

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska **Friday** **April 27, 2001**

One Hundred Tenth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:16 a.m.

Roll call showed 27 members present. Representative Masek was excused from a call of the House today due to illness. Representatives Croft, Davies, Harris, Hudson, Kerttula, Kott, Lancaster, Moses, Mulder, Ogan, Whitaker, and Williams were absent and their presence was noted later.

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

God our Father, we stand here today with gratitude for the privilege of representing our fellow citizens. This is a task that is bigger than we are; therefore, we look to You for guidance in our deliberations. As we endeavor to make laws to protect or provide for our people, please keep us from wrongfully dominating the lives that we are here to serve; and that justice and mercy may find their balance as You guide us.

As we put forth our views and argue our cause before this body and all of Alaska, please gently remind us that our hearts are on display before You and for all to see. And now we go to the business of the day with good courage being reminded of Your presence. In Jesus' Name. Amen.

The Pledge of Allegiance was led by Representative Hayes.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 109th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE**HB 137**

A message dated April 26, 2001, was read stating the Senate has passed:

HOUSE BILL NO. 137

"An Act relating to records of veterans of the armed forces; and providing for an effective date."

HB 137 was referred to the Chief Clerk for enrollment.

SB 121

A message dated April 26, 2001, was read stating the Senate has concurred in the House amendment to CSSB 121(RES), thus adopting:

CS FOR SENATE BILL NO. 121(RES) am H

"An Act adding, for purposes of the Alaska Right-of-Way Leasing Act, a definition of 'substantial change' as applied to an amended right-of-way lease application; and providing for an effective date."

HB 13

A message dated April 26, 2001, was read stating the President has granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 13(JUD)

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

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and

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 13(RLS)
(same title)

The Speaker had previously granted the limited powers of free conference as requested on the specific point (page 1237).

and

A message dated April 26, 2001, was read stating the Senate has adopted the Conference Committee report with limited powers of free conference on CSSSHB 13(JUD) and SCS CSSSHB 13(RLS), thus adopting:

CONFERENCE CS FOR SS FOR HOUSE BILL NO. 13
"An Act relating to municipal service areas and providing for voter approval of the formation, alteration, or abolishment of certain service areas."

A message dated April 26, 2001, was read stating the Senate has passed the following and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 149

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 149(HES) by the Senate Health, Education & Social Services Committee, entitled:

"An Act relating to reemployment of retired teachers, to eligibility for major medical insurance coverage for beneficiaries of the teachers' retirement system, and to teacher certificates; and providing for an effective date."

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

SB 187

CS FOR SENATE BILL NO. 187(FIN) by the Senate Finance Committee, entitled:

"An Act relating to absentee and special needs voting."

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

REPORTS OF STANDING COMMITTEES

HB 58

The Finance Committee has considered:

HOUSE BILL NO. 58

"An Act relating to the calculation and payment of unemployment compensation benefits; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 58(L&C)
(same title)

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

Do pass (5): Whitaker, Harris, Croft, Lancaster, Williams

No recommendation (4): Bunde, Hudson, Foster, Mulder

The following fiscal note(s) apply to CSHB 58(L&C):

1. Zero, Dept. of Labor & Workforce Development
3. Fiscal, Dept. of Administration/Various Depts.
4. Fiscal, University of Alaska

HB 58 was referred to the Rules Committee for placement on the calendar.

HB 65

The Finance Committee has considered:

HOUSE BILL NO. 65

"An Act relating to a new optional group of persons eligible for medical assistance who require treatment for breast or cervical cancer; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 65(HES)
(same title)

The report was signed by Representative Williams, Co-chair, with the following individual recommendations:

Do pass (10): Bunde, Whitaker, Harris, Croft, Davies, Moses, Lancaster, Hudson, Foster, Williams

The following fiscal note(s) apply to CSHB 65(HES):

1. Fiscal, Dept. of Health & Social Services

HB 65 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Moses was noted.

