

ALASKA STATE LEGISLATURE
SENATE RULES COMMITTEE
April 30, 2002
10:36 a.m.

MEMBERS PRESENT

Senator Randy Phillips, Chair
Senator John Cowdery, Vice Chair
Senator Rick Halford
Senator Gene Therriault

MEMBERS ABSENT

Senator Johnny Ellis

COMMITTEE CALENDAR

CS FOR HOUSE BILL NO. 106(L&C) am
"An Act relating to the authorizations for certain state financial institutions of certain powers and limitations; relating to confidential records of depositors and customers of certain financial institutions; relating to the examination of certain institutions subject to AS 06; relating to the Alaska Banking Code, Mutual Savings Bank Act, Alaska Small Loans Act, and Alaska Credit Union Act; amending Rule 45, Alaska Rules of Civil Procedure, Rules 17 and 37, Alaska Rules of Criminal Procedure, and Rule 24, Alaska Bar Rules; and providing for an effective date."

APPROVED FOR CALENDARING

SENATE CONCURRENT RESOLUTION NO. 36
Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 262, relating to accounting for and appropriations of receipts from fees collected by the Department of Labor and Workforce Development for certain inspections and for certain plumbing and electrical worker certificates of fitness, establishing a building safety account, and providing for an effective date.

HEARD AND HELD

HOUSE BILL NO. 262

"An Act relating to accounting for and appropriations of receipts from fees collected by the Department of Labor and Workforce Development for certain inspections and for certain plumbing and electrical worker certificates of fitness; establishing a building safety account; and providing for an effective date."

APPROVED FOR CALENDARING

HOUSE BILL NO. 307

"An Act delaying to June 30, 2007, the last date by which hydrocarbon exploration geophysical work must be performed or drilling of a stratigraphic test well or exploratory well must be completed in order for a person to qualify for an exploration incentive credit."

APPROVED FOR CALENDARING

SENATE CONCURRENT RESOLUTION NO. 35

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 405, relating to the prosecution of criminal offenses.

APPROVED FOR CALENDARING

HOUSE BILL NO. 405

"An Act relating to the prosecution of criminal offenses committed on or against ferries and other watercraft owned or operated by the state; and providing for an effective date."

APPROVED FOR CALENDARING

CS FOR HOUSE BILL NO. 438(STA)

"An Act relating to motor vehicle registration plates for disabled veterans; and providing for an effective date."

APPROVED FOR CALENDARING

CS FOR HOUSE BILL NO. 470(L&C)(title am)

"An Act relating to public offering statements required under the Uniform Common Interest Ownership Act; and providing for an effective date."

ADOPTED SENATE RULES COMMITTEE SUBSTITUTE AND APPROVED FOR CALENDARING

PREVIOUS SENATE COMMITTEE ACTION

HB 106 - See Judiciary minutes dated 5/2/01, 5/4/01, 5/5/01 and 5/6/01.

SCR 36 -No previous action to record.

HB 262 - See Labor and Commerce minutes dated 3/21/02, State Affairs minutes dated 4/2/02 and Finance Report dated 4/18/02.

HB 307 - See Resources minutes dated 3/18/02 and 3/25/02, Judiciary minutes dated 4/13/02 and Finance report dated 4/24/02.

SCR 35 - No previous action to record.

HB 405 - See Transportation minutes dated 4/9/02 and Judiciary minutes dated 4/24/02.

HB 438 - No previous action to record.

HB 470 - See Labor and Commerce minutes dated 4/2/02.

WITNESS REGISTER

Ms. Amy Erickson
Staff to Representative Murkowski
Alaska State Capitol
Juneau, AK 99801-1182

POSITION STATEMENT: Testified in opposition to either proposed Senate Rules Committee substitute to HB 262.

Ms. Janet Seitz
Staff to Representative Rokeberg
Alaska State Capitol
Juneau, AK 99801-1182

POSITION STATEMENT: Answered questions about HB 470.

ACTION NARRATIVE

TAPE 02-10, SIDE A

Number 001

CHAIRMAN RANDY PHILLIPS called the Senate Rules Committee meeting to order at 10:36 a.m. Senators Cowdery, Halford and Phillips were present.

#HB 106

SENATOR HALFORD moved to calendar at the Chairman's discretion **HB 106-FINANCIAL INSTITUTIONS** and its accompanying fiscal notes, if any.

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

#

#HB 262

CHAIRMAN PHILLIPS announced that **HB 262-BUILDING SAFETY ACCOUNT** Was before the committee and asked if Representative Murkowski was present.

MS. AMY ERICKSON, staff to Representative Murkowski, informed members that Representative Murkowski does not support either proposed committee substitute.

CHAIRMAN PHILLIPS said that he would prefer the sponsor to be present. He pointed out that in the "old days" the legislator who sponsored a bill presented it in committee instead of sending a staff person because some questions can only be answered by the sponsor. He then said he would set HB 262 and SCR 36 aside for another 24 hours.

#

#HB 307

SENATOR HALFORD moved to calendar at the Chairman's discretion **HB 307-OIL/GAS EXPLORATION INCENTIVE CREDIT** and its accompanying fiscal notes.

CHAIRMAN PHILLIPS announced that with no objection, the motion carried. He also announced that Senator Therriault was present.

#

#HB 405

SENATOR HALFORD moved to calendar at the Chairman's discretion **CASH 405(JUD)-CRIMES ON OR AGAINST STATE VESSEL** and asked for unanimous consent.

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

#

#SCR 35

SENATOR HALFORD moved to calendar at the Chairman's discretion **SCR 35-SUSPEND UNIFORM RULES FOR HB 405.**

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

#

#HB 438

SENATOR HALFORD moved to calendar at the Chairman's discretion **HB 438-DISABLED VETERANS LICENSE PLATES** and its accompanying fiscal notes.

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

#

#HB 470

CHAIRMAN PHILLIPS announced that **HB 470-COMMON INTEREST OWNERSHIP:OFFERING STMTS** was before the committee. He asked for an explanation of the changes made in the proposed Senate Rules

Committee substitute.

MS. JANET SEITZ, staff to Representative Rokeberg, explained that the words "subsequently recorded" were replaced with the words "delivered to a purchaser" on pages 1, 3, 4, 5, and 21. A public offering statement is not recorded; it is a 6 to 8 inch document of which part is recorded. The language change more accurately reflects what actually takes place.

SENATOR HALFORD asked if any other changes were made.

MS. SEITZ replied, "With the exception of the language on page 3, line 31, it's just to conform to the new preliminary public offering statement." She added that this was at the request of John Faulkner and the Alaska Homebuilders' Association.

SENATOR HALFORD moved to adopt the Senate Rules Committee substitute (LS 1522\L).

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

SENATOR HALFORD moved to calendar SCS CSHB 470(RLS) and its accompanying fiscal notes at the Chairman's discretion with individual recommendations.

CHAIRMAN PHILLIPS announced that with no objection, the motion carried.

#

There being no further business to come before the committee, CHAIRMAN PHILLIPS adjourned the meeting at 10:44 a.m.