

# SENATE JOURNAL

## ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

WEDNESDAY

January 15, 1986

Third Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:07 a.m.

The roll showed all members present.

The prayer was offered by the Chaplain, Most Reverend Michael Kenny, Bishop of the Roman Catholic Diocese of Juneau. Senator Halford moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"Lord,

Fifty-seven years ago today Your servant and our brother Martin Luther King, Jr. was born. We see him now as a man who dared to live and die for a dream... a dream where justice, fairness and compassion would be the hallmarks of human interaction, where prejudice, racism and intolerance would be things of the past... a dream where reason, patience and non-violent behavior would be the only response to conflict and difficulty... a dream where every man and every woman could walk in dignity and love and where children could walk hand in hand in a world at peace.

So we pray: Father, keep the dream alive in our hearts. Help this Senate, help all of us do whatever we can to make the dream come true.

Amen"

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journal for the second legislative day, Senate and House Joint Supplement No. 12, House and Senate Joint Supplement No. 13 and No. 14 be approved as certified by the Secretary. Without objection, it was so ordered.

#### INTRODUCTION OF GUESTS

Former Representative Blanche McSmith was introduced and given the privilege of the floor. Mrs. McSmith spoke about the Martin Luther King, Jr. celebration and activities scheduled this week.

#### MESSAGES FROM THE GOVERNOR

Messages of January 15 were read, stating pursuant to AS 44.19.040 and Article III Section 13 of the Alaska Constitution regarding further succession and AS 39.05.080 and Article III, Section 25 of the Alaska Constitution regarding department heads, I submit the following names for legislative confirmation of appointment:

#### LIEUTENANT GOVERNOR

Commissioner Esther C. Wunnicke

"STATE OF ALASKA

Governor  
Juneau

#### CERTIFICATE

#### FOR APPOINTMENT OF SUCCESSOR TO THE LIEUTENANT GOVERNOR

Pursuant to the authority vested in me by AS 44.19.040, I, WILLIAM J. SHEFFIELD, GOVERNOR OF THE STATE OF ALASKA, appoint Esther Wunnicke as successor to the office of lieutenant governor. Under this certificate of appointment, Commissioner Wunnicke will succeed to the office of lieutenant governor if that office becomes vacant during my term of office.

In testimony of this appointment, I have signed this certificate and affix to it the Seal of the State of Alaska, at Juneau, the Capital, this 14th day of January, A.D. 1986.

/s/ Bill Sheffield  
Governor"

The above appointment was referred to the State Affairs Committee.

COMMISSIONER

Eleanor L. Andrews  
Department of Administration

The above appointment was referred to the State Affairs Committee.

ATTORNEY GENERAL

Harold M. Brown  
Department of Law

The above appointment was referred to the Judiciary Committee.

MESSAGES FROM THE HOUSE

Message of January 14 was read, stating the Speaker appointed the following members to the:

OMBUDSMAN SELECTION COMMITTEE

Representative M.M. Miller  
Representative Clocksin  
Representative Uehling

President Bennett appointed the following members to the above committee:

Senator Abood  
Senator Kerttula  
Senator Ray

COMMUNICATIONS

A letter dated January 13 was received from Senator Fahrenkamp in accordance with AS 24.60.070. The letter appears in Senate Supplement No. 43.

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 342

SENATE BILL NO. 342 by the Rules Committee by request of the Governor, entitled:

SB 342 cont'd

"An Act making and amending appropriations for the Alaska Power Authority; and providing for an effective date."

was read the first time and referred to the Labor and Commerce Committee and the Resources Committee.

Governor's transmittal letter accompanying SENATE BILL NO. 342:

January 15, 1986

The Honorable Don Bennett  
President of the Senate  
Alaska State Legislature  
P. O. Box V  
Juneau, AK 99811

Dear Senator Bennett:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill that will make and amend appropriations to the Alaska Power Authority for the Susitna River Hydroelectric Project, the Bradley Lake Hydroelectric Project, and the Power Cost Equalization Fund.

Last summer, in the case Trustees for Alaska, et al. vs. State of Alaska, 3AN84-12053 (Civ), the superior court declared that the continuing appropriations for the Susitna River Hydroelectric Project, the Bradley Lake Hydroelectric Project, and the Power Cost Equalization Program were unconstitutional. The appropriations in ch. 96, SLA 1985, and ch. 98, SLA 1985 for those purposes were also held by the court to be invalid. The state was enjoined from spending any money under these continuing appropriations, except in the cases where irreparable harm would result. This bill amends those appropriations to remove the "continuing" provisions and the amount of those continuing appropriations. The July 1, 1984 appropriation is, in each case, left intact (secs. 4 -- 6 of the bill). Sections 1 -- 3 of the bill make appropriations in the same amounts to the Alaska Power Authority for the affected projects. Section 7 of the bill repeals the 1985 appropriations held by the court to be invalid.

I urge your prompt passage of this legislation.

