

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Saturday

May 5, 2001

One Hundred Eighteenth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:14 a.m.

Roll call showed 36 members present. Representatives Masek, McGuire, Mulder, and Williams were absent and their presence was noted later.

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

Let us pray,

Almighty God in Heaven, thank You for allowing us to assemble to do the work of the people of the state. Dear God, we ask You that as we wind up the first session of this Twenty-Second Legislature we would be ever mindful that You have a way that we should be able to follow. Lord, while we're deliberating, as individuals, we may argue; but, dear Lord, ask us to do it, guide us to do it, and make us do it in a way that's pleasing to You. In Jesus' name, Amen.

The Pledge of Allegiance was led by Representative Kohring.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 117th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE**SB 88**

A message dated May 4, 2001, was read stating the Senate has concurred in the House amendment to SB 88, thus adopting:

SENATE BILL NO. 88 am H

"An Act relating to metropolitan planning organizations and to establishment of a metropolitan planning organization for the Anchorage metropolitan area; and providing for an effective date."

A message dated May 4, 2001, was read stating the Senate has passed the following and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS****SJR 28**

CS FOR SENATE JOINT RESOLUTION NO. 28(HES) by the Senate Health, Education & Social Services Committee:

Urging dissemination of information about the costs of long-term care services and the availability of long-term care insurance for individuals.

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

**FIRST READING AND REFERENCE
OF SENATE BILLS****SB 208**

CS FOR SENATE BILL NO. 208(L&C) am by the Senate Labor & Commerce Committee, entitled:

"An Act relating to the labeling of, the advertising of, and the disclosure of certain information about halibut, salmon, halibut products, and salmon products."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

REPORTS OF SPECIAL COMMITTEES

HB 127

The Conference Committee considering:

CS FOR HOUSE BILL NO. 127(RLS)

"An Act relating to aviation and to emergency equipment to be carried on aircraft."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 127(TRA) am S
(same title)

requests limited powers of free conference on Section 6.

The Conference Committee further stated that contingent upon the granting of limited powers of free conference it agrees to the following amendment:

***Sec. 6.** AS 02.20.050 is amended by adding a new subsection to read:

(d) Unless closed for public safety reasons by a notice to airmen (NOTAM) provided to the Federal Aviation Administration or by publication in the appropriate aeronautical charts and publications published by the Federal Aviation Administration, or closed or restricted under the authority provided in AS 38.04.200 or AS 41.21.020(e), navigable water in the state or a suitable landing site on public land that is not subject to a surface lease, easement or permit issued by the Department of Natural Resources is presumed open for operation of aircraft."

The request was signed by Representatives Harris (Chair), Bunde, Kerttula; and Senators Halford (Chair), Taylor, Olson.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk was instructed to so notify the Senate.

HJR 22

The Conference Committee with limited powers of free conference considering CSHJR 22(RLS) and SCS CSHJR 22(STA) am S recommends the following be adopted:

CONFERENCE CS FOR HOUSE JOINT RESOLUTION NO. 22
Relating to a diverse community; condemning a recent racially motivated attack; and requesting the Municipality of Anchorage police department to continue their conclusive investigation and requesting the criminal justice system to take rapid action to reach the determination of this case.

The report was signed by Representatives James (Chair), Williams; and Senators Ward (Chair), Kelly, Davis.

The following fiscal note(s) apply to CCS HJR 22:

1. Zero, House Rules Committee

The report is under Unfinished Business.

HB 127

The Conference Committee with limited powers of free conference considering CSHB 127(RLS) and SCS CSHB 127(TRA) am S recommends the following be adopted:

CONFERENCE CS FOR HOUSE BILL NO. 127
"An Act relating to aviation and to emergency equipment to be carried on aircraft."

The report was signed by Representatives Harris (Chair), Bunde, Kerttula; and Senators Halford (Chair), Taylor, Olson.

The following fiscal note(s) apply to CCS HB 127:

1. Zero, Dept. of Transportation & Public Facilities

The report is under Unfinished Business.

