

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Thursday

February 24, 2011

Thirty-eighth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 10:45 a.m.

The roll showed sixteen members present. Senators French, Menard, Thomas, Wagoner were absent.

The prayer was offered by the Chaplain, David Dierdorff of the Juneau Unitarian Universalist Fellowship. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Spirit of Life, known by many names yet by no name fully known, the Senators gather here today with hopes and dreams and also with fears and wounds. May we be reminded that all things come and go; that today's victories and today's losses will in time give way to those of tomorrow, when roles may well be reversed. Help us to find the patience to accept our fears and wounds, and the persistence to pursue our hopes and dreams.

Spirit of Life, mother and father of us all, help us to remember those who came before us and to know that there will be others who follow us. May we always be open to growth and change, to movement, to grace.

In the name of all that is holy, and in all holy names that have ever been uttered, let us say Blessed be, Shalom, and Amen.

Senator Olson led the Senate in the Pledge of Allegiance.

Certification

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

The presence of Senators Thomas, Menard was noted.

Messages from the Governor

SR 2

Message dated February 23 was read stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 2 Urging the United States Congress to fund fully the essential air service program.

Senate Resolve No. 2

Messages from the House

SB 33

Message dated February 23 was read stating the House passed and returned:

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 bill was referred to the Secretary for enrollment.

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

First Reading and Reference of House Bills**HB 28**

CS FOR HOUSE BILL NO. 28(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to temporary courtesy licenses for certain nonresident professionals and to a temporary exemption from fees and other licensing requirements for active duty members of the armed forces."

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

HB 65

HOUSE BILL NO. 65 BY REPRESENTATIVES EDGMON, HERRON, FOSTER, JOULE, P.Wilson, Kerttula, Tuck, Gardner, Kawasaki, Millett, Gara, entitled:

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

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

Consideration of the Calendar**Citations**

Honoring - Peggy Barry
Senator(s) Dyson, Stevens, Coghill, Davis, Egan, Ellis, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

Honoring - Delta Junction Huskies Hockey Team, Greatland
Conference Hockey Champions

Representative(s) Feige

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

In Memoriam - Deacon Ken Donohue 1939 - 2011

Representative(s) Lynn, Peterson

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

Senator Meyer 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

Senator Coghill moved and asked unanimous consent to amend a prior
excusal (page 341) in order to be excused from a call of the Senate
from 7:20 a.m., February 28 through evening plane time, March 7.
Without objection, Senator Coghill was excused.

Senator Kookesh moved and asked unanimous consent to be excused
from a call of the Senate from morning plane time, February 28
through evening plane time, March 1. Without objection, Senator
Kookesh was excused.

Recess

Senator Meyer moved and asked unanimous consent that the Senate
stand in recess to the Joint Session. Without objection, the Senate
recessed at 10:53 a.m.

Joint Session in the House

The presence of Senators French, Wagoner was noted.

Speaker Chenault called the House to order and in accordance with Uniform Rule 51 turned the gavel over to President Stevens, who called the Joint Session to order at 11:01 a.m.

The purpose of the Joint Session was to hear an address by the Honorable Lisa Murkowski, United States Senator.

Senator Meyer moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. Without objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. Without objection, it was so ordered.

President Stevens appointed Representative Munoz and Senator Hoffman to escort Senator Lisa Murkowski to the Joint Session.

The Senate Sergeant at Arms, Zachary Mannix, announced the Honorable Lisa Murkowski's entrance to the House Chamber.

The Honorable Senator Murkowski was escorted to the rostrum and welcomed by President Stevens.

Senator Lisa Murkowski delivered her address. This address appears in Senate and House Joint Journal Supplement No. 3.

Following her address, there was a question and answer period. Senator Murkowski received a standing ovation and was escorted from the chamber by Senator Hoffman and Representative Munoz.

Senator Meyer moved and asked unanimous consent that the Joint Session stand in adjournment. Without objection, President Stevens adjourned the Joint Session at 11:53 a.m.

