

# SENATE JOURNAL

## ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

TUESDAY

February 11, 1986

Thirtieth Day

### JOINT SESSION IN THE HOUSE

Speaker Grussendorf called the House to order and in accordance with the Uniform Rules turned the gavel over to President Bennett who called the Joint Session to order at 10:09 a.m.

The purpose of the Joint Session was to hear an address by the Honorable Frank H. Murkowski, U. S. Senator.

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

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

President Bennett appointed Senator Faiks and Representative M. W. Miller to escort U. S. Senator Murkowski to the Joint Session.

Senator Halford introduced Nancy Murkowski, U. S. Senator Murkowski's wife.

The Honorable Frank Murkowski was escorted to the rostrum and introduced by President Bennett.

U. S. Senator Murkowski presented his address, which is in House and Senate Supplement No. 18.

Following his address, U. S. Senator Murkowski received a standing ovation and, following an extensive question and answer session, was escorted from the chamber by Representative M. W. Miller and Senator Faiks.

## ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Joint Session adjourn. Without objection, the Joint Session adjourned at 10:58 a.m.

## IN THE SENATE

President Bennett called the Senate to order at 11:16 a.m.

The roll showed all members present.

The prayer was offered by the Chaplain, Reverend Art Knight of the United Methodist Church of Douglas. Senator Abood moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"Dear God,

To those on the outside, it all looks so straightforward, so common-sense simple. To our leaders, such as these Senators, it is so easy to say, 'Why must you quibble and stall around so much? Just put your backs into it, be honest, and good things have got to happen!' Such words come easily when one has not been through the painful process of discovery shared by all public servants: That what seems good to one appears as catastrophe to another.

All of us would like to be remembered as being important to the accomplishment of good things, things of benefit to as many people as possible; but it is almost never easy to define that goal in concrete terms.

We remember the man from Nazareth Who, when He realized His abilities, went through an agonizing process of deciding how to use those powers, what the shape of His ministry would be.

We ask Your presence and Your guidance for this Senate, as its members, conscious of the trust placed upon them, engage in the daily struggle to understand what will be truly good, and work their way through mazes of decisions in working toward that goal.

Amen"

The Pledge of Allegiance was recited.

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

#### MESSAGES FROM THE HOUSE

Message of February 10 was read, stating the House passed and transmitted for consideration:

#### FIRST READING AND REFERENCE OF HOUSE BILLS

##### HB 21

CS FOR HOUSE BILL NO. 21 (RLS) am by the Rules Committee, entitled:

"An Act relating to homesites for veterans."

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

##### HB 318

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 318 (L&C) by the Labor and Commerce Committee, entitled:

"An Act relating to rights of injured state employees."

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

#### COMMUNICATIONS

The Secretary announced receipt of:

INSURANCE TASK FORCE  
EXHIBIT I - WRITTEN TESTIMONY  
EXHIBIT II - NEW JERSEY LIABILITY SURVEY  
EXHIBIT III - STATE REGULATION AND THE NAIC  
EXHIBIT IV - NAIC ACCOUNTING PROCEDURES  
EXHIBIT VI - REPORTS OF INSURANCE SERVICES OFFICE  
EXHIBIT VII - SURPLUS LINES INSURANCE  
EXHIBIT VIII - CIVIL JUSTICES RESPONSE

EXHIBIT IX - POSITION OF THE CITIZENS  
                  COALITION FOR TORT REFORM  
EXHIBIT X - OPPOSITION TO TORT REFORM  
EXHIBIT XI - TYPICAL INSURANCE RATE FILING  
EXHIBIT XII - ALASKA NEWS ARTICLES  
EXHIBIT XIII - NATIONAL NEWS ARTICLES  
EXHIBIT XIV - REPORT OF THE GOVERNOR'S MEDICAL  
                  MALPRACTICE INSURANCE COMMISSION  
EXHIBIT XV - BODILY INJURY REPARATIONS  
                  ADVISORY COMMITTEE

Copies of all reports are on file in the Office of the Secretary of the Senate.

#### STANDING COMMITTEE REPORTS

##### HB 118

The Finance Committee considered CS FOR HOUSE BILL NO. 118 (JUD) (small claims, and the duties of magistrates; efd) and a majority of the committee recommended do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Halford, Paul Fischer, Eliason and Sackett.

Fiscal note is in Senate Supplement No. 50.