Sincerely,

Bill Sheffield  
Governor

Senator Halford moved and asked unanimous consent that the rules be suspended, notice and publication requirements be waived and that the citation In Memoriam - Martin Luther King, Jr. by Representative Clocksin and Senator Vic Fischer be taken up as a special order of business. Without objection, it was so ordered.

## SPECIAL ORDER OF BUSINESS

Senator Ray moved and asked unanimous consent that the citation In Memoriam - Martin Luther King, Jr. be sponsored by All Members of the Senate. Without objection, it was so ordered.

Senator Halford moved and asked unanimous consent that the citation In Memoriam - Martin Luther King, Jr. by Representative Clocksin and Senator Vic Fischer and Representatives Gruenberg, Davis, Uehling, Furnace, Hurley, Pourchot, Martin, M.M. Miller, Goll, Cotten, Szymanski, Frank, Senators Ferguson, Sturgulewski, Halford, Josephson and All Other Members of the Senate be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

## SPECIAL ORDERS

Senator Sackett moved and asked unanimous consent that he be excused from a call of the Senate January 16 and 17. Without objection, Senator Sackett was excused.

Senator Ray moved and asked unanimous consent that he be excused from a call of the Senate February 24-28. Without objection, Senator Ray was excused.

## ANNOUNCEMENTS

Announcements appear at the end of the journal.

## ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 11:00 a.m., January 16, 1986. Without objection, the Senate adjourned at 11:28 a.m.

Peggy Mulligan  
Secretary of the Senate

## ANNOUNCEMENTS

Committee meetings in the Capital

\* Change in time or place\*

COMMUNITY & REGIONAL AFFAIRS - BELTZ ROOM 211 - 3:30 PM

Jan 16 THURSDAY  
REVIEW BILLS IN COMMITTEE

FINANCE - SENATE FINANCE RM - 8:30 AM

Jan 16 THURSDAY  
SB 219 ESTABLISHING CHILDREN'S CRIME UNIT  
SB 275 LIMITING RELEASE OF MOTOR VEHICLE RECORDS  
HB 161 STUDENT LOANS  
Jan 17 FRIDAY  
DEPT OF LAW OVERVIEW OPERATION OF THE JUSTICE SYSTEM  
\*JT. WITH HOUSE FINANCE

HEALTH, EDUCATION & SOCIAL SERVICES - BELTZ ROOM 211 - 1:30 PM

Jan 16 THURSDAY  
HB 174 TEACHER TRAINING; FIRST AID & CHILD ABUSE  
Jan 20 MONDAY \*BUTROVICH ROOM  
BRIEFING - DNR & H&SS ON THE MENTAL HEALTH LAND  
ISSUES  
\*JT. WITH SENATE RESOURCES  
Jan 21 TUESDAY  
BRIEFING H&SS ON MENTAL HEALTH SERVICES

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Jan 16 THURSDAY  
OPERATION OF THE JUSTICE SYSTEM  
PRESENTATION BY THE CRIMINAL JUSTICE WORKING GROUP  
\*JT WITH HOUSE JUD  
Jan 21 TUESDAY  
SB 67 PROCESS FOR DOMESTIC VIOLENCE INJUNCTIONS  
SB 80 PSYCH EXAMS FOR CRIMINAL DEFENDANTS  
SB 188 MOBILE HOME EVICTIONS

LABOR AND COMMERCE - BELTZ ROOM 211 - 3:30 PM

Jan 20 MONDAY \*SENATE FINANCE RM 518  
OVERVIEW BY DEPT OF LABOR RESIDENT HIRE STUDY  
\*JOINT WITH HOUSE LABOR AND COMMERCE

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Jan 15 WEDNESDAY  
BRIEFING BY DNR ON ROYALTY OIL AND GAS ISSUES  
(COOK INLET ROYALTY GAS ISSUES WILL BE COVERED IN  
DETAIL A SEPARATE MEETING ON JANUARY 27TH)  
\*JT. WITH HOUSE OIL AND GAS AND RESOURCES\*  
Jan 17 FRIDAY  
HB 281 TRAPPING CABIN PERMITS  
SB 194 CERTIFICATION OF WATER SYSTEM OPERATORS  
Jan 27 MONDAY  
BRIEFING COOK INLET ROYALTY GAS ISSUES

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Committee meetings in the Capital

\* Change in time or place\*

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Jan 16 THURSDAY

BRIEFING ON APOC BY MR. GROSS AND MR. BURKE

Jan 20 MONDAY

WORK SESSION ON CAMPAIGN REFORM

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Jan 15 WEDNESDAY

REVIEW OF BILLS IN COMMITTEE - GENERAL OVERVIEW

BUSH CAUCUS -

Jan 16 THURSDAY

2:00 PM REP. ADAMS RM 505

LEGISLATIVE COUNCIL -

Jan 21 TUESDAY

12:30 PM BUTROVICH ROOM