After Recess**In the Senate**

The Senate reconvened at 11:56 a.m.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., February 25, 2011. Without objection, the Senate adjourned at 11:57 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 24	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 01	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 03	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 08	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HB 65	SENIOR CITIZEN HOUSING DEV. FUND GRANTS		
Mar 10	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		

EDUCATION

Feb 25	Friday	Beltz 105 (tsbldg)	8:00 AM
+ SB 8	STUDENT QUESTIONNAIRES AND SURVEYS		
+	Bills Previously Heard/Scheduled		
Feb 28	Monday	Beltz 105 (tsbldg)	8:00 AM
+ SB 8	STUDENT QUESTIONNAIRES AND SURVEYS		
+ SB 6	PREKINDERGARTEN SCHOOL PROGRAMS/PLANS		
+	University of Alaska Chancellor's Presentation		
+	Bills Previously Heard/Scheduled		

EDUCATION (continued)

Mar 02	Wednesday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Mar 04	Friday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Mar 07	Monday	Beltz 105 (tsbldg)	8:00 AM
+ SB 84	VOC ED FUNDING/BASE STUDENT ALLOCATION		
+ SB 73	EDUC. FUNDING: BASIC/SPEC NEEDS/TRANSPORT		
+	Bills Previously Heard/Scheduled		
Mar 09	Wednesday	Barnes 124	8:00 AM
+	Joint House/Senate Education Committee Meeting		
	Presentation:		
	Best Beginnings/Early Childhood Program		
Mar 11	Friday	Barnes 124	8:00 AM
	Joint House/Senate Education Committee Meeting		
+	Presentation:		
	Higher Education and Career Readiness Task Force		
Mar 18	Friday	Barnes 124	8:00 AM
	Joint House/Senate Education Committee Meeting		
+	Presentation:		
	State Board of Education and Early Development		

FINANCE

Feb 24	Thursday	Senate Finance 532	9:00 AM
+	Financial Update of Public Employee Retirement		
	System and Teachers Retirement System by the		
	Department of Administration		
+	Bills Previously Heard/Scheduled		
Feb 24	Thursday	Senate Finance 532	2:30 PM
+	Presentation on the Goose Creek Correction Center		
	by the Department of Corrections		
+	Bills Previously Heard/Scheduled		
Feb 25	Friday	Senate Finance 532	8:00 AM
+	Capital Markets Outlook and Permanent Fund		
	Performance Review by Michael O'Leary from		
	Callan Associates		
+	Bills Previously Heard/Scheduled		

SENATE JOURNAL

February 24, 2011

363

FINANCE (continued)

Feb 28	Monday No Meeting Scheduled	Senate Finance 532	9:00 AM
Mar 01	Tuesday No Meeting Scheduled	Senate Finance 532	9:00 AM
Mar 02	Wednesday No Meeting Scheduled	Senate Finance 532	9:00 AM
Mar 03	Thursday No Meeting Scheduled	Senate Finance 532	9:00 AM
Mar 04	Friday No Meeting Scheduled	Senate Finance 532	9:00 AM

HEALTH & SOCIAL SERVICES

Feb 24	Thursday -- Note Time and Location -- + Presentation: Key Coalition of Alaska - Key Campaign (A grassroots advocacy group for people with disabilities) (All legislators invited)	Senate Finance 532	8:00 AM
Feb 25	Friday No Meeting Scheduled	Senate Finance 532	1:30 PM
Feb 28 += SB 27 + SB 52	Monday FLAME RETARDANTS AND TOXIC CHEMICALS MENTAL HEALTH CARE INSURANCE BENEFIT Bills Previously Heard/Scheduled	Butrovich 205	1:30 PM
Mar 02	Wednesday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 04	Friday No Meeting Scheduled	Butrovich 205	1:30 PM

JUDICIARY

Feb 25	Friday	Beltz 105 (tsbldg)	1:30 PM
+ SB 11	HATE CRIMES		
+	Bills Previously Heard/Scheduled		
+ SB 17	SYNTHETIC CANNABINOIDS		
+ SB 39	U.S. PRESIDENTIAL ELECTION COMPACT		
 Feb 28	 Monday	 Beltz 105 (tsbldg)	 1:30 PM
+ SB 30	RETURN OF SEIZED PROPERTY		
+ SB 61	2011 REVISOR'S BILL		
+	Bills Previously Heard/Scheduled		
 Mar 02	 Wednesday	 Beltz 105 (tsbldg)	 1:30 PM
	No Meeting Scheduled		
 Mar 04	 Friday	 Beltz 105 (tsbldg)	 1:30 PM
	No Meeting Scheduled		

