

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Friday

April 12, 2002

Eighty-ninth Day

Pursuant to adjournment the House was called to order by Speaker Porter at 10:13 a.m.

Roll call showed 30 members present. Representatives Cissna, Fate, Foster, Green, Moses, Murkowski, Ogan, and Rokeberg had been previously excused from a call of the House today. Representative Kapsner was excused from a call of the House today because of illness. Representative Croft was absent and his presence was noted later.

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

Grant these Representatives the awe of having Your grace work in them. Give them awe of the beauty that surrounds them. Give them awe at how You have worked through them. Gift them faith that they might be great in Your Kingdom. In Jesus' Name. Amen.

The Pledge of Allegiance was led by Representative Whitaker.

CERTIFICATION OF THE JOURNAL

Representative James moved and asked unanimous consent that the journal for the 88th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

REPORTS OF STANDING COMMITTEES**HJR 14**

The State Affairs Committee has considered:

SPONSOR SUBSTITUTE FOR HOUSE JOINT RESOLUTION
NO. 14
Proposing amendments to the Constitution of the State of Alaska
relating to the Alaska permanent fund.

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE JOINT
RESOLUTION NO. 14(STA)
(same title)

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

Do pass (3): Wilson, Crawford, Hayes

Do not pass (1): James

No recommendation (2): Stevens, Coghill

The following fiscal note(s) apply to CSSSHJR 14(STA):

1. Fiscal, Office of the Governor

SSHJR 14 was referred to the Judiciary Committee.

HB 197

The Judiciary Committee has considered:

HOUSE BILL NO. 197
"An Act relating to directives for personal health care services and
for medical treatment."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 197(JUD)

"An Act relating to health care decisions, including do not resuscitate orders and the donation of body parts, and to powers of attorney relating to health care, including the donation of body parts; and providing for an effective date."

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

No recommendation (6): Berkowitz, Meyer, Coghill, James, Kookesh, Rokeberg

The following fiscal note(s) apply to CSHB 197(JUD):

2. Zero, House Judiciary Committee/All Depts.

HB 197 was referred to the Rules Committee for placement on the calendar.

HB 300

The Finance Committee has considered:

HOUSE BILL NO. 300

"An Act relating to the procurement of certain travel services."

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

Do pass (6): Croft, Davies, Moses, Lancaster, Hudson, Williams

Do not pass (1): Bunde

No recommendation (2): Whitaker, Mulder

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Administration/All Depts.

HB 300 was referred to the Rules Committee for placement on the calendar.

HB 432

The Resources Committee has considered:

HOUSE BILL NO. 432

"An Act relating to the labeling of animal and poultry feeds and to the agriculture program coordinator; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 432(RES)

"An Act relating to the labeling of animal and poultry feeds and to the agriculture program coordinator; relating to the sale, offer for sale, representation, and labeling of food or other agricultural products as organic; relating to the state organic certification program; and providing for an effective date."

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

Do pass (6): Stevens, McGuire, Chenault, Kerttula, Masek, Scalzi

The following fiscal note(s) apply to CSHB 432(RES):

1. Fiscal, Dept. of Natural Resources

HB 432 was referred to the Finance Committee.

REPORTS OF SPECIAL COMMITTEES

The House Special Committee on Education has reviewed the qualifications of:

Sally Rue
Board of Education and Early Development

Steven Beardsley
Vickie L. McCubbin
Dr. Donna Peterson
Professional Teaching Practices Commission

Mark Begich
Joseph Hardenbrook
Marlene A. Johnson
University of Alaska Board of Regents

and recommends the following:

Confirm (4): Wilson, Stevens, Bunde, Joule

The reports were signed by Representative Bunde, Chair.

