

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-THIRD LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Thursday

April 8, 2004

#### Eighty-eighth Day

Pursuant to adjournment the House was called to order by Speaker Kott at 10:22 a.m.

The following members were present for the technical session: Speaker Kott, Representatives Berkowitz, Coghill, Rokeberg, Seaton, and Weyhrauch.

#### MESSAGES FROM THE GOVERNOR

##### **HB 98**

A message dated April 7, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE BILL NO. 98

"An Act relating to sport fishing seasons and areas for persons under 16 years of age."

Chapter No. 13, SLA 2004

Effective Date: July 6, 2004

##### **SB 63**

A message dated April 6, 2004, was read stating the Governor has signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 63(CRA)

"An Act relating to municipal property taxation in annexed, detached, and newly incorporated areas."

Chapter No. 12, SLA 2004  
Effective Date: July 5, 2004

### MESSAGES FROM THE SENATE

#### **SB 283**

A message dated April 7, 2004, was read stating the President has appointed the following members to a Conference Committee:

Senator Ben Stevens, Chair  
Senator Green  
Senator Elton

to meet with a like committee from the House to consider:

CS FOR SENATE BILL NO. 283(FIN) am H

"An Act making an appropriation to reverse the deposit of money available for appropriation in the general fund at the end of fiscal year 2003 into the constitutional budget reserve fund; making an appropriation for investment management fees for the constitutional budget reserve fund for fiscal year 2004; making an appropriation for investment management fees for the constitutional budget reserve fund for fiscal year 2005; making appropriations to the Department of Education and Early Development for K-12 educational programs; making appropriations to the University of Alaska and the Alaska Court System; making an appropriation to reverse the deposit of money available for appropriation in the general fund at the end of fiscal year 2004 into the constitutional budget reserve fund; making an appropriation of the amount necessary to balance revenue and general fund appropriations for fiscal years 2004 and 2005; making appropriations for power cost equalization and for grants to municipalities, unincorporated communities, and designated recipients; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

(HCR 34 - title change resolution)

and

CS FOR SENATE BILL NO. 283(FIN)

"An Act making an appropriation to reverse the deposit of money available for appropriation in the general fund at the end of fiscal year 2003 into the constitutional budget reserve fund; making an appropriation for investment management fees for the constitutional budget reserve fund; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

The House members of the Conference Committee are Representatives Harris (Chair), Coghill, and Kerttula (page 3237).

The President granted limited powers of free conference to the conferees.

The Speaker had previously granted the limited powers of free conference to the conferees (page 3237).

## REPORTS OF STANDING COMMITTEES

### HJR 9

The Finance Committee has considered:

HOUSE JOINT RESOLUTION NO. 9

Proposing amendments to the Constitution of the State of Alaska relating to an appropriation limit and a spending limit.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 9(FIN)

Proposing amendments to the Constitution of the State of Alaska relating to an appropriation limit.

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

Do pass (2): Meyer, Stoltze

No recommendation (5): Hawker, Fate, Foster, Harris, Williams

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

2. Fiscal, Office of the Governor
3. Zero, Office of the Governor/All Depts.

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

**HB 309**

The Resources Committee has considered:

HOUSE BILL NO. 309

"An Act prohibiting the release of nonindigenous predatory fish into public water."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 309(RES)

"An Act relating to nonindigenous fish."

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

Do pass (1): Wolf

No recommendation (3): Lynn, Guttenberg, Dahlstrom

Amend (5): Heinze, Stepovich, Gatto, Kerttula, Masek

The following fiscal note(s) apply to CSHB 309(RES):

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Public Safety

HB 309 was referred to the Judiciary Committee.

**HB 381**

The Health, Education & Social Services Committee has considered:

HOUSE BILL NO. 381

"An Act relating to child endangerment."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 381(HES)

(same title)

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

Do pass (1): Wilson

No recommendation (1): Coghill

Amend (3): Seaton, Wolf, Gatto

The following fiscal note(s) apply to CSHB 381(HES):

1. Zero, Alaska Court System
2. Indeterminate, Dept. of Administration
3. Indeterminate, Dept. of Law

HB 381 was referred to the Judiciary Committee.

**HB 422**

The Finance Committee has considered:

HOUSE BILL NO. 422

"An Act repealing the special subaccount established in the constitutional budget reserve fund; relating to the powers of the Department of Revenue for the investment of amounts in the constitutional budget reserve fund; and providing for an effective date."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 422(STA)

"An Act repealing the special subaccount established in the constitutional budget reserve fund; and providing for an effective date."

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

Do pass (7): Hawker, Meyer, Croft, Fate, Foster, Harris, Williams

No recommendation (2): Stoltze, Joule

The following fiscal note(s) apply to CSHB 422(STA):

1. Fiscal, Dept. of Revenue

HB 422 was referred to the Rules Committee for placement on the calendar.

**HB 427**

The Health, Education & Social Services Committee has considered:

## HOUSE BILL NO. 427

"An Act relating to guardianships and conservatorships, to the public guardian and the office of public advocacy, to private professional guardians and private professional conservators, to court visitors, court-appointed attorneys, guardians ad litem, and fiduciaries, and to the protection of the person or property of certain individuals, including minors; amending Rules 16(f) and 17(e), Alaska Rules of Probate Procedure; and providing for an effective date."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 427(HES)

(same title)

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

Do pass (1): Cissna

Amend (5): Seaton, Coghill, Wolf, Gatto, Wilson

The following fiscal note(s) apply to CSHB 427(HES):

1. Fiscal, Dept. of Community & Economic Development

HB 427 was referred to the Judiciary Committee.

### ENROLLMENT

#### **HB 340**

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 9:18 a.m., April 8, 2004:

CS FOR HOUSE BILL NO. 340(JUD) am

"An Act relating to damages in an action for a defect in the design, construction, and remodeling of certain dwellings; and providing for an effective date."

#### **HB 398**

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 9:18 a.m., April 8, 2004:

SENATE CS FOR CS FOR HOUSE BILL NO. 398(JUD)

"An Act relating to domestic violence fatality review teams."

The following memorandum, dated April 7, 2004, was received from Patty Rose, Enrolling Secretary, Division of Legal and Research Services:

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest errors in SCS CSHB 398(JUD), which have been corrected in enrolling:

Page 2, line 29:

Delete "are"

Insert "is"

Page 3, line 14:

Delete the first occurrence of "the"

**HB 478**

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 2:11 p.m., April 7, 2004:

HOUSE BILL NO. 478

"An Act relating to the issuance of commercial fishing interim-use permits; and providing for an effective date."

**ANNOUNCEMENTS**

House committee schedules are published daily under separate cover.

**ADJOURNMENT**

Representative Coghill moved and asked unanimous consent that the House adjourn until 2:00 p.m., April 13, 2004. There being no objection, the House adjourned at 10:26 a.m.

Suzi Lowell  
Chief Clerk