LABOR & COMMERCE

Feb 24	Thursday	Beltz 105 (tsbldg)	1:30 PM
+ SB 68	COMMERCIAL FISHING & AGRICULTURE BANK		
+ SB 92	DENTISTS/DENTAL HYGIENISTS/ASSISTANTS		
+	Bills Previously Heard/Scheduled		
= SB 90	BOARD OF PUBLIC ACCOUNTANCY SECRETARY		
 Mar 01	 Tuesday	 Beltz 105 (tsbldg)	 1:30 PM
+ SB 87	GRANTS FOR SENIORS' MEDICAL CARE		
+	Bills Previously Heard/Scheduled		
+ SB 68	COMMERCIAL FISHING & AGRICULTURE BANK		
 Mar 03	 Thursday	 Beltz 105 (tsbldg)	 1:30 PM
	No Meeting Scheduled		

RESOURCES

Feb 25	Friday	Butrovich 205	3:30 PM
	Bills Previously Heard/Scheduled (if necessary)		
+ SB 85	TAX CREDIT FOR NEW OIL & GAS DEVELOPMENT		
	Presentation by Sponsor		
+ SB 91	SPORT FISHING GUIDING SERVICES		
	Presentation by Sponsor		

RESOURCES (continued)

Feb 26	Saturday	Butrovich 205	10:00 AM
	-- Note Day and Time --		
+	Presentation: Kisaralik River and Chikuminuk Lake Reconnaissance and Preliminary Hydropower Feasibility Study Uniform Rule 23 Waived		
+	Presentation by Great Bear Petroleum: Introduction to Unconventional Resources in AK		
Feb 28	Monday	Butrovich 205	3:30 PM
	Bills Previously Heard/Scheduled		
+= SB 85	TAX CREDIT FOR NEW OIL & GAS DEVELOPMENT Presentation by Departments		
+= SB 91	SPORT FISHING GUIDING SERVICES Public Testimony		
Mar 02	Wednesday	Butrovich 205	3:30 PM
	No Meeting Scheduled		
Mar 04	Friday	Butrovich 205	3:30 PM
	No Meeting Scheduled		

RULES

Feb 28	Monday	Butrovich 205	12:00 PM
SCR 5	UNIFORM RULES; MASON'S MANUAL -- Testimony <Invitation Only> --		

STATE AFFAIRS

Feb 24	Thursday	Butrovich 205	9:00 AM
	Department Efficiency and Effectiveness Review: Department of Administration, Department of Public Safety, Department of Corrections Bills Previously Heard/Scheduled		
Mar 01	Tuesday	Butrovich 205	9:00 AM
+= SB 93	SPECIALTY LICENSE PLATES Delegating Authority to DMV		
+= SB 2	LICENSE PLATES: NATIONAL RIFLE ASSN.		
+= SB 16	SPECIAL REQUEST LICENSE PLATES Choose Life and Pro-Family, Pro-Choice		
+ SB 36	OPT-OUT CHARITABLE GIVING PROGRAM		
+ SCR 1	LUPUS AWARENESS MONTH Bills Previously Heard/Scheduled		

STATE AFFAIRS (continued)

Mar 03	Thursday	Butrovich 205	9:00 AM
	No Meeting Scheduled		

TRANSPORTATION

Feb 24	Thursday	Butrovich 205	1:00 PM
	-- Meeting Postponed to March 1 --		
+ SB 37	TRANSPORTATION INFRASTRUCTURE FUND		
+	Bills Previously Heard/Scheduled		

Mar 01	Tuesday	Butrovich 205	1:00 PM
	-- Meeting Postponed from February 24 --		
+ SB 37	TRANSPORTATION INFRASTRUCTURE FUND		
+	Bills Previously Heard/Scheduled		

