

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SECOND LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Wednesday

February 6, 2002

Twenty-fourth Day

Pursuant to adjournment the Senate was called to order by President Halford at 11:08 a.m.

The roll showed eighteen members present. Senators Green, Torgerson were excused from a call of the Senate.

The prayer was offered by the Chaplain, Dr. Paul Beran, Pastor of Resurrection Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Gracious Father, You have made us and not we ourselves. You formed us in the womb of our mothers. You provided those special people as gifts who helped to form, shape and encourage us. You have made us unique, special and diverse. Daily You renew us with the gift of life. Thank You for that gift today.

We offer to You the broad diversity among us: different backgrounds, different experiences, different perspectives, differing political views and differing lifestyles. Use our differences, not as wedges to divide or degrade, but as gifts to broaden and enrich. Make our diversity like bonding glue uniting us to effectively lead this great state amidst the challenges and opportunities. Give us that unquestionable integrity of heart and mind.

This I pray in the Name of Jesus, Who came not to be served, but to serve. Amen.

Senator Leman led the Senate in the Pledge of Allegiance.

Certification

Senator Leman moved and asked unanimous consent that the journals for the twenty-second and twenty-third legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor

A Declaration of Disaster Emergency dated February 1, 2002 with an accompanying letter was received and is on file in the Senate Secretary's Office. The Declaration and letter had been copied to the Finance Committee.

Messages from the House

Message dated February 4 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 359

HOUSE BILL NO. 359 BY THE HOUSE FINANCE COMMITTEE,
entitled:

"An Act making a supplemental appropriation for tourism marketing efforts; and providing for an effective date."

with a House Letter of Intent (House Journal page 2149), was read the first time and referred to the Finance Committee.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

Department of Natural Resources 2002 Annual Report to the Legislature
from Pat Pourchot, Commissioner
in accordance with AS 19.30.400(b); AS 27.05.060; AS 38.04.022(b);
AS 46.15.020(b)(5); AS 41.21.020(a)(14)

Alaska Housing Finance Corporation 2001 Annual Report
from Jewel Jones, Board Chair, and Daniel Fauske, CEO/Executive Director
in accordance with AS 18.56.089

Alaska Court System, 2001 Annual Report
from Stephanie Cole, Administrative Director

Department of Community and Economic Development, National Petroleum Reserve-Alaska Impact Mitigation Program, Report to the Second Session of the Twenty-Second Legislature, Fiscal Year 2002
from Patrick Poland, Director, Division of Community and Business Development
in accordance with Chapter 53, SLA 1986

Standing Committee Reports**SB 115**

The Finance Committee considered SENATE BILL NO. 115 "An Act extending the termination date of the Board of Storage Tank Assistance." Signing do pass: Senators Donley, Kelly, Cochairs; Senators Austerman, Hoffman, Olson, Wilken, Leman, Ward.

The following fiscal information was published today:

Fiscal Note No. 2, Department of Environmental Conservation

The bill was referred to the Rules Committee.

SB 153

The Finance Committee considered SENATE BILL NO. 153 "An Act replacing the storage tank assistance fund with the underground storage tank revolving loan fund and relating to that revolving loan fund; repealing the tank cleanup program and the tank upgrading and closure program; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 153(FIN)

Signing do pass: Senators Kelly, Donley, Cochairs; Senators Austerman, Hoffman, Olson, Wilken, Leman, Ward.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Environmental
Conservation

The bill was referred to the Rules Committee.

SCR 21

The Health, Education and Social Services Committee considered SENATE CONCURRENT RESOLUTION NO. 21 Supporting the development of adequate in-state treatment capacity for severely disturbed children, and recommended it be replaced with

CS FOR SENATE CONCURRENT RESOLUTION
NO. 21(HES)

Signing do pass: Senator Green, Chair, Senators Leman, Wilken, Ward, Davis.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Health, Education and Social
Services Committee

The resolution was referred to the Rules Committee.