**The presence of Representative Masek was noted.

INTRODUCTION OF CITATIONS

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

Honoring - Renee Henderson
By Representative Chenault

Honoring - Martin Foster
By Representatives Hayes, Davies; Senator Wilken

Honoring - United Way of the Tanana Valley
By Representative Hayes

Honoring - Eliza Jones
By Representative Morgan; Senator Lincoln

Honoring - Reverend Arthur E. Curtis, A Decade of Service
By Representative Cissna

Honoring - Captain Ed Page
By Representatives Kerttula, Hudson; Senators Pearce, Elton

Honoring - Georgia Strunk
By Representative Morgan; Senator Lincoln

Honoring - Harold H. Samuelsen, Sr.
By Senator Hoffman; Representative Kapsner

Honoring - The YMCA
By Senator Donley

In Memoriam - Marissa Stevens, October 26, 1989-May 3, 2001
By Representative Ogan

In Memoriam - Willow M. Burand
By Representative Foster

In Memoriam - Reverend Paul Tritt, Sr.
By Senator Lincoln

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

HB 272

HOUSE BILL NO. 272 by Representatives Lancaster, Green, Cissna, Croft, Dyson, Fate, Guess, Halcro, Hayes, Hudson, Kerttula, McGuire, Meyer, Murkowski, Rokeberg, Scalzi, Stevens, and Whitaker, entitled:

"An Act establishing an account in the general fund for smoking education and cessation funds; relating to the Alaska tobacco use education and cessation trust; repealing a provision of law relating to funds used for smoking education and cessation programs; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 71

The following was read the second time:

HOUSE BILL NO. 71

"An Act relating to the education of children with disabilities and of gifted children; relating to the Governor's Council on Disabilities and Special Education; making conforming amendments; and providing for an effective date."

with the:	Journal Page
EDU RPT CS(EDU) NT 2DP 1DNP 1NR 1AM	1014
FN1: ZERO(EED)	1014
HES RPT CS(HES) NT 5DP 1DNP 1AM	1131
FN1: ZERO(EED)	1132
FIN RPT CS(FIN) NT 9DP 1NR	1501
FN1: ZERO(EED)	1502

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. 71(FIN)

"An Act relating to the education of children with disabilities and of gifted children; relating to the Governor's Council on Disabilities and Special Education; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Lancaster and Davies:

Page 13, line 18 following "**children.**":

Insert "(a)"

Page 13, line 22 following "department.":

Insert a new subsection to read:

"(b) State reimbursement for transportation of gifted children shall be as provided for transportation of all other pupils, except that eligibility for reimbursement is not limited to transportation between the child's residence and the school, but shall also include transportation between a school and another location of instruction as required by the child's gifted education program."

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

Representative Bunde objected.

**The presence of Representatives Mulder, Williams, and McGuire was noted.

Amendment to Amendment No. 1 was offered by Representative Mulder:

Following "instruction as":

Delete all material.

Insert "routinely required by the gifted education program of the district."

Representative Mulder moved and asked unanimous consent that Amendment to Amendment No. 1 be adopted. There being no objection, it was so ordered.

There being no further objection to Amendment No. 1 as amended, it was adopted.

Representative James moved and asked unanimous consent that CSHB 71(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 71(FIN) am was read the third time.

The question being: "Shall CSHB 71(FIN) am pass the House?" The roll was taken with the following result:

CSHB 71(FIN) am

Third Reading

Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 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, Whitaker, Williams, Wilson

And so, CSHB 71(FIN) am 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 71(FIN) am was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

SB 65

The following was read the second time:

CS FOR SENATE BILL NO. 65(FIN)

"An Act requiring a study regarding equal pay for equal work of certain state employees."

with the:	Journal Page
STA RPT 6DP	1013
FN2: (S.RLS/ADM)	1013
FIN RPT 9DP	1503
FN2: (S.RLS/ADM)	1503

Representative James moved and asked unanimous consent that CSSB 65(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 65(FIN) was read the third time.

The question being: "Shall CSSB 65(FIN) pass the House?" The roll was taken with the following result:

CSSB 65(FIN)
Third Reading
Final Passage

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

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

Nays: Kohring, Ogan

And so, CSSB 65(FIN) passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

SB 99

The following was read the second time:

SENATE BILL NO. 99

"An Act relating to the DNA identification registration system."

with the:	Journal Page
JUD RPT 4DP 2NR	1160
FN2: ZERO(DPS)	1161
FN3: INDETERMINATE(ADM)	1161
FIN RPT 7DP 1NR	1527
FN2: ZERO(DPS)	1527
FN3: INDETERMINATE(ADM)	1527

Representative James moved and asked unanimous consent that SB 99 be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

The Speaker stated that SB 99 will advance to third reading on the May 6, 2001, calendar.

THIRD READING OF SENATE BILLS

SB 151

The following, which was advanced to third reading from the May 4, 2001, calendar (page 1537), was read the third time:

SENATE BILL NO. 151

"An Act relating to the Bristol Bay Salmon Classic; and providing for an effective date."