Mar 03	Thursday	Butrovich 205	1:00 PM
	No Meeting Scheduled		

FINANCE SUBCOMMITTEES**COMMERCE, COMMUNITY & ECONOMIC DEV**

Mar 08	Tuesday	Senate Finance 532	3:00 PM
	Divisions TBA		

Mar 15	Tuesday	Senate Finance 532	3:00 PM
	Closeout		

CORRECTIONS

Mar 08	Tuesday	Fahrenkamp 203	5:30 PM
	-- Rescheduled from 3/3/11 --		
	Rehabilitation and Parole Initiatives		

Mar 10	Thursday	Fahrenkamp 203	5:30 PM
	Inmate Health Care, Medical Information System		
	Community Residential Centers, Community Jails		

Mar 17	Thursday	Fahrenkamp 203	5:30 PM
	Closeout		

COURT SYSTEM

Mar 15	Tuesday	Sen Conf Rm 103 Tsb	3:00 PM
+	Closeout		

EDUCATION & EARLY DEVELOPMENT

Feb 24	Thursday	Beltz 105 (tsbldg)	4:00 PM
+	-- Note Location Change -- Overview & FY12 Request		

Mar 01	Tuesday	Fahrenkamp 203	4:00 PM
+	FY12 Budget Request		

Mar 10	Thursday	Fahrenkamp 203	4:00 PM
+	FY12 Budget Request		

Mar 17	Thursday	Fahrenkamp 203	4:00 PM
+	Closeout		

ENVIRONMENTAL CONSERVATION

Mar 07	Monday	Butrovich 205	12:00 PM
+	Department Overview and FY 12 Budget Request		

Mar 10	Thursday	Fahrenkamp 203	2:30 PM
+	Department Overview and FY 12 Budget Request		

Mar 14	Monday	Butrovich 205	12:00 PM
+	Department Overview and FY 12 Budget Request		

FISH & GAME

Feb 24	Thursday	Beltz 105 (tsbldg)	8:00 AM
+	Status of FY 2011 Budget -- Testimony <Invitation Only> --		

Mar 10	Thursday	Beltz 105 (tsbldg)	8:00 AM
+	Other topics of interest to the committee not covered previously, Budget Amendments, Q&A -- Testimony <Invitation Only> --		

FISH & GAME (continued)

Mar 17 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 + Budget Close Out
 -- Testimony <Invitation Only> --

GOVERNOR

Mar 16 **Wednesday** **Senate Finance 532** **3:00 PM**
 Closeout

HEALTH & SOCIAL SERVICES

Mar 09 **Wednesday** **Beltz 105 (tsbldg)** **3:30 PM**
 + Other topics of interest to the committee not
 covered previously, Q&A, Governor's Budget
 Amendments
 -- Testimony <Invitation Only> --

Mar 16 **Wednesday** **Beltz 105 (tsbldg)** **3:30 PM**
 + Budget Close Out
 -- Testimony <Invitation Only> --

LABOR & WORKFORCE DEVELOPMENT

Mar 09 **Wednesday** **Fahrenkamp 203** **4:00 PM**
 Budget Overview Continued (if necessary)

Mar 10 **Thursday** **Fahrenkamp 203** **11:00 AM**
 Budget: Department Addresses Additional Questions
 and Overview of House Budget Actions

Mar 14 **Monday** **Fahrenkamp 203** **4:00 PM**
 Budget Closeout

LAW

Mar 01 **Tuesday** **Fahrenkamp 203** **1:30 PM**
 -- MEETING CANCELED --
 Budget Detail

LAW (continued)

Mar 08 Tuesday Fahrenkamp 203 1:30 PM
Budget Detail

Mar 15 Tuesday Fahrenkamp 203 1:30 PM
Subcommittee Closeout

LEGISLATURE

Mar 16 Wednesday Senate Finance 532 3:10 PM
Closeout

MILITARY & VETERANS' AFFAIRS

Mar 08 Tuesday Butrovich 205 12:00 PM
+ Overview of the Department & FY12 Budget Request

Mar 10 Thursday Butrovich 205 12:00 PM
+ Overview of the Department & FY 12 Budget Request

Mar 15 Tuesday Butrovich 205 12:00 PM
+ Overview of the Department & FY12 Budget Request

NATURAL RESOURCES

Mar 08 Tuesday Fahrenkamp 203 12:00 PM
Budget & Department Overview Continued
(if necessary)

