

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Friday

February 21, 2003

Thirty-second Day

Pursuant to adjournment the House was called to order by Speaker Kott at 10:05 a.m.

Roll call showed 33 members present. Representatives Fate, Harris, Lynn, and Samuels had been previously excused from a call of the House today. There was one vacancy.

Representative Coghill 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 Kapsner - today

Representative Whitaker - from today to 2:00 p.m., February 22, 2003

The invocation was offered by the Chaplain, the Reverend Larry Rorem of Shepherd of the Valley Lutheran Church. Representative McGuire moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respect for the religious beliefs of each person here,
I invite you into a time of prayer and reflection. Let us pray.

Dear God of Patience, Compassion, and Love,

Sometimes we feel like a voice crying in the wilderness.
Sometimes others feel like a voice crying in the wilderness.

We give thanks for the gift of meaningful communication that enables us to escape the wilderness and be heard, respected, and understood.

Our leaders gathered here today represent the voices of a diverse state with diverse needs, hopes, and fears. There are always voices competing for attention. There are powerful voices, meek voices, vulnerable voices, angry voices, impatient voices, self-centered and other-centered voices. Help us listen patiently to all the voices and give the gift of a listening ear and an open heart.

May the diverse voices that make up the choir of all Alaskans blend together in harmony. May our leaders apply wisdom, caring, patience, and compassion so that each voice is heard and common ground is found. In Your Holy Name, Amen.

The Pledge of Allegiance was led by Representative Cissna.

CERTIFICATION OF THE JOURNAL

Representative Coghill moved and asked unanimous consent that the journal for the 30th and 31st legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

COMMUNICATIONS

The following letter dated February 20, 2003, from Representative Gary Stevens to Speaker Kott was read:

"The purpose of this letter is to submit my resignation from the Alaska State House for District 36. This resignation is effective at 10:00 a.m. today.

It has been a pleasure working with all members of this body for the last two years and I look forward to a good working relationship in the future."

REPORTS OF STANDING COMMITTEES

The Judiciary Committee has reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Gregg D. Renkes

as Attorney General.

The report was signed by Representative McGuire, Chair; and Representatives Coghill, Gruenberg, Gara, Samuels, Holm, Anderson.

HB 9

The Finance Committee has considered:

HOUSE BILL NO. 9

"An Act relating to the registration of individuals who perform home inspections; relating to regulation of contractors; relating to registration fees for specialty contractors, home inspectors, and associate home inspectors; relating to home inspection requirements for residential loans purchased or approved by the Alaska Housing Finance Corporation; relating to civil actions by and against home inspectors and to civil actions arising from residential unit inspections; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 9(FIN)

"An Act relating to the registration of individuals who perform home inspections; relating to regulation of contractors; relating to registration fees for specialty contractors, home inspectors, and associate home inspectors; relating to home inspection requirements for residential loans purchased or approved by the Alaska Housing Finance Corporation; relating to civil actions by and against home inspectors and to civil actions arising from residential unit inspections; repealing a law that limits liability for damages based on a duty to inspect a residential unit to damages caused by gross negligence or intentional misconduct; and providing for an effective date."

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

Do pass (5): Meyer, Hawker, Whitaker, Foster, Williams

No recommendation (4): Stoltze, Joule, Croft, Moses

The following fiscal note(s) apply to CSHB 9(FIN):

1. Zero, Dept. of Revenue
2. Zero, Dept. of Law
3. Zero, Dept. of Labor & Workforce Development
4. Fiscal, Dept. of Community & Economic Development

HB 9 was referred to the Rules Committee for placement on the calendar.

HB 52

The Judiciary Committee has considered:

HOUSE BILL NO. 52

"An Act relating to the forfeiture of property used to possess or distribute child pornography, to commit indecent viewing or photography, to commit a sex offense, or to solicit the commission of, attempt to commit, or conspire to commit possession or distribution of child pornography, indecent viewing or photography, or a sexual offense."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 52(JUD)
(same title)

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

Do pass (7): Coghill, Gruenberg, Anderson, McGuire, Samuels, Holm, Gara

The following fiscal note(s) apply to CSHB 52(JUD):

1. Zero, Dept. of Administration
2. Zero, Dept. of Public Safety

HB 52 was referred to the Rules Committee for placement on the calendar.

HB 67

The Transportation Committee has considered:

HOUSE BILL NO. 67

"An Act relating to construction of highways by the Department of Transportation and Public Facilities."

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

Do pass (4): Holm, Fate, Kohring, Masek

Do not pass (2): Kapsner, Kookesh

The following fiscal note(s) apply:

1. Zero, Dept. of Transportation & Public Facilities

HB 67 was referred to the Finance Committee.

HB 71

The Finance Committee has considered:

HOUSE BILL NO. 71

"An Act extending the termination date of the Board of Certified Direct-Entry Midwives."

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

Do pass (8): Meyer, Hawker, Joule, Croft, Moses, Whitaker, Foster, Williams

No recommendation (1): Stoltze

The following fiscal note(s) apply:

1. Fiscal, Dept. of Community & Economic Development

HB 71 was referred to the Rules Committee for placement on the calendar.

HB 79

The Finance Committee has considered:

HOUSE BILL NO. 79

"An Act extending the termination date of the Alaska regional economic assistance program; and providing for an effective date."

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

Do pass (8): Meyer, Hawker, Joule, Croft, Moses, Whitaker, Foster, Williams

No recommendation (1): Stoltze

The following fiscal note(s) apply:

2. Fiscal, Dept. of Community & Economic Development

HB 79 was referred to the Rules Committee for placement on the calendar.