The question being: "Shall SB 151 pass the House?" The roll was taken with the following result:

SB 151

Third Reading

Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 0 ABSENT: 3

Yeas: Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, 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, Wilson

Absent: Croft, Whitaker, Williams

And so, SB 151 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.

SB 151 was signed by the Speaker and Chief Clerk and returned to the Senate.

SECOND READING OF SENATE RESOLUTIONS**SJR 27**

The following was read the second time:

SENATE JOINT RESOLUTION NO. 27

Relating to an Alaska National Guard Armory in Juneau.

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with the:

Journal Page

MLV RPT 4DP 1NR
FN1: ZERO(S.STA)

1506
1506

Representative James moved and asked unanimous consent that SJR 27 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SJR 27 was read the third time.

The question being: "Shall SJR 27 pass the House?" The roll was taken with the following result:

SJR 27
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 0 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, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Wilson

Absent: Whitaker, Williams

And so, SJR 27 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

SJR 30

The following was read the second time:

SENATE JOINT RESOLUTION NO. 30

Urging the United States Forest Service to acknowledge all of the rights of the state to rights-of-way to state highways that pass through federal land.

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with the:

Journal Page

RES RPT HCS(RES) 8DP
FN1: ZERO(S.RLS)

1502
1503

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

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 30(RES)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Davies:

Page 2, line 8:

Delete "sole"

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

Representative Ogan objected.

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

HCS SJR 30(RES)
Second Reading
Amendment No. 1

YEAS: 10 NAYS: 28 EXCUSED: 0 ABSENT: 2

Yeas: Berkowitz, Cissna, Davies, Guess, Hayes, Joule, Kapsner, Kerttula, Kookesh, Moses

Nays: Bunde, Coghill, Crawford, Croft, Dyson, Fate, Foster, Green, Halcro, Harris, Hudson, James, Kohring, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Wilson

Absent: Chenault, Williams

And so, Amendment No. 1 was not adopted.

Representative James moved and asked unanimous consent that HCS SJR 30(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS SJR 30(RES) was read the third time.

The question being: "Shall HCS SJR 30(RES) pass the House?" The roll was taken with the following result:

HCS SJR 30(RES)

Third Reading

Final Passage

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

Yeas: Berkowitz, Bunde, 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, Whitaker, Wilson

Absent: Chenault, Williams

And so, HCS SJR 30(RES) 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:

Honoring - Garry Stacey Banks II, Associated Students of the University of Alaska Fairbanks President

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

Honoring - Ninilchik High School Girls Basketball Team, 2001 Class 2A Girls State Championship

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

Honoring - John and Juanita Cowdery, 50-Year Anniversary

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

Honoring - Mary Gore

By Senator Elton; Representatives Hudson, Kerttula, Porter, Berkowitz, Bunde, Chenault, Cissna, Crawford, Croft, Davies, Dyson, Fate, Foster, Green, Guess, Halcro, Harris, Hayes, James, Joule, Kapsner, Kohring, Kookesh, Kott, Lancaster, McGuire, Meyer, Mulder, Murkowski, Ogan, Rokeberg, Stevens, Whitaker, Williams, Wilson

Honoring - Bradford and Barbara Washburn

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

Honoring - Greg Capito

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

In Memoriam - Ruth Allington

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

In Memoriam - Richard F. P. Inglima

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

In Memoriam - Julianne Okonek

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

In Memoriam - Donald Robert "Bob" Hakala

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

In Memoriam - William L. Murphy

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

UNFINISHED BUSINESS

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

Representative Wilson - from 8:30 a.m. to 10:30 a.m., May 7, 2001

HJR 22

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 1554), at this time:

CS FOR HOUSE JOINT RESOLUTION NO. 22(RLS)

Relating to a diverse community; condemning a recent racially motivated attack; and requesting the Municipality of Anchorage police department to continue their conclusive investigation and requesting the criminal justice system to take rapid action to reach the determination of this case.

and

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.
22(STA) am S
(same title)

There being no 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 HJR 22 and recommended that the members vote yes.

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 HJR 22

Adopt Conference Committee Report

YEAS: 33 NAYS: 3 EXCUSED: 0 ABSENT: 4

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

Nays: Berkowitz, Coghill, Ogan

Absent: Chenault, Davies, Mulder, Williams

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

CONFERENCE CS FOR HOUSE JOINT RESOLUTION NO. 22
Relating to a diverse community; condemning a recent racially motivated attack; and requesting the Municipality of Anchorage police department to continue their conclusive investigation and requesting the criminal justice system to take rapid action to reach the determination of this case.

