

SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Monday

February 10, 2003

Twenty-first Day

Pursuant to adjournment the Senate was called to order by President Therriault at 11:09 a.m.

The roll showed seventeen members present. Senator French was excused from a call of the Senate. Senators Austerman and Lincoln were absent.

The prayer was offered by the Chaplain, Pastor Robert Sherwood of the Church of the Nazarene. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Hear these words of General Omar Bradley:

"In the end, more than they wanted freedom, they wanted security. They wanted the comfortable life and they lost it all - security, comfort and freedom. When the Athenians finally wanted not to give to society, but for society to give to them, when the freedom they wished for most was freedom from responsibility then Athens ceased to be free."

The challenge for today is that we not trade that which is lasting for that which is transient. May we not embrace process and exclude substance. May we not trade the freedom of our children for security and material abundance which makes them and us lazy. May we not sacrifice justice for appearance, face time for genuine compassion, or in our cynicism we will go the way of the Athenians - in this life and the next. God grant these men and women wisdom, grant these men and women courage, in Jesus' name.

Amen.

Senator Guess led the Senate in the Pledge of Allegiance.

Certification

Senator Stevens moved and asked unanimous consent that the journals for the eighteenth through twentieth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor

HCR 4

Message dated February 6 and received February 10 was read, stating the Governor transmitted the engrossed and enrolled copies of the following resolution to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 4(title am) Authorizing a recess by the Senate and the House of Representatives for a period of more than three days, those days being April 18, 19, 20, and 21 of 2003.

Legislative Resolve No. 1

Messages from the House

Message dated February 7 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Resolutions

HCR 2

CS FOR HOUSE CONCURRENT RESOLUTION NO. 2(MLV) am
BY THE HOUSE SPECIAL COMMITTEE ON MILITARY AND
VETERANS' AFFAIRS,

Relating to the extension of the Alaska Railroad to Fort Greely to serve the anti-ballistic missile launch facility.

was read the first time and referred to the Community and Regional Affairs and Transportation Committees.

Communications

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

Public Decisions Issued by the Committee, Volume VII
January 1, 2002 - January 20, 2003
from H. Conner Thomas, Chair, Select Committee on Legislative Ethics
in accordance with AS 24.60.150

Advisory Opinions Rendered by the Committee, Volume XXIV
January 1, 2002 - January 20, 2003
from H. Conner Thomas, Chair, Select Committee on Legislative Ethics
in accordance with AS 24.60.150

Introduction and Reference of Senate Bills

SB 65

SENATE BILL NO. 65 BY SENATORS GREEN, Therriault, Seekins, Guess, Hoffman, Ellis, entitled:

"An Act authorizing the Department of Corrections to enter into agreements with municipalities for new or expanded public correctional facilities in the Fairbanks North Star Borough, the Matanuska-Susitna Borough, Bethel, and the Municipality of Anchorage."

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

Unfinished Business

Reconsideration of Senate Resolutions

SJR 4

Senator Elton requested that the reconsideration on SENATE JOINT RESOLUTION NO. 4 Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge, Alaska, to oil and gas exploration, development, and production, be taken up. The resolution was before the Senate on reconsideration.

Senator Elton moved that the resolution be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1. Without objection, the resolution was returned to second reading.

Senator Elton offered Amendment No. 1:

Page 3, following line 11:

Insert: "**FURTHER RESOLVED** that the Alaska State Legislature urges Congress to debate such exploration and development in the context of a national energy policy that includes measures to improve fuel efficiency and energy conservation; and be it"

Senator Elton moved for the adoption of Amendment No. 1. Senator Ogan objected.

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

SJR 4
Second Reading
Amendment No. 1

YEAS: 6 NAYS: 11 EXCUSED: 1 ABSENT: 2

Yeas: Davis, Ellis, Elton, Guess, Hoffman, Olson

Nays: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Taylor, Therriault, Wagoner, Wilken

Excused: French

Absent: Austerman, Lincoln

and so, Amendment No. 1 failed.

The resolution was automatically in third reading on reconsideration.