HB 85

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 85

"An Act requiring certain consumer reporting agencies to provide individuals with certain reports without charge."

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

Do pass (5): Lynn, Crawford, Guttenberg, Dahlstrom, Anderson

No recommendation (1): Rokeberg

The following fiscal note(s) apply:

1. Zero, Dept. of Community & Economic Development

HB 85 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

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

Honoring - Juneau-Douglas High School Crimson Bears 2002 Men's State Swimming and Diving Champions
By Senator Elton; Representatives Weyhrauch, Kerttula

Honoring - Judge Thomas Jahnke
By Senator Taylor; Representatives Williams, Wilson

Honoring - Sheldon Jackson College
By Senator Taylor; Representative Wilson

In Memoriam - Devon' Earl Alexander
By Representative Foster

In Memoriam - Charles Madison Binkley "Captain Jim"
By Representatives Holm, Fate

In Memoriam - Virginia B. Gross
By Senator Davis

In Memoriam - David Chatfield Kepler
By Senators Ogan, Green; Representative Gatto

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - Senator Pete Kelly, Outstanding Public Service and Leadership
By Senator Wilken

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 9

HOUSE CONCURRENT RESOLUTION NO. 9 by Representatives Joule and Rokeberg:

Relating to declaring March 2003 as Sobriety Awareness Month.

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

HJR 11

HOUSE JOINT RESOLUTION NO. 11 by Representative Crawford:

Proposing an amendment to the Constitution of the State of Alaska relating to open meetings.

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

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 107

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 107 by Representatives Dahlstrom, Masek, Anderson, Samuels, Lynn, Coghill, Wolf, Heinze, Gatto, Holm, Harris, and Kott, entitled:

"An Act relating to an optional group of persons eligible for medical assistance who require treatment for breast or cervical cancer; relating to cost sharing by those recipients under the medical assistance program; and providing for an effective date."

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

HB 117

HOUSE BILL NO. 117 by Representatives Rokeberg and Anderson, entitled:

"An Act relating to the teachers' housing loan program in the Alaska Housing Finance Corporation; and providing for an effective date."

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

HB 118

HOUSE BILL NO. 118 by Representative Seaton by request of the Joint Legislative Salmon Industry Task Force, entitled:

"An Act relating to the transportation and sale of certain commercially caught fish by an agent of a commercial fishing permit holder and to the sale of fish; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE RESOLUTIONS

HCR 6

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 6
 Extending the termination date of the Joint Legislative Salmon
 Industry Task Force until 2005.

with the:	Journal Page
FSH RPT CS(FSH) NT 6DP	245
FN1: ZERO(LEG)	245
FIN REFERRAL WAIVED	256

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

CS FOR HOUSE CONCURRENT RESOLUTION NO. 6(FSH)
 Relating to the continuation of the Joint Legislative Salmon
 Industry Task Force until 2004.

There being no objection, it was so ordered.

The question being: "Shall CSHCR 6(FSH) pass the House?" The roll was called with the following result:

CSHCR 6(FSH)
 Second Reading
 Final Passage

YEAS: 33 NAYS: 0 EXCUSED: 6 ABSENT: 0 VACANT: 1

Yeas: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Heinze, Holm, Joule, Kerttula, Kohring, Kookesh, Masek, McGuire, Meyer, Morgan, Moses, Rokeberg, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf, Anderson, Kott

Excused: Fate, Harris, Kapsner, Lynn, Samuels, Whitaker

And so, CSHCR 6(FSH) passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Coghill 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 - Dean Larson, Retirement from the WCHL Anchorage Aces

By Representatives McGuire, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, Meyer, Morgan, Rokeberg, Samuels, Seaton, Stoltze, Williams, Wilson, Wolf

In Memoriam - Sara Elaine Atwood

By Senator Stevens; Representatives Heinze, Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Holm, Joule, Kapsner, Kerttula, Kohring, Masek, McGuire, Meyer, Morgan, Rokeberg, Samuels, Seaton, Stoltze, Williams, Wilson, Wolf

UNFINISHED BUSINESS

Representative Coghill 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 Williams - from 1:00 p.m., February 21 to 11:00 p.m., February 23, 2003

Representative Chenault - from morning plane time, February 22 to morning plane time, February 25, 2003

Representative Gruenberg - from March 1 to 2:00 p.m., March 2, 2003

SPECIAL ORDER OF BUSINESS

Representative Coghill moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Senator Pete Kelly, Outstanding Public Service and Leadership, be taken up as a Special Order of Business at this time. There being no objection, it was so ordered.

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

Honoring - Senator Pete Kelly, Outstanding Public Service and Leadership

By Senator Wilken; Representatives Kott, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Foster, Gatto, Gruenberg, Guttenberg, Hawker, Joule, Kohring, Masek, McGuire, Meyer, Morgan, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Williams, Wilson, Wolf

UNFINISHED BUSINESS**HCR 6**

Representatives Seaton and Crawford added their names as cosponsors to:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 6(FSH)
Relating to the continuation of the Joint Legislative Salmon Industry Task Force until 2004.

HB 21

Representative Seaton added his name as cosponsor to:

HOUSE BILL NO. 21
"An Act relating to an optional group of persons eligible for medical assistance who require treatment for breast or cervical cancer."

HB 49

Representative Seaton added his name as cosponsor to:

HOUSE BILL NO. 49

"An Act relating to the DNA identification registration system; and providing for an effective date."

ENGROSSMENT

HCR 6

CSHCR 6(FSH) 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 Coghill moved and asked unanimous consent that the House adjourn until 11:00 a.m., February 24, 2003. There being no objection, the House adjourned at 10:36 a.m.

Suzi Lowell
Chief Clerk