

# SENATE JOURNAL

## ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

TUESDAY

April 15, 1986

Ninety-third Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 10:45 a.m.

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

The prayer was offered by the Chaplain, Reverend Robert A. Franken, The Episcopal Diocese of Alaska, Eagle River. Senator Halford moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"Gracious God: Father, Son and Spirit;  
we Your servants on this earth, humbly  
enter Your Holy presence.

You Who created this earth and all its  
resources, grant Your Senators the wisdom,  
courage and foresight to manage these  
resources wisely for all people.

You Who created all people in Your image  
regardless of race, color, religion, sex,  
age, mental or physical disability, or  
social or economic status; grant these  
Senators the compassion and understanding  
to provide for the real need of all people.

You Whose law is good and true, guide these  
Senators in enacting such laws which please  
You and benefit all Your children.

Grant that Your dove of peace may settle  
on this world and remove all acts of terror-  
ism, aggression, and war among Your people  
and grant further that Your loving spirit  
may so move each and every heart in the  
State, the Nation and the World that the  
barrier which divides us may crumble,  
suspicions disappear, and hatred cease.  
And, that we may live together in justice,  
peace and love.

These things we pray through Jesus Christ our Lord who lives and reigns with You in the unity of the Holy Spirit, One God now and forever.

Amen"

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journal for the ninety-second legislative day and Senate Supplement No. 66 be approved as certified by the Secretary. Without objection, it was so ordered.

#### MESSAGES FROM THE HOUSE

Message of April 14 was read, stating the House passed and transmitted for consideration:

#### FIRST READING AND REFERENCE OF HOUSE BILLS

##### HB 181

CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (FIN) am by the Finance Committee, entitled:

"An Act relating to the maintenance of marine vessels of the state; and providing for an expiration of the Act."

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

##### HB 499

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 499 (JUD), by the Judiciary Committee, entitled:

"An Act giving priority to payment of past due child support from a decedent's estate."

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

##### HB 635

CS FOR HOUSE BILL NO. 635 (RES) by the Resources Committee, entitled:

"An Act establishing the Willow Creek State Recreation Area; and providing for an effective date."

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

## COMMUNICATIONS

The Secretary announced receipt of:

COMMUNITY SCHOOLS IN ALASKA 1984-85,  
DEPARTMENT OF EDUCATION FY 85 REPORT  
SUMMARY in accordance with AS 14.36.010  
(b)(4)

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

Posted 4/15/86:

DEPARTMENT OF HEALTH AND SOCIAL SERVICES  
proposed regulation changes dealing with  
the Aid to Families with Dependent Children  
program in accordance with AS 47.05.010

## STANDING COMMITTEE REPORTS

April 14, 1986

TO: Senator Don Bennett  
President of the Senate

FROM: Senator Arliss Sturgulewski  
Chairman, Senate Resources Committee

RE: Governor's Appointments

Pursuant to your instructions, and in accordance with AS 39.05.080, the Senate Resources Committee had under consideration the Governor's appointments named on the attached sheet.

There were no stated objections to confirmation of the named individuals by committee members. This does not necessarily indicate an intention to vote for or against the individuals named at the time of the joint session on confirmation.

The report was signed by Senator Sturgulewski, Chairman and Senators Fahrenkamp, Coghill, Eliason, Vic Fischer, Halford and Zharoff.

Alaska Commercial Fisheries Entry Commission  
\*Listowski, Richard, Juneau

Board of Fisheries  
\*Angasan, Val, Dillingham  
\*Bonney, Bix, Anchorage  
\*Foster, Jesse, Quinhagak

Board of Game

\*Johnson, Brenda, Nome  
Massey, John "Jay", Girdwood  
\*Scanlan, Sarah, Fairbanks

Guide Licensing and Control Board

\*Carlo, Poldine, Fairbanks  
\*Harrower, James, Anchorage  
Gamble, Edward J., Sr., Angoon

\*Reappointment

April 14, 1986

Dear Mr. President:

Pursuant to your instructions, and in accordance with AS 39.05.080, the Senate Labor and Commerce Committee has considered the Governor's appointment for:

Occupational Health and Safety Review Board

Hoff, Jr., Donald F., Ketchikan

There were no stated objections to confirmation of the named individual by committee members. This does not necessarily indicate an intention to vote for or against the individual named at the time of the joint session on confirmation.

