

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SECOND LEGISLATURE -- FIRST SESSION

**Juneau, Alaska**

**Monday**

**January 8, 2001**

#### **First Day**

Pursuant to the provisions of the Constitution of the State of Alaska, the Uniform Rules of the Alaska State Legislature, and AS 24.05.160, the House of Representatives of the State of Alaska assembled in the House Chamber for the first regular session of the Twenty-second Alaska State Legislature, January 8, 2001, at 10:03 a.m., and was called to order by the Honorable Fran Ulmer, Lieutenant Governor.

An Honor Guard from The Tongass Alaska Girl Scouts, composed of Shannon Riley, Megan Riley, Madeline Poshard, Lydia Kline, Paige Poor, Brittany Page, Jane Longenbaugh Sherwood, Casey Guertin, Meghan Stangeland, Leah Fraser, Denise Grossman, Maggie Schoenfeld, Olivia Shrum, and Nicole Stangeland, presented the Colors and led the Pledge of Allegiance.

The Alaska Youth Choir sang "Alaska's Flag" under the direction of Missouri Smyth.

The invocation was offered by the Reverend Steve Olmstead of the Chapel By The Lake Presbyterian Church. Representative James moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered:

This is the Day the Lord has made, let us rejoice and be glad in it.

Gracious and Loving God,

In this new millennium and the dawn of this 22nd legislative session, we ask for Your blessing and guidance.

We thank You for new beginnings and new opportunities to seek Your will for our lives, our communities, and for the State of Alaska. May we be faithful to the resources, committees, and peoples entrusted to our care.

We pray for each representative taking the oath of office this day. May Your peace, love, and joy uplift them in their service. Help each member of the House act faithfully, serve with compassion, and lead with intelligence, integrity, and love.

We pray also for the families represented here and ask for Your help in balancing how we honor our work as well as how we honor our families.

Thank You for the privilege and responsibility of working together and may Your faithfulness and truth give direction and peace.

In all we do, may God's will be done. Amen.

Representative James moved and asked unanimous consent that Representative Whitaker be excused from a call of the House today. There being no objection, it was so ordered.

Lieutenant Governor Ulmer read the following Certificate of Election:

#### **CERTIFICATE**

"I, JANET KOWALSKI, DIRECTOR OF THE DIVISION OF ELECTIONS FOR THE STATE OF ALASKA, DO HEREBY CERTIFY THAT the following candidates were elected and certified to the State House of Representatives at the General Election held on the 7th day of November, 2000, in the State of Alaska, as shown by the official certification of the State Review Board as provided by AS 15.15.450.

DISTRICT 1	WILLIAM K. WILLIAMS (R)
DISTRICT 2	PEGGY WILSON (R)
DISTRICT 3	BETH KERTTULA (D)
DISTRICT 4	BILL HUDSON (R)
DISTRICT 5	ALBERT M. KOOKESH (D)
DISTRICT 6	GARY STEVENS (R)
DISTRICT 7	DREW SCALZI (R)
DISTRICT 8	KEN LANCASTER (R)
DISTRICT 9	CHARLES M. CHENAULT (R)
DISTRICT 10	JOSEPH P. GREEN (R)
DISTRICT 11	NORMAN ROKEBERG (R)
DISTRICT 12	ANDREW J. HALCRO (R)
DISTRICT 13	ETHAN A. BERKOWITZ (D)
DISTRICT 14	LISA MURKOWSKI (R)
DISTRICT 15	ERIC CROFT (D)
DISTRICT 16	GRETCHEN GUESS (D)
DISTRICT 17	LESIL L. McGUIRE (R)
DISTRICT 18	CON BUNDE (R)
DISTRICT 19	KEVIN MEYER (R)
DISTRICT 20	BRIAN S. PORTER (R)
DISTRICT 21	SHARON M. CISSNA (D)
DISTRICT 22	HARRY T. CRAWFORD (D)
DISTRICT 23	ELDON MULDER (R)
DISTRICT 24	PETE KOTT (R)
DISTRICT 25	FRED DYSON (R)
DISTRICT 26	VIC KOHRING (R)
DISTRICT 27	SCOTT OGAN (R)

DISTRICT 28	BEVERLY L. MASEK (R)
DISTRICT 29	JOHN DAVIES (D)
DISTRICT 30	JOE L. HAYES (D)
DISTRICT 31	JIM WHITAKER (R)
DISTRICT 32	JOHN B. COGHILL (R)
DISTRICT 33	HUGH B. FATE (R)
DISTRICT 34	JEANNETTE A. JAMES (R)
DISTRICT 35	JOHN HARRIS (R)
DISTRICT 36	CARL M. MORGAN, JR. (R)
DISTRICT 37	REGGIE JOULE (D)
DISTRICT 38	RICHARD FOSTER (D)
DISTRICT 39	MARY SATTLER KAPSNER (D)
DISTRICT 40	CARL E. MOSES (D)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the Seal of the State of Alaska, at Juneau, the Capital, this 5th day of December, A.D. 2000.

