

SENATE JOURNAL

ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

TUESDAY

March 25, 1986

Seventy-second Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:19 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 journal for the seventy-first legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE HOUSE

SB 140

Message of March 24 was read, stating the House failed to recede from its amendments to CS FOR SENATE BILL NO. 140 (HESS) am (rights of the terminally ill; efd), namely, HOUSE CS FOR CS FOR SENATE BILL NO. 140 (JUD) am H.

The Speaker appointed a CONFERENCE COMMITTEE to meet with the like committee from the Senate to consider the bills:

Representative Clocksin, Chairman
Representative Koponen
Representative Pignalberi

Senate members appointed March 18:

Senator Eliason, Chairman
Senator Ray
Senator Ziegler

Message of March 24 was read, stating the House passed and transmitted for consideration:

FIRST READING AND REFERENCE OF HOUSE BILLS

HB 502

CS FOR HOUSE BILL NO. 502 (JUD) am by the Judiciary Committee, entitled:

"An Act relating to confidential tax information of the Department of Revenue; and providing for an effective date."

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

COMMUNICATIONS

The Secretary announced receipt of:

ALASKA'S ENERGY PLAN - 1986, Appendix and
ALASKA'S ENERGY PLAN - 1985, Regional Data
Summary from Robert Heath, Executive Director,
Alaska Power Authority

Two volumes - the Executive Summary and main
Planning Report were previously submitted.

The four volume energy plan set is on file in the Office of the Secretary of the Senate.

STANDING COMMITTEE REPORTS

SJR 47

The Resources Committee considered SENATE JOINT RESOLUTION NO. 47 (Requesting additional action by the United States to reduce high seas interception of Alaska-bound salmon) 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. Senator Eliason signed "do pass; go for it!!".

Fiscal note is zero.

SENATE JOINT RESOLUTION NO. 47 was referred to the Rules Committee.

SB 333

The Finance Committee considered SENATE BILL NO. 333 (changing the name of the Alaska State Housing Authority) and a majority of the committee recommended it be replaced with

CS FOR SENATE BILL NO. 333 (FIN), entitled:

"An Act relating to the Alaska State Building Authority."

and do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Kerttula, Halford, Paul Fischer and Sackett.

Fiscal note is zero.

SENATE BILL NO. 333 was referred to the Rules Committee.

SB 339

The Finance Committee considered SENATE BILL NO. 339 (mercury classics) and a majority of the committee recommended it be replaced with

CS FOR SENATE BILL NO. 339 (FIN)

and do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Kerttula, Paul Fischer, Eliason and Sackett. Senator Halford signed "no recommendation".

Fiscal note is zero.

SENATE BILL NO. 339 was referred to the Rules Committee.

SB 343

The Resources Committee considered SENATE BILL NO. 343 (protection of natural rangelands) and recommended it be replaced with

CS FOR SENATE BILL NO. 343 (RES)

Senator Sturgulewski, Chairman and Senators Eliason and Vic Fischer signed "do pass". Senators Coghill and Fahrenkamp signed "no recommendation".

Fiscal note is zero.

SB 343 cont'd

Analysis from Department of Natural Resources, Land and Water Management Division: "No fiscal impact to the department is anticipated. Identification of rangelands will occur during the department's regular area planning process. The department assumes that eventual designation of state grazing preserves will not require additional activity for fire protection or preserve management. The department currently issues grazing leases and permits for activity on state land. This permitting and leasing activity would be employed in state grazing preserves."

SENATE BILL NO. 343 was referred to the Rules Committee.

SB 402

The Finance Committee considered SENATE BILL NO. 402 (ice classics) and a majority of the committee recommended it be replaced with

CS FOR SENATE BILL NO. 402 (FIN)

and do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Kerttula, Halford, Paul Fischer, Eliason and Sackett.

Fiscal note is zero.

SENATE BILL NO. 402 was referred to the Rules Committee.

SB 462

The Resources Committee considered SENATE BILL NO. 462 (access to recreation areas) and a majority of the committee recommended it be replaced with

CS FOR SENATE BILL NO. 462 (RES)

and do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Coghill, Vic Fischer and Fahrenkamp. Senator Eliason signed "no recommendation".