The question to be reconsidered: "Shall SENATE JOINT RESOLUTION NO. 4 Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge, Alaska, to oil and gas exploration, development, and production, pass the Senate?" The roll was taken with the following result:

SJR 4
Third Reading - On Reconsideration

YEAS: 16 NAYS: 1 EXCUSED: 1 ABSENT: 2

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Green, Guess, Hoffman, Ogan, Olson, Seekins, Stevens B, Taylor, Therriault, Wagoner, Wilken

Nays: Elton

Excused: French

Absent: Austerman, Lincoln

and so, SENATE JOINT RESOLUTION NO. 4 passed the Senate on reconsideration and was referred to the Secretary for engrossment.

SB 30

Senators Green, Taylor, Ogan, Cowdery, Seekins, Wagoner moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 30 "An Act relating to information and services available to pregnant women and other persons; and ensuring informed consent before an abortion may be performed, except in cases of medical emergency." Without objection, it was so ordered.

SB 41

Senators Taylor, Dyson, Stevens, Ogan, Cowdery, Seekins, Wagoner moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 41 "An Act relating to medical care and crimes relating to medical care, including medical care and crimes relating to the medical assistance program." Without objection, it was so ordered.

Senator Ellis moved and asked unanimous consent to be excused from a call of the Senate on February 12, February 14, and on February 19 to morning plane time. Without objection, Senator Ellis was excused.

Senator Cowdery moved and asked unanimous consent to be excused from a call of the Senate from February 13, afternoon plane time, through February 18, plane time, and from March 24 through March 25, plane time. Without objection, Senator Cowdery was excused.

Senator Dyson moved and asked unanimous consent to be excused from a call of the Senate from February 14, afternoon plane time, through February 18, plane time. Without objection, Senator Dyson was excused.

Senator Stevens moved and asked unanimous consent that the following citation be made a special order of business. Without objection, it was so ordered.

Special Order of Business

Honoring – Women Exemplifying the Spirit of Elizabeth Peratrovich:
Mary Cesar; Esther Clark; Dorothy Thornton; Elizabeth Walters
Representative(s) Kerttula
Senator(s) Cowdery, Davis, Elton, Green, Hoffman, Lincoln, Taylor,
Therriault, Wilken, Ellis, Olson, Guess, Ogan

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

Announcements

Announcements are at the end of the journal.

Engrossment

SJR 4

SENATE JOINT RESOLUTION NO. 4 Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge, Alaska, to oil and gas exploration, development, and production, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., June 12, 2003. Without objection, the Senate adjourned at 11:36 a.m.

Kirsten Waid
Secretary of the Senate

June 2003

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 10	Monday	Fahrenkamp 203	1:30 PM
	No Meeting Scheduled		
Feb 12	Wednesday	Senate Finance 532	8:00 AM
	-- Time and Location Change --		
+	Joint w/(H) Community & Regional Affairs		
	Local Boundary Commission Annual Report		
Feb 12	Wednesday	Fahrenkamp 203	1:30 PM
+ SB 51	BONDS OF BOND BANK AUTHORITY		
Feb 14	Friday	Fahrenkamp 203	1:30 PM
	No Meeting Scheduled		

FINANCE

Feb 11	Tuesday	Senate Finance 532	9:00 AM
	Accountability in Govt: Measuring Results		
	Craig Holt, Government Consultant		
Feb 11	Tuesday	House Finance 519	1:30 PM
	-- Time and Location Change --		
	Joint w/(H) Finance		
	Denali Commission		
	Jeff Staser, Federal Co-Chairman		

FINANCE (continued)

Feb 12	Wednesday	Senate Finance 532	9:00 AM
	Presentation: Permanent Fund Corp Board of Trustees		

HEALTH, EDUCATION & SOCIAL SERVICES

Feb 10	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

Feb 12	Wednesday	Butrovich 205	1:30 PM
	Confirmation Hearing: Commissioner, Dept of Health and Social Services- Joel Gilbertson		
SB 25	AHFC LOANS TO EDUCATORS		

Feb 19 +	Wednesday	Butrovich 205	1:30 PM
	Joint w/(H) Health, Education and Social Services and (H) Special Committee on Education Alaska School District Cost Study Jay Chambers, American Institute for Research		

JUDICIARY

Feb 10	Monday	Butrovich 205	1:30 PM
	-- Location Change -- Joint w/(H) Judiciary Confirmation Hearing: Attorney General- Gregg D. Renkes		