/s/

Janet Kowalski, Director  
Division of Elections"

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 1	William K. Williams
District 2	Peggy Wilson
District 3	Beth Kerttula
District 4	Bill Hudson
District 5	Albert M. Kookesh

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 6	Gary Stevens
District 7	Drew Scalzi
District 8	Ken Lancaster
District 9	Charles M. Chenault
District 10	Joseph P. Green

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 11	Norman Rokeberg
District 12	Andrew J. Halcro
District 13	Ethan A. Berkowitz
District 14	Lisa Murkowski
District 15	Eric Croft

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 16	Gretchen Guess
District 17	Lesil L. McGuire
District 18	Con Bunde
District 19	Kevin Meyer
District 20	Brian S. Porter

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 21	Sharon M. Cissna
District 22	Harry T. Crawford
District 23	Eldon Mulder
District 24	Pete Kott
District 25	Fred Dyson

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 26	Vic Kohring
District 27	Scott Ogan
District 28	Beverly L. Masek
District 29	John Davies
District 30	Joe L. Hayes

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 32	John B. Coghill
District 33	Hugh B. Fate
District 34	Jeannette A. James
District 35	John Harris

Lieutenant Governor Ulmer administered the oath of office to the members.

Lieutenant Governor Ulmer requested that the following members come forward to take the oath of office:

District 36	Carl M. Morgan, Jr.
District 37	Reggie Joule
District 38	Richard Foster
District 39	Mary Sattler Kapsner
District 40	Carl E. Moses

Lieutenant Governor Ulmer administered the oath of office to the members.

\* \* \* \* \*

The Lieutenant Governor announced that members could sign their oaths of office between 1:30 p.m. and 4:00 p.m. today.

#### **SPEAKER PRO TEMPORE**

The Lieutenant Governor stated that nominations for Speaker pro tempore were now open.

Representative Berkowitz nominated Representative James for Speaker pro tempore, and the nominations were closed.

Representative Berkowitz moved and asked unanimous consent that Representative James be elected Speaker pro tempore. There being no objection, it was so ordered.

Lieutenant Governor Ulmer appointed Representatives Green and Berkowitz to escort Representative James, Speaker pro tempore, to the rostrum.

Speaker pro tempore James stated that, according to AS 24.05.120, the Uniform Rules in effect during the previous legislature serve as the rules of the legislature until adoption of permanent rules.

#### **SPEAKER**

Representative Mulder nominated Representative Porter as Speaker of the House and moved and asked unanimous consent that nominations be closed. There being no objection, it was so ordered.

The question being: "Shall Representative Porter be elected Speaker of the House?" The roll was taken with the following result:

Speaker of the House  
Representative Brian S. Porter

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

And so, Representative Porter was elected Speaker of the House of the Twenty-second Alaska State Legislature.

Representative James appointed Representatives Hudson and Moses to escort the Speaker to the rostrum.

The Speaker received a standing ovation and delivered brief opening remarks regarding the Twenty-second Alaska State Legislature.

Pursuant to Uniform Rule 1(e), the Speaker appointed the following members to the Committee on Committees:

Representative Porter, Chair  
Representative James  
Representative Mulder  
Representative Williams  
Representative Kott  
Representative Berkowitz  
Representative Joule

\* \* \* \* \*

The Speaker appointed Representatives Kohring and Kerttula to advise the Governor that the House is in session and ready to do business.



The Speaker appointed Representatives Bunde and Guess to advise the Senate that the House is in session and ready to do business.

Representative James moved and asked unanimous consent that the House recess to a call of the Chair. There being no objection, the House recessed at 10:35 a.m.

#### **AFTER RECESS**

The Speaker called the House back to order at 10:56 a.m.

A quorum call showed 31 members present.

Representative Kohring reported that the Governor had been notified that the House is in session and ready to do business.

Representative Bunde reported that when the Senate convenes it will be notified that the House is in session and ready to do business.

