

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Monday

April 28, 2003

#### Ninety-eighth Day

Pursuant to adjournment the House was called to order by Speaker Kott at 11:08 a.m.

Roll call showed 39 members present. Representative Moses was absent and his presence was noted later.

The invocation was offered by the Chaplain, Pastor Jimmie Woods of Glacier Valley Baptist Church. Representative Fate moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

I realize, recognize, and respect that we come from different religious backgrounds. I invite you to join me in a time of prayer. Let us pray.

God, I am thankful that this body of elected women and men will set aside time to recognize You today to seek wisdom, discernment, and guidance from You. I am thankful for these who have dedicated their time, talents, energy, and expertise to make this a better state, a better community.

I am thankful for democracy, the right of dissent, the right to protest, the right to speak our views. I am reminded that there are those who do not have this freedom, so thank You, God, for the privileges You have given to us. Thank You for the beautiful sunshine, blue skies, and clear ocean. I thank You for all of these things in the Name of our Lord Jesus. Amen.

The Pledge of Allegiance was led by Representative Hawker.

**CERTIFICATION OF THE JOURNAL**

Representative Coghill moved and asked unanimous consent that the journal for the 95th, 96th, and 97th legislative days and Senate and House Joint Journal Supplement No. 9 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

\* \* \* \* \*

Representative Coghill introduced Zachary W. Seay, House Page, from North Pole.

**MESSAGES FROM THE GOVERNOR**

A letter dated April 28, 2003, from the Director of Boards and Commissions, Office of the Governor, was read stating Paulette M. Simpson, Juneau, withdraws her name from legislative confirmation of appointment to the Personnel Board (page 242).

**HJR 18**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.  
18(STA)  
Supporting the men and women of the United States armed forces.

Legislative Resolve No. 8

**SCR 1**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

HCS FOR CS FOR SENATE CONCURRENT RESOLUTION  
NO. 1(TRA) am H

Relating to economic development generated by new road construction and to the design and construction of the Hot Springs Loop Road to connect Chena Hot Springs and Circle Hot Springs, of a highway along the Bradfield/Iskut Rivers transportation corridor, of the Knik Arm Crossing, of a road from Iliamna Bay to Pile Bay, and of other roads and highways.

Legislative Resolve No. 9

**SCR 4**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

HCS FOR CS FOR SENATE CONCURRENT RESOLUTION  
NO. 4(STA) am H

Relating to Avalanche Awareness Month.

Legislative Resolve No. 7

**SCR 5**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 5

Relating to declaring March 2003 as Sobriety Awareness Month.

Legislative Resolve No. 2

**SCR 7**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

**SENATE CONCURRENT RESOLUTION NO. 7**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 71, relating to the Board of Certified Direct- Entry Midwives.

Legislative Resolve No. 10

**SJR 7**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

**HOUSE CS FOR SENATE JOINT RESOLUTION NO. 7(EDT)**

Expressing support for Vancouver, British Columbia's, bid for the 2010 Olympic Winter Games and the Paralympic Winter Games.

Legislative Resolve No. 11

**SJR 9**

A message dated April 24, 2003, was read stating the Governor is transmitting the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's office for permanent filing:

**CS FOR SENATE JOINT RESOLUTION NO. 9(STA)**

Expressing confidence in and support for all members of the military, their families, and employers of members of the National Guard.

Legislative Resolve No. 6

**REPORTS OF STANDING COMMITTEES****HB 56**

The Labor & Commerce Committee has considered:

**HOUSE BILL NO. 56**

"An Act relating to the attorney fees and costs awarded in certain court actions relating to unfair trade practices; and, if considered court rule changes, amending Rules 54(d), 79, and 82, Alaska Rules of Civil Procedure."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 56(L&C)

"An Act relating to the award to the state of actual reasonable attorney fees and costs, including costs of investigation, in certain court actions relating to unfair trade practices; and amending Rules 54(d), 79, and 82, Alaska Rules of Civil Procedure."

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

Do pass (4): Lynn, Crawford, Guttenberg, Anderson

No recommendation (2): Gatto, Rokeberg

The following fiscal note(s) apply to CSHB 56(L&C):

1. Indeterminate, Dept. of Law

HB 56 was referred to the Judiciary Committee.