HB 125

The Finance Committee has considered:

HOUSE BILL NO. 125

"An Act relating to unlawful and indecent viewing and photography and to civil damages and penalties for that viewing and photography."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 125(FIN)
(same title)

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

Do pass (4): Bunde, Harris, Lancaster, Williams

No recommendation (2): Moses, Mulder

Amend (4): Whitaker, Croft, Davies, Hudson

The following fiscal note(s) apply to CSHB 125(FIN):

1. Zero, Dept. of Law
2. Zero, Alaska Court System
3. Indeterminate, Dept. of Administration

HB 125 was referred to the Rules Committee for placement on the calendar.

**The presence of Representatives Kott and Lancaster was noted.

HB 154

The Rules Committee has considered:

HOUSE BILL NO. 154

"An Act relating to security for the payment of fishery business taxes and to payment of estimated fisheries resource landing taxes and penalties."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 154(FSH)

"An Act relating to security for the payment of fishery business taxes and to payment of the fisheries resource landing tax."

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

Do pass (6): Porter, Morgan, Joule, McGuire, Kohring, Kott

The following fiscal note(s) apply to CSHB 154(FSH):

1. Zero, Dept. of Revenue

HB 154 is on today's calendar.

HB 175

The Finance Committee has considered:

HOUSE BILL NO. 175

"An Act making an appropriation to the Alaska Industrial Development and Export Authority for power projects; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 175(FIN)

"An Act making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund to the Alaska Industrial Development and Export Authority for power projects and to fund the power cost equalization and rural electric capitalization fund; and providing for an effective date."

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

Do pass (6): Whitaker, Harris, Lancaster, Foster, Mulder, Williams

No recommendation (4): Bunde, Croft, Davies, Hudson

HB 175 was referred to the Rules Committee for placement on the calendar.

HB 191

The Finance Committee has considered:

HOUSE BILL NO. 191

"An Act authorizing financing for certain public transportation projects; giving notice of and approving the entry into, and the

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issuance of revenue obligations that provide participation in, lease-financing agreements for those transportation projects; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 191(FIN)
(same title)

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

Do pass (7): Whitaker, Harris, Lancaster, Hudson, Foster, Mulder, Williams

No recommendation (1): Croft

Amend (2): Bunde, Davies

The following fiscal note(s) apply to CSHB 191(FIN):

1. Fiscal, Dept. of Revenue

HB 191 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Ogan was noted.

HB 234

The Finance Committee has considered:

HOUSE BILL NO. 234
"An Act relating to the financing of construction and renovation of certain public facilities; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 234(FIN)
"An Act relating to subsidiaries of the Alaska Housing Finance Corporation; relating to the smoking education and cessation

account and to smoking education and cessation programs; relating to funding the smoking education and cessation account; relating to financing of construction and major maintenance of public school facilities, facilities for the University of Alaska, and facilities for ports and harbors; authorizing the commissioner of revenue to sell the right to receive a portion of the anticipated revenue from a tobacco litigation settlement to the Northern Tobacco Securitization Corporation; relating to the deposit of certain anticipated revenue from a tobacco litigation settlement; authorizing the issuance of bonds by the Northern Tobacco Securitization Corporation with proceeds to fund the smoking education and cessation account and to finance public school construction and major maintenance, facilities for the University of Alaska, and facilities for ports and harbors; and providing for an effective date."

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

Do pass (7): Whitaker, Harris, Lancaster, Hudson, Foster, Mulder, Williams

No recommendation (1): Moses

Amend (2): Croft, Davies

The following fiscal note(s) apply to CSHB 234(FIN):

1. Fiscal, Dept. of Revenue

HB 234 was referred to the Rules Committee for placement on the calendar.

HB 238

The Finance Committee has considered:

HOUSE BILL NO. 238

"An Act relating to the power transmission intertie fund of the Alaska Energy Authority."

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and recommends it be replaced with:

CS FOR HOUSE BILL NO. 238(FIN)

"An Act relating to the powers of the Alaska Energy Authority; and providing for the power transmission intertie loan program of the Alaska Energy Authority."

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

Do pass (6): Whitaker, Harris, Lancaster, Foster, Mulder, Williams

No recommendation (2): Bunde, Davies

Amend (2): Croft, Hudson

The following fiscal note(s) apply to CSHB 238(FIN):

1. Zero, House Finance Committee/Dept. of Community & Economic Development

HB 238 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Hudson was noted.