INTRODUCTION OF CITATIONS

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

Honoring - Airport Heights Elementary, Polar Paw News
By Representative Cissna; Senator Davis

Honoring - United Way of the Tanana Valley
By Representatives Hayes, Coghill, Fate, James, Whitaker, Davies

Honoring - Alaska State Legislature Data Processing Staff
By Representative Morgan; Senator Lincoln

Honoring - Pete Ramaglia, 80th Birthday
By Senator Austerman; Representative Stevens

Honoring - Alaska Airlines, Seventy Years of Service
By Senator Leman

Honoring - 2002 Arctic Winter Games, Team Alaska, Senate District
S Participants
By Senator Olson; Representatives Joule, Foster

In Memoriam - Nancy De Leon
By Representatives Hayes, Coghill, Fate, James, Whitaker, Davies

In Memoriam - Robert Parrish
By Representatives Hayes, Coghill, Fate, James, Whitaker, Davies

In Memoriam - Johnie Pugh
By Senators Halford, Phillips; Representative Dyson

In Memoriam - Captain James Francis Coby
By Senator Leman

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

HJR 49

HOUSE JOINT RESOLUTION NO. 49 by the House Labor & Commerce Committee:

Relating to preparation of a joint state-federal research and development plan.

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

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

HB 517

HOUSE BILL NO. 517 by the House Community & Regional Affairs Committee, entitled:

"An Act relating to the disposition of surplus and obsolete state property."

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

HB 518

HOUSE BILL NO. 518 by the House Community & Regional Affairs Committee, entitled:

"An Act relating to organization grants for mergers, consolidations, or unifications involving third class boroughs."

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

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 462**

The following was read the second time:

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."

with the:

Journal Page

FSH RPT 2DP 3NR	2486
FN1: ZERO(DFG)	2486
FN2: ZERO(DPS)	2486
RES RPT CS(RES) 7DP 1NR	2665
FN1: ZERO(DFG)	2666
FN2: ZERO(DPS)	2666

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. 462(RES)
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHB 462(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 462(RES) was read the third time.

**The presence of Representative Croft was noted.

The question being: "Shall CSHB 462(RES) pass the House?" The roll was taken with the following result:

CSHB 462(RES)
Third Reading
Final Passage

YEAS: 29 NAYS: 0 EXCUSED: 9 ABSENT: 2

Yeas: Berkowitz, Bunde, Chenault, Coghill, Crawford, Croft, Davies, Dyson, Guess, Halcro, Harris, Hayes, Hudson, James, Joule, Kerttula, Kohring, Kookesh, Kott, Lancaster, Masek, Meyer, Morgan, Mulder, Porter, Scalzi, Stevens, Whitaker, Wilson

Excused: Cissna, Fate, Foster, Green, Kapsner, Moses, Murkowski, Ogan, Rokeberg

Absent: McGuire, Williams

And so, CSHB 462(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.

CSHB 462(RES) was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

SB 242

The following was read the second time:

April 12, 2002

2909

SENATE BILL NO. 242

"An Act relating to concealed handgun permittees."

with the:

Journal Page

JUD RPT 4DP 1NR 1AM

2641

FN1: ZERO(DPS)

2641

Representative James moved and asked unanimous consent that SB 242 be considered engrossed, advanced to third reading, and placed on final passage.

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

SB 242 was read the third time.

The question being: "Shall SB 242 pass the House?" The roll was taken with the following result:

SB 242

Third Reading

Final Passage

YEAS: 22 NAYS: 8 EXCUSED: 9 ABSENT: 1

Yeas: Bunde, Chenault, Coghill, Crawford, Croft, Davies, Dyson, Halcro, Harris, Hayes, James, Kohring, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Mulder, Stevens, Williams, Wilson

Nays: Berkowitz, Hudson, Joule, Kerttula, Kookesh, Porter, Scalzi, Whitaker

Excused: Cissna, Fate, Foster, Green, Kapsner, Moses, Murkowski, Ogan, Rokeberg

Absent: Guess

Bunde changed from "Nay" to "Yea".

Williams changed from "Nay" to "Yea".

And so, SB 242 passed the House.

Representative Berkowitz gave notice of reconsideration of the vote on SB 242.