Feb 12	Wednesday	Beltz 211	1:30 PM
	Overview: Dept of Corrections Marc Antrim, Commissioner Portia Parker, Assistant Commissioner Overview: Office of Public Advocacy Brant McGee, Director Overview: Public Defender Agency Barbara Brink, Public Defender		

JUDICIARY (continued)

Feb 14	Friday No Meeting Scheduled	Beltz 211	1:30 PM
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LABOR & COMMERCE

Feb 11	Tuesday No Meeting Scheduled	Beltz 211	1:30 PM
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Feb 13 = SB 20	Thursday EXTEND BOARD OF MARINE PILOTS	Beltz 211	1:30 PM
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Feb 26	Wednesday -- Time and Location Change -- Joint w/(H) Labor and Commerce Confirmation Hearings: Regulatory Commission of Alaska- Dave Harbour Mark Johnson	Senate Finance 532	3:15 PM
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RESOURCES

Feb 10	Monday No Meeting Scheduled	Butrovich 205	3:30 PM
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Feb 12	Wednesday Confirmation Hearing: Commissioner, Dept of Natural Resources- Tom Irwin Overview: Dept of Environmental Conservation	Butrovich 205	3:30 PM
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Feb 14	Friday No Meeting Scheduled	Butrovich 205	3:30 PM
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Feb 17	Monday No Meeting Scheduled	Butrovich 205	3:30 PM
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RESOURCES (continued)

Feb 19	Wednesday	Senate Finance 532	1:00 PM
	-- Time and Location Change --		
	Joint w/(H) Resources		
	Mining Industry Overview		
Feb 21	Friday	Butrovich 205	3:30 PM
	No Meeting Scheduled		

STATE AFFAIRS

Feb 11	Tuesday	Beltz 211	3:30 PM
SB 9	CLEANUP OF ILLEGAL DRUG SITES		
SJR 6	CONST AM: 90 DAY LEGISLATIVE SESSION		
SCR 1	SUPPORT ROADS/HOT SPRINGS LOOP ROAD		
SJR 5	DESTROY BRADY BILL RECORDS		
Feb 13	Thursday	Beltz 211	3:30 PM
	No Meeting Scheduled		

TRANSPORTATION

Feb 11	Tuesday	Butrovich 205	1:30 PM
+ SB 31	RAILROAD UTILITY CORRIDOR TO & IN CANADA		
Feb 18	Tuesday	Butrovich 205	1:30 PM
SB 40	CONSTRUCTION OF HIGHWAYS BY DOTPF		
SB 53	REVOKE DRIVER'S LIC. FOR FATAL ACCIDENT		

FINANCE SUBCOMMITTEES**FISH & GAME**

Feb 11	Tuesday	Senate Finance 532	3:30 PM
	Budget Overview: Dept of Fish and Game		

FINANCE SUBCOMMITTEES (continued)**LABOR & WORKFORCE DEVELOPMENT**

Feb 13	Thursday	Beltz 211	8:00 AM
	Budget Overview: Dept of Labor and Workforce Development		

NATURAL RESOURCES

Feb 12	Wednesday	Beltz 211	8:00 AM
	-- Rescheduled to 2/20/03 -- Budget Overview: Dept of Natural Resources		

Feb 20	Thursday	Beltz 211	8:00 AM
+	-- Rescheduled from 2/12/03 -- Budget Overview: Dept of Natural Resources		

PUBLIC SAFETY

Feb 18	Tuesday	Senate Finance 532	4:00 PM
	Joint w/(H) Public Safety Budget Subcmte Budget Overview: Dept of Public Safety		

REVENUE

Feb 10	Monday	Senate Finance 532	3:30 PM
	-- Rescheduled to 2/19/03 -- Budget Overview: Dept of Revenue		

Feb 19	Wednesday	Senate Finance 532	4:00 PM
	-- Rescheduled from 2/10/03 -- Budget Overview: Dept of Revenue		

JOINT COMMITTEES**ADMINISTRATIVE REGULATION REVIEW**

Feb 19	Wednesday	Fahrenkamp 203	8:30 AM
	Discussion of Central Panels to create independent hearing office functions		

LEGISLATIVE BUDGET & AUDIT

Feb 19	Wednesday	House Finance 519	12:00 PM
	Audits and Other Committee Business		

OTHER MEETINGS**JOINT SESSION**

Mar 05	Wednesday	House Chamber	11:00 AM
	State of the Judiciary Chief Justice Dana Fabe		