HB 244

The Finance Committee has considered:

HOUSE BILL NO. 244

"An Act relating to a grant of state land to the Denali Borough for a railroad and utility corridor and a railroad development project; repealing provisions relating to a grant of a right-of-way of land for a railroad and utility corridor to the Alaska Industrial Development and Export Authority; and providing for an effective date."

and recommends it be replaced with:

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CS FOR HOUSE BILL NO. 244(FIN)
(same title)

The report was signed by Representative Williams, Co-chair, with the following individual recommendations:

Do pass (5): Whitaker, Harris, Croft, Foster, Williams

No recommendation (2): Davies, Hudson

The following fiscal note(s) apply to CSHB 244(FIN):

2. Fiscal, Dept. of Natural Resources

HB 244 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Croft was noted.

REPORTS OF SPECIAL COMMITTEES

HB 13

The Conference Committee with limited powers of free conference considering CSSSHB 13(JUD) and SCS CSSSHB 13(RLS) recommends the following be adopted:

CONFERENCE CS FOR SS FOR HOUSE BILL NO. 13

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

The report was signed by Representatives Bunde (Chair), Coghill, Davies; and Senators Phillips (Chair), Therriault, Olson.

The following fiscal note(s) apply to CCS SSHB 13:

1. Zero, Dept. of Community & Economic Development

The report is under Unfinished Business.

INTRODUCTION OF CITATIONS

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

Honoring - David "Dave" Cottrell
By Representative Bunde

Honoring - Chapel by the Lake's 50th Anniversary
By Representatives Hudson, Kerttula, Dyson; Senator Elton

Honoring - Captain Ervin L. Hagerup
By Representatives Hudson, Kerttula; Senator Elton

Honoring - Kenneth Young, Special Olympian
By Representative McGuire

In Memoriam - Terry Wills
By Representative Williams; Senator Taylor

In Memoriam - Kris Alan Geldaker
By Representative Williams; Senator Taylor

In Memoriam - Ralph D. Jones
By Senator Phillips

**The presence of Representatives Williams, Whitaker, Harris, and Davies was noted.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 49**

The following was read the second time:

HOUSE BILL NO. 49

"An Act extending the termination date of the Board of Parole; and providing for an effective date."

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with the:

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JUD RPT 4DP 1NR	1109
FN1: ZERO(COR)	1110
FIN RPT CS(FIN) 9DP	1229
FN1: ZERO(COR)	1229

Representative James moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 49(FIN)
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 49(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 49(FIN) was read the third time.

The question being: "Shall CSHB 49(FIN) pass the House?" The roll was taken with the following result:

CSHB 49(FIN)
Third Reading
Final Passage

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

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

Excused: Masek

Absent: Kerttula, Mulder

And so, CSHB 49(FIN) passed the House.

Representative James moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 49(FIN) was referred to the Chief Clerk for engrossment.

HB 52

The following was read the second time:

HOUSE BILL NO. 52

"An Act relating to the Interstate Compact for Adult Offender Supervision and the State Council for Interstate Adult Offender Supervision; amending Rules 4 and 24, Alaska Rules of Civil Procedure; and providing for an effective date."

with the:	Journal Page
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JUD RPT 3DP 3DNP 1NR	768
FN2: (COR)	769
FIN RPT 7DP	1110
FN1: (COR)	1110
FN2: (COR)	1110
RLS RPT 4DP 2NR	1191
FN2: (COR)	1191

Representative James moved and asked unanimous consent that HB 52 be considered engrossed, advanced to third reading, and placed on final passage.

Objection was heard.

The Speaker stated that HB 52 will advance to third reading on the April 28, 2001, calendar.

HB 154

The following was read the second time:

HOUSE BILL NO. 154

"An Act relating to security for the payment of fishery business taxes and to payment of estimated fisheries resource landing taxes and penalties."

with the:

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FSH RPT CS(FSH) NT 4DP 3NR	686
FN1: ZERO(REV)	686
RES RPT CS(FSH) NT 4DP 2NR	807
FN1: ZERO(REV)	807
FIN RPT CS(FSH) NT 7DP	981
FN1: ZERO(REV)	982
RLS RPT CS(FSH) 6DP	1266
FN1: ZERO(REV)	1267

Representative James moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 154(FSH)

"An Act relating to security for the payment of fishery business taxes and to payment of the fisheries resource landing tax."

