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TWENTY-THIRD LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Wednesday

May 21, 2003

One Hundred Twenty-first Day

Pursuant to adjournment the Senate was called to order at 1:19 p.m.

The roll showed seventeen members present. Senators Hoffman, Olson, Gary Stevens, were absent.

The prayer was offered by the Chaplain, Senator Green.

Senator Seekins led the Senate in the Pledge of Allegiance.

Reconsideration of House Bills

HB 245

Senator Seekins requested that the reconsideration on CS FOR HOUSE BILL NO. 245(JUD) am S be taken up. The bill was before the Senate on reconsideration.

Senator Seekins called the Senate, then lifted the call.

The presence of Senators Hoffman, Gary Stevens was noted.

HB 245

The question to be reconsidered: "Shall CS FOR HOUSE BILL NO. 245(JUD) am S "An Act relating to certain suits and claims by members of the military services; relating to certain suits and claims regarding acts or omissions of the organized militia; relating to workers' compensation and death benefits for members of the organized militia; relating to liability arising out of certain search and rescue, civil defense, fire management, and fire fighting activities" pass the Senate?" The roll was taken with the following result:

CSHB 245(JUD) am S
Third Reading - On Reconsideration

YEAS: 11 NAYS: 8 EXCUSED: 0 ABSENT: 1

Yea: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Taylor

Absent: Olson

and so, CS FOR HOUSE BILL NO. 245(JUD) am S passed the Senate on reconsideration and was referred to the Secretary for engrossment.

The presence of Senator Olson was noted.

HB 9

Senator Bunde requested that the reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 9(FIN) be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall SENATE CS FOR 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" pass the Senate?" The roll was taken with the following result:

SCS CSHB 9(FIN)
Third Reading - On Reconsideration
Effective Dates

YEAS: 16 NAYS: 4 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Nay: Davis, Dyson, Ogan, Taylor

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 9(FIN) passed the Senate on reconsideration.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 145

Senator Seekins requested that the reconsideration on CS FOR HOUSE BILL NO. 145(FIN)(efd fld S) be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall CS FOR HOUSE BILL NO. 145(FIN) "An Act prohibiting discrimination in the awarding of attorney fees and costs in civil actions or appeals to or against, or in the posting of bonds or other security by, public interest litigants; and relating to awards of attorney fees and costs in cases involving enforcement of constitutional rights; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 145(FIN)
Third Reading - On Reconsideration

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, CS FOR HOUSE BILL NO. 145(FIN) passed the Senate on reconsideration.

Senator Ben Stevens moved for the adoption of the effective date clauses.

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

CSHB 145(FIN)
Effective Date Clauses

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so the effective date clauses failed to be adopted and CS FOR HOUSE BILL NO. 145(FIN)(efd fld S) "An Act prohibiting discrimination in the awarding of attorney fees and costs in civil actions or appeals to or against, or in the posting of bonds or other security by, public interest litigants; and relating to awards of attorney fees and costs in cases involving enforcement of constitutional rights" was referred to the Secretary for engrossment.

HB 283

Senator Seekins requested that the reconsideration on HOUSE BILL NO. 283 be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall HOUSE BILL NO. 283 "An Act relating to limitations on coal leases" pass the Senate?" The roll was taken with the following result:

HB 283
Third Reading - On Reconsideration

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, HOUSE BILL NO. 283 passed the Senate on reconsideration and was signed by the President and Secretary and returned to the House.

HB 248

Senator Seekins requested that the reconsideration on HOUSE BILL NO. 248 be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall HOUSE BILL NO. 248 "An Act relating to the annual salary of the chief procurement officer; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 248

Third Reading - On Reconsideration

YEAS: 13 NAYS: 7 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Elton, Green, Guess, Hoffman, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner

Nay: Davis, Ellis, French, Lincoln, Ogan, Olson, Wilken

and so, HOUSE BILL NO. 248 passed the Senate on reconsideration.

Senator Ben Stevens moved for the adoption of the effective date clause.

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

HB 248

Effective Date Clause

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the effective date clause was adopted and the bill was signed by the President and Secretary and returned to the House.

HB 243

Senator Seekins requested that the reconsideration on CS FOR HOUSE BILL NO. 243(STA)(efd fld S) be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall CS FOR HOUSE BILL NO. 243(STA) "An Act establishing state agency program performance management and audit powers in the Office of the Governor for the evaluation of agency programs; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 243(STA)

Third Reading - On Reconsideration

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, CS FOR HOUSE BILL NO. 243(STA) passed the Senate on reconsideration.