CS FOR HOUSE BILL NO. 118 (JUD) was referred to the Rules Committee.

##### HB 356

The Labor and Commerce Committee considered HOUSE BILL NO. 356 (assignment of group life policies of insurance) and a majority of the committee recommended do pass. The report was signed by Senator Zharoff, Chairman and concurred in by Senators Sackett, Ray and Eliason.

HOUSE BILL NO. 356 was referred to the Judiciary Committee.

##### HJR 59

The Rules Committee considered CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) (Urging the United States Congress to pass an amended form of H.R. 1279 (99th Congress), the AFDC Error Reduction and Quality Control Act, or substantially similar legislation) and a majority of the committee recommended calendar February 11. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson and Coghill.

HJR 59 cont'd

CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) is on today's calendar.

HB 111

The Rules Committee considered CS FOR HOUSE BILL NO. 111 (TRSP) am (local service roads and trails; efd) and a majority of the committee recommended calendar February 11. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson and Coghill.

CS FOR HOUSE BILL NO. 111 (TRSP) am is on today's calendar.

## INTRODUCTION AND REFERENCE OF SENATE RESOLUTIONS

SJR 36

SENATE JOINT RESOLUTION NO. 36 by Senators Kelly, Bennett, Coghill and DeVries,

Proposing an amendment to the Constitution of the State of Alaska relating to the reapportionment of the legislature,

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

## INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 271

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 271 by Senators Josephson, Kerttula, Vic Fischer, Zharoff, Bennett, Rodey, Eliason, Ferguson, Sackett, Ray, Coghill, Ziegler, Fahrenkamp, Sturgulewski and Kelly, entitled:

"An Act requiring resident hire on certain natural resource projects on state land; and providing for an effective date."

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

SB 395

SENATE BILL NO. 395 by Senator Vic Fischer, entitled:

"An Act relating to the Susitna River hydroelectric project and authorizing an advisory vote by the qualified voters of the state on funding of the Susitna River hydroelectric project based on its plan of finance; and providing for an effective date."

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

SB 396

SENATE BILL NO. 396 by Senator Vic Fischer, entitled:

"An Act relating to senior citizen borrower eligibility requirements of the Alaska Housing Finance Corporation."

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

## CONSIDERATION OF THE CALENDAR

## SECOND READING OF HOUSE BILLS

HB 111

CS FOR HOUSE BILL NO. 111 (TRSP) am (local service roads and trails; efd) was read the second time.

Senator Coghill moved and asked unanimous consent that the Transportation Senate Committee Substitute offered on page 1779 be adopted. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 111 (TRSP) was adopted.

SENATE CS FOR CS FOR HOUSE BILL NO. 111 (TRSP) was read the second time.

Senator Kerttula offered Amendment No. 1:

Page 3, line 6: after "powers" insert

where approval is required the commissioner must make a decision within 90 days of the Department of Transportation's receipt of the local government's request

HB 111 cont'd

Senator Coghill moved and asked unanimous consent that SENATE CS FOR CS FOR HOUSE BILL NO. 111 (TRSP) be held until the February 18 calendar. Senator Ray objected, then withdrew his objection. There being no further objection, the bill will be on the February 18 calendar.

## SECOND READING OF HOUSE RESOLUTIONS

HJR 59

CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) (Urging the United States Congress to pass an amended form of H.R. 1279 (99th Congress) the AFDC Error Reduction and Quality Control Act, or substantially similar legislation) was read the second time.

Senator Halford moved and asked unanimous consent that CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) was read the third time.

The question being: "Shall CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) (Urging the United States Congress to pass an amended form of H.R. 1279 (99th Congress), the AFDC Error Reduction and Quality Control Act, or substantially similar legislation) pass the Senate?" The roll was taken with the following result:

## CS HJR 59 HESS 3RD

Yeas:	16	Bennett, Coghill, Eliason, Fahrenkamp, Faiks, Fischer Vic, Halford, Josephson, Kelly, Kerttula, Ray, Rodey, Sackett, Sturgulewski, Zharoff, Ziegler
Nays:	3	Abood, DeVries, Fischer Paul
Excused:	0	
Absent:	1	Ferguson

and so, CS FOR HOUSE JOINT RESOLUTION NO. 59 (HESS) passed the Senate, was signed by the President and Secretary and returned to the House.