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 154(FSH) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 154(FSH) was read the third time.

**The presence of Representative Mulder was noted.

The question being: "Shall CSHB 154(FSH) pass the House?" The roll was taken with the following result:

CSHB 154(FSH)
Third Reading
Final Passage

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

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

Excused: Masek

Absent: Kerttula

And so, CSHB 154(FSH) passed the House and was referred to the Chief Clerk for engrossment.

HB 242

The following was read the second time:

HOUSE BILL NO. 242

"An Act relating to reemployment of and medical benefits for retired members of the teachers' retirement system and public employees' retirement system; relating to the inclusion of cost-of-living differentials on compensation and benefits under the public employees' retirement system; and providing for an effective date."

with the: Journal Page

STA RPT 6DP 1NR	1012
FN1: (ADM)	1012
FIN RPT CS(FIN) 7DP 1NR	1169
FN1: (ADM)	1169

Representative James moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 242(FIN)
(same title)

There being no objection, it was so ordered.

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Representative James moved and asked unanimous consent that CSHB 242(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 242(FIN) was read the third time.

**The presence of Representative Kerttula was noted.

Representative Kott declared a potential conflict of interest on behalf of all members of the body. The Speaker stated that all members would be required to vote.

The question being: "Shall CSHB 242(FIN) pass the House?" The roll was taken with the following result:

CSHB 242(FIN)
Third Reading
Final Passage

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

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

Nays: Kohring, Ogan

Excused: Masek

And so, CSHB 242(FIN) passed the House.

Representative James moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 242(FIN) was referred to the Chief Clerk for engrossment.

HOUSE BILLS IN SECOND READING**HB 105**

The following, which had been read the second time and held to today's calendar (page 1240), was again before the House:

HOUSE BILL NO. 105

"An Act relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

The Speaker stated that, without objection, HB 105 would be returned to the Rules Committee.

THIRD READING OF HOUSE BILLS**HB 250**

The following, which was advanced to third reading from the April 26, 2001, calendar (page 1247), was read the third time:

CS FOR HOUSE BILL NO. 250(FIN)

"An Act relating to missions and measures to be applied to certain expenditures by the executive branch of state government and the University of Alaska from the state operating budget for the fiscal year ending June 30, 2002; and providing for an effective date."

The question being: "Shall CSHB 250(FIN) pass the House?" The roll was taken with the following result:

CSHB 250(FIN)

Third Reading

Final Passage

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

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

Excused: Masek

Absent: Guess, Rokeberg

And so, CSHB 250(FIN) passed the House.

Representative James moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 250(FIN) was referred to the Chief Clerk for engrossment.

THIRD READING OF SENATE BILLS

SB 156

The following, which was advanced to third reading from the April 26, 2001, calendar (page 1250), was read the third time:

CS FOR SENATE BILL NO. 156(RES)

"An Act amending the Alaska Land Act to clarify the requirement of a single written best interest finding required for the sale, lease, or other disposal of state land or resources or an interest in them, and relating to certain disposals involving multiphased development; and providing for an effective date."

The question being: "Shall CSSB 156(RES) pass the House?" The roll was taken with the following result:

CSSB 156(RES)

Third Reading

Final Passage

YEAS: 31 NAYS: 6 EXCUSED: 1 ABSENT: 2

Yea: Berkowitz, Bunde, Chenault, Coghill, Dyson, Fate, Foster, Green, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kohring, Kookesh, Kott, Lancaster, McGuire, Meyer, Morgan, Moses, Murkowski, Ogan, Porter, Scalzi, Stevens, Whitaker, Williams, Wilson

Nay: Cissna, Crawford, Croft, Davies, Guess, Kerttula

Excused: Masek

Absent: Mulder, Rokeberg

And so, CSSB 156(RES) passed the House.

Representative James moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Kerttula gave notice of reconsideration of her vote on CSSB 156(RES).

