

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Friday

February 25, 2011

Thirty-ninth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 10:01 a.m.

The roll showed eighteen members present. Senator Ellis was excused from a call of the Senate. Senator McGuire was absent.

The prayer was offered by the Chaplain, The Reverend Dr. Douglas Dye of Chapel by the Lake. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

We give you thanks, dear Lord, for the gift and the blessings of this day.

We give you thanks for our home state – Alaska, and the stunning beauty of this magnificent land. As the Psalmist declared, “the heavens declare the glory of God, the skies proclaim the work of God’s hands.” (Ps 19:1) Indeed, loving God, we see your creative handiwork all around us – in the soaring mountains, the abundant sea – rich in life, the forests, and the tundra. Oh God, grant us the ability to see your faithful presence in the land and seas that surround us.

Dear Lord, I thank you for these dedicated men and women, servants who you have called through the voice of the people to work for the good of Alaska. Help them to make wise and righteous decisions. Day after day they face many challenges. Grant them

strength of mind and body so they can serve well. Guard their health. Give them wisdom and insight into the issues of the day. Enable them to work compassionately and wisely together so they can achieve the best outcomes for all our communities and state. Protect and watch over their families as they are separated from them for much of this legislative session. Bless their spouses, their children, and all those who support and love them.

So dear God, help us to recognize your loving presence and fill us with a spirit of thankfulness as we serve this great state of Alaska. Thank you for calling us to this place. Make us grateful for the profound gift of life that you have given us today.

I humbly pray in the name of Jesus. Amen.

Senator Wielechowski led the Senate in the Pledge of Allegiance.

Certification

Senator Meyer moved and asked unanimous consent that the journal for the thirty-eighth legislative day and Senate and House Joint Journal Supplement No. 3 be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator McGuire was noted.

Messages from the Governor

Letter dated February 23 and received February 24 was read, stating the following appointment has been withdrawn:

Real Estate Commission

PeggyAnn McConnochie

The appointment had been referred to the Labor and Commerce Committee (page 145).

Standing Committee Reports

SB 90

The Labor and Commerce Committee considered SENATE BILL NO. 90 "An Act classifying and setting a monthly salary for the executive secretary of the Board of Public Accountancy." Signing do pass: Senator Egan, Chair; Senators Davis, Paskvan, Menard. Signing no recommendation: Senator Giessel.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Commerce, Community and Economic Development

The bill was referred to the Finance Committee.

Introduction and Reference of Senate Bills

SB 94

SENATE BILL NO. 94 BY SENATORS DAVIS, Menard, Olson, Kookesh, Paskvan, Egan, entitled:

"An Act adding a second verse to the official Alaska state song."

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

Consideration of the Calendar

Citations

Honoring - The Legacy of Charles Willis "Bill" Snedden
Senator(s) Thomas, Stevens, Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Wagoner, Wielechowski

Commemorating - The 50th Anniversary of the Peace Corps

Representative(s) Thompson

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

In Memoriam - Jennifer Brady-Morales

Representative(s) Wilson, P

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

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 Wagoner moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, March 2 through evening plane time, March 6. Without objection, Senator Wagoner was excused.

SB 30

Senator Giessel moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 30 "An Act providing for the release of certain property in the custody of a law enforcement agency to the owner under certain conditions." Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Enrollment

SB 33

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" was enrolled, signed by the President and

Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 4:01 p.m., February 24, 2011.

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 28, 2011. Without objection, the Senate adjourned at 10:35 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 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 | | |
| + SB 94 | SECOND VERSE OF ALASKA'S STATE SONG | | |
| 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 | | |
| Mar 02 | Wednesday | Beltz 105 (tsbldg) | 8:00 AM |
| | No Meeting Scheduled | | |

EDUCATION (continued)

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

HEALTH & SOCIAL SERVICES

| | | | |
|---------------|--------------------------------------|---------------------------|----------------|
| Feb 25 | Friday | Senate Finance 532 | 1:30 PM |
| | No Meeting Scheduled | | |
| Feb 28 | Monday | Butrovich 205 | 1:30 PM |
| + SB 27 | FLAME RETARDANTS AND TOXIC CHEMICALS | | |
| + SB 52 | MENTAL HEALTH CARE INSURANCE BENEFIT | | |
| | Bills Previously Heard/Scheduled | | |
| Mar 02 | Wednesday | Butrovich 205 | 1:30 PM |
| | No Meeting Scheduled | | |
| Mar 04 | Friday | Butrovich 205 | 1:30 PM |
| | No Meeting Scheduled | | |

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

| | | | |
|---------------|---------------------------------------|---------------------------|----------------|
| 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 | | |

LABOR & COMMERCE (continued)

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

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

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

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

TRANSPORTATION

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

CORRECTIONS (continued)

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

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|---------------|-----------------|-----------------------|----------------|
| Mar 17 | Thursday | Fahrenkamp 203 | 5:30 PM |
| | Closeout | | |

COURT SYSTEM

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

EDUCATION & EARLY DEVELOPMENT

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

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

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|---------------|-----------------|-----------------------|----------------|
| Mar 17 | Thursday | Fahrenkamp 203 | 4:00 PM |
| + | Closeout | | |

ENVIRONMENTAL CONSERVATION

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

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

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

FISH & GAME

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|---------------|--|---------------------------|----------------|
| 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

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|---------------|------------------------|-----------------------|----------------|
| Mar 03 | Thursday | Fahrenkamp 203 | 1:30 PM |
| | -- MEETING CANCELED -- | | |
| | Budget Detail | | |

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| Mar 10 | Thursday | Fahrenkamp 203 | 1:30 PM |
| | -- Agenda Change to Include Alaska PFD Corp -- | | |
| | Budget Detail Including Perm Fund Dividend Corp | | |

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|---------------|-----------------------|-----------------------|----------------|
| Mar 17 | Thursday | Fahrenkamp 203 | 1:30 PM |
| | Subcommittee Closeout | | |

TRANSPORTATION & PUBLIC FACILITIES

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|---------------|------------------------|-----------------------|----------------|
| Mar 01 | Tuesday | Fahrenkamp 203 | 8:00 AM |
| | -- MEETING CANCELED -- | | |
| | Budget Detail | | |

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|---------------|--|-----------------------|----------------|
| Mar 08 | Tuesday | Fahrenkamp 203 | 8:00 AM |
| | -- Agenda Changed to Include AMHS -- | | |
| | Budget Detail Including Alaska Marine Hwy System | | |

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| Mar 15 | Tuesday | Fahrenkamp 203 | 8:00 AM |
| | Subcommittee Closeout | | |

UNIVERSITY OF ALASKA

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|---------------|-----------------|---------------------------|----------------|
| 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 | | |
| | | | |
| 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

| | | | |
|---------------|--------------------|--------------------------|-----------------|
| 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**

| | | | |
|---------------|---|----------------------|-----------------|
| 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 | | |

UNIVERSITY BOOSTERS CAUCUS

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|---------------|---|--------------------|----------------|
| Feb 28 | Monday | Capitol 106 | 4:00 PM |
| | Special Legislative Briefing: | | |
| | Welcoming Chancellor Brian Rogers of UAF, | | |
| | Outgoing Chancellor Fran Ulmer and Incoming | | |
| | Chancellor Tom Case of UAA, and Chancellor | | |
| | John Pugh of UAS | | |
| | Final Update from Chancellor Ulmer and | | |
| | Celebration of her Career in Public Service | | |