

SENATE JOURNAL

ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

MONDAY

April 21, 1986

Ninety-ninth Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:10 a.m.

The roll showed eighteen members present. Senators Sturgulewski and Zharoff were excused from a call of the Senate.

The prayer was offered by the Chaplain, Right Reverend Archimandrite Innocent (Fryntzko) of St. Nicholas Russian Orthodox Church. Senator DeVries moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"In the Name of the Father, and of the Son,
and of the Holy Spirit -

O Lord, may we give heed to the words of Thy
wisdom:

'But the fruit of the Spirit is love, joy,
peace, long-suffering, gentleness, goodness,
faith, meekness, self-control; against such
there is no law.

And they that are Christ's have crucified
the flesh with the affections and lusts.

If we live in the Spirit, let us also walk
in the Spirit.

Let us not be desirous of vainglory, pro-
voking one another, envying one another.

Brethren, if a man be over-taken in a fault,
ye who are spiritual restore such an one
in the spirit of meekness, considering
thyself, lest thou also be tempted.

Bear ye one another's burdens, and so ful-
fill the law of Christ.'

(Galatians 5:22-6:2)

O Lord, give Thy blessing,

Amen."

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journals for the ninety-sixth, ninety-seventh and ninety-eighth legislative days and Senate Supplement No. 69 be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

SCR 32

Message of April 18 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:

CS FOR SENATE CONCURRENT RESOLUTION NO. 32 (SA)

Relating to the bicentenary of the United States Constitution

Legislative Resolve No. 41

HB 155

Message of April 18 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:

SCS FOR CS FOR HOUSE BILL NO. 155 (RULES)

An Act relating to limitations on a mobile home park operator's right to terminate tenancy within the mobile home park and granting a tenant in property being converted to a common interest ownership under AS 34.08 a right of first refusal.

Chapter No. 13, SLA 1986

SB 194

Message of April 18 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:

CS FOR SENATE BILL NO. 194 (RES)

An Act relating to certification of water and wastewater systems and facilities operators; and providing for an effective date.

Chapter No. 14, SLA 1986

April 21, 1986

2413

HB 148

Message of April 18 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:

CS FOR HOUSE BILL NO. 148 (JUD) (title am)

An Act relating to mobile home warranties
and sales.

Chapter No. 15, SLA 1986

SB 478

April 21, 1986

Re: SB 478 (Suspension of
COLA for AFDC and APA)

Dear Senator Kelly:

I wish to withdraw SB 478, which was introduced by the Rules Committee at my request. That bill provides for suspending for one year the cost-of-living adjustment for the aid to families with dependent children (AFDC) program and the adult public assistance (APA) program. Due to the seriousness of earlier proposed cuts, I determined that it was in the best interest of families and children to attempt to limit reductions to those programs by only suspending the cost-of-living adjustment. Certainly COLA's could not be funded under the large cuts originally proposed to us by the Senate. However, after consultation with the commissioner of health and social services and legislative leaders, it is now agreed that suspension of the COLA for APA and AFDC is unnecessary.

Therefore, I am requesting, under Rule 27(b), Uniform Rules of the Alaska State Legislature, the Senate's consent to this withdrawal. The bill embodies a proposal I did not wish to have to make, and I am pleased to withdraw it.

Sincerely,

/s/ Bill Sheffield
Bill Sheffield
Governor

MESSAGES FROM THE HOUSE

Message of April 18 was read, stating the House passed and transmitted for consideration:

FIRST READING AND REFERENCE OF HOUSE RESOLUTIONS

HJR 65

CS FOR HOUSE JOINT RESOLUTION NO. 65 (RES) by the Resources Committee,

Relating to foreign marketing of Alaska pink salmon products,

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

FIRST READING AND REFERENCE OF HOUSE BILLS

HB 438

CS FOR HOUSE BILL NO. 438 (JUD) am by the Judiciary Committee, entitled:

"An Act relating to penalties for violating the Alaska Historic Preservation Act; and providing for an effective date."