SECOND READING OF HOUSE RESOLUTIONS

HJR 28

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 28

Supporting the application of Alaska Airlines to provide air service to Ronald Reagan Washington National Airport.

with the:

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TRA RPT 4DP 1AM	1189
FN1: ZERO(H.TRA)	1190

Representative James moved and asked unanimous consent that HJR 28 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HJR 28 was read the third time.

Representative Fate moved and asked unanimous consent that he be allowed to abstain from voting due to a conflict of interest. Objection was heard, and Representative Fate was required to vote.

Representatives Kott and Porter declared a conflict of interest.

The question being: "Shall HJR 28 pass the House?" The roll was taken with the following result:

HJR 28
Third Reading
Final Passage

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

Yea: 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, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Masek

And so, HJR 28 passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SJR 17

The following was read the second time:

CS FOR SENATE JOINT RESOLUTION NO. 17(STA)
Relating to requesting that President Bush renounce and reverse Clinton Administration anti-gun-ownership policies and reorient the United States Department of Justice towards policies that accurately reflect the intent of the Second Amendment to the United States Constitution to grant individual Americans the right to keep and bear arms.

with the:

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STA RPT 7DP
FN1: ZERO(S.STA)

1012
1013

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Amendment No. 1 was offered by Representative Berkowitz:

Page 2, line 1:
Delete "dangerously"

Page 2, line 7:
Delete "intentionally"

Page 2, line 8:
Delete "dramatically"

Representative Berkowitz moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Dyson objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSSJR 17(STA)
Second Reading
Amendment No. 1

YEAS: 13 NAYS: 26 EXCUSED: 1 ABSENT: 0

Yea: Berkowitz, Cissna, Coghill, Davies, Guess, Hudson, Joule, Kerttula, Kookesh, Meyer, Moses, Murkowski, Williams

Nay: Bunde, Chenault, Crawford, Croft, Dyson, Fate, Foster, Green, Halcero, Harris, Hayes, James, Kapsner, Kohring, Kott, Lancaster, McGuire, Morgan, Mulder, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Wilson

Excused: Masek

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Kerttula:

Page 1, line 10, following "recognizes" through line 11:

Delete all material.

Insert "that "a well regulated militia, being necessary to the security of a free state, the right of the people to keep and bear arms, shall not be infringed;" and"

Representative Kerttula moved and asked unanimous consent that Amendment No. 2 be adopted.

Objection was heard.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSSJR 17(STA)
Second Reading
Amendment No. 2

YEAS: 12 NAYS: 27 EXCUSED: 1 ABSENT: 0

Yea: Berkowitz, Cissna, Crawford, Davies, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh, Moses, Murkowski

Nay: Bunde, Chenault, Coghill, Croft, Dyson, Fate, Foster, Green, Halcro, Harris, Hudson, James, Kohring, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Williams, Wilson

Excused: Masek

And so, Amendment No. 2 was not adopted.

Representative James moved and asked unanimous consent that CSSJR 17(STA) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Kerttula objected.

The Speaker stated that CSSJR 17(STA) will advance to third reading on the April 28, 2001, calendar.

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:

Honoring - Al Scholz

By Representatives Guess, Porter, Berkowitz, Bunde, Chenault, Cissna, Crawford, Croft, Davies, Dyson, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Stevens, Williams, Wilson; Senator Ellis

Honoring - Anchorage Latino Lions Food Distribution

By Representatives Guess, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Green, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Stevens, Williams, Wilson; Senator Ellis

Honoring - Megan McDermott, Special Olympian

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

Honoring - Clara Morgan

By Representatives Morgan, Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Green, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kott, Lancaster, McGuire, Meyer, Morgan, Mulder, Murkowski, Rokeberg, Stevens, Whitaker, Williams, Wilson

Honoring - The Community of Cold Bay

By Senator Hoffman; Representatives Porter, Berkowitz, Bunde, Chenault, Cissna, Crawford, Croft, Davies, Dyson, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kapsner, Kerttula, Kohring, Kott, Lancaster, McGuire, Meyer, Morgan, Moses, Mulder, Murkowski, Rokeberg, Stevens, Williams, Wilson

UNFINISHED BUSINESS**HB 13**

Representative James moved and asked unanimous consent that the House consider the Conference Committee with limited powers of free conference report on the following, which is under Unfinished Business (page 1271), at this time:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 13(JUD)

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

and

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 13(RLS)
(same title)

Representative Berkowitz objected and withdrew the objection. There being no further objection, it was so ordered.