Senator Ben Stevens moved for the adoption of the effective date clause.

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

CSHB 243(STA)

Effective Date Clause

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the effective date clause failed to be adopted and CS FOR HOUSE BILL NO. 243(STA)(efd fld S) "An Act establishing state agency program performance management and audit powers in the Office of the Governor for the evaluation of agency programs" was referred to the Secretary for engrossment.

HB 155

Senator Seekins requested that the reconsideration on CS FOR HOUSE BILL NO. 155(FIN) be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall CS FOR HOUSE BILL NO. 155(FIN) "An Act relating to the submission of payroll information by contractors and subcontractors performing work on a public construction contract; requiring a notice of work by employers on public construction contracts; providing for the withholding of final payment for public construction contracts; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 155(FIN)
Third Reading - On Reconsideration
Effective Dates

YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0

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

Nay: French, Lincoln

Lincoln changed from "Yea" to "Nay".

and so, CS FOR HOUSE BILL NO. 155(FIN) passed the Senate on reconsideration.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

Messages from the Governor**SB 142**

Message dated and received May 21 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 142 "An Act designating the Department of Natural Resources as lead agency for resource development projects; making conforming amendments; and providing for an effective date."

Chapter 23, SLA 2003
Effective Date: 05/22/03

HB 191

Message dated and received May 21 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 191(FIN) am "An Act relating to the Alaska coastal management program and to policies and procedures for consistency reviews and the rendering of consistency determinations under that program; eliminating the Alaska Coastal Policy Council; annulling certain regulations relating to the Alaska coastal management program; and providing for an effective date."

Chapter 24, SLA 2003
Effective Date: See Chapter

Messages from the House**Concur Messages****SB 175**

Senator Ben Stevens brought up the concurrence on CS FOR SENATE BILL NO. 175(JUD)(efd fld) "An Act relating to civil liability for inherent risks in sports or recreational activities" which had been held (page 1672).

Senator Ben Stevens moved that the Senate concur in the House amendment to CS FOR SENATE BILL NO. 175(JUD)(efd fld), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 175(JUD).

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 175(JUD)

Shall the Senate concur in the House amendment
to CSSB 175(JUD)(efd fld)?

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Ogan, Olson, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Taylor

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 175(JUD) "An Act relating to civil liability for inherent risks in sports or recreational activities."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

Messages from the House**SB 73**

Message dated May 20 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 73(FIN) "An Act relating to the loan participation program of the Alaska Industrial Development and Export Authority and to regulations of the Alaska Industrial Development and Export Authority; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 112

Message dated May 21 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 112(FIN) "An Act relating to tax refunds for government agency purchases of fuel; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 202

Message dated May 21 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 202(FIN) "An Act relating to school transportation; relating to the base student allocation used in the formula for state funding of public education; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 215

Message dated May 21 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 215(STA) "An Act relating to a lease-purchase agreement for, the construction and equipping of, and the financing of a seafood and food safety laboratory facility to be

operated by the Department of Environmental Conservation, including the issuance of certificates of participation, and the use of certain investment income for certain construction and equipping costs; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 216

Message dated May 20 was read, stating the House passed and returned:

SENATE BILL NO. 216 "An Act relating to international airports revenue bonds; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 223

Message dated May 20 was read, stating the House passed and returned:

SENATE BILL NO. 223 "An Act naming the state ferry first operating to serve between Metlakatla and Ketchikan; and providing for an effective date"

with a House Letter of Intent (House Journal page 2108).

The bill was referred to the Secretary for enrollment.

SCR 13

Message dated May 20 was read, stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 13
Encouraging the Department of Corrections to provide canned Alaska pink salmon to inmates of the Alaska prison system.

The resolution was referred to the Secretary for enrollment.

SCR 15

Message dated May 20 was read, stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 15
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning House Bill No. 229, relating to special
medical parole and to prisoners who are severely
medically or cognitively disabled.

The resolution was referred to the Secretary for enrollment.

HB 49

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 49(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO.
49(JUD) "An Act relating to the deoxyribonucleic
acid (DNA) identification registration system and
testing; and providing for an effective date."

HB 57

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 57(FIN), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO.
57(FIN) "An Act amending the manner of
determining the royalty received by the state on gas
production as it relates to the manufacture of certain
value-added products."

HB 61

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 61(FIN), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 61(RES) "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."

