

SENATE JOURNAL

ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

WEDNESDAY

January 22, 1986

Tenth Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:05 a.m.

The roll call showed all members present.

The prayer was offered by the Chaplain, Pastor Kenneth Yates of the Church of God.

The Pledge of Allegiance was recited.

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

COMMUNICATIONS

Regulations posted 1/22/86:

BOARD OF ELECTRICAL EXAMINERS
proposed changes in regulations
in accordance with AS 08.40.045,
AS 08.40.050 and AS 08.40.195

BOARD OF CHIROPRACTIC EXAMINERS
proposed changes in regulations
in accordance with AS 08.20.055
and AS 08.20.160

GUIDE LICENSING AND CONTROL BOARD
proposed changes in regulations
in accordance with AS 08.540.040
and AS 08.54.050

STATE MEDICAL BOARD
proposed changes in regulations
in accordance with AS 08.64.100,
AS 08.64.107 and AS 08.64.272

January 21, 1986

Dear Senator Bennett:

The Legislative Budget and Audit Committee released to the public the sunset audit reports of regulatory boards and commissions that are scheduled for termination June 30, 1986. I am forwarding these reports to you so that they may be distributed to the appropriate standing committees you will designate to perform the legislative oversight function.

The entities are:

1. Alcoholic Beverage Control Board (AS 04.06.010)
2. Guide Licensing and Control Board (AS 08.54.010)
3. Board of Dental Examiners (AS 08.31.010)
4. Board of Electrical Examiners (AS 08.40.010)
5. Board of Nursing Home Administrators (AS 08.70.010)
6. Board of Pharmacy (AS 08.80.010)
7. State Physical Therapy Board (AS 08.84.010)
8. Real Estate Commission (AS 08.88.011)
9. Alaska Public Utilities Commission (AS 42.05.010)

Please note that AS 08.03.020(a) and AS 44.66.010 provide that upon termination, each board or commission continues in existence until June 30 of the next succeeding year for the purpose of concluding its affairs. This provision does not apply to the Board of Pharmacy which is already in its "wind-up" period.

Sincerely,

/s/ Gerald L. Wilkerson

Gerald L. Wilkerson
Legislative Auditor
Division of Legislative Audit

A PERFORMANCE REPORT ON THE DEPARTMENT
OF REVENUE ALCOHOLIC BEVERAGE CONTROL
BOARD
8/21/85, No. 04-1223-86-R

The President referred the above report to the Finance Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT GUIDE
LICENSING AND CONTROL BOARD
11/21/85, No. 08-1253-86-R

The President referred the above report to the Resources Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT BOARD OF
DENTAL EXAMINERS
9/24/85, No. 08-1226-86-R

The President referred the above report to the Health,
Education and Social Services Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT BOARD
OF ELECTRICAL EXAMINERS
9/25/85, No. 08-1221-86-R

The President referred the above report to the Labor and
Commerce Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT BOARD
OF NURSING HOME ADMINISTRATORS
9/30/85, No. 08-1222-86-R

The President referred the above report to the Health,
Education and Social Services Committee.

A FOLLOW-UP REVIEW ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT BOARD
OF PHARMACY
(Originally released 5/17/83)
11/14/85, No. 08-1250-86-R

The President referred the above report to the Health,
Education and Social Services Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT
OF COMMERCE AND ECONOMIC DEVELOPMENT
STATE PHYSICAL THERAPY BOARD
9/23/85, No. 08-1225-86-R

The President referred the above report to the Health,
Education and Social Services Committee.

A PERFORMANCE REPORT ON THE DEPARTMENT
OF COMMERCE AND ECONOMIC DEVELOPMENT
ALASKA REAL ESTATE COMMISSION
9/19/85, No. 08-1224-86-R

The President referred the above report to the Labor and
Commerce Committee

January 22, 1986

A PERFORMANCE REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT, ALASKA
PUBLIC UTILITIES COMMISSION
10/18/85, No. 08-4230-86-S

The President referred the above report to the Labor and
Commerce Committee.

Also received from the Legislative Budget and Audit
Committee:

PERFORMANCE REPORT ON THE UNIVERSITY
OF ALASKA - CAPITAL IMPROVEMENT
PROJECTS
7/1/85, No. 45-1208-85-R

The President referred the above report to the Finance
Committee.

January 22, 1986

Dear Senator Bennett:

Enclosed is the Report to the Second Session of the
Fourteenth Legislature by the Alaska Local Boundary
Commission.

The Report contains recommendations for the annexation of
territory to the Cities of Angoon, Ketchikan, North Pole,
St. Paul, and Unalaska, as well as a recommendation for
detachment of territory from the North Slope Borough.
Pursuant to Article X, Sec. 12 of the State Constitution, AS
44.47.567(b)(2), and AS 29.06.040, these recommended
boundary changes will become effective forty-five days from
this date or at the end of the Session, whichever is
earlier, unless disapproved by a concurrent resolution of
the Legislature.

In addition, the Report provides: 1) a synopsis of the role
and function of the Local Boundary Commission, 2) an
executive summary of all of the actions taken by the
Commission during calendar year 1985 and 3) a statement of
issues which the Commission wishes to bring to the attention
of the Legislature.