**HB 61**

The Finance Committee has considered:

HOUSE BILL NO. 61

"An Act establishing an exploration and development incentive tax credit for persons engaged in the exploration for and development of less than 150 barrels of oil or of gas for sale and delivery without reference to volume from a lease or property in the state; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 61(FIN)

"An Act establishing an exploration and development incentive tax credit for operators and working interest owners directly engaged in the exploration for and development of gas for sale and delivery without reference to volume from a lease or property in the state; and providing for an effective date."

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

Do pass (6): Meyer, Whitaker, Foster, Chenault, Harris, Williams

No recommendation (2): Stoltze, Croft

The following fiscal note(s) apply to CSHB 61(FIN):

1. Zero, Dept. of Natural Resources
2. Zero, Dept. of Revenue

HB 61 was referred to the Rules Committee for placement on the calendar.

**HB 111**

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 111

"An Act extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 111(L&C)

"An Act providing for the prospective effect of standards changed by the Regulatory Commission of Alaska; relating to competition in regulated telecommunications and exemptions from tariffs in competitive telecommunications markets; relating to the designation of a dominant carrier in local exchange and long distance markets; relating to depreciation expense rates and cost recovery for telecommunications utilities; setting a policy regarding unbundled network elements in the telecommunications market; extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date."

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

Do pass (1): Anderson

Do not pass (1): Lynn

No recommendation (4): Crawford, Gatto, Dahlstrom, Rokeberg

Amend (1): Guttenberg

The following fiscal note(s) apply to CSHB 111(L&C):

1. Fiscal, Dept. of Community & Economic Development

HB 111 was referred to the Finance Committee.

**HB 199**

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 199

"An Act removing the annual adjustment to the minimum wage based on the rate of inflation; and providing for an effective date."

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

Do pass (2): Lynn, Rokeberg

Do not pass (4): Gatto, Crawford, Guttenberg, Dahlstrom

No recommendation (1): Anderson

The following fiscal note(s) apply:

1. Zero, House Labor & Commerce Committee/Dept. of Labor & Workforce Development

HB 199 was referred to the Finance Committee.

**HB 232**

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 232

"An Act relating to mercury classics; and providing for an effective date."

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

Do pass (7): Lynn, Gatto, Crawford, Guttenberg, Dahlstrom, Rokeberg, Anderson

The following fiscal note(s) apply:

1. Zero, House Labor & Commerce Committee/Dept. of Revenue

HB 232 was referred to the Finance Committee.

**HB 234**

The Finance Committee has considered:

HOUSE BILL NO. 234

"An Act relating to brewpubs, and continuing the existence of the Alcoholic Beverage Control Board; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 234(FIN)

"An Act relating to the Alcoholic Beverage Control Board; relating to peace officer powers of the director and employees of the Alcoholic Beverage Control Board; relating to the sale of beer manufactured at a brewpub; and providing for an effective date."

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

Do pass (3): Meyer, Hawker, Harris

No recommendation (3): Stoltze, Croft, Chenault



The following fiscal note(s) apply to CSHB 234(FIN):

1. Zero, Dept. of Revenue
2. Indeterminate, Dept. of Public Safety

HB 234 was referred to the Rules Committee for placement on the calendar.

**HB 242**

The Labor & Commerce Committee has considered:

HOUSE BILL NO. 242

"An Act relating to licensing of certified public accountants."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 242(L&C)

"An Act relating to licensing of certified public accountants; and providing for an effective date."

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

Do pass (7): Lynn, Gatto, Crawford, Guttenberg, Dahlstrom, Rokeberg, Anderson

The following fiscal note(s) apply to CSHB 242(L&C):

1. Zero, Dept. of Community & Economic Development

HB 242 was referred to the Finance Committee.

**SB 115**

The Finance Committee has considered:

SENATE BILL NO. 115(efd fld)

"An Act allowing expenses of the correctional industries program that may be financed from the correctional industries fund to include the salaries and benefits of state employees."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 115(FIN)  
"An Act relating to the correctional industries program; and  
providing for an effective date."

(pending title change resolution)

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

Do pass (5): Meyer, Chenault, Foster, Harris, Williams

No recommendation (2): Croft, Moses

The following fiscal note(s) apply to HCS SB 115(FIN):

1. Fiscal, Dept. of Corrections

SB 115(efd fld) was referred to the Rules Committee for placement on the calendar.

\*\*The presence of Representative Moses was noted.