HB 79

Message dated May 20 was read, stating the House concurred in the Senate amendments to HOUSE BILL NO. 79, thus adopting:

SENATE CS FOR HOUSE BILL NO. 79(FIN) am S "An Act extending the termination date of the Alaska regional economic assistance program; and providing for an effective date."

HB 86

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 86(JUD) am "An Act relating to state permitted projects; and providing for an effective date" thus adopting:

SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 86(JUD)(efd fld S) "An Act relating to state permitted projects." (technical title change)

HB 118

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 118(RES) am, thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 118(L&C) "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."

HB 135

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 135(HES), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 135(HES) "An Act relating to marital and family therapists."

HB 151

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 151(JUD) am, thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 151(L&C) "An Act relating to claims and court actions for defects in the design, construction, and remodeling of certain dwellings; limiting when certain court actions may be brought; and amending Rules 79 and 82, Alaska Rules of Civil Procedure."

HB 229

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 229(FIN) "An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled" thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 229(FIN) "An Act relating to special medical parole and to prisoners who are severely medically or cognitively disabled; relating to a severe acute respiratory syndrome control program; and providing for an effective date."

(Title change authorized by SCR 15)

HB 257

Message dated May 20 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 257(JUD) am, thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 257(L&C) "An Act relating to the disclosure requirements for real estate licensees, to disciplinary action against real estate licensees, to private actions and remedies against real estate licensees, and to real estate licensee agency, relationships, and duties; and providing for an effective date."

HB 313

Message dated May 20 was read, stating the House concurred in the Senate amendment to HOUSE BILL NO. 313, thus adopting:

HOUSE BILL NO. 313 am S "An Act authorizing a pilot program relating to state procurement and the use of electronic commerce tools; and providing for an effective date."

Message dated May 21 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 36**

CS FOR HOUSE BILL NO. 36(L&C) am BY THE HOUSE LABOR AND COMMERCE COMMITTEE, entitled:

"An Act relating to unlawful electronic mail activities and making certain electronic mail activities unfair methods of competition or unfair or deceptive acts or practices under the state's unfair trade practices and consumer protection laws; and providing for an effective date."

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

Message dated May 21 was read, stating the House passed and transmitted for consideration:

**First Reading and Reference of
House Resolutions**

HCR 24

HOUSE CONCURRENT RESOLUTION NO. 24 BY THE HOUSE
COMMUNITY AND REGIONAL AFFAIRS COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 183, authorizing certain
boroughs to use revenue collected on an areawide or
nonareawide basis for economic development.

was read the first time and held on the Secretary's desk.

Concur Messages

SB 41

Message dated May 20 was read, stating the House passed and
returned for consideration CS FOR SPONSOR SUBSTITUTE FOR
SENATE BILL NO. 41(FIN) with the following amendment:

CS FOR SPONSOR SUBSTITUTE FOR SENATE
BILL NO. 41(FIN) am H "An Act relating to medical
care and crimes relating to medical care, including
medical care and crimes relating to the medical
assistance program, catastrophic illness assistance,
and medical assistance for chronic and acute medical
conditions."

Senator Ben Stevens moved that the Senate concur in the House
amendment.

Senator French called the Senate. The call was satisfied.

The question being: "Shall the Senate concur in the House
amendment?" The roll was taken with the following result:

CSSSSB 41(FIN) am H
Shall the Senate concur in the House amendment
to CSSSSB 41(FIN)?

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

and so, the Senate concurred in the House amendment, thus adopting CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41(FIN) am H "An Act relating to medical care and crimes relating to medical care, including medical care and crimes relating to the medical assistance program, catastrophic illness assistance, and medical assistance for chronic and acute medical conditions."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SB 106

Message dated May 20 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 106(FIN)(efd fld) with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO.
106(FIN) am H "An Act relating to tires."

Senator Ben Stevens moved that the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 106(FIN) am H
Shall the Senate Concur in the House Amendments
to CSSB 106(FIN)(efd fld)?