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

HB 517

CS FOR HOUSE BILL NO. 517 (JUD) am by the Judiciary Committee, entitled:

"An Act relating to the private sale and consignment of works of art."

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

HB 544

CS FOR HOUSE BILL NO. 544 (FIN) by the Finance Committee, entitled:

HB 544 cont'd

"An Act relating to business licenses and the use of business names."

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

HB 611

CS FOR HOUSE BILL NO. 611 (FIN) am by the Finance Committee, entitled:

"An Act relating to enplanements, investigations of compliance with financial responsibility and certificate of compliance requirements for air carriers, penalties, display of certificates of compliance, and the definition of aircraft."

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

COMMUNICATIONS

The Secretary announced receipt of Budget and Audit Reports from Gerald L. Wilkerson, Division of Legislative Audit:

A SPECIAL REPORT ON THE DEPARTMENT OF
TRANSPORTATION AND PUBLIC FACILITIES
CENTRAL REGION

A SPECIAL REPORT ON THE DEPARTMENT OF
COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF OCCUPATIONAL LICENSING

A SPECIAL REPORT ON ANCHORAGE CAPITAL
APPROPRIATIONS

A SPECIAL REPORT ON THE DEPARTMENT OF
ADMINISTRATION MUNICIPALITY OF ANCHORAGE
SKYLINE DRIVE RECONSTRUCTION PROJECT in
Eagle River

REPORT ON THE EXAMINATION OF THE CITY OF
NENANA MUNICIPAL GRANT #8-839

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

STANDING COMMITTEE REPORTS

SB 334

The Resources Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 334 (Hatcher Pass Public Use Area) and recommended it be replaced with

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL
NO. 334 (RES)

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

Fiscal note is zero.

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 334 was referred to the Finance Committee.

HB 355

The Resources Committee considered CS FOR HOUSE BILL NO. 355 (FISH) am (authorizing the establishment and implementation of on-board observer programs; efd) and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO. 355 (RES),
with House Letter of Intent

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

A fiscal note is in House Supplement No. 88. A second fiscal note is zero.

CS FOR HOUSE BILL NO. 355 (FISH) am was referred to the Finance Committee.

HB 561

The Resources Committee considered CS FOR HOUSE BILL NO. 561 (FIN) am (public use cabins; efd) and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO. 561 (RES)

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

CS FOR HOUSE BILL NO. 561 (FIN) am was referred to the Finance Committee.

HJR 34

The Rules Committee considered HOUSE JOINT RESOLUTION NO. 34 (Urging Congress to maintain the current level of federal funding for child nutrition programs) and a majority of the committee recommended calendar April 21. The report was signed by Senator Kelly, Chairman and concurred in by Senators Faiks, Josephson and Coghill.

HOUSE JOINT RESOLUTION NO. 34 is on the calendar.

INTRODUCTION AND REFERENCE OF SENATE RESOLUTIONS

SJR 49

SENATE JOINT RESOLUTION NO. 49 by the Health, Education and Social Services Committee,

Proposing amendments to the Constitution of the State of Alaska creating the Alaska research development endowment,

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

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 485

SENATE BILL NO. 485 by the Health, Education and Social Services Committee, entitled:

"An Act relating to the Alaska research development endowment; and providing for an effective date."

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

CONSIDERATION OF THE CALENDAR

SECOND READING OF HOUSE RESOLUTIONS

HJR 34

HOUSE JOINT RESOLUTION NO. 34 (Urging Congress to maintain the current level of federal funding for child nutrition programs) was read the second time.

HJR 34 cont'd

Senator Halford moved and asked unanimous consent that HOUSE JOINT RESOLUTION NO. 34 be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE JOINT RESOLUTION NO. 34 was read the third time.