Each year, the Local Boundary Commission attends a joint
hearing of the Community and Regional Affairs Committees of
the House and Senate to discuss the annual report of the
Commission. We look forward to meeting with those
Committees at their convenience.

Sincerely,

/s/ C. B. Bettisworth
for
Robert Eder
Chairman
Local Boundary Commission

The President referred the report to the Community and Regional Affairs Committee.

Senator Halford moved and asked unanimous consent that the 1986 Recommendations for Annexation pages 13-56 of the report be placed in the House-Senate Joint Supplement. Without objection, it was so ordered and the report will appear in House-Senate Joint Supplement No. 16.

STANDING COMMITTEE REPORTS

SB 67

The Judiciary Committee considered SENATE BILL NO. 67 (service of domestic violence injunctions) and a majority of the committee recommends it be replaced with CS FOR SENATE BILL NO. 67 JUD, entitled:

"An Act relating to arrest by a peace officer without a warrant and service of process in cases of domestic violence."

and do pass. The report was signed by Senator Rodey, Chairman and concurred in by Senators Kelly, Ziegler and Faiks.

SENATE BILL NO. 67 was referred to the Rules Committee.

SB 80

The Judiciary Committee considered SENATE BILL NO. 80 (number of psychiatrists or psychologists appointed to examine a criminal defendant; efd) and a majority recommends the Health, Education and Social Services Committee Substitute be adopted and do pass. The report was signed by Senator Rodey, Chairman and concurred in by Senators Faiks, Kelly and Ziegler.

SENATE BILL NO. 80 was referred to the Finance Committee.

SB 188

The Judiciary Committee considered SENATE BILL NO. 188 (eviction from a mobile home park; efd) and recommends the Labor and Commerce Committee Substitute be adopted. Senator Rodey, Chairman and Senator Ziegler signed "do pass". Senators Faiks and Kelly signed "no recommendation".

SENATE BILL NO. 188 was referred to the Rules Committee.

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 123

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 123 by the Rules Committee by request of the Governor, entitled:

"An Act relating to the Alaska Power Authority; and providing for an effective date."

was read the read first time and referred to the Resources Committee and the Finance Committee.

Governor's transmittal letter of January 22:

Dear Senator Bennett:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a Sponsor Substitute for Senate Bill 123, relating to the Alaska Power Authority.

This substitute bill differs from the original version in that it deletes the original version's secs. 2 and 4, which would have provided for income from investment of the money in the power development fund to be deposited directly into that fund. Also, sec. 2 of this substitute bill changes the wording of the original bill's sec. 3 by specifying that interest income must be accounted for separately and that the legislature may look to that amount of money in deciding how much to appropriate to the power development fund. These changes should remove any question as to the bill's constitutionality.

Sincerely,

/s/ Bill Sheffield

Bill Sheffield
Governor

SB 355

SENATE BILL NO. 355 by Senator Bennett, entitled:

"An Act relating to a court facility in Fairbanks; and providing for an effective date."

was read the first time and referred to the Finance Committee.

SB 356

SENATE BILL NO. 356 by the State Affairs Committee, entitled:

"An Act relating to election campaign financing; and providing for an effective date."

was read the first time and referred to the State Affairs Committee, Community and Regional Affairs Committee and the Finance Committee.

SB 357

SENATE BILL NO. 357 by the Rules Committee by request of the Legislative Budget and Audit Committee, entitled:

"An Act eliminating the working capital fund; and providing for an effective date."

was read the first time and referred to the Transportation Committee and the Finance Committee.

SB 358

SENATE BILL NO. 358 by the Rules Committee by request of the Legislative Budget and Audit Committee, entitled:

"An Act transferring appropriations from working capital fund to the general fund; and providing for an effective date."

was read the first time and referred to the Transportation Committee and the Finance Committee.

SB 359

SENATE BILL NO. 359 by the Rules Committee by request of the Legislative Budget and Audit Committee, entitled:

"An Act relating to the disclosure of state tax assessments of the Department of Revenue."

was read the first time and referred to the Finance Committee.

CONSIDERATION OF THE CALENDAR

CITATIONS

Honoring - Margy Johnson

by Representatives Szymanski, Cato and Hanley
Senators Kerttula, DeVries, Rodey
and Sackett

In Memoriam - Robert Mack, Sr.

by Senators Zharoff, Kerttula, Vic Fischer
and Halford
Representative Herrmann

In Memoriam - Forbes L. Baker

by Senators Bennett, Coghill, Sturgulewski,
Kerttula, Vic Fischer, Fahrenkamp,
Sackett, Halford, Josephson and Eliason

In Memoriam - Paul Greimann, Sr.

by Senators Bennett, Coghill, Kerttula,
Vic Fischer, Fahrenkamp, Sturgulewski
and Halford

Senator Halford moved and asked unanimous consent that the citation calendar be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

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 23, 1986. Without objection, the Senate adjourned at 11:21 a.m.