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the Senate concurred in the House amendments, thus adopting
HOUSE CS FOR CS FOR SENATE BILL NO. 106(FIN) am H "An
Act relating to tires."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SB 119

Message dated May 21 was read, stating the House passed and
returned for consideration CS FOR SENATE BILL NO. 119(FIN)(efd
fld) "An Act authorizing the Alaska Public Offices Commission to
issue advisory opinions; amending campaign financial disclosure and
reporting requirements, campaign contribution limits, provisions
related to contributions after elections, and provisions related to
unused campaign contributions; providing for expedited consideration
of, and modifying procedures for determining, violations of state
election campaign laws; amending the time period within which to file
an administrative complaint of a violation of state election campaign
laws; amending the definitions of 'express communication' and
'political party' for state election campaigns; amending the registration
fee for lobbyists; providing for increased use of electronic filing for
reports to the Alaska Public Offices Commission; adding a definition
of 'commission' in the regulation of lobbying laws; amending the
requirements for the reporting of financial interests by public officials;
adding a definition of 'domestic partner' in the legislative ethics code
and in the public official financial disclosure requirements; allowing
classified employees to take an active part in political party
management; and making conforming amendments" with the
following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO. 119(FIN) am H "An Act authorizing the Alaska Public Offices Commission to issue advisory opinions; amending campaign financial disclosure and reporting requirements, campaign contribution limits, provisions related to contributions after elections, and provisions related to unused campaign contributions; providing for expedited consideration of, and modifying procedures for determining, violations of state election campaign laws; amending the time period within which to file an administrative complaint of a violation of state election campaign laws; amending the definitions of 'express communication' and 'political party' for state election campaigns; amending the registration fee for lobbyists; providing for increased use of electronic filing for reports to the Alaska Public Offices Commission; adding a definition of 'commission' in the regulation of lobbying laws; amending the requirements for the reporting of financial interests by public officials; adding a definition of 'domestic partner' in the legislative ethics code and in the public official financial disclosure requirements; making conforming amendments; and providing for an effective date."

(technical title change)

Senator Ben Stevens moved that the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 119(FIN) am H
Shall the Senate Concur in the House amendments
to CSSB 119(FIN)(efd fld)?

YEAS: 11 NAYS: 9 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson, Taylor

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 119(FIN) am H.

Senator Ben Stevens moved for the adoption of the effective date clauses.

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

HCS CSSB 119(FIN) am H
Effective Date Clauses

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the effective date clauses failed to be adopted.

The Secretary was requested to notify the House.

HOUSE CS FOR CS FOR SENATE BILL NO. 119(FIN) am H(efd fld) "An Act authorizing the Alaska Public Offices Commission to issue advisory opinions; amending campaign financial disclosure and reporting requirements, campaign contribution limits, provisions related to contributions after elections, and provisions related to unused campaign contributions; providing for expedited consideration of, and modifying procedures for determining, violations of state election campaign laws; amending the time period within which to file an administrative complaint of a violation of state election campaign laws; amending the definitions of 'express communication' and 'political party' for state election campaigns; amending the registration fee for lobbyists; providing for increased use of electronic filing for reports to the Alaska Public Offices Commission; adding a definition of 'commission' in the regulation of lobbying laws; amending the requirements for the reporting of financial interests by public officials; adding a definition of 'domestic partner' in the legislative ethics code and in the public official financial disclosure requirements; and making conforming amendments" was referred to the Secretary for enrollment.

SB 155

Message dated May 20 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 155(RES) with the following amendment:

HOUSE CS FOR CS FOR SENATE BILL NO.
155(RLS) "An Act relating to predator control
programs; and providing for an effective date."

Senator Ben Stevens moved that the Senate concur in the House amendment.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 155(RLS)
Shall the Senate concur in the House amendment
to CSSB 155(RES)? Effective Date

YEAS: 14 NAYS: 6 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Hoffman, Ogan, Olson,
Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Lincoln

and so, the Senate concurred in the House amendment, thus adopting
HOUSE CS FOR CS FOR SENATE BILL NO. 155(RLS) "An Act
relating to predator control programs; and providing for an effective
date."

Senator Ben Stevens moved that the vote on concurrence be
considered the vote on the effective date clause. Without objection, it
was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SB 183

Message dated May 21 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 183(STA) "An Act authorizing certain boroughs to use revenue collected on an areawide or nonareawide basis for economic development" with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO. 183(CRA) am H "An Act relating to municipal property taxation in annexed and detached areas; and authorizing certain boroughs to use revenue collected on an areawide or nonareawide basis for economic development; and providing for an effective date."

Senator Ben Stevens moved that the Senate concur in the House amendments and recommended the body vote "no".

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 183(CRA) am H
Shall the Senate Concur in the House Amendments
to CSSB 183(STA)?

YEAS: 7 NAYS: 13 EXCUSED: 0 ABSENT: 0

Yea: Davis, Ellis, Elton, French, Guess, Lincoln, Taylor

Nay: Bunde, Cowdery, Dyson, Green, Hoffman, Ogan, Olson, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

and so, the Senate failed to concur.