#### **REPORTS OF SPECIAL COMMITTEES**

##### **HB 198**

The House Special Committee on Oil & Gas has considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 198  
"An Act providing for a reduction of royalty on certain oil  
produced from Cook Inlet submerged land."

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.  
198(O&G)  
(same title)

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

Do pass (6): Holm, Fate, Crawford, Kerttula, McGuire, Kohring

The following fiscal note(s) apply to CSSSHB 198(O&G):

1. Fiscal, Dept. of Natural Resources

SSHB 198 was referred to the Resources Committee.

### **INTRODUCTION OF CITATIONS**

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

Honoring - Andre Hogg, Eagle Scout  
By Representative Heinze

Honoring - Travis Clark, Eagle Scout  
By Representatives Weyhrauch, Kerttula; Senator Elton

Honoring - Kyle Russell, Eagle Scout  
By Representatives Weyhrauch, Kerttula; Senator Elton

Honoring - Aaron Bruce, Eagle Scout  
By Representatives Weyhrauch, Kerttula; Senator Elton

Honoring - Kevin Shaw, Eagle Scout  
By Representatives Weyhrauch, Kerttula; Senator Elton

Honoring - Beta Sigma Phi  
By Representatives Weyhrauch, Kerttula; Senator Elton

In Memoriam - Andres Aquino Cadiante, Sr.  
By Representatives Weyhrauch, Kerttula; Senator Elton

In Memoriam - George "Bud" Danby  
By Representative Seaton

In Memoriam - Dora O. Ulukluk Mulch  
By Representative Seaton

In Memoriam - Muriel "Ruth" Lofstedt  
By Senator Wagoner

In Memoriam - Noel Kathleen Grant Smith  
By Senator Taylor; Representative Wilson

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

**HB 288**

HOUSE BILL NO. 288 by Representative Kohring, entitled:

"An Act changing the name of the Department of Community and  
Economic Development."

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

**HB 289**

HOUSE BILL NO. 289 by Representative McGuire, entitled:

"An Act relating to the bonding and insurance requirements for  
certain contractors, general contractors, mechanical contractors,  
specialty contractors, and subcontractors; and providing for an  
effective date."

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

**CONSIDERATION OF THE DAILY CALENDAR**

**SECOND READING OF HOUSE BILLS**

**HB 203**

The following was read the second time:

## HOUSE BILL NO. 203

"An Act relating to the definitions of 'net income' and 'unrestricted net income' for purposes of calculating the dividends to be paid to the state by the Alaska Industrial Development and Export Authority; and providing for an effective date."

with the:	Journal Page
L&C RPT 4DP 2NR	765
FN1: INDETERMINATE(CED)	765
FIN RPT 8DP 1NR	1090
FN1: INDETERMINATE(CED)	1090

Amendment No. 1 was offered by Representative Berkowitz:

Page 1, line 3, following "**Authority**;" (title amendment):

Insert "**relating to appropriations of the dividends to the Alaska Science and Technology Foundation;**"

Page 1, following line 4:

Insert a new bill section to read:

**\*\* Section 1.** AS 44.88.088(a) is amended to read:

(a) The authority shall adopt a policy for payment of a dividend to the state each fiscal year. The amount of the dividend for a fiscal year may not be less than 25 percent nor more than 50 percent of the net income of the authority for the base fiscal year. In no event, however, shall the dividend for a fiscal year exceed the total unrestricted net income of the authority for the base fiscal year. The dividend for a fiscal year shall be made available by the authority before the end of that fiscal year. The authority shall notify the commissioner of revenue when the dividend for a fiscal year is available for appropriation. **Each fiscal year, an amount equal to \$5,000,000 or 25 percent of the dividend, whichever is greater, may be appropriated to the Alaska Science and Technology Foundation for payment as grants under AS 37.17.010 - 37.17.110 and AS 37.17.225.**

Page 1, line 5:

Delete "**Section 1.**"

Insert "**Sec. 2.**"

Renumber the following bill sections accordingly.

Page 2, line 4:

Delete "secs. 1 and 2"

Insert "secs. 2 and 3"

Representative Berkowitz moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Hawker objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HB 203

Second Reading

Amendment No. 1

**YEAS: 16 NAYS: 22 EXCUSED: 0 ABSENT: 2**

Yeas: Anderson, Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Heinze, Joule, Kapsner, Kerttula, Kookesh, Kott, McGuire, Moses

Nays: Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Holm, Kohring, Lynn, Meyer, Morgan, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Absent: Masek, Rokeberg

And so, Amendment No. 1 was not adopted.