The Speaker stated that, without objection, the House would advance to:

#### **REPORTS OF SPECIAL COMMITTEES**

The following report of the Committee on Committees, dated January 8, 2001, was received:

The Committee on Committees has met, and submits the following names of representatives to serve on the respective House committees:

Rules: Kott, Chair; Porter, Kohring, Morgan, McGuire, Berkowitz, Joule

Finance: Mulder and Williams, Co-chairs; Bunde, Vice Chair; Foster, Hudson, Whitaker, Harris, Lancaster, Croft, Davies, Moses

Health, Education & Social Services: Dyson, Chair; Wilson, Vice Chair; Coghill, Stevens, Kohring, Cissna, Joule

Judiciary: Rokeberg, Chair; James, Ogan, Coghill, Meyer, Berkowitz, Kookesh

Resources: Masek and Scalzi, Co-chairs; Fate, Vice Chair; Green, Chenault, McGuire, Stevens, Kapsner, Kerttula

State Affairs: Coghill, Chair; James, Fate, Stevens, Wilson, Crawford, Hayes

Labor and Commerce: Murkowski, Chair; Halcro, Vice Chair; Meyer, Kott, Rokeberg, Crawford, Hayes

Transportation: Kohring, Chair; Ogan, Scalzi, Wilson, Masek, Kapsner, Kookesh

Community & Regional Affairs: Morgan and Meyer, Co-chairs; Halcro, Scalzi, Murkowski, Guess, Kerttula

House Special Committee on Oil and Gas: Ogan, Chair; Dyson, Chenault, Fate, Kohring, Guess, Joule (pending passage of HR 4)

House Special Committee on Fisheries: Stevens and Wilson, Co-chairs; Scalzi, Dyson, Coghill, Kapsner, Kerttula (pending passage of HR 2)

House Special Committee on Military and Veterans' Affairs: Chenault, Chair; Masek, Murkowski, Green, Kott, Cissna, Hayes (pending passage of HR 3)

House Special Committee on Economic Development, Trade, and Tourism: McGuire, Chair; Green, James, Morgan, Masek, Rokeberg, Dyson, Crawford, Guess (pending passage of HR 1)

House Special Committee on Education: Bunde, Chair; Porter, Green, Wilson, Stevens, Joule, Guess (pending passage of HR 5)

Legislative Council: Green, Chair; Porter, Kott, Ogan, Rokeberg, Murkowski, Berkowitz

Legislative Budget and Audit: Fate, Vice Chair; Mulder, Harris, Lancaster, Joule; Williams, Davies, Alternates

Select Committee on Legislative Ethics: Green, Kerttula; Porter, Berkowitz, Alternates (pending confirmation as required by AS 24.60.130(b)(2))

Administrative Regulation Review: McGuire, Chair; James, Hayes

Committee on Committees: Porter, Chair; James, Mulder, Williams, Kott, Berkowitz, Joule

The report was signed by Representative Porter, Chair; and Representatives James, Kott, Mulder, Williams, Berkowitz, and Joule.

Representative James moved and asked unanimous consent that the House adopt the Committee on Committees report. There being no objection, it was so ordered.

Representative Kott moved and asked unanimous consent that the House advance to Unfinished Business. There being no objection, the House advanced to:

#### **UNFINISHED BUSINESS**

Pursuant to Uniform Rule 3, Representative Kott nominated Suzi Lowell as Chief Clerk of the House for the Twenty-second Alaska State Legislature and moved and asked unanimous consent that the nominations be closed. There being no objection, it was so ordered, and Suzi Lowell was unanimously elected Chief Clerk.

Representative Kott introduced the following Clerk's staff:

Solyra Sepulveda, Assistant Chief Clerk  
Nancy Schaufelberger, Assistant Chief Clerk

Representative Kott appointed Sean Riley as Sergeant-at-Arms of the House for the Twenty-second Alaska State Legislature and introduced the following House staff:

Chris Miller, Assistant Sergeant-at-Arms  
Robin Gabel, Page - Wasilla  
Leeann Cochrane, Page - Juneau  
Jennifer "Jay" Cook, Page - Haines  
Amy Seitz, Page - Soldotna  
Jeff Wackerman, Page - Haines

### MESSAGES FROM THE GOVERNOR

#### EO 102

EXECUTIVE ORDER NO. 102:

Transferring the office of long term care ombudsman from the Alaska Commission on Aging in the Department of Administration to the Alaska Mental Health Trust Authority in the Department of Revenue.

was referred to the Health, Education & Social Services and Finance Committees.

The following fiscal note(s) apply:

1. Fiscal, Dept. of Administration
2. Fiscal, Dept. of Revenue

The Governor's transmittal letter dated January 8, 2001, appears below:

"Dear Speaker Porter:

The long term care ombudsman serves an important protection and advocacy function for Alaska's seniors, their families and friends by investigating possible violations of a resident's rights and safety in a long-term care setting, such as a nursing home or assisted living facility. The placement of the office under the Department of Administration, which administers the very programs the ombudsman investigates, can carry the appearance of a conflict of interest. While I believe the office and the Administration have the integrity to

overcome any practical conflict, I am introducing this Executive Order to transfer the ombudsman office out of the Department of Administration to avoid any future inference of conflict.