The question being: "Shall HOUSE JOINT RESOLUTION NO. 34 (Urging Congress to maintain the current level of federal funding for child nutrition programs) pass the Senate?" The roll was taken with the following result:

HJR 34 3RD

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

and so, HOUSE JOINT RESOLUTION NO. 34 passed the Senate, was signed by the President and Secretary and returned to the House.

CITATIONS

Honoring - Nenana Lynx Band
by Senators Coghill and DeVries
Representative Shultz

Honoring - Russian Jack Elementary School and
Terry Stimson
by Senators Vic Fischer, Josephson, Halford,
Kelly, Rodey, Fahrenkamp, Ray, Abood and
Kerttula

In Memoriam - Robert S. McCombe
by Senators Coghill, Ziegler, Bennett, Ray,
Halford, Kerttula, Rodey, Vic Fischer,
Fahrenkamp and Josephson
Representative 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.

UNFINISHED BUSINESS

SB 484

Senator Abood, Chairman, moved and asked unanimous consent that the State Affairs Committee referral be waived on SENATE BILL NO. 484 (public employee collective bargaining; efd). Without objection, it was so ordered.

SENATE BILL NO. 484 was referred to the Finance Committee.

ANNOUNCEMENTS

Senator Faiks, Co-Chairman, moved and asked unanimous consent that the five-day notice and publication requirements be waived for the Finance Committee meeting this week to consider SENATE CONCURRENT RESOLUTION NO. 36 (joint special committee on mental health trust land). Without objection, it was so ordered.

Senator Faiks, Co-Chairman, moved and asked unanimous consent that the five-day notice and publication requirements be waived for the Finance Committee meeting this week to consider SENATE BILL NO. 468 (creating the Railbelt energy fund; efd). Without objection, it was so ordered.

Joint Session in the House chamber at 10:30 a.m., April 22, for consideration of the Governor's appointments for confirmation.

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, from 11:00 a.m., April 22 until 1:00 p.m., April 23. Without objection, Senator Eliason was excused.

Senator Kerttula moved and asked unanimous consent that he be excused from a call of the Senate on April 22. Without objection, Senator Kerttula was excused.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 10:30 a.m., April 22, 1986. Without objection, the Senate adjourned at 11:35 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 22 TUESDAY

