

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Monday

March 25, 2002

Seventy-first Day

Pursuant to adjournment the House was called to order by Speaker Porter at 11:07 a.m.

Roll call showed 35 members present. Representative Ogan had been previously excused from a call of the House today. Representatives Kapsner, Masek, and Mulder were absent and their presence was noted later.

Representative James moved and asked unanimous consent that Representative Kookesh be excused from a call of the House until 5:00 p.m. today. There being no objection, it was so ordered.

The invocation was offered by the Reverend Kathleen Wakefield of the Church of the Holy Trinity. Representative Davies moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Loving God, You are in the midst of us. When we are tired, lead us to rest. When we are filled with doubt, give us faith. When we need renewal, fill us with the Spirit's fire. When our patience wears thin, help us stay in relationship. When we need healing, grant us peace and wholeness. We pray especially for Representative Ogan and his family at this time. Help us look beyond ourselves and reach out to those in need, whether they stand by us or a world away. In all that we are, all that we do, and all that we say, help us claim the promise of your presence and lift our common voice to You in praise and thanksgiving. Amen.

(Adapted from a prayer by the Reverend Elizabeth T. Wade in *Women's Uncommon Prayers*)

The Pledge of Allegiance was led by Representative Lancaster.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 68th, 69th, and 70th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Murkowski introduced her sons, Matt and Nic Martell, Rosalie Abbott, and Alena Gerlek, Guest Pages, from Anchorage.

MESSAGES FROM THE SENATE

A message dated March 22, 2002, was read stating the Senate has passed the following and it is transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE RESOLUTIONS

SJR 41

SENATE JOINT RESOLUTION NO. 41 by the Senate Transportation Committee:

Relating to reconstruction and paving of the Alaska Highway.

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

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

REPORTS OF STANDING COMMITTEES

HB 20

The Finance Committee has considered:

HOUSE BILL NO. 20

"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."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 20(FIN)

"An Act relating to organization grants to cities, to state aid to unincorporated communities, and to municipal dividends; and providing for an effective date."

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

Do pass (9): Bunde, Whitaker, Harris, Lancaster, Hudson, Moses, Foster, Mulder, Williams

Amend (2): Croft, Davies

The following fiscal note(s) apply to CSHB 20(FIN):

Fiscal note(s) forthcoming.

HB 20 is on today's calendar.

HB 462

The Resources Committee has considered:

HOUSE BILL NO. 462

"An Act relating to the release of certain confidential records and reports concerning fishing, fish buying, or fish processing; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 462(RES)
(same title)

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

Do pass (7): Kapsner, Chenault, Kerttula, Stevens, McGuire, Green, Masek

No recommendation (1): Fate

The following fiscal note(s) apply to CSHB 462(RES):

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Public Safety

HB 462 was referred to the Rules Committee for placement on the calendar.

SJR 24

The Judiciary Committee has considered:

CS FOR SENATE JOINT RESOLUTION NO. 24(RLS)
Proposing amendments to the Constitution of the State of Alaska relating to the budget reserve fund.

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO.
24(JUD)
(same title)

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

Do pass (2): Meyer, Rokeberg

Do not pass (3): Berkowitz, James, Kookesh

No recommendation (1): Coghill

The following fiscal note(s) apply to HCS CSSJR 24(JUD):

2. Fiscal, Office of the Governor

CSSJR 24(RLS) was referred to the Finance Committee.

SB 255

The Resources Committee has considered:

CS FOR SENATE BILL NO. 255(RES)

"An Act approving an exchange of land between the state and Gold Cord Development Corporation; and providing for an effective date."

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

Do pass (8): Stevens, McGuire, Green, Fate, Chenault, Kapsner, Kerttula, Masek

The following fiscal note(s) apply:

1. Zero, Dept. of Natural Resources

CSSB 255(RES) was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

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

In Memoriam - "Captain" James "Jim" B. Denegree
By Representative Fate

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

HB 178

3d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 178 by Representatives Fate, Coghill, and Dyson, entitled:

"An Act relating to the powers and duties of the commissioner of fish and game, the Department of Fish and Game, and the Board of Game, to taking and use of certain game animals, and to consideration of the budget of the Department of Fish and Game by the legislature; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 20

The Speaker stated that, without objection, the following would be returned to the Rules Committee:

HOUSE BILL NO. 20

"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."

HB 355

The following was read the second time:

HOUSE BILL NO. 355

"An Act relating to the taxation of mobile telecommunications services by municipalities; and providing for an effective date."