This Executive Order transfers the office of the long term care ombudsman from the Alaska Commission on Aging in the Department of Administration to the Alaska Mental Health Trust Authority (AMHTA) in the Department of Revenue.

The federal Older Americans Act requires states to provide a long term care ombudsman function as a condition of receiving other federal money for nutrition, transportation, and support services for seniors. The state unit on aging may contract out this function to another entity, as this Executive Order proposes.

The Alaska Commission on Aging requested this action and advised the ombudsman be located in an agency that has no direct involvement with long term care services. While the AMHTA does not actually administer long term care programs, approximately 70 percent of the recipients of long term care in Alaska are also beneficiaries of the AMHTA. Moreover, AMHTA's duties include providing redress and administrative adjudication procedures for its beneficiaries, placing it on similar ground to the work of the long term care ombudsman.

In the interest of continuing a strong system of quality long term care services for Alaskans, I urge your support of this Executive Order.

Sincerely,

/s/

Tony Knowles  
Governor"

A message dated January 4, 2001, was read stating under the provisions of article III, section 18 of the Alaska Constitution, the Governor requests the opportunity to address a joint session of the Twenty-second Alaska State Legislature on Wednesday, January 10, 2001, at 7:00 p.m. for presentation of a combined State of the State and State of the Budget Address.

**COMMUNICATIONS**

Letters dated November 27, 2000, were received from Dana Fabe, Chief Justice of the Alaska Supreme Court, stating she has nominated the following public members to serve on the Select Committee on Legislative Ethics:

Thomas P. Owens, Jr. - Appointment commencing January 2001  
Dennis "Skip" Cook - Reappointment commencing January 2001

The Speaker referred the appointments to the Judiciary Committee.

The following reports were received:

Dept. of Fish & Game  
Alaska Commercial Fisheries Entry Commission  
Changes in the Distribution of Alaska's  
Commercial Fisheries Entry Permits, 1975-1999  
and Executive Summary  
Notification of report available at:  
[www.cfec.state.ak.us/research/mnures.htm](http://www.cfec.state.ak.us/research/mnures.htm)

Legislative Affairs Agency  
Division of Legal and Research Services  
Report Examining Court Decisions and Opinions  
of the Attorney General Construing Alaska Statutes  
December 2000  
(as required by AS 24.20.065)

The following audit reports were received from:

Division of Legislative Audit  
Legislative Budget and Audit Committee  
Audit Reports  
(as required by AS 24.20.311)

State of Alaska, Single Audit  
For the Fiscal Year Ended June 30, 1999

Survey of the Current Status on Prior  
Audit Recommendations  
September 18, 2000

Department of Community & Economic Development  
Alaska Energy Authority  
Four Dam Pool  
May 18, 2000

State Board of Accountancy  
Sunset Review  
October 20, 2000

State Board of Registration for Architects,  
Engineers and Land Surveyors  
Sunset Review  
October 20, 2000

Board of Barbers and Hairdressers  
Sunset Review  
October 20, 2000

State Physical Therapy and Occupational  
Therapy Board  
Sunset Review  
October 20, 2000

Board of Veterinary Examiners  
Sunset Review  
October 20, 2000

Department of Corrections  
Alaska Correctional Industries  
October 19, 2000

Departments of Education & Early Development  
and Labor & Workforce Development  
Little Davis-Bacon Act  
Wage Notices in School Construction Bidding  
June 12, 2000

Department of Environmental Conservation  
Board of Storage Tank Assistance  
Sunset Review  
September 27, 2000

Department of Fish & Game  
Board of Fisheries  
Selected Operational Practices  
August 4, 2000

Office of the Governor  
Alaska State Commission for Human Rights  
Select Operational Issues  
May 19, 2000

Department of Natural Resources  
For the Fiscal Year Ended June 30, 2000

Department of Revenue  
Alaska Housing Finance Corporation  
Disposition of Buildings in the  
Spruce Park Housing Project  
October 15, 2000

Housing Assistance Loan Fund  
September 25, 2000

Department of Transportation and Public Facilities  
Alaska Marine Highway System Fund  
Schedule of Unrestricted Revenues  
For the Fiscal Year Ended June 30, 2000



**INTRODUCTION OF CITATIONS**

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Robert "Bob" Larson

By Senator Halford

**INTRODUCTION, FIRST READING AND REFERENCE OF  
HOUSE RESOLUTIONS**

**HR 1**

HOUSE RESOLUTION NO. 1 by the House Rules Committee:

Establishing a House Special Committee on Economic Development, Trade, and Tourism.

was read the first time and is on today's calendar.

**HR 2**

HOUSE RESOLUTION NO. 2 by the House Rules Committee:

Establishing a House Special Committee on Fisheries.

was read the first time and is on today's calendar.

