

SENATE JOURNAL

ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

TUESDAY

March 18, 1986

Sixty-fifth Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:14 a.m.

The roll showed seventeen members present. Senators Sturgulewski and Ziegler were excused from a call of the Senate. Senator Sackett was absent.

The prayer was offered by the Chaplain, Arssalan Sadighi of the Juneau Baha'i Assembly.

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journal for the sixty-fourth legislative day and Senate Supplement No. 56 be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE HOUSE

HB 144

Message of March 17 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 144 (JUD) (title am), thus passing:

CS FOR HOUSE BILL NO. 144 (JUD) am S
(lists of political campaign contributions)

HB 148

CS FOR HOUSE BILL NO. 148 (JUD) (mobile home warranties), which was held one legislative day, was before the Senate with a motion pending to rescind passage of the bill.

HB 148 cont'd

Senator Halford withdrew the motion.

Senator Halford moved and asked unanimous consent that CS FOR HOUSE BILL NO. 148 (JUD) be returned to the House. Senator Ray objected and stated "with the understanding that all previous floor action on the bill be voided" and then withdrew his objection. There being no further objection, the bill was returned to the House for technical title amendment.

Message of March 17 was read, stating the House passed and transmitted for consideration:

FIRST READING AND REFERENCE OF HOUSE BILLS

HB 510

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 510 by Representatives Larson and Jenkins, entitled:

"An Act relating to game farming."

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

COMMUNICATIONS

The Secretary announced receipt of:

ADMINISTRATION'S PROGRESS REPORT TO THE
LEGISLATURE ON PLACER MINING AND WATER
QUALITY, March 1986
Coordinated by the Alaska Department of
Environmental Conservation with the Alaska
Departments of Fish and Game and Natural
Resources

A copy of the report is on file in the Office of the Secretary of the Senate.

STANDING COMMITTEE REPORTS

SB 404

The Labor and Commerce Committee considered SENATE BILL NO. 404 (insurance; authorizing joint insurance arrangements; repealing a prohibition against certain types of group insurance; efd) and recommended it be replaced with

SB 404 cont'd

CS FOR SENATE BILL NO. 404 (L&C); entitled:

"An Act relating to cancellation and nonrenewal of insurance; authorizing joint insurance arrangements; and providing for an effective date."

and a majority do pass. The report was signed by Senator Zharoff, Chairman and concurred in by Senators Eliason, Ray and Bennett.

Letter of Intent

"It is the intent of the Senate Labor and Commerce Committee that the Division of Insurance urge both domestic and foreign insurance companies, conducting business in the state, to write insurance policy contracts in comprehensible, 'layman's' language."

SENATE BILL NO. 404 was referred to the Finance Committee.

SB 430

The Resources Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 430 (authorizing the commissioner of the Department of Natural Resources under certain circumstances to reduce or revoke royalty oil or gas obligation increases made in connection with the institution or operation of a cooperative or unit plan; efd) and a majority of the committee recommended do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Coghill, Fahrenkamp and Vic Fischer. Senators Zharoff and Eliason signed "no recommendation".

Fiscal note is in Senate Supplement No. 57.

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 430 was referred to the Finance Committee.

SB 150

The Rules Committee considered SENATE BILL NO. 150 (amendments to the Alaska Water Use Act (AS 46.15); establishing procedures for administrative and judicial adjudication of water rights under that Act; efd) and recommended calendar March 18. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson, Bennett and Coghill.

SENATE BILL NO. 150 is on the calendar.

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 426

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 426 by Senator Coghill, entitled:

"An Act exempting certain telephone and electric utilities from regulation by the Alaska Public Utilities Commission."

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

SB 465

SENATE BILL NO. 465 by the Labor and Commerce Committee, entitled:

"An Act relating to dishonored checks; and providing for an effective date."

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

CONSIDERATION OF THE CALENDAR

SECOND READING OF SENATE BILLS

SB 150

SENATE BILL NO. 150 (miscellaneous amendments to the Alaska Water Use Act (AS 46.15); establishing procedures for administrative and judicial adjudication of water rights under that Act; efd) was read the second time.

Senator Rodey moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 2027. Without objection, CS FOR SENATE BILL NO. 150 (JUD) was adopted.

CS FOR SENATE BILL NO. 150 (JUD) was read the second time.