## CITATIONS

Honoring - Donna de Verona  
by Senators Kelly and Ray

Honoring - Bishop Robert Whelan  
by Senators Bennett, Kelly, Fahrenkamp,  
Ray, Sackett, Vic Fischer, Sturgulewski  
and Halford

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

Senator Halford moved and asked unanimous consent that the rules be suspended and the notice and publication requirements be waived and that the Clara Kelly citation be made a special order of business. Without objection, it was so ordered.

## SPECIAL ORDER OF BUSINESS

Honoring - Clara Kelly  
by Representative Binkley  
Senator Sackett

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

## ANNOUNCEMENTS

Senator Halford reminded the Senate that the personal bill deadline is February 14 at 5:00 p.m.

Announcements appear at the end of the journal.

## SPECIAL ORDERS

Senator Sackett moved and asked unanimous consent that he be excused from a call of the Senate, February 14. Without objection, Senator Sackett was excused.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 11:00 a.m., February 12, 1986. Without objection, the Senate adjourned at 11:38 a.m.

Peggy Mulligan  
Secretary of the Senate

February 1986

## ANNOUNCEMENTS

Committee meetings in the Capitol

\*Change in time or place\*

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

Feb 11 TUESDAY \*RM 17  
LOCAL BOUNDARY COMMISSION NORTH SLOPE/NANA ISSUES  
\*JOINT WITH HOUSE C&RA \*TELECONFERENCE

Feb 13 THURSDAY  
SB 369 MUNICIPAL FISCAL NOTE FOR LEGISLATION  
SB 376 APPROP MUNICIPAL TAX EXEMPTIONS REIMBURSED

Feb 18 TUESDAY  
SB 324 WATER QUALITY ENHANCEMENT GRANTS  
SB 335 WATER, SEWER, & SOLID WASTE MNGMT BONDS

FINANCE - FINANCE ROOM 518 - 8:30 AM

Feb 12 WEDNESDAY  
REVIEW CAPITAL PROJECTS OF DEPARTMENT'S  
FISH AND GAME; H&SS; REVENUE; C&RA

Feb 13 THURSDAY  
SB 84 AMENDING VARIOUS MOTOR VEHICLE LAWS  
SB 278 DRIVER'S LICENSE COMPACT  
SB 121 MISC CHANGES IN VARIOUS RETIREMENT LAWS  
SB 386 APPROP OPERATION OF THE LEGISLATURE

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

Feb 11 TUESDAY \*TELECONFERENCE  
SB 251 PRACTICE OF PSYCHOLOGY  
HB 172 RIGHTS OF PHYSICALLY & MENTALLY DISABLED

Feb 13 THURSDAY \*TELECONFERENCE TO ANCHORAGE  
BRIEFING BY CRIMINAL JUSTICE WORKING GROUP  
GROWTH IN PRISON INMATE POPULATION

Feb 17 MONDAY \*4:30 PM HOUSE FINANCE RM  
BRIEFING GOVERNOR'S MENTAL HEALTH ADVISORY COUNCIL  
\*WITH HOUSE HESS

Feb 18 TUESDAY  
SB 264 LIMITATIONS ON FINGERPRINTING MINORS  
HB 114 EXTENSIVE REVISION OF CORRECTIONS LAWS

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Feb 11 TUESDAY  
SB 341 STATE PROCUREMENT CODE  
SB 344 INCREASING NUMBER OF SUPERIOR COURT JUDGES  
SB 330 GOOD SAMARITAN LAW FOR VETERINARIANS

Feb 13 THURSDAY \*GOVERNORS CONF RM  
ALASKA JUDICIAL COUNCIL ANNUAL PRESENTATION  
\*WITH HOUSE JUDICIARY

Feb 14 FRIDAY  
CRIMINAL JUSTICE WORKING GROUP  
\*WITH HOUSE JUDICIARY

Feb 15 SATURDAY \*10:00 AM ANCHORAGE LIO  
SB 341 STATE PROCUREMENT CODE

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

Feb 14 FRIDAY \*1:30 PM ANCHORAGE LIO  
ALASKAN HIRE

Feb 22 SATURDAY \*1:00 PM FAIRBANKS BOROUGH BLDG  
ALASKAN HIRE

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Feb 12 WEDNESDAY NO MEETING  
 Feb 14 FRIDAY \*9:00 AM ANCHORAGE LIO  
 MINING OVERVIEW INCLUDING RED DOG  
 \*TELECONFERENCE JUNEAU, FBX, BARROW, KOTZEBUE