Peggy Mulligan
Secretary of the Senate

January

1986

ANNOUNCEMENTS

Committee meetings in the Capital

* Change in time or place*

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

Jan 23 THURSDAY
SB 244 TWO-YEAR FUNDING CYCLE FOR MUNICIPAL AID

Jan 28 TUESDAY
BRIEFING ON SINGLE AUDIT REGULATIONS
& PROPOSED GRANT REG. BY DEPT OF ED., OMB & ADMIN.

FINANCE - FINANCE ROOM 518 - 8:30 AM

Jan 23 THURSDAY
SB 40, HB 193 AGRICULTURAL PRODUCT INCENTIVE
SB 227 LICENSING OF SOCIAL WORKERS
SB 331 EFFECTIVE DATE OF WINTER OLYMPIC ACCOUNT
HB 155 NOTICE ON CLOSURE OF MOBILE HOME PARKS

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

Jan 23 THURSDAY
GENERAL BRIEFING DEPT. OF CORRECTIONS

Jan 28 TUESDAY
OVERVIEW STATE'S STUDENT LOAN PROGRAM

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Jan 23 THURSDAY
SB 197 REAL PROPERTY SECURITY INTERESTS
SB 198 DOCUMENT RECORDING

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

Jan 22 WEDNESDAY
SB 312 FREE PASSENGER SERVICE FOR SENIORS
ON ALASKA RR
DISCUSSION OF UPCOMING ISSUES

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Jan 22 WEDNESDAY
SB 150 WATER RIGHTS UNDER THE AK WATER USE ACT

Jan 24 FRIDAY
NO MEETING

Jan 27 MONDAY
BRIEFING COOK INLET ROYALTY GAS ISSUES

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Jan 23 THURSDAY
WORK SESSION ON SUBSISTENCE WITH COMMITTEE COUNSEL

Jan 24 FRIDAY
WORK SESSION ON SUBSISTENCE WITH COMMITTEE COUNSEL

Jan 28 TUESDAY
SCR 12 STATE TREASURER ESTABLISHED
SB 148 ESTABLISHING OFFICE STATE TREASURER
*TELECONFERENCE

Jan 29 WEDNESDAY
WORK SESSION - RELATING TO CAMPAIGN FINANCING
*TELECONFERENCE

Jan 30 THURSDAY
CONFIRMATION HEARINGS
COMMISSIONER WUNNICKE AND COMMISSIONER ANDREWS
SJR 31 SUMMIT MEETING IN ALASKA

STATE AFFAIRS CONT'D

Jan 31 FRIDAY
WORK SESSION - RELATING TO CAMPAIGN FINANCING

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Jan 22 WEDNESDAY
HB 100 HAZARDOUS SUBSTANCES; DEFINITIONS, DAMAGES
SJR 29 MAINTAINING ESSENTIAL AIR SERVICE LEVELS

Jan 27 MONDAY
PRESENTATION GARY MOREHEAD, FEDERAL MONEY

ANCHORAGE CAUCUS -

Jan 23 THURSDAY 12:00 PM HOUSE FINANCE RM
GOALS FOR THE 1986 LEGISLATIVE SESSION

FINANCE SUBCOMMITTEE

*Joint with House subcommittee unless otherwise noted

DEPARTMENT OF ADMINISTRATION - HOUSE FINANCE RM - 1:00 PM

Feb 6 THURSDAY
COMMISSIONER'S OFF; ADMIN SV; TELECOMMUNICATIONS;
INFOR RES MNGMT; PUBLIC BROADCASTING COMM

Feb 11 TUESDAY
RISK MANAGEMENT

Feb 13 THURSDAY
ADMIN MNGMT; FINANCE; GEN SV & SUPPLY;
CIP DIRECT; PUBLIC DEFENDER; PUBLIC ADVOCATE;
PUBLIC OFFICES COMM

Feb 25 TUESDAY
HUMAN RES - PERSONNEL; RETIREMENT & BENEFITS;
LABOR RELATIONS AGENCY; PIONEER BENEFITS

Mar 6 THURSDAY
OLDER ALASKANS COMMISSION; LABOR RELATIONS DIV

Mar 11 TUESDAY
WORK SESSION (IF NEEDED)

DEPARTMENT OF CORRECTIONS - SENATE FINANCE RM - 3:30 PM

Jan 28 TUESDAY *SENATE ONLY
FACILITIES AND CAPITAL IMPROVEMENTS;
ADMIN AND SUPPORT

Jan 30 THURSDAY *SENATE ONLY
STATEWIDE PROGRAMS

Feb 4 TUESDAY *SENATE ONLY
NORTHERN, SOUTH CENTRAL AND SE REGIONS

DEPARTMENT OF FISH AND GAME - HOUSE FINANCE RM - 1:00 PM

Feb 4 TUESDAY
ADMINISTRATION AND SUPPORT; SUBSISTENCE DIV

Feb 18 TUESDAY
COMMERCIAL FISHERIES; VESSELS; SPORT FISH

Feb 20 THURSDAY
FRED

Feb 27 THURSDAY
GAME; HABITAT

Mar 4 THURSDAY
BOARDS OF FISH AND GAME;
COMMERCIAL FISHERIES ENTRY COMM