

SENATE JOURNAL
ALASKA STATE LEGISLATURE
FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

MONDAY

March 24, 1986

Seventy-first Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:24 a.m.

The roll showed nineteen members present. Senator Zharoff was excused from a call of the Senate.

The prayer was offered by the Chaplain, Most Reverend Michael Kenny, Bishop of the Roman Catholic Diocese of Juneau.

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journals for the sixty-eighth, sixty-ninth and seventieth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HB 111

Message of March 20 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 111 (TRSP) am S

An Act relating to local service roads and trails;
and providing for an effective date.

Chapter No. 5, SLA 1986

SB 331

Message of March 20 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE
FOR SENATE BILL NO. 331 (FIN)

An Act relating to Winter Olympic funding; and providing for an effective date.

Chapter No. 6, SLA 1986

HB 100

Message of March 20 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE BILL NO. 100 (RES)

An Act relating to detention of vessels as security for oil-pollution damages; clarifying a definition relating to discharge of hazardous substances; and providing for an effective date.

Chapter No. 7, SLA 1986

HB 240

Message of March 20 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 240 (TRSP)

An Act relating to overtaking and passing school buses.

Chapter No. 8, SLA 1986

HB 530

Message of March 20 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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HB 530 cont'dCS FOR HOUSE BILL NO. 530 (LOANS) am

An Act relating to refinancing loans under the special mortgage loan purchase program; and providing for an effective date.

Chapter No. 9, SLA 1986

HCR 55

Message of March 20 was read, stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 55

Relating to the eighteenth annual Girls' State.

Legislative Resolve No. 34

HCR 56

Message of March 20 was read, stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 56

Relating to the twentieth annual Boys' State.

Legislative Resolve No. 35

SR 8

Message of March 20 was read, stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 8 am

Relating to the use of Alaska wood.

Senate Resolve No. 7

MESSAGES FROM THE HOUSE

Message of March 21 was read, stating the House passed and transmitted for consideration:

FIRST READING AND REFERENCE OF HOUSE BILLS

HB 382

CS FOR HOUSE BILL NO. 382 (FIN) am by the Finance Committee, entitled:

"An Act creating a retirement incentive program for state employees in the Public Employees' Retirement System and the Teachers' Retirement System; and providing for an effective date.

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

HB 470

CS FOR HOUSE BILL NO. 470 (FIN) am by the Finance Committee, entitled:

"An Act relating to the release of oil and hazardous substances; repealing the oil spill mitigation account; and providing for an effective date."

(with House Letter of Intent 3/19/86)

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

HB 485

CS FOR HOUSE BILL NO. 485 (JUD) by the Judiciary Committee, entitled:

"An Act relating to powers and duties of guardians."

was read the first time and referred to the Health, Education and Social Services Committee and the Judiciary Committee.

HB 694

HOUSE BILL NO. 694 by the Community and Regional Affairs Committee, entitled:

HB 694 cont'd

"An Act relating to the establishment of the Metlakatla Housing Authority."

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

COMMUNICATIONS

Posted 3/24/86:

PROPOSED REGULATIONS OF THE ALASKA RAILROAD LABOR RELATIONS AGENCY relating to duties and responsibilities of the Agency and collective bargaining and labor relations

PROPOSED CHANGES IN THE REGULATIONS OF THE ALASKA COMMISSION ON POSTSECONDARY EDUCATION dealing with the Scholarship Loan Program in defining "full-time" student

PROPOSED CHANGES IN THE REGULATIONS OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION amending 18 AAC 70 and 18 AAC 15 dealing with water quality

STANDING COMMITTEE REPORTS

HCR 8

The Resources Committee considered CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) (natural gas pipeline) and a majority of the committee recommended do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Halford, Fahrenkamp and Eliason.

CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) was referred to the Rules Committee.

HJR 53

The Resources Committee considered HOUSE JOINT RESOLUTION NO. 53 am (United States and Soviet Union boundary dispute and the resources in the area under dispute) and a majority of the committee recommended do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Halford, Fahrenkamp and Eliason.

HJR 53 cont'd

HOUSE JOINT RESOLUTION NO. 53 am was referred to the Rules Committee.

HB 104

The Rules Committee considered CS FOR HOUSE BILL NO. 104 (JUD) am (computation, forfeiture and restoration of statutory good time; efd) and a majority of the committee recommended calendar March 24. The report was signed by Senator Kelly, Chairman and concurred in by Senators Josephson and Coghill. Senator Faiks signed "do not calendar".

CS FOR HOUSE BILL NO. 104 (JUD) am is on the calendar.

CONSIDERATION OF THE CALENDAR

SECOND READING OF HOUSE BILLS

HB 104

CS FOR HOUSE BILL NO. 104 (JUD) am (computation, forfeiture and restoration of statutory good time; efd) was read the second time.

Senator Rodey offered Amendment No. 1:

Page 2, line 18: Delete Sec. 5

Senator Rodey moved Amendment No. 1 and asked unanimous consent. Without objection, Amendment No. 1 was adopted.

Senator Halford moved and asked unanimous consent that CS FOR HOUSE BILL NO. 104 (JUD) am S be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 104 (JUD) am S was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 104 (JUD) am S (computation, forfeiture and restoration of statutory good time; efd) pass the Senate?" The roll was taken with the following result:

HB 104 cont'd

CSHB 104 JUD AM S 3RD

Yeas: 13 Bennett, Coghill, Eliason,
Fahrenkamp, Ferguson, Fischer Vic,
Halford, Josephson, Kerttula, Ray,
Sackett, Sturgulewski, Ziegler

Nays: 6 Abood, DeVries, Faiks,
Fischer Paul, Kelly, Rodey

Excused: 1 Zharoff

Halford changed from "nay" to "yea".

and so, CS FOR HOUSE BILL NO. 104 (JUD) am S passed the Senate.