SECOND READING OF HOUSE RESOLUTIONS

HJR 46

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 46

Relating to the moratorium on fish farming in British Columbia.

with the:	Journal Page
FSH RPT CS(FSH) 6DP	2602
FN1: ZERO(H.FSH)	2602
RES RPT CS(RES) 7DP	2697
FN1: ZERO(H.FSH)	2698

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

CS FOR HOUSE JOINT RESOLUTION NO. 46(RES)
(same title)

There being no objection, it was so ordered.

Representative James moved and asked unanimous consent that CSHJR 46(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHJR 46(RES) was read the third time.

The question being: "Shall CSHJR 46(RES) pass the House?" The roll was taken with the following result:

CSHJR 46(RES)
Third Reading
Final Passage

YEAS: 28 NAYS: 2 EXCUSED: 9 ABSENT: 1

Yeas: Berkowitz, Bunde, Chenault, Coghill, Crawford, Croft, Davies, Dyson, Halcro, Harris, Hayes, Hudson, James, Joule, Kerttula, Kookesh, Kott, Lancaster, Masek, McGuire, Meyer, Morgan, Porter, Scalzi, Stevens, Whitaker, Williams, Wilson

Nays: Kohring, Mulder

Excused: Cissna, Fate, Foster, Green, Kapsner, Moses, Murkowski, Ogan, Rokeberg

Absent: Guess

And so, CSHJR 46(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 citation on the calendar. There being no objection, the following citation was approved and sent to enrolling:

In Memoriam - Janice Kay Lienhart

By Senators Halford, Donley, Ward, Taylor, Cowdery; Representatives Porter, Berkowitz, Bunde, Chenault, Cissna, Coghill, Crawford, Croft, Davies, Dyson, Harris, Hayes, James, Joule, Kapsner, Kerttula, Kohring, 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 Davies - from 6:56 p.m., April 12 to 9:45 p.m., plane time, April 14, 2002

Representative Kookesh - from 6:15 a.m., April 16 to 6:50 p.m., plane time, April 18, 2002

Representative Williams - from 1:30 p.m., April 12 to 9:30 p.m., plane time, April 14, 2002

Representative Bunde - from 6:56 p.m., April 18 to 10:04 a.m., plane time, April 22, 2002 (amended from page 2896)

HB 5

Representative Kohring moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 5

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

There being no objection, HB 5 was withdrawn.

HB 217

Representative Kohring moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 217

"An Act relating to municipal property assessment and taxation; and providing for an effective date."

There being no objection, HB 217 was withdrawn.

HB 241

Representative Kohring removed his name as cosponsor to:

CS FOR HOUSE BILL NO. 241(RES)

"An Act relating to a railroad utility corridor for extension of the Alaska Railroad to Canada and to extension of the Alaska Railroad to Whitehorse, Yukon, Canada."

SB 242

Representatives Dyson, Kohring, and Wilson added their names as cross sponsors to:

SENATE BILL NO. 242

"An Act relating to concealed handgun permittees."

ENGROSSMENT

HJR 46

CSHJR 46(RES) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 462

CShB 462(RES) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ENROLLMENT

HCR 20

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 4:36 p.m., April 11, 2002:

SENATE CS FOR CS FOR HOUSE CONCURRENT
RESOLUTION NO. 20(STA)

Relating to declaring September 11, 2002, as a Day of Remembrance.

HB 343

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 4:36 p.m., April 11, 2002:

SENATE CS FOR CS FOR HOUSE BILL NO. 343(RLS)

"An Act extending the termination date of the Board of Professional Counselors; and relating to licensing of professional counselors."

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

Majority Caucus Speaker's Chamber upon adj., 4/12

ADJOURNMENT

Representative James moved and asked unanimous consent that the House adjourn until 11:00 a.m., April 15, 2002. There being no objection, the House adjourned at 11:35 a.m.

Suzi Lowell
Chief Clerk