**HR 3**

HOUSE RESOLUTION NO. 3 by the House Rules Committee:

Establishing a House Special Committee on Military and Veterans' Affairs.

was read the first time and is on today's calendar.

**HR 4**

HOUSE RESOLUTION NO. 4 by the House Rules Committee:

Establishing a House Special Committee on Oil and Gas.

was read the first time and is on today's calendar.

**HR 5**

HOUSE RESOLUTION NO. 5 by the House Rules Committee:

Establishing a House Special Committee on Education.

was read the first time and is on today's calendar.

**HJR 1**

(Profile released December 29, 2000)

HOUSE JOINT RESOLUTION NO. 1 by Representative Rokeberg:

Proposing an amendment to the Constitution of the State of Alaska relating to the duration of a regular session.

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

**HJR 2**

(Profile released December 29, 2000)

HOUSE JOINT RESOLUTION NO. 2 by Representative Murkowski:

Proposing amendments to the Constitution of the State of Alaska relating to the duration of regular sessions of the legislature and to a biennial state budget.

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

**HJR 3**

(Profile released December 29, 2000)

HOUSE JOINT RESOLUTION NO. 3 by Representative Halcro:

Proposing amendments to the Constitution of the State of Alaska relating to terms of legislators, to meetings of legislative committees, and to the length of regular sessions of the legislature.

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

**HJR 4**

(Profile released December 29, 2000)

HOUSE JOINT RESOLUTION NO. 4 by Representative Davies:

Proposing amendments to the Constitution of the State of Alaska authorizing a priority for subsistence users of replenishable natural resources; and providing for an effective date.

was read the first time and referred to the Resources, Judiciary, and Finance Committees.

**HJR 5**

(Profile released December 29, 2000)

HOUSE JOINT RESOLUTION NO. 5 by Representative Lancaster:

Proposing an amendment to the Constitution of the State of Alaska relating to the duration of a regular session.

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

Representative James moved and asked unanimous consent that the House advance to Consideration of the Daily Calendar. There being no objection, the House advanced to:

**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF HOUSE RESOLUTIONS****HR 1**

The following was read the second time:

HOUSE RESOLUTION NO. 1

Establishing a House Special Committee on Economic Development, Trade, and Tourism.

The question being: "Shall HR 1 pass the House?" The roll was taken with the following result:

HR 1  
Second Reading  
Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

Absent: Moses, Ogan

And so, HR 1 passed the House.

The following committee members were appointed (page 10): McGuire, Chair; Green, James, Morgan, Masek, Rokeberg, Dyson, Crawford, Guess

HR 1 was referred to the Chief Clerk for engrossment and enrollment.

## **HR 2**

The following was read the second time:

HOUSE RESOLUTION NO. 2  
Establishing a House Special Committee on Fisheries.

The question being: "Shall HR 2 pass the House?" The roll was taken with the following result:

HR 2  
Second Reading  
Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

Absent: Moses, Ogan

And so, HR 2 passed the House.

The following committee members were appointed (page 10): Stevens and Wilson, Co-chairs; Scalzi, Dyson, Coghill, Kapsner, Kerttula

HR 2 was referred to the Chief Clerk for engrossment and enrollment.

### **HR 3**

The following was read the second time:

#### HOUSE RESOLUTION NO. 3

Establishing a House Special Committee on Military and Veterans' Affairs.

The question being: "Shall HR 3 pass the House?" The roll was taken with the following result:

HR 3

Second Reading

Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

Absent: Moses, Ogan

And so, HR 3 passed the House.

The following committee members were appointed (page 10):  
Chenault, Chair; Masek, Murkowski, Green, Kott, Cissna, Hayes

HR 3 was referred to the Chief Clerk for engrossment and enrollment.

**HR 4**

The following was read the second time:

HOUSE RESOLUTION NO. 4  
Establishing a House Special Committee on Oil and Gas.

The question being: "Shall HR 4 pass the House?" The roll was taken  
with the following result:

HR 4

Second Reading

Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft,  
Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes,  
Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott,  
Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski,  
Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

Absent: Moses, Ogan

And so, HR 4 passed the House.

The following committee members were appointed (page 10): Ogan,  
Chair; Dyson, Chenault, Fate, Kohring, Guess, Joule

HR 4 was referred to the Chief Clerk for engrossment and enrollment.

**HR 5**

The following was read the second time:

HOUSE RESOLUTION NO. 5  
Establishing a House Special Committee on Education.

The question being: "Shall HR 5 pass the House?" The roll was taken with the following result:

HR 5

Second Reading

Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Williams, Wilson

Excused: Whitaker

Absent: Moses

And so, HR 5 passed the House.