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Feb 12 WEDNESDAY  
 SB 356 CAMPAIGN FINANCING - WORK SESSION  
 Feb 13 THURSDAY  
 SJR 35 OPPOSING UN RESOLUTION AGAINST ZIONISM  
 SJR 31 SUMMIT MEETING IN ALASKA  
 SB 350 ADVISORY VOTE PERMANENT FUND DIVIDENDS  
 EO 62 FIRE-SERVICE TRAINING PROGRAM

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Feb 12 WEDNESDAY  
 SB 373 METROPOLITAN PLANNING  
 SB 374 TOLL FACILITIES  
 Feb 14 FRIDAY MEETING MOVED TO 2/12 NO MEETING

ANCHORAGE CAUCUS

Feb 13 THURSDAY \*12:00 HOUSE FINANCE RM  
 STATE FUNDING FOR ANCHORAGE AREA ROADS

FINANCE SUBCOMMITTEE

\*Joint with House subcommittee unless otherwise noted

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

Feb 11 TUESDAY  
 RISK MANAGEMENT  
 Feb 18 TUESDAY  
 ADMIN MNGMT; FINANCE; GEN SV & SUPPLY; CIP DIRECT  
 PUBLIC DEFENDER; PUBLIC ADVOCATE; PUBLIC OFFICES COM  
 Feb 25 TUESDAY  
 HUMAN RES - PERSONNEL; RETIREMENT & BENEFITS  
 LABOR RELATIONS AGENCY; PIONEER BENEFITS  
 Mar 11 TUESDAY  
 HUMAN RES - OLDER ALASKANS COMM; LABOR RELATIONS DIV

COURT SYSTEM - HOUSE FINANCE RM - 7:00 AM

Feb 25 TUESDAY  
 Feb 26 WEDNESDAY

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

Feb 13 THURSDAY  
 GAME; HABITAT  
 Feb 20 THURSDAY  
 BDS OF FISH & GAME; COMMERCIAL FISHERIES ENTRY COM  
 Feb 27 THURSDAY  
 FRED  
 Mar 4 THURSDAY  
 COMMERCIAL FISHERIES; VESSELS; SPORT FISH

DEPT. OF HEALTH & SOCIAL SVS - SENATE FINANCE RM - 1:00 PM

Feb 13 THURSDAY  
 ASSISTANCE PAYMENTS; PFD HOLD-HARMLESS  
 ENERGY ASSISTANCE; MEDICAID RATE COMMISSION  
 MEDICAL ASSISTANCE ADMIN

HEALTH & SOCIAL SERVICES cont'd

Feb 18 TUESDAY  
 PURCHASES SV; SOCIAL SV; CHILD & YOUTH CUSTODY  
 SOCIAL SV BLOCK GRANT; YOUTH SV; MANIILAQ  
 NORTON SOUND; KAWERAK; TANANA CHIEFS; TLINGIT-HAIDA  
 ANCHORAGE SOCIAL SERVICES; FAIRBANKS SOCIAL SERVICES

Feb 20 THURSDAY  
 HEALTH SVS; HEALTH GRANTS; ALCOHOL & DRUG ABUSE

Feb 27 THURSDAY  
 COMMUNITY & MENTAL HEALTH GRANTS  
 DEVELOPMENTAL DISABILITY GRANTS  
 INSTITUTION & ADMINISTRATION; ADMIN. SERVICES

DOT/PF - SENATE FINANCE RM - 3:30 PM

Feb 11 TUESDAY  
 OFFICE OF THE COMMISSIONER; STATEWIDE PROGRAMS

Feb 13 THURSDAY CONT 2/11 MEETING

Feb 18 TUESDAY \*TELECONFERENCE TO ANCHORAGE  
 CENTRAL REGION; ANCHORAGE INTERNATIONAL AIRPORT

Feb 27 THURSDAY \*HOUSE FINANCE RM  
 NORTHERN REGION; INTERIOR, WESTERN & SOUTHCENTRAL  
 DISTRICT \*TELECONFERENCE FBX, NOME, VALDEZ

Feb 28 FRIDAY  
 SOUTHEAST REGION; MARINE HIGHWAY SYSTEM