The Secretary was requested to notify the House of the Senate's action and request the House to recede from its amendments.

SB 185

Message dated May 20 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 185(FIN) with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO. 185(O&G) am H "An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

Senator Ben Stevens moved that the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 185(O&G) am H
Shall the Senate concur in the House amendments
to CSSB 185(FIN)?

YEAS: 14 NAYS: 6 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Guess, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Hoffman, Lincoln

Dyson changed from "Nay" to "Yea".
Davis changed from "Yea" to "Nay".

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 185(O&G) am H "An Act providing for a reduction of royalty on certain oil produced from Cook Inlet submerged land, and for a credit for certain exploration expenses against oil and gas properties production taxes on oil and gas produced from a lease or property in the state."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SB 89

Message dated May 20 was read stating, the House has failed to recede from its amendments to CS FOR SENATE BILL NO. 89(JUD) am, namely

HOUSE CS FOR CS FOR SENATE BILL NO. 89(RLS) am H "An Act amending the Regulation of Lobbying Act and the definition of 'lobbyist' as it applies in the act setting standards of conduct for legislators and legislative employees; and amending the Regulation of Lobbying Act and the legislative standards of conduct to allow a lobbyist to give and a person covered by legislative standards of conduct to accept tickets to a charity event during a legislative session."

The Speaker has appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative Rokeberg
Representative McGuire
Representative Guttenberg

Senator Ben Stevens moved that the Senate rescind its action in failing to concur in the House amendments to CS FOR SENATE BILL NO. 89(JUD) am, namely HOUSE CS FOR CS FOR SENATE BILL NO. 89(RLS) am H.

The question being: "Shall the Senate rescind its action in failing to concur in the House amendments to CS FOR SENATE BILL NO. 89(JUD) am?" The roll was taken with the following result:

HCS CSSB 89(RLS) am H
Shall the Senate Rescind its action in failing to concur with the House amendments?

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

Yea: Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Absent: Bunde

and so, the Senate rescinded its action.

Senator Ben Stevens moved that the Senate concur in the House amendments to CS FOR SENATE BILL NO. 89(JUD) am, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 89(RLS) am H.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 89(RLS) am H
Shall the Senate Concur in the House
amendments to CSSB 89(JUD) am?

YEAS: 13 NAYS: 7 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Hoffman, Ogan, Seekins,
Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Lincoln, Olson

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 89(RLS) am H "An Act amending the Regulation of Lobbying Act and the definition of 'lobbyist' as it applies in the act setting standards of conduct for legislators and legislative employees; and amending the Regulation of Lobbying Act and the legislative standards of conduct to allow a lobbyist to give and a person covered by legislative standards of conduct to accept tickets to a charity event during a legislative session."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

SJR 8

Message dated May 20 was read stating, the House has failed to recede from its amendment to SENATE JOINT RESOLUTION NO. 8, namely:

HOUSE CS FOR SENATE JOINT RESOLUTION
NO. 8(JUD) Relating to the division of the Ninth
Circuit Court of Appeals.

The Speaker has appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the resolution:

Representative McGuire
Representative Anderson
Representative Kapsner

Senator Ben Stevens moved and asked unanimous consent that the Senate rescind its action in failing to concur in the House amendment to SENATE JOINT RESOLUTION NO. 8, namely HOUSE CS FOR SENATE JOINT RESOLUTION NO. 8(JUD) Relating to the division of the Ninth Circuit Court of Appeals.

The question being: "Shall the Senate rescind its action in failing to concur in the House amendment?" The roll was taken with the following result:

HCS SJR 8(JUD)
Shall Senate rescind its action in failing
to concur in House amendment to SJR 8?

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the Senate rescinded its action.

The question being: "Shall the Senate concur in the House amendment to SENATE JOINT RESOLUTION NO. 8?" The roll was taken with the following result:

HCS SJR 8(JUD)
Shall the Senate Concur in the House
amendment to SJR 8?

