

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

February 21, 2001

Forty-fifth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:03 a.m.

Roll call showed 34 members present. Representative Joule had been previously excused from a call of the House today. Representative Green had been previously excused from a call of the House until 11:00 a.m. and his presence was noted later. Representatives Hayes, Kapsner, Mulder, and Rokeberg were absent and their presence was noted later.

The invocation was offered by the Chaplain Designee, Representative Coghill. Representative Hudson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it appears below:

Let us pray,

Father, when we come to this place and we address You, we want to do it with gratitude. We are grateful people to serve this country, to serve the people of Alaska, and to work together. It has been a pleasure learning how to deal with one another, but Father, we do need Your help in learning how to keep in mind that we work under Your authority. So please, as we go about our deliberations today, as we work in the protocol, help us to remember our duty as individuals before You and before the people we represent. Help us with Your wisdom; and now Father, we ask that You would guide us throughout the rest of the session. In Jesus' name we pray. Amen.

The Pledge of Allegiance was led by Representative Masek.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 43rd and 44th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

COMMUNICATIONS

The following was received:

Dept. of Environmental Conservation
Division of Spill Prevention & Response
Storage Tank Assistance Fund
Annual Report, Fiscal Year 2000
January 30, 2001
(as required by AS 46.03.363)

REPORTS OF STANDING COMMITTEES**HCR 1**

The Community & Regional Affairs Committee has considered:

HOUSE CONCURRENT RESOLUTION NO. 1
Relating to establishing a Task Force on a Statewide
Comprehensive Energy Plan.

and recommends it be replaced with:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 1(CRA)
(same title)

The report was signed by Representatives Morgan and Meyer, Co-chairs, with the following individual recommendations:

Do pass (4): Halcro, Scalzi, Guess, Morgan

No recommendation (1): Meyer

The following fiscal note(s) apply to CSHCR 1(CRA):

1. Zero, House Community & Regional Affairs Committee

HCR 1 was referred to the Labor & Commerce Committee.

**The presence of Representatives Kapsner and Hayes was noted.

HB 72

The State Affairs Committee has considered:

HOUSE BILL NO. 72

"An Act relating to an assistant adjutant general for national missile defense in the Department of Military and Veterans' Affairs."

The report was signed by Representative Coghill, Chair, with the following individual recommendations:

Do pass (6): Wilson, Stevens, James, Fate, Hayes, Coghill

No recommendation (1): Crawford

The following fiscal note(s) apply:

1. Fiscal, Dept. of Military & Veterans' Affairs

HB 72 was referred to the Finance Committee.

**The presence of Representative Rokeberg was noted.

HB 110

The State Affairs Committee has considered:

HOUSE BILL NO. 110

"An Act relating to driver's licenses and instructional permits; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 110(STA)

(same title)

The report was signed by Representative Coghill, Chair, with the following individual recommendations:

Do pass (6): Wilson, Stevens, Crawford, James, Fate, Coghill

No recommendation (1): Hayes

The following fiscal note(s) apply to CSHB 110(STA):

1. Zero, Dept. of Administration

HB 110 was referred to the Judiciary Committee.

SJR 12

The State Affairs Committee has considered:

SENATE JOINT RESOLUTION NO. 12(title am)
Urging the United States Congress to amend the tax code to eliminate the marriage penalty.

The report was signed by Representative Coghill, Chair, with the following individual recommendations:

Do pass (7): Wilson, Stevens, Crawford, James, Fate, Hayes, Coghill

The following fiscal note(s) apply:

1. Zero, Senate State Affairs Committee

SJR 12(title am) was referred to the Rules Committee for placement on the calendar.

SB 52

The Finance Committee has considered:

CS FOR SENATE BILL NO. 52(FIN) am
"An Act extending the termination date of the State Physical Therapy and Occupational Therapy Board."

The report was signed by Representatives Mulder and Williams, Co-chairs, with the following individual recommendations:

Do pass (7): Bunde, Whitaker, Croft, Davies, Lancaster, Hudson, Williams

No recommendation (1): Mulder

The following fiscal note(s) apply:

2. Fiscal, House Finance Committee/Dept. of Community & Economic Development

CSSB 52(FIN) am was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

SJR 3

The House Special Committee on Military & Veterans' Affairs has considered:

SENATE JOINT RESOLUTION NO. 3
Relating to the deployment of F-22 Raptor aircraft at Elmendorf Air Force Base.

and recommends it be replaced with:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 3(MLV)
(same title)

The report was signed by Representative Chenault, Chair, with the following individual recommendations:

Do pass (6): Murkowski, Green, Hayes, Masek, Kott, Chenault

The following fiscal note(s) apply to HCS SJR 3(MLV):

1. Zero, Senate State Affairs Committee

SJR 3 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Mayor Ed Zeine
By Representative Harris; Senator Lincoln

In Memoriam - Nello Oscar Long
By Representatives Hudson, Kerttula; Senator Elton

In Memoriam - Dean R. Dewey
By Senator Leman

In Memoriam - Clarence Allen Lovejoy
By Senator Leman; Representatives Crawford, Berkowitz, Meyer,
Green

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 122

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 122 by
Representative Green, entitled:

"An Act relating to electric and telephone cooperatives, including expansion activities and political activities of certain large electric and telephone cooperatives that are exempt from regulation; and providing for an effective date."

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

HB 135

HOUSE BILL NO. 135 by Representatives Guess and Meyer, entitled:

"An Act relating to municipal fees for certain police protection services."