HB 647 MUNICIPAL HAZARDOUS SUBSTANCE WASTE REPORT

Apr 24 THURSDAY

HB 697 FOOD STAMP PURCHASES

FINANCE - FINANCE ROOM 518 - 8:30 AM

Apr 23 WEDNESDAY

SUBJECT TO COMPLETION OF BUDGET CLOSE-OUTS

SB 356 REVISION OF CAMPAIGN FINANCING LAWS

SB 362 BUDGET RESERVE FUND; APPROPRIATION LIMIT

SB 377 TORT REFORM

SB 379 PREMIUM TAX FOR DOMESTIC INSURERS

SB 391 EXECUTIVE BRANCH ETHICS ACT

SB 468 RAILBELT ENERGY COUNCIL

SB 472 MANAGEMENT OF MENTAL HEALTH TRUST LAND

SB 476 HYDROELECTRIC PROJECTS; DEVIL'S CANYON

SB 477 APPROPRIATION TO SB 476

SCR 36 JOINT COMMITTEE MENTAL HEALTH TRUST LAND

SJR 34 USE AND EXPENDITURE OF STATE MONEY

HB 161 STUDENT LOANS ELIGIBILITY AND INTEREST RATES

HB 559 APPROVING KUPARUK ROYALTY OIL SALE

HB 699 CREATING THE RAILBELT ENERGY FUND

Apr 24 THURSDAY

SB 209 APPROPRIATION STATE FIRE COMMISSION

SB 323 SUSPENSION OF CERTAIN DRIVERS' LICENSES

SB 405 LOANS UNDER THE ALASKA GRAIN RESERVE PROGRAM

SB 410 CRAB FINANCING SHORE-BASED FISH PROCESSORS

SB 413 ANTI-RACKETEERING CRIME BILL

HB 228 RETIREMENT BENEFITS FOR PART-TIME TEACHERS

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

Apr 22 TUESDAY

SB 215 USE PFD FOR PUBLIC SCHOOL FUNDING

SB 381 PUBLIC SCHOOL FOUNDATION ACCOUNT

SB 408 STATE AID TO EDUCATION

Apr 24 THURSDAY

HB 255 CARE AND CUSTODY OF NATIVE CHILDREN

HB 426 POSTSECONDARY EDUCATION INSTITUTIONS

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Apr 22 TUESDAY

SB 322 DEPARTMENT OF LAW

SB 429 REGULATIONS THAT AFFECT SMALL BUSINESS

SB 443 SURPLUS LINES INSURANCE BROKERS MONTHLY RPTS

SB 479 PRORATA REDUCTIONS PAYMENTS TO LOCAL GOV

SB 480 ELIMINATE EX DIR. ALASKA HISTORICAL COMM

SB 481 REPEAL COMMUNITY LEGAL ASSISTANCE GRANTS

SB 482 DAY-CARE ASSISTANCE PAYMENT REDUCTION

SB 483 SUSPENSION OF VARIOUS STATE PROGRAMS

HB 499 PRIORITY PAYMENT CHILD SUPPORT DECEDENTS ESTATE

HB 694 METLAKATLA HOUSING AUTHORITY

JUDICIARY cont'dApr 24 THURSDAY

SB 321 COMMISSION ON JUDICIAL QUALIFICATIONS
 SB 371 CONTROLLED SUBSTANCE SCHEDULES
 HB 114 CORRECTIONAL FACILITIES
 HB 463 COMPROMISE AND RESTITUTION
 HB 471 ABUSE AND EXPLOITATION OF CHILDREN

LABOR AND COMMERCE - BELTZ ROOM 211 - 3:30 PMApr 23 WEDNESDAY

HB 63 PLUMBING CODE
 SB 474 EXEMPTIONS FOR WELL DRILLERS RE WIRING
 SCR 35 GENERAL LIABILITY AND PROPERTY INSURANCE

RESOURCES - BUTROVICH ROOM 205 - 1:30 PMApr 23 WEDNESDAY

STATUS REPORT ON RED DOG
 SB 475 WOOLLY MAMMOTH AS THE STATE FOSSIL
 SB 414 GENERAL GRANT LAND ENTITLEMENTS
 HB 407 USE AND SEALING OF CERTAIN GAME ANIMALS
 HB 627 USE OF WATER WITHOUT APPROPRIATION

Apr 25 FRIDAY

HB 93 SYSTEM OF RECREATION RIVERS
 HB 635 WILLOW CREEK STATE RECREATION AREA

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AMApr 23 WEDNESDAY

SB 326 APPROP TAX STUDY
 HB 539 TELECOMMUNICATIONS; REDUCED RATES
 HCR 47 SPECIAL COMMITTEE STATE EMPLOYEE COMPENSATION
 SB 380 MINIMUM INSURANCE FOR COMMERCIAL VEHICLES

Apr 24 THURSDAY

SB 292 PLACING APA STAFF IN THE EXEMPT SERVICE
 HCR 58 ALASKA SENIOR LEGISLATURE
 HB 15 ADVISORY ELECTIONS ANNEXATION PROPOSALS
 HCR 16 DECLARING INTENTIONS AS TO LONGEVITY BONUS

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PMApr 23 WEDNESDAY

HB 552 SPEED ZONES
 HB 181 MAINTENANCE BY MARINE HIGHWAY SYSTEM
 SCR 38 CENTENNIAL OF THE AUTOMOBILE

NATIONAL CONFERENCE OF STATE LEGISLATORSApr 21 MONDAY *4:15 PM ROOM 107JOINT SESSION -Apr 22 TUESDAY *10:30 AM HOUSE CHAMBERS
GOVERNORS CONFIRMATIONS