Mar 11 Friday Fahrenkamp 203 12:00 PM
Budget - Department Addresses Committee Questions
Overview of House Budget Actions

Mar 17 Thursday Fahrenkamp 203 12:00 PM
Budget Closeout

PUBLIC SAFETY

Mar 08 Tuesday Beltz 105 (tsbldg) 8:00 AM
+ Pre-Close-Out and Question/Answer Session
-- Testimony <Invitation Only> --

PUBLIC SAFETY (continued)

Mar 15	Tuesday	Beltz 105 (tsbldg)	8:00 AM
+	Budget Close-Out		
	-- Testimony <Invitation Only> --		

REVENUE

Feb 24	Thursday	Fahrenkamp 203	1:30 PM
	FY 12 Budget Overview: Department of Revenue		
Mar 03	Thursday	Fahrenkamp 203	1:30 PM
	Budget Detail		
Mar 10	Thursday	Fahrenkamp 203	1:30 PM
	Budget Detail		
Mar 17	Thursday	Fahrenkamp 203	1:30 PM
	Subcommittee Closeout		

TRANSPORTATION & PUBLIC FACILITIES

Mar 01	Tuesday	Fahrenkamp 203	8:00 AM
	Budget Detail		
Mar 08	Tuesday	Fahrenkamp 203	8:00 AM
	Budget Detail		
Mar 15	Tuesday	Fahrenkamp 203	8:00 AM
	Subcommittee Closeout		

UNIVERSITY OF ALASKA

Mar 17	Thursday	Senate Finance 532	8:30 AM
	Closeout		

JOINT COMMITTEES**HIGHER EDUC/CAREER READINESS TASK FORCE**

Mar 10	Thursday	Terry Miller Gym	9:00 AM
+	Discuss Preliminary (Draft) Recommendations to the Legislature		
	Detailed Agenda to be Announced		

HIGHER EDUC/CAREER READINESS TASK FORCE (continued)

Mar 11	Friday	Terry Miller Gym	1:00 PM
+	Discuss Preliminary (Draft) Recommendations to the Legislature Detailed Agenda to be Announced -----		

LEGISLATIVE BUDGET & AUDIT

Feb 28	Monday	House Finance 519	8:00 AM
+	Audits: Executive Session Other Committee Business -- Teleconference <Invitation Only> --		

Mar 29	Tuesday	House Finance 519	8:00 AM
+	Audits: Executive Session Other Committee Business -- Teleconference <Invitation Only> -- -----		

LEGISLATIVE COUNCIL

Feb 24	Thursday	House Finance 519	11:00 AM
	-- MEETING CANCELED -- -- Rescheduled from 2/17/11 -- Agenda Forthcoming		

Feb 24	Thursday	House Finance 519	5:00 PM
	Sanctioning of Charitable Events Sham Jam Kenai River Classic Events Legislative Skits FY12 Legislative Council Proposed Budget Moving and Travel Policy Update Annual Office Allowance		

Mar 17	Thursday	House Finance 519	11:00 AM
	Agenda Forthcoming		

Apr 07	Thursday	House Finance 519	11:00 AM
	Agenda Forthcoming -----		

SELECT COMMITTEE ON LEGISLATIVE ETHICS

Feb 28	Monday	Fahrenkamp 203	9:30 AM
+	Senate Subcommittee: Executive Session		
+	Public Comment		
	Executive Session		
+	Public Session		
Feb 28	Monday	Fahrenkamp 203	3:00 PM
+	Full Committee: Open Session		
+	Public Comment		
+	Chair/Staff Report		
+	Advisory Opinion 11-02 Requested by Rep Gara		
+	Recognize and Thank For-Profit Businesses		
+	Advisory Opinion 11-01		
	Executive Session		
+	Legislation Update		

OTHER MEETINGS**JOINT SESSION**

Feb 24	Thursday	House Chamber	11:00 AM
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		
Mar 09	Wednesday	House Chamber	11:00 AM
	State of the Judiciary Address by Chief Justice Walter Carpeneti		
Mar 22	Tuesday	House Chamber	11:00 AM
	Annual Address by the Honorable Mark Begich, U.S. Senator		