The report was signed by Senator Zharoff, Chairman and Senators Eliason, Bennett, Ray and Sackett.

SB 271

The Resources Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 271 (requiring resident hire on certain natural resource projects on state land; efd) and a majority of the committee recommended it be replaced with

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL  
NO. 271 (RES)

and do pass. Senator Sturgulewski, Chairman and Senators Coghill and Eliason signed "do pass". Senators Zharoff and Vic Fischer signed "do pass, strengthen penalties" and Senator Fahrenkamp signed "do pass when amended". Senator Halford signed "no recommendation".

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 271 was referred to the Finance Committee.

SB 443

The Labor and Commerce Committee considered SENATE BILL NO. 443 (concerning the monthly reports of surplus lines insurance brokers) and a majority of the committee recommended do pass. The report was signed by Senator Zharoff, Chairman and concurred in by Senators Bennett and Eliason. Senator Ray signed "no recommendation".

Fiscal note is zero.

Senator Rodey, Chairman, moved and asked unanimous consent that SENATE BILL NO. 443 have an additional referral to the Judiciary Committee. Without objection, it was so ordered.

SENATE BILL NO. 443 was referred to the Judiciary Committee.

SB 472

The Resources Committee considered SENATE BILL NO. 472 (interim management of the mental health trust; efd) and a majority of the committee recommended it be replaced with

CS FOR SENATE BILL NO. 472 (RES)

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

Two fiscal notes are in Senate Supplement No. 67.

SENATE BILL NO. 472 was referred to the Finance Committee.

HB 510

The Resources Committee considered SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 510 (game farming) and recommended do pass. The report was signed by Senator Sturgulewski, Chairman and concurred in by Senators Coghill, Halford, Fahrenkamp, Eliason, Zharoff and Vic Fischer.

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 510 was referred to the Finance Committee.

## CONSIDERATION OF THE CALENDAR

## SECOND READING OF SENATE BILLS

SB 100

SENATE BILL NO. 100 (prohibiting salaries for certain employees from exceeding the governor's salary; efd) which was held from April 14 was read the second time.

Senator Abood moved and asked unanimous consent for the adoption of the State Affairs Committee Substitute offered on page 2070. Without objection, CS FOR SENATE BILL NO. 100 (SA) was adopted.

CS FOR SENATE BILL NO. 100 (SA) was read the second time.

Senator Halford moved and asked unanimous consent that CS FOR SENATE BILL NO. 100 (SA) be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 100 (SA) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 100 (SA) (prohibiting salaries for certain employees from exceeding the governor's salary; efd) pass the Senate?" The roll was taken with the following result:

## CSSB 100 SA 3RD

Yeas:	11	Abood, Bennett, DeVries, Eliason, Faiks, Ferguson, Fischer Paul, Halford, Kelly, Rodey, Zharoff
Nays:	7	Fahrenkamp, Fischer Vic, Josephson, Kerttula, Ray, Sturgulewski, Ziegler
Excused:	1	Coghill
Absent:	1	Sackett

and so, CS FOR SENATE BILL NO. 100 (SA) passed the Senate.

Senator Halford moved the effective date clause.

SB 100 cont'd

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

## CSSB 100 SA EFD

Yeas: 18 Abood, Bennett, DeVries, Eliason,  
Fahrenkamp, Faiks, Ferguson,  
Fischer Paul, Fischer Vic,  
Halford, Josephson, Kelly,  
Kerttula, Ray, Rodey,  
Sturgulewski, Zharoff, Ziegler

Nays: 0

Excused: 1 Coghill

Absent: 1 Sackett

and so, the effective date clause was adopted.

SB 294

SENATE BILL NO. 294 (guiding; efd) which was held from April 14 was read the second time.

Senator Sturgulewski moved and asked unanimous consent for the adoption of the Resources Committee Substitute offered on page 2107. Without objection, CS FOR SENATE BILL NO. 294 (RES) was adopted.

CS FOR SENATE BILL NO. 294 (RES) was read the second time.

Senator Ferguson offered Amendment No. 1:

Page 7, after line 20: Insert new subsection

"(e) A guide may not sell or otherwise transfer a restricted guide area. A guide may sell or otherwise transfer a lodge, camp, or other lawful improvement to property located in a restricted guide area. Sales price may not exceed fair market value."

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

SB 100.

Senator Paul Fischer gave notice of reconsideration of his vote on CS FOR SENATE BILL NO. 100 (SA) (prohibiting salaries for certain employees from exceeding the governor's salary; efd).