Senators Fahrenkamp, Kerttula and Coghill offered Amendment No. 1:

Page 2, Line 14: After "years."

Insert: "A property owner who has a water right, whether for residential, agricultural, industrial or mining use, but has not developed that property to the point of water use, may file a notice of intention to retain that water right with the commissioner."

SB 150 cont'd

Senator Fahrenkamp moved and asked unanimous consent that Amendment No. 1 be adopted. Without objection, Amendment No. 1 was adopted.

Senator Halford moved and asked unanimous consent that CS FOR SENATE BILL NO. 150 (JUD) am be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 150 (JUD) am was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 150 (JUD) am (miscellaneous amendments to the Alaska Water Use Act (AS 46.15); establishing procedures for administrative and judicial adjudication of water rights under that Act; efd) pass the Senate?" The roll was taken with the following result:

CSSB 150 JUD AM 3RD

Yeas:	17	Abood, Bennett, Coghill, DeVries, Eliason, Fahrenkamp, Faiks, Ferguson, Fischer Paul, Fischer Vic, Halford, Josephson, Kelly, Kerttula, Ray, Rodey, Zharoff
Nays:	0	
Excused:	2	Sturgulewski, Ziegler
Absent:	1	Sackett

and so, CS FOR SENATE BILL NO. 150 (JUD) am passed the Senate.

Senator Halford 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.

CS FOR SENATE BILL NO. 150 (JUD) am was referred to the Secretary for engrossment.

CITATIONS

Honoring - Alaska Native Brotherhood and Alaska Native Sisterhood Grand Camp
by Representatives Goll, Herrmann, Wallis, M.M. Miller and Duncan
Senators Vic Fischer, Eliason, Ray, Ziegler, Ferguson, Sturgulewski, Zharoff and Halford

Honoring - Stella Martin
by Representatives Duncan and M.M. Miller
Senator Ray

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.

UNFINISHED BUSINESS

SB 423

Senator Ray requested that the reconsideration on CS FOR SENATE BILL NO. 423 (SA) (missing persons information clearinghouse) be taken up.

SENATE BILLS IN THIRD READING

CS FOR SENATE BILL NO. 423 (SA) was before the Senate on reconsideration.

Senator Faiks moved and asked unanimous consent that the bill be returned to second reading for the purpose of a specific amendment. Without objection, it was so ordered.

Senator Faiks offered Amendment No. 1:

Page 3, Line 14: After "person"
Insert: "in an agency"

Senator Faiks moved and asked unanimous consent for adoption of Amendment No. 1. Without objection, Amendment No. 1 was adopted.

CS FOR SENATE BILL NO. 423 (SA) am was automatically in third reading.

The question to be reconsidered is: "Shall CS FOR SENATE BILL NO. 423 (SA) am (missing persons information clearinghouse) pass the Senate?" The roll was taken with the following result:

SB 423 cont'd

CSSB 423 SA AM 3RD

Yeas: 17 Abood, Bennett, Coghill, DeVries,
Eliason, Fahrenkamp, Faiks,
Ferguson, Fischer Paul,
Fischer Vic, Halford, Josephson,
Kelly, Kerttula, Ray, Rodey,
Zharoff

Nays: 0

Excused: 2 Sturgulewski, Ziegler

Absent: 1 Sackett

and so, CS FOR SENATE BILL NO. 423 (SA) am passed the Senate on reconsideration and was referred to the Secretary for engrossment.

SB 140

Senator Halford requested the message concerning CS FOR SENATE BILL NO. 140 (HESS) am and HOUSE CS FOR CS FOR SENATE BILL NO. 140 (JUD) am H (rights of the terminally ill; efd) which had been held on the desk from March 17, be taken up at this time.

Senator Halford moved that the Senate concur in the House amendments and recommended the body vote no.

The question being: "Shall the Senate concur in the House amendments to CS FOR SENATE BILL NO. 140 (HESS) am?" The roll was taken with the following result:

HCS CSSB 140 JUD AM H CONCUR

Yeas: 0

Nays: 17 Abood, Bennett, Coghill, DeVries,
Eliason, Fahrenkamp, Faiks,
Ferguson, Fischer Paul,
Fischer Vic, Halford, Josephson,
Kelly, Kerttula, Ray, Rodey,
Zharoff

Excused: 2 Sturgulewski, Ziegler

Absent: 1 Sackett

SB 140 cont'd

and so, the Senate failed to concur in the House amendments.