Introduction and Reference of Senate Bills**SB 279**

SENATE BILL NO. 279 BY SENATORS WILKEN, Kelly, Therriault, Taylor, entitled:

"An Act authorizing the commissioner of fish and game to issue complimentary sport fishing licenses and tags to September 11 emergency responders and their spouses; and providing for an effective date."

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

SB 280

SENATE BILL NO. 280 BY SENATOR THERRIAULT, entitled:

"An Act permitting grants to certain regulated public utilities for water quality enhancement projects and water, wastewater, and solid waste systems."

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

SB 281

SENATE BILL NO. 281 BY SENATOR LEMAN, entitled:

"An Act prohibiting employment by nursing facilities and assisted living homes of persons with certain criminal backgrounds."

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

SB 282

SENATE BILL NO. 282 BY SENATOR STEVENS, entitled:

"An Act relating to the membership of the board of directors of the Alaska Seafood Marketing Institute; extending the termination dates of certain activities

and salmon marketing programs of the Alaska Seafood Marketing Institute and of the salmon marketing tax; and providing for an effective date."

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

SB 283

SENATE BILL NO. 283 BY SENATOR WILKEN, entitled:

"An Act relating to temporary permits and licenses by endorsement issued by the Board of Nursing; and relating to the delegation of nursing duties."

was read the first time and referred to the Health, Education and Social Services and Labor and Commerce Committees.

Consideration of the Calendar**Citations**

In Memoriam - Carolyn F. Peter

Senator(s) Leman, Donley, Halford, Wilken, Green, Elton, Kelly, Davis, Taylor, Lincoln, Austerman

Senator Leman moved and asked unanimous consent that the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

Unfinished Business

Senator Wilken moved and asked unanimous consent to be excused from the Senate, not subject to a call, from afternoon plane time, February 15 through evening plane time, February 18. Without objection, Senator Wilken was excused.

SB 263

Senator Hoffman moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 263 "An Act relating to the subsequent acquisition of title to, or an interest in, real property by a person to whom the property has purportedly been granted in fee or fee simple; and providing for an effective date." Without objection, it was so ordered.

Senator Donley moved and asked unanimous consent to be excused from a call of the Senate on February 15. Without objection, Senator Donley was excused.

Senator Donley moved and asked unanimous consent that the following statement be adopted as the Sense of the Senate and that the statement be published in the journal: "The prayers offered in the Senate are with the deepest respect for the religious beliefs of each person here, every Alaskan, every American, and of the First Amendment to the Constitution of the United States of America." Senator Lincoln objected.

The question being, "Shall the Sense of the Senate offered by Senators Donley, Ward be adopted?" The roll was taken with the following result:

Adopt Sense of the Senate?

YEAS: 14 NAYS: 4 EXCUSED: 2 ABSENT: 0

Yea: Austerman, Cowdery, Davis, Donley, Ellis, Elton, Halford, Kelly, Phillips, Stevens, Taylor, Therriault, Ward, Wilken

Nay: Hoffman, Leman, Lincoln, Olson

Excused: Green, Torgerson

and so, the Sense of the Senate was adopted, and is published below:

Sense of the Senate

The prayers offered in the Senate are with the deepest respect for the religious beliefs of each person here, every Alaskan, every American, and of the First Amendment to the Constitution of the United States of America.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Leman moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 8, 2002. Without objection, the Senate adjourned at 12:09 p.m.

Heidi Vogel
Secretary of the Senate

February 2002

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference

= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

Feb 07	Thursday	Senate Finance 532	8:00 AM
+	-- Time and Location Change -- Joint w/(H) Local Boundary Commission: Annual Report, Homer Annexation City of Homer Presentation <Testimony by Invitation Only>		
Feb 09	Saturday	Senate Finance 532	9:00 AM
+	-- Time and Location Change -- Joint w/(H) Citizens Concerned About Annexation Public Testimony on Homer Annexation		

FINANCE

Feb 06	Wednesday	Senate Finance 532	9:30 AM
SB 272	SUPPLEMENTAL APPROP TOURISM MARKETING <Above Item Removed from Agenda>		
= SB 153	UNDERGROUND STORAGE TANK LOAN FUND		
= SB 115	EXTEND BD. OF STORAGE TANK ASSISTANCE Bills Previously Heard/Scheduled		