Senator Paul Fischer moved and asked unanimous consent that the reconsideration be taken up at this time. Senators Kelly and Halford objected. Senator Paul Fischer withdrew his motion.

SB 294 cont'd

Senator Rodey offered Amendment No. 2:

Page 13, line 20: After "polar bear" insert "moose,"

Senator Rodey moved Amendment No. 2 and asked unanimous consent. Senator Sturgulewski objected, then withdrew her objection. Senator Fahrenkamp objected.

Senator Ray moved and asked unanimous consent that CS FOR SENATE BILL NO. 294 (RES) am (guiding; efd) be held one legislative day. Without objection, it was so ordered and the bill will be on the April 16 calendar in second reading with Amendment No. 2 moved and pending.

SB 469

SENATE BILL NO. 469 (exempting commercial fishermen from workers' compensation coverage) which was held from April 14 was read the second time.

Senator Halford moved and asked unanimous consent that SENATE BILL NO. 469 be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE BILL NO. 469 was read the third time.

The question being: "Shall SENATE BILL NO. 469 (exempting commercial fishermen from workers' compensation coverage) pass the Senate?" The roll was taken with the following result:

SB 469 cont'd

## SB 469 3RD

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

Nays: 0

Excused: 1 Coghill

Absent: 2 Kerttula, Sackett

and so, SENATE BILL NO. 469 passed the Senate and was referred to the Secretary for engrossment.

## HOUSE BILLS IN SECOND READING

HB 493

SENATE CS FOR CS FOR HOUSE BILL NO. 493 (JUD) (making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; efd) which was held from April 9 was before the Senate in second reading.

Senator Halford moved and asked unanimous consent that SENATE CS FOR CS FOR HOUSE BILL NO. 493 (JUD) be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 493 (JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 493 (JUD) (making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; efd) pass the Senate?" The roll was taken with the following result:

## SCS CSHB 493 JUD 3RD

Yeas: 15 Abood, Bennett, DeVries, Eliason,  
Fahrenkamp, Faiks, Fischer Paul,  
Fischer Vic, Josephson, Kelly,  
Ray, Rodey, Sturgulewski, Zharoff,  
Ziegler

Nays: 2 Ferguson, Halford

Excused: 1 Coghill

Absent: 2 Kerttula, Sackett

Senator Ferguson changed from "yea" to "nay".

HB 493 cont'd

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 493 (JUD) 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 clauses. Without objection, it was so ordered.

Senator Kelly gave notice of reconsideration.

## SECOND READING OF SENATE RESOLUTIONS

SJR 48

SENATE JOINT RESOLUTION NO. 48 (continued operation of the Institute of Northern Forestry at Fairbanks and the Forestry Survey Group in Anchorage) was read the second time.

Senator Halford moved and asked unanimous consent that SENATE JOINT RESOLUTION NO. 48 be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE JOINT RESOLUTION NO. 48 was read the third time.

The question being: "Shall SENATE JOINT RESOLUTION NO. 48 (continued operation of the Institute of Northern Forestry at Fairbanks and the Forestry Survey Group in Anchorage) pass the Senate?" The roll was taken with the following result:

## SJR 48 3RD

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

and so, SENATE JOINT RESOLUTION NO. 48 passed the Senate and was referred to the Secretary for engrossment.

## CITATIONS

Honoring - Archpriest Joseph Kreta  
by Senators Zharoff, Sturgulewski, Ferguson,  
Vic Fischer and DeVries  
Representative Thompson

Honoring - Lathrop High School Malemites  
Hockey Team State Champions  
by Senators Fahrenkamp, Bennett, Coghill and  
Ferguson  
Representatives Davis, Frank, M.W. Miller,  
Koponen, Ringstad and Shultz

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.

## SPECIAL ORDERS

Senator Eliason moved and asked unanimous consent that he be excused from the Senate, not subject to a call, on April 21. Without objection, Senator Eliason was excused.

Senator Vic Fischer moved and asked unanimous consent that he be excused from a call of the Senate on April 25. Without objection, Senator Fischer was excused.

Senator Zharoff moved and asked unanimous consent that he be excused from the Senate, not subject to a call, on April 18. Without objection, Senator Zharoff was excused.