HOUSE JOURNAL

March 25, 2002

2669

with the:	Journal Page
CRA RPT CS(CRA) 5DP 1NR	2544
FN1: ZERO(REV)	2544
L&C RPT CS(CRA) 5DP	2601
FN1: ZERO(REV)	2601

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. 355(CRA)
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 355(CRA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 355(CRA) was read the third time.

**The presence of Representative Mulder was noted.

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

The question being: "Shall CSHB 355(CRA) pass the House?" The roll was taken with the following result:

CSHB 355(CRA)
Third Reading
Final Passage

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

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

Excused: Kookesh, Ogan

Absent: Kohring

And so, CSHB 355(CRA) 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 355(CRA) was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE RESOLUTIONS

HJR 45

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 45
Relating to the labeling of salmon food products.

with the:	Journal Page
FSH RPT 5DP	2483
FN1: ZERO(H.FSH)	2483
L&C RPT 7DP	2540
FN1: ZERO(H.FSH)	2541

Representative James moved and asked unanimous consent that HJR 45 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HJR 45 was read the third time.

The question being: "Shall HJR 45 pass the House?" The roll was taken with the following result:

HJR 45
Third Reading
Final Passage

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

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

Excused: Kookesh, Ogan

Absent: Kohring

And so, HJR 45 passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SCR 23

The following was read the second time:

SENATE CONCURRENT RESOLUTION NO. 23
 Relating to declaring April 6, 2002, as Alaska Tartan Day.

with the:	Journal Page
STA RPT 6DP	2640
FN1: ZERO(S.STA)	2641

The question being: "Shall SCR 23 pass the House?" The roll was taken with the following result:

SCR 23
 Second Reading
 Final Passage

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

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

Excused: Kookesh, Ogan

Absent: Kohring

And so, SCR 23 passed the House.

Without objection, reconsideration of SCR 23 was taken up on the same day.

SCR 23 was again before the House in second reading.

Amendment No. 1 was offered by Representative Berkowitz:

Page 2, line 11, following "Day":

Insert "and that this resolution is effective immediately"

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

The question being: "Shall SCR 23 am H pass the House?" The roll was taken with the following result:

SCR 23 am H - RECONSIDERATION

Second Reading

Final Passage

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

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

Excused: Kookesh, Ogan

Absent: Kohring

And so, SCR 23 am H passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

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

Honoring - Joseph M. Tompkins

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

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 Hayes - from 7:09 a.m., March 28 to 9:30 p.m., plane time, March 31, 2002

Representative McGuire - from 2:05 p.m., April 3 to 10:04 a.m., plane time, April 8, 2002

Representative Fate - from 5:00 p.m., March 28 to 10:00 p.m., plane time, April 1, 2002 (amended from page 2528)

HJR 33

Representative Scalzi added his name as cosponsor to:

CS FOR HOUSE JOINT RESOLUTION NO. 33(MLV) am
Expressing gratitude to President George W. Bush, to the President's cabinet, to the men and women of the United States armed forces, and to the United States Congress and declaring support for the war on terrorism and for the President's effort to support democracies and promote peace worldwide.

HJR 45

Representatives Rokeberg, Harris, and James added their names as cosponsors to:

HOUSE JOINT RESOLUTION NO. 45
Relating to the labeling of salmon food products.

HB 175

Representative Mulder 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 248

Representative Davies added his name as cosponsor to:

HOUSE BILL NO. 248
"An Act relating to retirement contributions and benefits under the public employees' retirement system of certain juvenile detention employees and juvenile correctional institution employees."

HB 409

Representative Wilson added her name as cosponsor to:

HOUSE BILL NO. 409
"An Act rejecting the use of daylight saving time."

HB 448

Representative Halcro added his name as cosponsor to:

HOUSE BILL NO. 448
"An Act relating to establishing a data base of residential telephone customers who do not wish to receive telephone solicitations, providing that the data base be compiled at no cost to the customers, requiring telephone solicitors to purchase the data base, and requiring paid solicitors to register; and providing for an effective date."

ENGROSSMENT**HJR 45**

HJR 45 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 355

CSHB 355(CRA) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SCR 23

SCR 23 am H 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.

Majority Caucus Speaker's Chamber 5:00 p.m., 3/25

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 10:00 a.m., March 26, 2002. There being no objection, the House adjourned at 11:52 a.m.

Suzi Lowell
Chief Clerk