Representative Coghill moved and asked unanimous consent that HB 203 be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

HB 203 will advance to third reading on tomorrow's calendar.

**HB 212**

The following was read the second time:

## HOUSE BILL NO. 212

"An Act relating to trusts, including trust protectors, trustee advisors, transfers of property in trust, and transfers of trust interests, and to creditors' claims against property subject to a power of appointment."

with the:	Journal Page
L&C REFERRAL WAIVED	652
JUD RPT CS(JUD) 5DP 2NR	815
FN1: ZERO(LAW)	816
FIN REFERRAL WAIVED	996

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

CS FOR HOUSE BILL NO. 212(JUD)  
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that CSHB 212(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

Representative Berkowitz objected.

CSHB 212(JUD) will advance to third reading on tomorrow's calendar.

## SECOND READING OF SENATE BILLS

### SB 123

The following was read the second time:

#### SENATE BILL NO. 123 am

"An Act relating to adoptions and guardianships that include a subsidy payment by the state; eliminating annual review of the subsidy paid by the state after adoption of a hard-to-place child

has occurred or a court has appointed a legal guardian for a hard-to-place child; and providing for an effective date."

with the: Journal Page

FIN RPT 5DP 4NR 1067

FN1: (HSS) 1068

Representative Coghill moved and asked unanimous consent that SB 123 am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 123 am was read the third time.

The question being: "Shall SB 123 am pass the House?" The roll was taken with the following result:

SB 123 am  
Third Reading  
Final Passage

**YEAS: 30 NAYS: 0 EXCUSED: 0 ABSENT: 10**

Yeas: Berkowitz, Coghill, Crawford, Dahlstrom, Fate, Foster, Gara, Gruenberg, Guttenberg, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Absent: Anderson, Chenault, Cissna, Croft, Gatto, Harris, Hawker, Moses, Rokeberg, Williams

And so, SB 123 am passed the House.

Representative Coghill 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.

SB 123 am was signed by the Speaker and Chief Clerk and returned to the Senate.



**THIRD READING OF HOUSE BILLS****HB 224**

The following, which was advanced to third reading from the April 25, 2003, calendar (page 1129), was read the third time:

HOUSE BILL NO. 224

"An Act relating to a tobacco product manufacturer's compliance with certain statutory requirements regarding cigarette sales; and providing for an effective date."

The question being: "Shall HB 224 pass the House?" The roll was taken with the following result:

HB 224

Third Reading

Final Passage

**YEAS: 37 NAYS: 0 EXCUSED: 0 ABSENT: 3**

Yeas: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gara, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Holm, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Absent: Anderson, Moses, Williams

And so, HB 224 passed the House.

Representative Coghill 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.

Representative Berkowitz gave notice of reconsideration of the vote on HB 224.

**HB 171**

The following, which was advanced to third reading from the April 25, 2003, calendar (page 1131), was read the third time:

HOUSE BILL NO. 171 am

"An Act repealing the charter school grant program; and providing for an effective date."

The question being: "Shall HB 171 am pass the House?" The roll was taken with the following result:

HB 171 am  
Third Reading  
Final Passage

**YEAS: 21 NAYS: 15 EXCUSED: 0 ABSENT: 4**

Yeas: Chenault, Coghill, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Dahlstrom, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Stoltze, Weyhrauch, Whitaker

Absent: Anderson, Masek, Moses, Williams

And so, HB 171 am passed the House.

Representative Coghill moved the effective date clause.

The question being: "Shall the effective date clause be adopted." The roll was taken with the following result:

HB 171 am  
Third Reading  
Effective Date

**YEAS: 26 NAYS: 12 EXCUSED: 0 ABSENT: 2**

Yeas: Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Moses

Absent: Anderson, Williams

And so, lacking the necessary 27 votes, the effective date clause was not adopted and the new title follows:

HOUSE BILL NO. 171 am(efd fld)  
"An Act repealing the charter school grant program."

Representative Wilson later gave notice of reconsideration of the vote on HB 171 am(efd fld) and it was taken up then.

**HB 170**

The following, which was advanced to third reading from the April 25, 2003, calendar (page 1134), was read the third time:

HOUSE BILL NO. 170  
"An Act increasing certain motor vehicle registration fees; and providing for an effective date."

