

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE

FIRST SESSION

Juneau, Alaska

Wednesday

March 16, 2011

Fifty-eighth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 11:00 a.m.

The roll showed nineteen members present. Senator Stedman was absent.

The prayer was offered by the Chaplain, Nancy Campbell of Gospel Outreach Christian Center. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Heavenly Father, let your grace be upon this Senate body. As they near the end of session, lift any stress from their shoulders. Highlight the issues they need to focus on and help them bring these to conclusion.

I pray from Matthew 11:28 - "Come to me, all you who labor and are heavy laden, I will give you rest." Give them your rest, Lord.

From Psalms 121 - "I will lift up my eyes to the hills, from whence comes my help. My help comes from the Lord who made heaven and earth. He will not allow your foot to be moved; he that keepeth thee will not slumber. The Lord is your keeper. The Lord is your shade at your right hand. The sun shall not strike you by day nor the moon by night. The Lord shall preserve your going out and your coming in."

I invoke your blessing upon them this day. I pray in Jesus' name, Amen.

Senator Hoffman led the Senate in the Pledge of Allegiance.

Certification

Senator Meyer moved and asked unanimous consent that the journals for the fifty-sixth and fifty-seventh legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Stedman was noted.

Messages from the House

Message dated March 14 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Resolutions

HCR 4

HOUSE CONCURRENT RESOLUTION NO. 4 BY THE HOUSE RULES COMMITTEE,

Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2010 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; and providing for an effective date for the amendments.

was read the first time and held on the Secretary's desk.

Standing Committee Reports

SB 9

The Judiciary Committee considered SENATE BILL NO. 9 "An Act relating to compulsory school attendance; and relating to the crime of contributing to the delinquency of a minor." Signing do pass: Senator French, Chair. Signing no recommendation: Senators Wielechowski, Paskvan.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Education and Early
Development

The bill was referred to the Finance Committee.

SB 81

The Labor and Commerce Committee considered SENATE BILL NO. 81 "An Act establishing as a standard for the procurement of group life and health insurance for retirement systems for certain public employees a requirement that dependent coverage medical benefits provided to the systems' retiree members may not be less than dependent coverage medical benefits provided to the systems' active members." 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, Department of Administration

The bill was referred to the Finance Committee.

SB 93

The Transportation Committee considered SENATE BILL NO. 93 "An Act relating to special request specialty organization registration plates; and providing for an effective date." Signing do pass: Senator Kookesh, Chair; Senators Menard, Thomas. Signing no recommendation: Senators Huggins, Egan.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

HB 21

The Health and Social Services Committee considered CS FOR HOUSE BILL NO. 21(FIN) "An Act relating to the membership of the Statewide Suicide Prevention Council." Signing do pass: Senator Davis, Chair; Senators Meyer, Ellis, Egan, Dyson.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Health and Social Services

The bill was referred to the Finance Committee.

HB 65

The Community and Regional Affairs Committee considered 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." Signing do pass: Senator Olson, Chair; Senators Menard, Kookesh, Wagoner.

The following previously published fiscal information applies:

Fiscal Note No. 2, zero, Department of Revenue

The bill was referred to the Finance Committee.

SCR 1

The Health and Social Services Committee considered SENATE CONCURRENT RESOLUTION NO. 1 Designating May 2011 as Lupus Awareness Month, and recommended the adoption of the State Affairs Committee Substitute offered on page 457. Signing do pass: Senator Davis, Chair; Senators Meyer, Ellis, Egan, Dyson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Senate State Affairs Committee

The resolution was referred to the Rules Committee.

Introduction and Reference of Senate Bills**SB 103**

SENATE BILL NO. 103 BY THE SENATE JUDICIARY COMMITTEE, ENTITLED:

"An Act amending the medical examination requirements for firefighters entitled to a presumption of compensability for a disability resulting from certain diseases."

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

SB 104

SENATE BILL NO. 104 BY SENATOR FRENCH, entitled:

"An Act relating to manufactured homes, including manufactured homes permanently affixed to land, to the conversion of manufactured homes to real property, to the severance of manufactured homes from real property, to the titling, conveyance, and encumbrance of manufactured homes, and to manufacturers' certificates of origin for vehicles; and providing for an effective date."

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 61**

SENATE BILL NO. 61 "An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date" was read the second time.