The Chief Clerk was instructed to so notify the Senate.

HB 127

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 1554), at this time:

CS FOR HOUSE BILL NO. 127(RLS)

"An Act relating to aviation and to emergency equipment to be carried on aircraft."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 127(TRA) am S
(same title)

There being no 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 HB 127 and recommended that the members vote yes.

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 HB 127

Adopt Conference Committee Report

YEAS: 39 NAYS: 0 EXCUSED: 0 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, Moses, Mulder, Murkowski, Ogan, Porter, Rokeberg, Scalzi, Stevens, Whitaker, Wilson

Absent: Williams

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

CONFERENCE CS FOR HOUSE BILL NO. 127

"An Act relating to aviation and to emergency equipment to be carried on aircraft."

The Chief Clerk was instructed to so notify the Senate.

ANNOUNCEMENTS

Majority Caucus Speaker's Chamber upon recess, 5/5

Labor & Commerce Committee
POSTPONED TO A CALL OF THE CHAIR

The Speaker stated that, without objection, the House would recess until 3:00 p.m.; and so, the House recessed at 11:47 a.m.

AFTER RECESS

The Speaker called the House back to order at 3:00 p.m.

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

MESSAGES FROM THE SENATE

HJR 22

A message dated May 4, 2001, was read stating the President has granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE JOINT RESOLUTION NO. 22(RLS)

Relating to a diverse community; condemning a recent racially motivated attack; and requesting the Municipality of Anchorage police department to continue their conclusive investigation and requesting the criminal justice system to take rapid action to reach the determination of this case.

and

**SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.
22(STA) am S
(same title)**

The Speaker had previously granted the limited powers of free conference as requested (page 1540), and the House adopted CCS HJR 22 (page 1567).

A message dated May 5, 2001, was read stating the Senate has passed the following and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS****SJR 23**

CS FOR SENATE JOINT RESOLUTION NO. 23(FIN) am by the Senate Finance Committee:

Proposing amendments to the Constitution of the State of Alaska relating to an appropriation limit and a spending limit.

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

SJR 24

CS FOR SENATE JOINT RESOLUTION NO. 24(RLS) by the Senate Rules Committee:

Proposing amendments to the Constitution of the State of Alaska relating to the budget reserve fund.

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

**FIRST READING AND REFERENCE
OF SENATE BILLS****SB 161**

CS FOR SENATE BILL NO. 161(FIN) by the Senate Finance Committee, entitled:

"An Act relating to the withholding of salary of justices, judges, and magistrates; relating to prompt decisions by justices, judges, and magistrates; relating to judicial retention elections for judicial officers; and providing for an effective date."

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

SB 174

CS FOR SENATE BILL NO. 174(RLS) by the Senate Rules Committee, entitled:

"An Act establishing a base student allocation for purposes of determining education funding in the amount of \$4,010; providing that only 50 percent of the annual increase in assessed value may be included for purposes of calculating the required contribution to education from a city or borough school district; providing that a community with at least 101 students but not more than 425 students in average daily membership is counted as one elementary and one secondary school, and that, in a community with more than 425 students in average daily membership, each facility administered as a separate school, except certain alternative schools, is counted as a school; and providing for an effective date."

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

UNFINISHED BUSINESS**HB 268**

Representative Kott added his name as cosponsor to:

HOUSE BILL NO. 268

"An Act relating to the constitutional right to privacy."

SJR 27

Representatives Kerttula and Harris added their names as cross sponsors to:

SENATE JOINT RESOLUTION NO. 27

Relating to an Alaska National Guard Armory in Juneau.

SB 65

Representative Murkowski added her name as cross sponsor to:

CS FOR SENATE BILL NO. 65(FIN)

"An Act requiring a study regarding equal pay for equal work of certain state employees."

SB 99

Representative Dyson added his name as cross sponsor to:

SENATE BILL NO. 99

"An Act relating to the DNA identification registration system."

SB 166

Reconsideration of the following was not taken up on this legislative day. It was signed by the Speaker and Chief Clerk and returned to the Senate:

SENATE BILL NO. 166

"An Act relating to the time of filling by appointment a vacancy in the office of United States senator."

ENGROSSMENT

HB 71

C SHB 71(FIN) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SJR 30

HCS SJR 30(RES) 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.

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 1:00 p.m., May 6, 2001. There being no objection, the House adjourned at 3:02 p.m.

Suzi Lowell
Chief Clerk