SENATE BILL NO. 462 was referred to the Finance Committee.

HB 31

The Resources Committee considered HOUSE BILL NO. 31 (obstruction or hindrance of lawful hunting, fishing, or trapping) and a majority of the committee recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 31 (RES)

and do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Halford, Fahrenkamp and Eliason.

HOUSE BILL NO. 31 was referred to the Judiciary Committee.

HB 208

The Finance Committee considered HOUSE BILL NO. 208 (authorizing salmon classics) and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 208 (FIN)

Senator Faiks, Co-Chairman and Senators Halford and Paul Fischer signed "no recommendation". Senators Kerttula, Eliason and Sackett signed "do pass".

Fiscal note is zero.

HOUSE BILL NO. 208 was referred to the Rules Committee.

HB 281

The Resources Committee considered CS FOR HOUSE BILL NO. 281 (RES) am (trapping cabin permits) and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO. 281 (RES)

Senator Sturgulewski, Chairman and Senator Fahrenkamp signed "do pass". Senators Halford and Eliason signed "no recommendation".

Fiscal note is zero.

CS FOR HOUSE BILL NO. 281 (RES) am was referred to the Rules Committee.

SJR 39

The Rules Committee considered SENATE JOINT RESOLUTION NO. 39 (Proposing an amendment to the Constitution of the State of Alaska relating to the right of a citizen to keep and bear arms) and a majority of the committee recommended calendar March 25. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson and Coghill.

SENATE JOINT RESOLUTION NO. 39 is on the calendar.

SB 457

The Rules Committee considered SENATE BILL NO. 457 (State Physical Therapy Board; efd) and a majority of the committee recommended calendar March 25. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson and Coghill.

SENATE BILL NO. 457 is on the calendar.

HCR 8

The Rules Committee considered CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) (natural gas pipeline) and a majority of the committee recommended calendar March 25. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Bennett and Coghill.

CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) is on the calendar.

SPECIAL COMMITTEE REPORTS

SB 187

March 25, 1986

Dear Senator Bennett:

The Senate Conference Committee considering SENATE BILL NO. 187 and HOUSE CS FOR SENATE BILL NO. 187 (2d JUD) (adoption; efd) requests to amend the initial request for limited powers of free conference as follows:

1. Access to adoption information

SB 187 cont'd

The report was signed by Senator Rodey, Chairman and Senator Kelly, Senate conferees and Representative Gruenberg, Chairman and Representatives Szymanski and Pettyjohn, House conferees.

President Bennett granted the Senate conferees limited powers of free conference on the amended initial request.

The Secretary was requested to notify the House.

INTRODUCTION AND REFERENCE OF SENATE RESOLUTIONS

SCR 35

SPONSOR SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 35
by Senator Vic Fischer,

Relating to general liability and property
insurance,
(New title)

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

SJR 48

SENATE JOINT RESOLUTION NO. 48 by the Resources Committee,

Relating to the continued operation of the
Institute of Northern Forestry at Fairbanks
and the Forestry Survey Group in Anchorage,

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

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 414

2d SPONSOR SUBSTITUTE FOR SENATE BILL NO. 414 by Senator Ferguson, entitled:

"An Act relating to general grant land
entitlements; and providing for an
effective date."
(New title)

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

CONSIDERATION OF THE CALENDAR

SECOND READING OF SENATE BILLS

SB 457

SENATE BILL NO. 457 (State Physical Therapy Board; efd) was read the second time.

Senator Fahrenkamp moved and asked unanimous consent for the adoption of the Health, Education and Social Services Committee Substitute offered on page 2109. Without objection, CS FOR SENATE BILL NO. 457 (HESS) was adopted.

Senator Fahrenkamp moved and asked unanimous consent that the Health, Education and Social Services Committee Letter of Intent be adopted as a Senate Letter of Intent. Without objection, the Senate Letter of Intent was adopted.

CS FOR SENATE BILL NO. 457 (HESS) was read the second time.