The following committee members were appointed (page 10): Bunde, Chair; Porter, Green, Wilson, Stevens, Joule, Guess

HR 5 was referred to the Chief Clerk for engrossment and enrollment.

### **INTRODUCTION, FIRST READING AND REFERENCE OF HOUSE BILLS**

(Note: Capitalized names on prefiled bills indicate joint prime sponsorship.)

#### **HB 1**

(Profile released December 29, 2000)

HOUSE BILL NO. 1 by Representatives ROKEBERG and GREEN, and Dyson, entitled:

"An Act relating to the location of legislative sessions; and providing for an effective date."

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

**HB 2**

(Prefile released December 29, 2000)

HOUSE BILL NO. 2 by Representative Rokeberg, entitled:

"An Act relating to a tax on real property in the unorganized borough."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

**HB 3**

(Prefile released December 29, 2000)

HOUSE BILL NO. 3 by Representative Rokeberg, entitled:

"An Act relating to deposits to the Alaska permanent fund from mineral lease rentals, royalties, royalty sale proceeds, net profit shares under AS 38.05.180(f) and (g), federal mineral revenue sharing payments received by the state from mineral leases, and bonuses received by the state from mineral leases, and limiting deposits from those sources to the 25 percent required under art. IX, sec. 15, Constitution of the State of Alaska; and providing for an effective date."

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

**HB 4**

(Prefile released December 29, 2000)

HOUSE BILL NO. 4 by Representative Rokeberg, entitled:

"An Act relating to offenses involving operating a motor vehicle, aircraft, or watercraft while under the influence of an alcoholic beverage or controlled substance; relating to implied consent to take a chemical test; relating to registration of motor vehicles; relating to presumptions arising from the amount of alcohol in a person's breath or blood; and providing for an effective date."

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



**HB 5**

(Profile released December 29, 2000)

HOUSE BILL NO. 5 by Representative Kohring, entitled:

"An Act relating to identification required to purchase alcoholic beverages and tobacco products; relating to identification information contained on a driver's license; and providing for an effective date."

was read the first time and referred to the State Affairs, Judiciary, and Finance Committees.

**HB 6**

(Profile released December 29, 2000)

HOUSE BILL NO. 6 by Representative Davies, entitled:

"An Act relating to optional exemptions from municipal property taxes on residential property."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

**HB 7**

(Profile released December 29, 2000)

HOUSE BILL NO. 7 by Representative Ogan, entitled:

"An Act repealing an exception to the limitations imposed on the sale, lease, or disposition of property by certain telephone cooperatives."

was read the first time and referred to the State Affairs and Labor & Commerce Committees.

**HB 8**

(Profile released December 29, 2000)

HOUSE BILL NO. 8 by Representative Rokeberg, entitled:

"An Act establishing the Legislative Road Development Task Force; and providing for an effective date."

was read the first time and referred to the Transportation and Finance Committees.

**HB 9**

(Profile released December 29, 2000)

HOUSE BILL NO. 9 by Representative Green, entitled:

"An Act amending the standards applicable to determining whether a proposed new investment constitutes a qualified project for purposes of the Alaska Stranded Gas Development Act; and providing for an effective date."

was read the first time and referred to the House Special Committee on Oil & Gas and the Resources Committee.

**HB 10**

(Profile released December 29, 2000)

HOUSE BILL NO. 10 by Representative Moses, entitled:

"An Act relating to the taxation of income."

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

**HB 11**

(Profile released December 29, 2000)

HOUSE BILL NO. 11 by Representatives CROFT and MURKOWSKI, Cissna and Kertula, entitled:

"An Act relating to required notice of eviction to the dwellers, tenants, and owners of mobile homes in mobile home parks before redevelopment of the park."

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

**HB 12**

(Profile released December 29, 2000)

HOUSE BILL NO. 12 by Representatives Kott and Berkowitz, entitled:

"An Act relating to the offense of operating a motor vehicle, aircraft, or watercraft while intoxicated; relating to presumptions arising from the amount of alcohol in a person's breath or blood; and providing for an effective date."

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

**HB 13**

(Profile released December 29, 2000)

HOUSE BILL NO. 13 by Representative Bunde, entitled:

"An Act relating to municipal service areas and providing for voter approval of the formation, alteration, or abolishment of certain service areas."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

**HB 14**

(Profile released December 29, 2000)

HOUSE BILL NO. 14 by Representative Davies, entitled:

"An Act relating to subsistence use of fish and game, to fish and game advisory committees, and to permits for historic or traditional uses of fish and game and harvest practices; amending the definition of 'domicile' for purposes of the Fish and Game Code; and providing for an effective date."

was read the first time and referred to the Resources, Judiciary, and Finance Committees.