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

HB 136

HOUSE BILL NO. 136 by Representative Meyer, entitled:

"An Act relating to municipal regulation of smoking in certain places."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF SENATE BILLS

SB 10

The following was read the second time:

SENATE BILL NO. 10

"An Act extending the termination date of the Board of Public Accountancy."

with the:

Journal Page

L&C RPT 7DP	260
FN1: ZERO(CED)	261
FIN RPT 9DP	364
FN2: (H.FIN/CED)	364

Representative James moved and asked unanimous consent that SB 10 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 10 was read the third time.

The question being: "Shall SB 10 pass the House?" The roll was taken with the following result:

SB 10
Third Reading
Final Passage

YEAS: 36 NAYS: 0 EXCUSED: 2 ABSENT: 2

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

Excused: Green, Joule

Absent: Mulder, Ogan

And so, SB 10 passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

THIRD READING OF HOUSE BILLS

HB 109

The following, which was advanced to third reading from the February 19, 2001, calendar (page 372), was read the third time:

HOUSE BILL NO. 109

"An Act relating to failure by an election official to execute the voter's certificate on an absentee ballot or by a person authorized by law to execute the voter's certificate on a questioned ballot."

**The presence of Representative Mulder was noted.

The question being: "Shall HB 109 pass the House?" The roll was taken with the following result:

HB 109
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

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

Excused: Green, Joule

And so, HB 109 passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative James moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

In Memoriam - Sumner Stanley Woodman

By Representatives Scalzi, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Halcro, Hayes, Hudson, James, Joule, Kapsner, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

In Memoriam - Diana M. Craig

By Representatives Green, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Fate, Foster, Halcro, Hayes, Hudson, James, Joule, Kapsner, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Williams, Wilson

The Speaker stated that the House would stand at ease until 10:55 a.m.; and so, the House stood at ease at 10:25 a.m.

AFTER AT EASE

The Speaker called the House back to order at 11:04 a.m.

JOINT SESSION IN THE HOUSE

In accordance with Uniform Rule 51, Speaker Porter turned the gavel over to President Halford who called the joint session to order at 11:05 a.m.

The purpose of the joint session was to hear an address by the Honorable Frank Murkowski, U.S. Senator.

Senator Leman moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. There being no objection, it was so ordered.

Representative Murkowski introduced the Senator's staff, Donna Pagano Murray, David Garman, Gregg Renkes, Chuck Kleeschulte, Mark Reye, Brian Malnak, Kristin Freng, and her mother and the Senator's wife, Nancy Murkowski.

President Halford appointed Representative Kohring and Senator Elton to escort the Senator to the joint session.

The Senate Sergeant-at-Arms announced the Senator's entrance into the House Chamber.

Senator Murkowski was escorted to the rostrum and welcomed by President Halford.

Senator Murkowski delivered his address and it is published in Senate and House Joint Journal Supplement No. 4.

A question and answer period followed the conclusion of the Senator's speech.

Senator Murkowski received a standing ovation and was escorted from the Chamber by Representative Kohring and Senator Elton.

Senator Leman moved and asked unanimous consent that the joint session adjourn. There being no objection, President Halford adjourned the joint session at 12:15 p.m.

The Speaker ordered the House at ease to allow members of the Senate to leave the Chamber.

IN THE HOUSE

The Speaker called the House back to order at 12:16 p.m.

**The presence of Representative Green was noted.

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 Cissna - from 2:00 p.m., plane time, March 2 to 11:51 a.m., plane time, March 6, 2001

Representative Dyson - from 7:04 p.m., plane time, March 1 to 2:15 p.m., plane time, March 6, 2001

Representative Morgan - from 7:15 a.m., plane time, February 23 to 9:34 p.m., plane time, February 25, 2001

Representative Ogan - from 7:00 p.m., plane time, March 15 to 11:00 p.m., ferry time, March 19, 2001

Representative Rokeberg - from 7:00 a.m., plane time, March 2 to 9:27 a.m., plane time, March 7, 2001

Representative Mulder - from 7:05 a.m., plane time, to 7:08 p.m., plane time, February 26, 2001

HB 24

Representative Halcro added his name as cosponsor to:

HOUSE BILL NO. 24

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

HB 29

Representative Guess added her name as cosponsor to:

HOUSE BILL NO. 29

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

HB 101

Representative Rokeberg added his name as cosponsor to:

HOUSE BILL NO. 101

"An Act relating to charter schools; and providing for an effective date."

HB 114

Representative Stevens added his name as cosponsor to:

HOUSE BILL NO. 114

"An Act relating to abuse of inhalants."

SJR 12

Representatives Wilson, James, Stevens, and Fate added their names as cross sponsors to:

SENATE JOINT RESOLUTION NO. 12(title am)

Urging the United States Congress to amend the tax code to eliminate the marriage penalty.

ENGROSSMENT

HB 109

HB 109 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ENROLLMENT**HJR 6**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 1:20 p.m., February 20, 2001:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.
6(RES) am S

Relating to opposition to the inclusion of national forests in Alaska within former President Clinton's Roadless Area Conservation rule and supporting the overturning of this inclusion by litigation, by congressional action, or by action of President Bush.

HB 44

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 1:20 p.m., February 20, 2001:

CS FOR HOUSE BILL NO. 44(TRA)

"An Act designating the Joe Redington, Sr., Memorial Trail."

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., February 23, 2001. There being no objection, the House adjourned at 12:24 p.m.

Suzi Lowell
Chief Clerk