Senator Halford moved and asked unanimous consent that CS FOR SENATE BILL NO. 457 (HESS) be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 457 (HESS) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 457 (HESS) (State Physical Therapy Board; efd) pass the Senate?"
The roll was taken with the following result:

CS SB 457 HESS 3RD

Yeas:	18	Abood, Bennett, Coghill, DeVries, Eliason, Fahrenkamp, Faiks, Fischer Paul, Fischer Vic, Halford, Josephson, Kelly, Kerttula, Ray, Rodey, Sackett, Sturgulewski, Ziegler
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Nays:	1	Ferguson
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Excused:	1	Zharoff
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and so, CS FOR SENATE BILL NO. 457 (HESS) passed the Senate with a Senate Letter of Intent.

SB 457 cont'd

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. 457 (HESS) was referred to the Secretary for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SJR 39

SENATE JOINT RESOLUTION NO. 39 (Proposing an amendment to the Constitution of the State of Alaska relating to the right of a citizen to keep and bear arms) was read the second time.

Senator Rodey moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 2106. Without objection, CS FOR SENATE JOINT RESOLUTION NO. 39 (JUD) was adopted.

CS FOR SENATE JOINT RESOLUTION NO. 39 (JUD) was read the second time.

Senator Halford offered Amendment No. 1:

Page 1, line 15: Delete "personal"
Insert "lawful"

Delete "and for the defense of"
Insert "of self,"

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

Senator Halford moved and asked unanimous consent that CS FOR SENATE JOINT RESOLUTION NO. 39 (JUD) am be considered engrossed, advanced to third reading and placed on final passage. Senators Ray and Vic Fischer objected.

Senator Halford withdrew the advancement motion and the bill will remain in second reading on the March 26 calendar.

SECOND READING OF HOUSE RESOLUTIONS

HCR 8

CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) (natural gas pipeline) was read the second time.

CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) was before the Senate on final passage.

The question being: "Shall CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (O&G) (natural gas pipeline) pass the Senate?" The roll was taken with the following result:

CS HCR 8 O&G

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

and so, CS FOR HOUSE CONCURRENT RESOLUTION NO. 8 (Oil & Gas) passed the Senate, was signed by the President and Secretary and returned to the House.

CITATIONS

Honoring - Mary Demientieff
by Representatives Koponen, Clocksin, Binkley,
Wallis, Szymanski and Shultz
Senators Coghill, Sackett, Sturgulewski,
Ferguson, Vic Fischer, Fahrenkamp and Bennett

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.

UNFINISHED BUSINESS

Senator Sturgulewski, Chairman, moved and asked unanimous consent that the Alaska Power Authority's ALASKA'S ENERGY PLAN 1986 REGIONAL DATA SUMMARY AND APPENDIX, which was read under Communications, be referred to the Resources Committee. Without objection, it was so ordered.

SB 367

Senator Faiks, Co-Chairman, moved and asked unanimous consent that SENATE BILL NO. 367 (Alaskan resident employment preference; efd) have an additional referral to the Finance Committee. Without objection, it was so ordered.

SENATE BILL NO. 367 was referred to the Judiciary Committee and the Finance Committee.

ANNOUNCEMENTS

Announcements appear at the end of the journal.

SPECIAL ORDERS

Senator Coghill moved and asked unanimous consent that he be excused from a call of the Senate April 11-13. Without objection, Senator Coghill was excused.

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

ENGROSSMENT

SB 457

CS FOR SENATE BILL NO. 457 (HESS) was engrossed, signed by the President and Secretary and transmitted to the House for consideration with a Senate Letter of Intent.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 11:00 a.m., March 26, 1986. Without objection, the Senate adjourned at 11:51 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
NO MEETING MARCH 27, APRIL 1

Apr 3 THURSDAY

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

FINANCE - FINANCE ROOM 518 - 8:30 AM

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 27 THURSDAY

BRIEFING ON CHILD SUPPORT ENFORCEMENT

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

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)
 SB 365 BROKER AS INSURER'S AGENT FOR PREMIUMS

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 25 TUESDAY

*4:30 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 STUDED TIRES ON RENTAL CARS
 SB 428 DEPT OF TRANSPORTATION EMINENT DOMAIN

*March 27 THURSDAY - STATE OF THE JUDICIARY ***CANCELED***
 (Will be rescheduled in early April)