Representative Berkowitz placed a call of the House.

The Speaker stated the call was satisfied.

The question being: "Shall HB 170 pass the House?" The roll was taken with the following result:

HB 170  
Third Reading  
Final Passage

**YEAS: 23 NAYS: 17 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Fate, Foster, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Dahlstrom, Gara, Gatto, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, Moses, Stoltze

And so, HB 170 passed the House.

Representative Coghill moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 170  
Third Reading  
Effective Date

**YEAS: 26 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, Moses

And so, lacking the necessary 27 votes, the effective date clause was not adopted and the new title follows:

HOUSE BILL NO. 170(efd fld)  
"An Act increasing certain motor vehicle registration fees."

Representative Coghill later gave notice of reconsideration of the vote on HB 170(efd fld) and it was taken up then.

**HB 248**

The following, which was advanced to third reading from the April 25, 2003, calendar (page 1134), was read the third time:

HOUSE BILL NO. 248  
"An Act relating to the annual salary of the chief procurement officer; and providing for an effective date."

The question being: "Shall HB 248 pass the House?" The roll was taken with the following result:

HB 248  
Third Reading  
Final Passage

**YEAS: 26 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, Moses

And so, HB 248 passed the House.

Representative Coghill moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 248  
Third Reading  
Effective Date

**YEAS: 29 NAYS: 11 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Crawford, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Croft, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Moses

And so, the effective date clause was adopted.

Representative Berkowitz gave notice of reconsideration of the vote on HB 248.

**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 - Wasilla High School Girls Basketball Team, 2003 Region III 4A Champions

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

Honoring - The Service High School Rifle Team

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

**UNFINISHED BUSINESS****HCR 18**

The Speaker changed the order of the committee referrals for the following:

HOUSE CONCURRENT RESOLUTION NO. 18  
Establishing the Joint Legislative Charter School Task Force.

HCR 18 was removed from the Health, Education & Social Services Committee and referred to the House Special Committee on Education with further referrals to the Health, Education & Social Services and Finance Committees.

**RECONSIDERATION****HB 171**

Representative Wilson gave notice of reconsideration of the vote on HB 171 am(efd fld) (page 1163).

Representative Wilson moved and asked unanimous consent that reconsideration of HB 171 am(efd fld) be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

HOUSE BILL NO. 171 am  
 "An Act repealing the charter school grant program; and providing for an effective date."

Representative Weyhrauch placed a call of the House.

The call was satisfied.

The question to be reconsidered: "Shall HB 171 am pass the House?"  
 The roll was taken with the following result:

HB 171 am--RECONSIDERATION  
 Third Reading  
 Final Passage

**YEAS: 24 NAYS: 16 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Gruenberg, Guttenberg, Heinze, Joule, Kapsner, Kerttula, Kookesh, Moses, Stoltze, Weyhrauch, Whitaker

And so, HB 171 am passed the House on reconsideration.

Representative Coghill moved the effective date clause.

The question to be reconsidered: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 171 am--RECONSIDERATION  
 Third Reading  
 Effective Date

**YEAS: 34 NAYS: 6 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Berkowitz, Chenault, Coghill, Crawford, Croft, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Joule, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Cissna, Gara, Guttenberg, Kapsner, Kerttula, Kookesh

And so, the effective date clause was adopted on reconsideration.

HB 171 am was referred to the Chief Clerk for engrossment.

**HB 170**

Representative Coghill gave notice of reconsideration of the vote on HB 170(efd fld) (page 1164).

Representative Coghill moved and asked unanimous consent that reconsideration of HB 170(efd fld) be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

HOUSE BILL NO. 170

"An Act increasing certain motor vehicle registration fees; and providing for an effective date."

The question to be reconsidered: "Shall HB 170 pass the House?"  
The roll was taken with the following result:

HB 170--RECONSIDERATION

Third Reading

Final Passage

**YEAS: 23 NAYS: 17 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Fate, Foster, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Whitaker, Williams, Wilson, Wolf



Nays: Berkowitz, Cissna, Crawford, Croft, Dahlstrom, Gara, Gatto, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, Moses, Stoltze

And so, HB 170 passed the House on reconsideration.

Representative Coghill moved the effective date clause.