**HB 15**

(Profile released December 29, 2000)

HOUSE BILL NO. 15 by Representative Davies, entitled:

"An Act relating to licensure of advanced manicurists; and providing for an effective date."

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

**HB 16**

(Profile released December 29, 2000)

HOUSE BILL NO. 16 by Representative Dyson, entitled:

"An Act relating to cities incorporated under state law that are home rule communities."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

**HB 17**

(Profile released December 29, 2000)

HOUSE BILL NO. 17 by Representative Whitaker, entitled:

"An Act relating to the capital projects fund, to distribution of money in the earnings reserve account of the Alaska permanent fund to the capital projects fund and to the dividend fund at the end of fiscal year 2001, and to increasing the amount of permanent fund dividends for calendar year 2001; and providing for an effective date."

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

**HB 18**

(Profile released December 29, 2000)

HOUSE BILL NO. 18 by Representatives Berkowitz and Kerttula, entitled:

"An Act making an appropriation to the Department of Community and Economic Development for renters' tax equivalency payments; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

**HB 19**

(Profile released December 29, 2000)

HOUSE BILL NO. 19 by Representative Berkowitz, entitled:

"An Act relating to invasion of privacy of another."

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

**HB 20**

(Profile released December 29, 2000)

HOUSE BILL NO. 20 by Representative Moses, entitled:

"An Act relating to state aid to municipalities and certain other recipients, and for the village public safety officer program; relating to municipal dividends; relating to the public safety foundation program; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs, State Affairs, and Finance Committees.

**HB 21**

(Profile released December 29, 2000)

HOUSE BILL NO. 21 by Representatives PORTER and MULDER, entitled:

"An Act relating to the construction of an overland natural gas pipeline to transport natural gas from North Slope reserves to North American markets."

was read the first time and referred to the House Special Committee on Oil & Gas and the Resources Committee.

**HB 22**

(Profile released December 29, 2000)

HOUSE BILL NO. 22 by Representative Kerttula, entitled:

"An Act relating to certain passenger vessels operating in the marine waters of the state; and providing for an effective date."

was read the first time and referred to the Transportation, Resources, and Finance Committees.

**HB 23**

(Profile released December 29, 2000)

HOUSE BILL NO. 23 by Representative Cissna, entitled:

"An Act relating to intensive family preservation services; and providing for an effective date."

was read the first time and referred to the Health, Education & Social Services, Judiciary, and Finance Committees.

**HB 24**

(Profile released December 29, 2000)

HOUSE BILL NO. 24 by Representative Whitaker, entitled:

"An Act relating to use of certain borough revenues for a tourism marketing campaign."

was read the first time and referred to the House Special Committee on Economic Development, Trade, & Tourism and the Community & Regional Affairs Committee.

**HB 25**

(Profile released December 29, 2000)

HOUSE BILL NO. 25 by Representative Hayes, entitled:

"An Act specifying that failure to provide adequate education, for purposes of finding a child to be a child in need of aid, means failure to be in compliance with compulsory school attendance requirements."

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

**HB 26**

(Profile released January 5, 2001)

HOUSE BILL NO. 26 by Representative Mulder, entitled:

"An Act relating to the use of pictures in election materials."

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

**HB 27**

(Profile released January 5, 2001)

HOUSE BILL NO. 27 by Representative Rokeberg, entitled:

"An Act relating to the licensure and registration of individuals who perform home inspections; relating to home inspection requirements for residential loans purchased or approved by the Alaska Housing Finance Corporation; relating to civil actions by and against home inspectors; and providing for an effective date."

was read the first time and referred to the Labor & Commerce, Judiciary, and Finance Committees.

**HB 28**

(Profile released January 5, 2001)

HOUSE BILL NO. 28 by Representative Ogan, entitled:

"An Act relating to the location of legislative sessions; and providing for an effective date."

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

**HB 29**

(Profile released January 5, 2001)

HOUSE BILL NO. 29 by Representative Croft, entitled:

"An Act relating to babies who are safely surrendered by a parent shortly after birth."

was read the first time and referred to the Health, Education & Social Services, Judiciary, and Finance Committees.

**HB 30**

(Profile released January 5, 2001)

HOUSE BILL NO. 30 by Representative Kerttula, entitled:

"An Act imposing a maximum pupil-teacher ratio in public schools; and providing for an effective date."

was read the first time and referred to the House Special Committee on Education, and the Health, Education & Social Services and Finance Committees.

**HB 31**

(Profile released January 5, 2001)

HOUSE BILL NO. 31 by Representative Hayes, entitled:

"An Act relating to criminal sexual inducement of a minor and to criminal sentencing."