Senator Wielechowski, Chair, moved and asked unanimous consent for the adoption of the State Affairs Committee substitute offered on page 315. Without objection, CS FOR SENATE BILL NO. 61(STA) was adopted.

Senator Meyer moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 61(STA) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 61(STA) "An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 61(STA)

Third Reading - Final Passage

Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, CS FOR SENATE BILL NO. 61(STA) passed the Senate.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary of engrossment.

Second Reading of House Resolutions

HJR 11

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, was read the second time.

Senators Huggins, McGuire, Davis, Egan, Meyer, Menard, Coghill, Wagoner, Giessel, Dyson, Olson, Hoffman, Thomas, Paskvan, Stedman moved and asked unanimous consent to be shown as cross sponsors on the resolution. Without objection, it was so ordered.

Senator Meyer moved and asked unanimous consent that the resolution be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE JOINT RESOLUTION NO. 11 was read the third time.

The question being: "Shall 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, pass the Senate?" The roll was taken with the following result:

HJR 11

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE JOINT RESOLUTION NO. 11 passed the Senate, was signed by the President and Secretary and returned to the House.

Citations

Honoring - Lucy "Urutaq" Beaver on the Occasion of Her 112th Birthday

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

Honoring - Frank Homan
Representative(s) Millet

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

Honoring - Joyce Gwynn Hilyard
Representative(s) Kawasaki

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

Honoring - Regent Cynthia Henry

Representative(s) Kawasaki

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

Honoring - Craig Panthers Girls Basketball Team, 2011 3A Regional
Champions

Representative(s) Thomas

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

In Memoriam - Rachel Baird

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

In Memoriam - Raymond Paddock Sr. (Da'ak 'Ka' 'Eesh)

Representative(s) Thomas,

Senator(s) Kookesh, Stedman, Stevens, Coghill, Davis, Dyson, Egan,
Ellis, Giessel, Hoffman, Huggins, 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

HCR 6

Senators McGuire, Meyer, Stedman, Davis, Egan, Ellis, Paskvan,
Menard, Thomas, Coghill, Olson, Dyson, Giessel moved and asked
unanimous consent to be shown as cross sponsors on HOUSE
CONCURRENT RESOLUTION NO. 6 Proclaiming the month of
April 2011 to be Sexual Assault Awareness Month. Without objection,
it was so ordered.

Senator Davis moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 25 through evening plane time, March 27. Without objection, Senator Davis was excused.

Announcements

Announcements are at the end of the journal.

Engrossment

SB 61

CS FOR SENATE BILL NO. 61(STA) "An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., March 18, 2011. Without objection, the Senate adjourned at 12:00 p.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 17	Thursday	Beltz 105 (tsbldg)	3:30 PM
+	Bills Previously Heard/Scheduled		
Mar 22	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+	Alaska Tsunami Modeling & Emergency Preparedness		
Mar 24	Thursday	Beltz 105 (tsbldg)	3:00 PM
+	Planning for Alaska's Regional Ports and Harbors		
Mar 29	Tuesday	Beltz 105 (tsbldg)	3:00 PM
+	Price of Oil's Impact to State and Municipal Governments		
Mar 31	Thursday	Beltz 105 (tsbldg)	3:30 PM
+	Confirmation Hearing: Susan Bell, Commissioner, Department of Commerce, Community and Economic Development		

EDUCATION

Mar 16	Wednesday	Beltz 105 (tsbldg)	8:00 AM
+	Presentation: Fetal Alcohol Spectrum Disorders in the Schools		
Mar 18	Friday	Barnes 124	8:00 AM
+	Joint Meeting with House Education Committee Presentation: Board of Education and Early Development		

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FINANCE

Mar 16	Wednesday	Senate Finance 532	9:00 AM
+= SB 46	BUDGET: CAPITAL		
	Agency Overviews		
+	Bills Previously Heard/Scheduled		
Mar 16	Wednesday	Senate Finance 532	1:00 PM
+= SB 46	BUDGET: CAPITAL		
	Agency Overviews		
+	Bills Previously Heard/Scheduled		
Mar 17	Thursday	Senate Finance 532	9:00 AM
+= SB 46	BUDGET: CAPITAL		
	Agency Overviews		
+	Bills Previously Heard/Scheduled		
Mar 17	Thursday	Senate Finance 532	5:00 PM
	-Statewide Public Testimony-		
+= SB 46	BUDGET: CAPITAL		
+	Bills Previously Heard/Scheduled		
Mar 18	Friday	Senate Finance 532	9:00 AM
+= SB 46	BUDGET: CAPITAL		
	Agency Overviews		
+	Bills Previously Heard/Scheduled		