The Secretary was requested to notify the House of the Senate's action and request the House to recede from its amendments. In the event the House fails to recede, the President appointed a CONFERENCE COMMITTEE to meet with a like committee from the House to consider the bills:

Senator Eliason, Chairman
Senator Ray
Senator Ziegler

HB 486

Senator Zharoff, Chairman, moved and asked unanimous consent that the Labor and Commerce Committee referral be waived on HOUSE BILL NO. 486 (financing expansion of the power plant on the Fairbanks campus of the University of Alaska; efd). Without objection, it was so ordered.

Senator Fahrenkamp, Chairman, moved and asked unanimous consent that the Health, Education and Social Services Committee referral be waived on HOUSE BILL NO. 486. Without objection, it was so ordered.

HOUSE BILL NO. 486 was referred to the Finance Committee.

EO 61

Executive Order No. 61 was returned to the Governor in accordance with AS 24.08.210.

EO 62

Executive Order No. 62 was returned to the Governor in accordance with AS 24.08.210.

ANNOUNCEMENTS

Announcements appear at the end of the journal.

ENGROSSMENT

SB 150

CS FOR SENATE BILL NO. 150 (JUD) am was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 423

CS FOR SENATE BILL NO. 423 (SA) am was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 11:00 a.m., March 19, 1986. Without objection, the Senate adjourned at 11:37 a.m.

Peggy Mulligan
Secretary of the Senate

March 1986

Committee meetings in the Capitol

Change in time or place

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

Mar 20 THURSDAY
 SB 411 ROAD MAINTENANCE SERVICE AREAS
 HB 327 DISCLOSURE OF INFORMATION

Mar 25 TUESDAY
 SB 407 GRANT NORTH SLOPE BOROUGH
 SB 414 MUNICIPAL LAND ENTITLEMENTS
 SB 448 HOME RULE MUNICIPALITIES

Apr 03 THURSDAY
 HB 236 QUADRENNIAL OLYMPIC RESERVE ACCOUNT

FINANCE - FINANCE ROOM 518 - 8:30 AM

Mar 19 WEDNESDAY
 CANCELED

Mar 20 THURSDAY
 SB 387 TAXATION WATERCRAFT MOTOR FUEL
 SB 421 ATTACHMENT OF PERMANENT FUND DIVIDENDS
 SJR 28 RETURN OF EARNINGS PERMANENT FUND
 HB 113 RESERVE TO PAY STATE EMPLOYEE BENEFITS
 SB 339, SB 402, HB 208 MERCURY, ICE, SALMON CLASSICS
 HJR 34 FEDERAL FUNDING CHILD NUTRITION PROGRAMS
 SB 333 ASHA NAME CHANGE

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

Mar 20 THURSDAY
 SCR 36 JOINT COMMITTEE MENTAL HEALTH TRUST LANDS

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Mar 20 THURSDAY
 SB 323 MINORS DRIVERS' LICENSES
 SB 341 PROCUREMENT PRACTICES
 SJR 39 RIGHT TO KEEP AND BEAR ARMS

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

Mar 19 WEDNESDAY
 SB 360 LOCAL HIRE TAX CREDIT
 SB 367, SB 463 RESIDENT HIRE
 SB 377 TORT REFORM (CONT'D)

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Mar 19 WEDNESDAY
 SB 223 SUSITNA STATE FOREST
 SB 327 CREDITS TIMBER & MATERIALS CONTRACTS
 SB 418 ALASKA MINERALS COMMISSION

Mar 21 FRIDAY
 HCR 8 NATURAL GAS PIPELINE
 HJR 53 US & USSR BOUNDARY DISPUTE
 HB 281 TRAPPING CABIN PERMITS
 HB 31 OBSTRUCTING HUNTING, FISHING, TRAPPING

Mar 26 WEDNESDAY
 OVERVIEW ALASKA POWER AUTHORITY
 BOB HEATH, DIRECTOR

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Mar 19 WEDNESDAY
CANCELED
Mar 20 THURSDAY
CANCELED

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Mar 19 WEDNESDAY
OVERVIEW BUSH AIRPORT PLANNING AND FUNDING