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

**HB 32**

(Profile released January 5, 2001)

HOUSE BILL NO. 32 by Representative Hayes, entitled:

"An Act relating to the forfeiture of property used to possess or distribute child pornography, to commit indecent viewing or photography, to commit a sex offense, or to solicit the commission of, attempt to commit, or conspire to commit possession or distribution of child pornography, indecent viewing or photography, or a sexual offense."

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

**HB 33**

(Profile released January 5, 2001)

HOUSE BILL NO. 33 by Representative Guess, entitled:

"An Act relating to reporting dead bodies to law enforcement."

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



**HB 34**

(Profile released January 5, 2001)

HOUSE BILL NO. 34 by Representative McGuire, entitled:

"An Act relating to the statutory rule against perpetuities, to nonvested property interests and trusts, and to the suspension of the power of alienation of property; and providing for an effective date."

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

**HB 35**

(Profile released January 5, 2001)

HOUSE BILL NO. 35 by Representative Hudson, entitled:

"An Act relating to the market value of the permanent fund and to distribution of income of the permanent fund; and providing for an effective date."

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

**HB 36**

(Profile released January 5, 2001)

HOUSE BILL NO. 36 by Representative Hayes, entitled:

"An Act relating to enterprise zones."

was read the first time and referred to the House Special Committee on Economic Development, Trade, & Tourism, and the Community & Regional Affairs and Finance Committees.

**HB 37**

HOUSE BILL NO. 37 by Representatives Stevens and Kerttula, entitled:

"An Act relating to reimbursement of certain student loans; and providing for an effective date."

was read the first time and referred to the House Special Committee on Education, and the Health, Education & Social Services and Finance Committees.

**HB 38**

HOUSE BILL NO. 38 by the House Rules Committee by request of the Governor, entitled:

"An Act amending the application deadline, and the standards applicable to determining whether a proposed new investment constitutes a qualified project, for purposes of the Alaska Stranded Gas Development Act; and providing for an effective date."

was read the first time and referred to the House Special Committee on Oil & Gas, and the Resources and Finance Committees.

The following fiscal note(s) apply:

1. Zero, Dept. of Natural Resources

The Governor's transmittal letter dated January 8, 2001, appears below:

"Dear Speaker Porter:

Alaska must ensure that our fiscal regime is an incentive to the commercialization of our natural gas, not an impediment. To provide the State with the appropriate tools to achieve this goal I am transmitting this bill to amend the Alaska Stranded Gas Development Act to allow any potentially successful natural gas project to take advantage of the provisions of that Act.

The Alaska Stranded Gas Development Act (Act) allows the commissioner of the Department of Revenue to negotiate a contract for payments in lieu of taxes for a certain type of project that will develop the enormous natural gas resources of Alaska's North Slope.

The potential benefits of the current program are limited to liquefied natural gas (LNG) projects. Developments in the international natural gas marketplace -- particularly the recent energy price increases in

North America -- suggest that other projects may be viable in advance of the type of LNG project the Act was initially designed to support. This bill would expand the scope of the Act to cover other forms of gas development, such as a natural gas pipeline through Canada along the Alaska Highway or an in-state gas-to-liquids facility.

Although this Act, with the amendments I propose, grants certain authorities to executive agencies, any proposed changes to tax policy would require legislative ratification.

The only other change proposed by this bill is to extend the application deadline for this program for a limited time.

I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Tony Knowles  
Governor"

#### **UNFINISHED BUSINESS**

Representative James moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Morgan - from 7:00 p.m., January 16 to 9:30 p.m., plane time, January 18, 2001

Representative Scalzi - from 7:00 a.m., January 21 to 5:00 p.m., plane time, January 25, 2001

\* \* \* \* \*

A delegation from the Senate, composed of Senators Therriault and Elton, reported that the Senate was organized and ready to do business.

A letter dated November 30, 2000, was received from Mike Abbott, Legislative Director, Office of the Governor, stating that the Twenty-first Alaska State Legislature, acting in Joint Session, voted on the question of overriding the previous veto of:

HOUSE CS FOR CS FOR SENATE BILL NO. 7(FIN) am H  
 "An Act relating to the University of Alaska and university land and authorizing the University of Alaska to select additional state land."

The following chapter number has been assigned for administrative purposes only, and the engrossed and enrolled copies will be transmitted to the Lieutenant Governor for permanent filing:

Chapter No. 136, SLA 2000

The Governor has disputed the validity of the veto override. See 2000 Op. Alaska Att'y Gen. No. 1.

#### ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

Majority Caucus	Speaker's Chamber	noon, 1/8
Reception	Speaker's Chamber	4:00 p.m., 1/8
Joint Session		
State of the State/State of the Budget Address		7:00 p.m., 1/10

#### ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., January 10, 2001. There being no objection, the House adjourned at 11:47 a.m.

Suzi Lowell  
 Chief Clerk