Representative James moved that the House adopt the Conference Committee with limited powers of free conference report, thus adopting CCS SSHB 13.

The question being "Shall the House adopt the Conference Committee with limited powers of free conference report?" The roll was taken with the following result:

CCS SSHB 13
Adopt Conference Committee Report

YEAS: 34 NAYS: 4 EXCUSED: 1 ABSENT: 1

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

Nay: Berkowitz, Cissna, Croft, Kerttula

April 27, 2001

Excused: Masek

Absent: Moses

And so, the House adopted the Conference Committee with limited powers of free conference report, thus adopting:

CONFERENCE CS FOR SS FOR HOUSE BILL NO. 13

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

The Chief Clerk was instructed to so notify the Senate.

The Senate has adopted the Conference Committee with limited powers of free conference report (page 1263).

CCS SSHB 13 was referred to the Chief Clerk for engrossment and enrollment.

HB 184

The Labor & Commerce Committee submitted the forthcoming committee substitute, with a new title, to accompany their report (page 1232):

CS FOR HOUSE BILL NO. 184(L&C)

"An Act relating to insurance; amending Rule 402, Alaska Rules of Evidence; and providing for an effective date."

HB 184 is in the Judiciary Committee.

HB 228

The Finance Committee submitted the following forthcoming fiscal note to accompany their report (page 1234):

5. Fiscal, Dept. of Health & Social Services

for:

CS FOR HOUSE BILL NO. 228(FIN)

"An Act relating to the accounting of fees from business license endorsements for tobacco products, to the disclosure of certain

confidential cigarette and tobacco product information, to notification regarding a cigarette manufacturer's noncompliance with the tobacco product Master Settlement Agreement, to business license endorsements for sale of tobacco products, to citations and penalties for illegal sales of tobacco products; and providing for an effective date."

HB 228 is in the Rules Committee.

HB 154

Representative Dyson added his name as cosponsor to:

CS FOR HOUSE BILL NO. 154(FSH)

"An Act relating to security for the payment of fishery business taxes and to payment of the fisheries resource landing tax."

HB 175

Representative Green added his name as cosponsor to:

HOUSE BILL NO. 175

"An Act making an appropriation to the Alaska Industrial Development and Export Authority for power projects; and providing for an effective date."

HB 242

Representatives Cissna, Crawford, and Guess added their names as cosponsors to:

CS FOR HOUSE BILL NO. 242(FIN)

"An Act relating to reemployment of and medical benefits for retired members of the teachers' retirement system and public employees' retirement system; relating to the inclusion of cost-of-living differentials on compensation and benefits under the public employees' retirement system; and providing for an effective date."

SJR 17

Representatives Kohring, Dyson, Hayes, Harris, Halcro, Green, Ogan, Meyer, and James added their names as cross sponsors to:

CS FOR SENATE JOINT RESOLUTION NO. 17(STA)

Relating to requesting that President Bush renounce and reverse Clinton Administration anti-gun-ownership policies and reorient the United States Department of Justice towards policies that accurately reflect the intent of the Second Amendment to the United States Constitution to grant individual Americans the right to keep and bear arms.

SB 149

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

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 149(HES)

"An Act relating to reemployment of retired teachers, to eligibility for major medical insurance coverage for beneficiaries of the teachers' retirement system, and to teacher certificates; and providing for an effective date."

ENGROSSMENT

HJR 28

HJR 28 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 49

CSHB 49(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 154

CSHB 154(FSH) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 242

CSHB 242(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 250

CSHB 250(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

The following meeting today has been changed as indicated:

House Special Committee on Oil & Gas
CONTINUED: 5:00 p.m.

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 11:00 a.m., April 28, 2001. There being no objection, the House adjourned at 11:40 a.m.

Suzi Lowell
Chief Clerk