Senator Halford moved the effective date clause.

The question being: Shall the effective date clause be adopted? The roll was taken with the following result:

CSHB 104 JUD AM S EFD

Yeas: 19 Abood, Bennett, Coghill, DeVries,
Eliason, Fahrenkamp, Faiks,
Ferguson, Fischer Paul,
Fischer Vic, Halford, Josephson,
Kelly, Kerttula, Ray, Rodey,
Sackett, Sturgulewski, Ziegler

Nays: 0

Excused: 1 Zharoff

and so, the effective date clause was adopted.

CS FOR HOUSE BILL NO. 104 (JUD) am S was referred to the Secretary for engrossment.

CITATIONS

In Memoriam - Mabel Milonich
by Senators Ziegler, Eliason and DeVries
Representatives Taylor and Sund

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

ANNOUNCEMENTS

Senator Rodey, Chairman, moved and asked unanimous consent that the five-day notice and publication requirements be waived for the Judiciary Committee meeting on March 25 to consider SENATE BILL NO. 464 (duties of the Commission on Judicial Conduct). Without objection, it was so ordered.

Senator Halford announced the Senate would convene at 10:30 a.m., March 27 and recess to the Joint Session at 11:15 a.m. to hear the Honorable Jay Rabinowitz, Chief Justice of the Alaska Supreme Court.

Announcements appear at the end of the journal.

SPECIAL ORDERS

Senator Kerttula moved and asked unanimous consent that he be excused from a call of the Senate March 27. Without objection, Senator Kerttula was excused.

ENGROSSMENT

HB 104

CS FOR HOUSE BILL NO. 104 (JUD) am S was engrossed, signed by the President and Secretary and returned to the House for consideration.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 11:00 a.m., March 25, 1986. Without objection, the Senate adjourned at 11:58 a.m.

Peggy Mulligan
Secretary of the Senate

March 1986

ANNOUNCEMENTS

Committee meetings in the Capitol

Change in time or place

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

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

Apr 3 THURSDAY
 HB 236 QUADRENNIAL OLYMPIC RESERVE ACCOUNT
 SB 467 CAMPGROUNDS FBX NORTH STAR BOROUGH

FINANCE - FINANCE ROOM 518 - 8:30 AM

Mar 25 TUESDAY
 SB 333 ASHA NAME CHANGE
 SB 339, SB 402, HB 208 MERCURY, ICE, SALMON CLASSICS
 SB 341 STATE PROCUREMENT PRACTICES
 SB 355 COURT FACILITY IN FAIRBANKS
 SJR 12 OFFICE OF STATE TREASURER

Mar 27 THURSDAY
 SB 370 CHILD SUPPORT ENFORCEMENT & AFDC
 SB 430 REVOKE, REDUCE ROYALTY OIL & GAS INCREASES
 HB 252 STATE RETIREMENT BENEFITS
 HB 380 PUBLIC UTILITY WATER ASSESSMENTS
 SB 338 REAPPROPRIATING SUSITNA, BRADLEY

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

Mar 25 TUESDAY
 SCR 26 JOINT COMMITTEE MENTAL HEALTH TRUST LANDS

Mar 27 THURSDAY
 BRIEFING ON CHILD SUPPORT ENFORCEMENT

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Mar 25 TUESDAY
 HB 126 AMENDING ALASKA SECURITIES ACT
 HB 288 SUBSISTENCE
 HB 493 REVISION OF STATUTES BY REVISOR'S
 SB 464 COMMISSION ON JUDICIAL CONDUCT

Mar 26 WEDNESDAY *1:15 PM SENATE FINANCE RM
 HB 551, SB 363 MOTION PICTURE DISTRIBUTION
 *JOINT WITH HOUSE LABOR AND COMMERCE

Mar 27 THURSDAY
 SB 7 REINSTATING STATE INCOME TAX
 SB 362, SJR 34 BUDGET RESERVE FUND; APPROP LIMIT
 SJR 40 LEGISLATIVE ANNULMENT OF AGENCY REGULATIONS

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

Mar 26 WEDNESDAY
 SB 463 NONRESIDENT HIRE (CONT'D)

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Mar 26 WEDNESDAY
 OVERVIEW ALASKA POWER AUTHORITY
 BOB HEATH, DIRECTOR

RULES - BELTZ ROOM 211 - 12:30 PM

Mar 24 MONDAY *1:00 PM
 CALENDAR BILLS

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Mar 27 THURSDAY

HJR 54, HB 454 PAY OF PUBLIC OFFICIALS

HB 237 SPOUSE AS BENEFICIARY OF PENSION BENEFITS

SB 372 AGE FOR ELIGIBILITY FOR MILITIA SERVICE

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Mar 26 WEDNESDAY

SB 424 STUDDERED TIRES ON RENTAL CARS

CONFERENCE COMMITTEE -

Mar 25 TUESDAY

*9:00 AM HOUSE HESS RM 112

SB 187 ADOPTION

*TELECONFERENCE

LEGISLATIVE ETHICS -

Mar 25 TUESDAY

*9:00 AM ROOM 124

ADVISORY OPINION 86-2 DRAFT