTER RECESS**

The Speaker called the House back to order at 6:45 p.m.

**REPORTS OF SPECIAL COMMITTEES****HB 106**

The Conference Committee considering:

**CS FOR HOUSE BILL NO. 106(FIN)**

"An Act extending the termination date of the Alaska coastal management program and relating to the extension; relating to the review of activities and regulations of the Alaska coastal management program; establishing the Alaska Coastal Policy Board; relating to the development, review, and approval of district coastal management plans; relating to the duties of the Department of Natural Resources relating to the Alaska coastal management program; relating to the review of certain consistency determinations; providing for an effective date by amending the effective date of secs. 1 - 13 and 18, ch. 31, SLA 2005; and providing for an effective date."

and

**SENATE CS FOR CS FOR HOUSE BILL NO. 106(FIN)**

(same title)

requests limited powers of free conference on the following specific point(s):

Page 14, lines 10–29, House version (deleted in Senate version); and on the definitions of "scientific evidence" and "local knowledge" and any conflicts between scientific evidence and local knowledge.

The request was signed by Representatives Johnson (Chair), Herron, Kerttula; and Senators Olson (Chair), Wielechowski, Kookesh.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk notified the Senate.

The Conference Committee with limited powers of free conference considering CSHB 106(FIN) and SCS CSHB 106(FIN) recommends the following be adopted:

CONFERENCE CS FOR HOUSE BILL NO. 106

"An Act extending the termination date of the Alaska coastal management program and relating to the extension; relating to the review of activities and regulations of the Alaska coastal management program; establishing the Alaska Coastal Policy Board; relating to the development, review, and approval of district coastal management plans; relating to the duties of the Department of Natural Resources relating to the Alaska coastal management program; relating to the review of certain consistency determinations; providing for an effective date by amending the effective date of secs. 1 - 13 and 18, ch. 31, SLA 2005; and providing for an effective date."

The report was signed by Representatives Johnson (Chair), Herron, Kerttula; and Senators Olson (Chair), Wielechowski, Kookesh.

The following fiscal note(s) apply to CCS HB 106:

- 7. Fiscal, Dept. of Environmental Conservation
- 8. Fiscal, Dept. of Environmental Conservation
- 10. Fiscal, Senate Finance Committee/Dept. of Natural Resources

Representative Austerman moved that the House adopt the Conference Committee with limited powers of free conference report, thus adopting CCS HB 106.

The question being: "Shall the House adopt the report?" The roll was taken with the following result:

CCS HB 106

Adopt

**YEAS: 20 NAYS: 15 EXCUSED: 5 ABSENT: 0**

Yeas: Austerman, Cissna, Dick, Doogan, Edgmon, Foster, Gara, Gruenberg, Guttenberg, Herron, Holmes, Joule, Kawasaki, Kerttula, Miller, Munoz, Petersen, Seaton, Tuck, P.Wilson

Nays: Chenault, Costello, Feige, Johansen, Johnson, Keller, Lynn, Millett, Neuman, Olson, Pruitt, Saddler, Stoltze, Thompson, T.Wilson

Excused: Fairclough, Gardner, Gatto, Hawker, Thomas

And so, lacking the required 21 votes, the House failed to adopt the Conference Committee with limited powers of free conference report, thus failing to adopt CCS HB 106.

Representative Kerttula moved that the House rescind previous action in failing to adopt CCS HB 106. There being no objection, it was so ordered.

The question being: "Shall the House adopt the report?" The roll was taken with the following result:

CCS HB 106

Adopt

**YEAS: 20 NAYS: 15 EXCUSED: 5 ABSENT: 0**

Yeas: Austerman, Cissna, Dick, Doogan, Edgmon, Foster, Gara, Gruenberg, Guttenberg, Herron, Holmes, Joule, Kawasaki, Kerttula, Miller, Munoz, Petersen, Seaton, Tuck, P.Wilson

Nays: Chenault, Costello, Feige, Johansen, Johnson, Keller, Lynn, Millett, Neuman, Olson, Pruitt, Saddler, Stoltze, Thompson, T.Wilson

Excused: Fairclough, Gardner, Gatto, Hawker, Thomas

And so, lacking the required 21 votes, the House failed to adopt the Conference Committee with limited powers of free conference report, thus failing to adopt CCS HB 106.

The Chief Clerk notified the Senate.

CCS HB 106(fld H) was referred to the Chief Clerk for engrossment.

### **INTRODUCTION OF CITATIONS**

The following citations were introduced and taken up later as a Special Order of Business:

Honoring – Tim Doran, 2011 National Distinguished Elementary School Principal of the Year  
By Representatives Kawasaki, Guttenberg

Honoring – Marjorie Linne Tungwenuk Tahbone, 2011-2012 Miss Indian World  
By Representative Foster; Senator Olson

Honoring – PolyEarth Construction  
By Senator McGuire

In Memoriam – Laurence J. Carr  
By Representatives Kerttula, Johnson; Senator McGuire

### **SPECIAL ORDER OF BUSINESS**

Representative Austerman moved and asked unanimous consent that the notice and publication requirements be waived and the citations on the first special order citation calendar 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 citations on the first special order citation calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring – Tim Doran, 2011 National Distinguished Elementary School Principal of the Year

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

Honoring – Marjorie Linne Tungwenuk Tahbone, 2011-2012 Miss Indian World

By Representatives Foster, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Feige, 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; Senator Olson

Honoring – PolyEarth Construction

By Senator McGuire; 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 – Laurence J. Carr

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

## **CONSIDERATION OF THE DAILY CALENDAR**

### **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:

Honoring – Ron Jordan

By Representatives Tuck, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, 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, P. Wilson, T. Wilson; Senator Meyer

Honoring – Kerry Howard

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

Honoring – Fairbanks Ice Dogs, 2011 Robertson Cup Winners, USA Hockey Tier II Junior A National Championship

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

Honoring – Christopher Mandregan Jr., M.P.H.

By Senator Giessel; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, 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 – Jack Taub

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

In Memoriam – Albert William Dick

By Representatives Thomas, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, 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, Thompson, Tuck, P. Wilson, T. Wilson; Senator Kookesh

### ENGROSSMENT

#### HB 106

CCS HB 106(fld H) was engrossed.

#### SB 46

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration:

HOUSE CS FOR CS FOR SENATE BILL NO. 46(FIN)

"An Act making and amending appropriations, including capital appropriations, savings deposits in the form of appropriations to the statutory budget reserve fund, and other appropriations; making appropriations to capitalize funds; and providing for an effective date."

### ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 6, 2011.

House committee schedules are published under separate cover.

### ADJOURNMENT

Representative Pruitt moved and asked unanimous consent that the First Special Session of the House of Representatives for the Twenty-seventh Legislature adjourn sine die. There being no objection, the House adjourned sine die at 9:39 p.m.

Suzi Lowell  
Chief Clerk