HEALTH, EDUCATION & SOCIAL SERVICES

Feb 06	Wednesday	Butrovich 205	1:30 PM
No Meeting Scheduled			
Feb 07	Thursday	Butrovich 205	4:00 PM
-- Time Change --			
Proposed Meeting Canceled			
Joint w/(H)			
Overview: Substance Abuse Directors			
Association of Alaska			

JUDICIARY

Feb 06	Wednesday	Beltz 211	1:30 PM
+ HB 111 CIVIL LIABILITY AND LIVESTOCK			
Feb 07	Thursday	To Be Announced	2:00 PM
-- Time Change --			
+ Joint w/(H)			
Alaska Trust Law			
Feb 08	Friday	Beltz 211	1:30 PM
No Meeting Scheduled			
Feb 11	Monday	Beltz 211	1:30 PM
+ SB 242 CONCEALED HANDGUN PERMITTEES			
+ SB 223 PRISONERS:PAROLE/GOOD TIME			
Feb 13	Wednesday	Beltz 211	1:30 PM
No Meeting Scheduled			
Feb 15	Friday	Beltz 211	1:30 PM
No Meeting Scheduled			

LABOR & COMMERCE

Feb 07	Thursday	Beltz 211	1:30 PM
+ HCR 12 FOREIGN SHIPS AND U.S. LONGSHOREMEN			
+ SB 257 EXTEND BOARD OF PROFESSIONAL COUNSELORS			
+ SB 244 OPTOMETRISTS: SUNSET AND MISCELLANEOUS			

SENATE JOURNAL

February 6, 2002

2129

RESOURCES

Feb 06	Wednesday	Butrovich 205	3:30 PM
No Meeting Scheduled			
Feb 08	Friday	Butrovich 205	3:30 PM
+ SB 140	SMALL WATER-POWER DEVELOPMENT PROJECTS		
+ SB 255	LAND EXCHANGES: GOLD CORD DEVELOPMENT		
Feb 13	Wednesday	Senate Finance 532	3:30 PM
-- Location Change --			
+	Joint w/Joint Committee on Natural Gas Pipelines		
Overviews:			
Dept of Revenue- Financial Participation			
in AK Natural Gas Pipeline			
Dept of Natural Resources- Gas Supply and			
Demand; Natural Gas and NGL Value			

RULES

Feb 11	Monday	Fahrenkamp 203	10:30 AM
SB 115	EXTEND BD. OF STORAGE TANK ASSISTANCE		
SB 153	UNDERGROUND STORAGE TANK LOAN FUND		
SCR 21	TREATMENT FOR DISTURBED CHILDREN		

STATE AFFAIRS

Feb 07	Thursday	Beltz 211	3:30 PM
SB 258	AUTHORIZING ELECTRONIC BALLOTS		
SCR 22	SOBRIETY AWARENESS MONTH		
SJR 31	TAX EXEMPT BONDS TO FUND VETERANS LOANS		
Bills Previously Heard/Scheduled			

JOINT COMMITTEES

NATURAL GAS PIPELINES

Feb 13	Wednesday	Senate Finance 532	3:30 PM
+	Joint w/Senate Resources Committee		
Overviews:			
Dept of Revenue- Financial Participation			
in AK Natural Gas Pipeline			
Dept of Natural Resources- Gas Supply			
and Demand; Natural Gas and NGL Value			

OTHER MEETINGS

CHILDREN'S CAUCUS

Feb 12 **Tuesday** **Fahrenkamp 203** **12:00 PM**
+ Alaska Women's Resource Center:
 Stepping Stones Program

FISH CAUCUS

Feb 07 Thursday Butrovich 205 12:00 PM
Legislative Delegation Trip to Chile

JOINT SESSION

Feb 19 **Tuesday** **House Chamber** **11:00 AM**
US Senator Frank Murkowski

Feb 20 **Wednesday** **House Chamber** **11:00 AM**
Chief Justice Dana Fabe