The question to be reconsidered: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 170--RECONSIDERATION

Third Reading

Effective Date

**YEAS: 27 NAYS: 13 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Croft, Dahlstrom, Fate, Foster, Gatto, Harris, Hawker, Heinze, Holm, Kott, Lynn, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Gara, Gruenberg, Guttenberg, Joule, Kapsner, Kerttula, Kohring, Kookesh, Masek, Moses

And so, the effective date clause was adopted on reconsideration.

HB 170 was referred to the Chief Clerk for engrossment.

#### **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 Wilson - from 9:30 a.m. to 11:30 a.m., May 3, 2003

Representative Crawford - from 6:00 p.m., May 2 to 10:00 p.m., May 4, 2003

Representative Cissna - from 7:00 p.m., May 2 to 8:00 p.m., May 5, 2003

Representative Gatto - from 8:00 p.m., April 30 to 10:00 a.m., plane time, May 5, 2003

**ANNOUNCEMENTS**

The following meetings today have been changed as indicated:

Judiciary Committee  
CHANGED TO: 1:30 p.m., 4/28

Resources Committee  
CHANGED TO: 1:45 p.m., 4/28

Finance Committee  
CHANGED TO: 2:15 p.m., 4/28

Representative Croft moved a Sense of the House.

Representative Rokeberg objected and withdrew his objection.

Representative Croft moved and asked unanimous consent that the House revert to Unfinished Business. There being no objection, the House reverted to:

**UNFINISHED BUSINESS**

Representative Croft moved that it be the Sense of the House that the Alaska Legislature should not change the structure of the Alaska Permanent Fund Dividend without an affirmative vote of the people of the State of Alaska.

Representative Rokeberg objected and withdrew the objection.

Representative Coghill moved and asked unanimous consent to refer the Sense of the House to the House Special Committee on Ways & Means.

Representative Croft objected.

The Speaker cited Mason's Manual, Section 388(1).

Representative Rokeberg placed a call of the House.

The call was satisfied.

The question being: "Shall the Sense of the House be referred to the House Special Committee on Ways & Means?" The roll was taken with the following result:

Sense of the House

Refer to House Special Committee on Ways & Means

**YEAS: 29 NAYS: 11 EXCUSED: 0 ABSENT: 0**

Yeas: Anderson, Chenault, Coghill, Dahlstrom, Fate, Foster, Gatto, Gruenberg, Harris, Hawker, Heinze, Holm, Kohring, Kott, Lynn, Masek, McGuire, Meyer, Morgan, Ogg, Rokeberg, Samuels, Seaton, Stoltze, Weyhrauch, Whitaker, Williams, Wilson, Wolf

Nays: Berkowitz, Cissna, Crawford, Croft, Gara, Guttenberg, Joule, Kapsner, Kerttula, Kookesh, Moses

And so, the Sense of the House was referred to the House Special Committee on Ways & Means.

#### **HCR 19**

Representative Joule added his name as cosponsor to:

HOUSE CONCURRENT RESOLUTION NO. 19

Urging implementation of an Alaska history curriculum in public schools.

#### **HB 56**

Representatives Crawford, Lynn, Croft, Kerttula, Berkowitz, Anderson, and Guttenberg added their names as cosponsors to:

HOUSE BILL NO. 56

"An Act relating to the attorney fees and costs awarded in certain court actions relating to unfair trade practices; and, if considered court rule changes, amending Rules 54(d), 79, and 82, Alaska Rules of Civil Procedure."

**HB 102**

Representative Kohring added his name as cosponsor to:

HOUSE BILL NO. 102

"An Act relating to concealed deadly weapons."

**HB 233**

Representatives Wolf and Dahlstrom added their names as cosponsors to:

HOUSE BILL NO. 233

"An Act relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

**ENGROSSMENT**

**HB 92**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

CS FOR HOUSE BILL NO. 92(JUD) am

"An Act relating to reports by members of the clergy who have reasonable cause to suspect that a child has suffered harm as a result of child abuse or neglect."

**HB 170**

HB 170 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**HB 171**

HB 171 am 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.

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The following meetings today have been changed as indicated:

Judiciary Committee

CHANGED TO:

2:00 p.m., 4/28

Resources Committee

CHANGED TO:

2:00 p.m., 4/28

**ADJOURNMENT**

Representative Coghill moved and asked unanimous consent that the House adjourn until 10:00 a.m., April 29, 2003. There being no objection, the House adjourned at 1:42 p.m.

Suzi Lowell  
Chief Clerk