## ENGROSSMENT

SJR 48

SENATE JOINT RESOLUTION NO. 48 was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 469

SENATE BILL NO. 469 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 10:30 a.m., April 16, 1986. Without objection, the Senate adjourned at 11:45 a.m.

Peggy Mulligan  
Secretary of the Senate

April 1986

## ANNOUNCEMENTS

Committee meetings in the Capitol

\*Change in time or place\*

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

Apr 17 THURSDAY

SB 467 OPERATION OF CAMPGROUNDS

FINANCE - FINANCE ROOM 518 - 8:30 AM

Apr 16 WEDNESDAY BUDGET CLOSE-OUTS

\*8:30 - 11:00 AM 1:30 - 3:00 PM

LABOR, EDUCATION, REVENUE, GOVERNOR, CORRECTIONS,  
DOT/PF

Apr 17 THURSDAY BUDGET CLOSE-OUTS

\*8:30 - 11:00 AM 1:30 - 3:00 PM

COMMUNITY & REGIONAL AFFAIRS, NATURAL RESOURCES,  
COMMERCE & ECONOMIC DEVELOPMENT UNIVERSITY,  
HEALTH & SOCIAL SERVICES, COURT SYSTEM

Apr 18 FRIDAY BUDGET CLOSE-OUTS

\*BILLS CANCELED\*

\*8:30 - 11:00 AM 1:30 - 3:00 PM

LABOR, MILITARY & VETERANS AFFAIRS, PUBLIC SAFETY,  
FISH & GAME, ENVIRONMENTAL CONSERVATION,  
ADMINISTRATION, LEGISLATUREHEALTH, EDUCATION & SOCIAL SERVICES - BELTZ RM 211 - 1:30 PM

Apr 17 THURSDAY

SB 215 PERMANENT FUND INCOME; SCHOOL FUNDING

SB 264 LIMITATION ON FINGERPRINTING MINORS

SB 381 APPROP PUBLIC SCHOOL FOUNDATION ACCOUNT

SB 408 STATE AID TO EDUCATION

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Apr 17 THURSDAY

SB 168 RIGHTS OF DEAF, BLIND, DISABLED PERSONS

SB 377 TORT REFORM (CONT'D)

HB 288 SUBSISTENCE

HB 331 THEFT OF COMMERCIAL FISHING GEAR

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

Apr 16 WEDNESDAY

SB 295 MENTAL HEALTH DISABILITY INSURANCE

SB 360 LOCAL HIRE TAX CREDITS

HB 79 FINANCIAL INSTITUTIONS EXAMINATIONS

HB 20 INTEREST ON PUBLIC UTILITY DEPOSITS

Apr 18 FRIDAY

SB 399 U OF A RISK MANAGEMENT FUND

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Apr 16 WEDNESDAY NO MEETING

Apr 18 FRIDAY

HB 355 ON-BOARD OBSERVER PROGRAMS

HB 407 USE AND SEALING OF CERTAIN GAME ANIMALS

HB 561 PUBLIC USE CABINS

HB 627 APPROPRIATION OF WATER

RULES - BELTZ ROOM 211 - 1:00 PM

Apr 15 TUESDAY \*1:15 PM

CALENDAR BILLS

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Apr 16 WEDNESDAY  
 SB 326 APPROP TAX STUDY  
 SB 425 LONGEVITY BONUS ABSENCES FOR MEDICAL CARE  
 SB 292 PLACING APA STAFF IN THE EXEMPT SERVICE

Apr 17 THURSDAY  
 SCR 12 SENIOR CITIZENS' HOUSING, PIONEERS' HOMES  
 HB 237 SPOUSES' BENEFICIARY FOR PENSION BENEFITS

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Apr 16 WEDNESDAY  
 ALASKA MARINE HIGHWAY SYSTEM'S LONG TERM PLAN  
 SB 450 APPRO ILIAMNA-NONDALTON INTERTIE

Apr 18 FRIDAY  
 HB 689 EQUIPMENT ON VEHICLES  
 HB 321 ADVERSE CLAIMS AND BOUNDARY DISPUTES

ANCHORAGE CAUCUS -

Apr 17 THURSDAY \*12:00 PM HOUSE FINANCE RM  
 BUDGET

CONFERENCE COMMITTEE -

Apr 17 THURSDAY \*3:30 PM BUTROVICH ROOM  
 SB 140 TERMINALLY ILL

Apr 18 FRIDAY \*8:30 AM CAPITOL 112  
 SB 187 ADOPTION