HEALTH & SOCIAL SERVICES

Mar 16	Wednesday	Beltz 105 (tsbldg)	1:30 PM
	-- Location Change --		
+= SB 82	FOSTER CARE LICENSING/STATE CUSTODY		
+ SB 15	SEX OFFENDER/UNDERAGE ALCOHOL OFFENSE		
+ SB 8	STUDENT QUESTIONNAIRES AND SURVEYS		
	Bills Previously Heard/Scheduled		
Mar 18	Friday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Mar 16 Wednesday Butrovich 205 1:30 PM

-- Location Change --
 + Confirmation Hearing:
 John J. Burns, Attorney General
 -- Testimony <Invitation Only> --

Mar 18 Friday Beltz 105 (tsbldg) 1:30 PM

+ SB 86 PROTECTION OF VULNERABLE ADULTS/MINORS
 + SB 30 RETURN OF SEIZED PROPERTY
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

Mar 17 Thursday Beltz 105 (tsbldg) 2:00 PM

+ Bills Previously Heard/Scheduled

RESOURCES

Mar 16 Wednesday Butrovich 205 3:30 PM

+ SB 49 PRODUCTION TAX ON OIL AND GAS
 Presentation on Oil and Gas Tax Credits
 Lenny Dees, Master Auditor, Dept. of Revenue
 Bills Previously Heard/Scheduled

Mar 18 Friday Butrovich 205 3:30 PM

+ SB 49 PRODUCTION TAX ON OIL AND GAS
 Petroleum Fiscal System Design
 Florent Rousset, Gaffney Cline & Associates
 Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 17 Thursday Butrovich 205 9:00 AM

+ Confirmation Hearings:
 State Commission for Human Rights - Jerrad "Shea" Hutchings
 Alaska Public Offices Commission - Kenneth Kirk
 + SB 94 SECOND VERSE OF ALASKA'S STATE SONG
 Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 17 Thursday Butrovich 205 1:00 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES**CORRECTIONS**

Mar 17 Thursday Butrovich 205 1:00 PM
 -- Time Change from 5:30 pm & Location Change --
 + Closeout

ENVIRONMENTAL CONSERVATION

Mar 17 Thursday Beltz 105 (tsbldg) 11:00 AM
 + Closeout

FISH & GAME

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

LEGISLATURE

Mar 16 Wednesday Senate Finance 532 3:10 PM
 Closeout

NATURAL RESOURCES

Mar 17 Thursday Fahrenkamp 203 12:00 PM
 Budget Closeout

REVENUE

Mar 17 Thursday Fahrenkamp 203 1:30 PM
 Subcommittee Closeout

TRANSPORTATION & PUBLIC FACILITIES

Mar 18 Friday Fahrenkamp 203 8:00 AM
 -- Meeting Postponed from March 15 --
 Subcommittee Closeout

UNIVERSITY OF ALASKA

Mar 17 Thursday Senate Finance 532 8:30 AM
 Closeout

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

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
 Sanctioning of a Charitable Event:
 Neighbors Feeding Neighbors
 Lease Renewal & Extension Approvals:-Fairbanks Lease
 Renewal -Kenai Lease Renewal -Bethel Lease Renewal
 -Anchorage Lease Renewal-Juneau Storage Space Extension
 Anchorage Office Space Subcommittee
 ITB 533 - UPS System Approval
 Snow Plowing Contract Amendment
 Travel and Moving Policy Update

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LEGISLATIVE COUNCIL (continued)

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

OTHER MEETINGS

JOINT LEGISLATIVE HEALTH CAUCUS

Mar 24	Thursday	Beltz 105 (tsbldg)	12:00 PM
+	Highways to Health		
	Transportation from Alaska		

JOINT SESSION

Mar 22	Tuesday	House Chamber	11:00 AM
	Annual Address by the Honorable		
	Mark Begich, U.S. Senator		