YEAS: 19 NAYS: 1 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nays: French

Guess changed from "Nay" to "Yea".

and so, the Senate concurred in the House amendment, thus adopting
HOUSE CS FOR SENATE JOINT RESOLUTION NO. 8(JUD)
Relating to the division of the Ninth Circuit Court of Appeals.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

HB 18

Message dated May 21 was read, stating the House has failed to concur in the Senate amendment to CS FOR HOUSE BILL NO. 18(JUD) am "An Act relating to the liability of parents and legal guardians of minors who destroy property" and respectfully requests the Senate to recede from its amendment, namely:

SENATE CS FOR CS FOR HOUSE BILL NO.
18(HES) "An Act relating to the liability of parents
and legal guardians of minors who destroy property;
and providing for an effective date."
(technical title change)

In the event the Senate fails to recede, the Speaker has appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative McGuire, Chair
Representative Meyer
Representative Gruenberg

Senator Ben Stevens moved that the Senate recede from its amendment to CS FOR HOUSE BILL NO. 18(JUD) am.

The question being: "Shall the Senate recede from its amendment to CS FOR HOUSE BILL NO. 18(JUD) am?" The roll was taken with the following result:

SCS CSHB 18(HES)

Shall the Senate Recede from its Amendment
to CSHB 18(JUD) am?

YEAS: 0 NAYS: 20 EXCUSED: 0 ABSENT: 0

Nays: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the Senate failed to recede from its amendment.

The President appointed the following members to a Conference Committee to meet with the like committee from the House:

Senator Dyson
Senator Seekins
Senator Davis

Communications

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

Alaska Seafood Marketing Institute FY 2002 Annual Report
from Ray Riutta, Executive Director
in accordance with AS 16.51.100

Report from the Commissioner of the Department of Administration dated May 21 was received in accordance with AS 23.40.215, stating the monetary terms for the collective bargaining agreement reached between the State and the Masters, Mates, and Pilots.

Report from the Commissioner of the Department of Administration dated May 21 was received in accordance with AS 23.40.215, stating the monetary terms for the collective bargaining agreement reached between the State and the Marine Engineers Beneficial Association.

Report from the Commissioner of the Department of Administration dated May 21 was received, stating the prior administration had entered into agreements that were not reported to the Legislature as required by AS 23.40.215. Copies and a summary of those agreements were attached.

President Therriault referred the reports to the Legislative Budget and Audit Committee.

Standing Committee Reports

HB 111

The Finance Committee considered CS FOR HOUSE BILL NO. 111(JUD) am "An Act relating to policies in telecommunications regulations; extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date." Signing no recommendation: Senators Green, Wilken, Cochairs; Senators Taylor, Hoffman, Olson. Signing do pass: Senators Bunde, Ben Stevens.

The following fiscal information was published today:

Fiscal Note No. 2, Department of Community and Economic Development

The bill is on today's calendar.

Special Committee Reports

HB 18

The Conference Committee considering SENATE CS FOR CS FOR HOUSE BILL NO. 18(HES) and CS FOR HOUSE BILL NO. 18(JUD) am "An Act relating to the liability of parents and legal guardians of minors who destroy property" requests limited powers of free conference on the following specific points:

The dollar amount of liability that a parent may be liable for if an unemancipated minor knowingly destroys real or personal property. The House version proposed a \$15,000 cap, and the Senate version a \$25,000 cap. The conference committee is requesting the authority to establish a compromise.

Signing the report: Representative McGuire, Chair, Representatives Meyer, Gruenberg; Senators Dyson, Davis, Seekins

President Therriault granted the Senate members limited powers of free conference as requested.

HB 18

The following report was received and distributed at 10:15 p.m., May 21, 2003:

May 21, 2003

Mr. President:

Mr. Speaker:

The CONFERENCE COMMITTEE with limited powers of free conference considered CS FOR HOUSE BILL NO. 18(JUD) am "An Act relating to the liability of parents and legal guardians of minors who destroy property" and SENATE CS FOR CS FOR HOUSE BILL NO. 18(HES) "An Act relating to the liability of parents and legal guardians of minors who destroy property; and providing for an effective date" (technical title change) and recommends

CONFERENCE CS FOR HOUSE BILL NO. 18 "An Act relating to the liability of parents and legal guardians of minors who destroy property; and providing for an effective date."

be adopted.

Signing the report: Representative McGuire, Chair, Representatives Meyer, Gruenberg; Senators Dyson, Seekins, Davis;

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Alaska Court System

Senator Ben Stevens moved that the Senate adopt the Conference Committee Report on CONFERENCE CS FOR HOUSE BILL NO. 18.

The question being: "Shall the Senate adopt the Conference Committee Report on CONFERENCE CS FOR HOUSE BILL NO. 18 "An Act relating to the liability of parents and legal guardians of minors who destroy property; and providing for an effective date"?" The roll was taken with the following result:

CCS HB 18
Adopt Conference Committee Report?
Effective Date

YEAS: 17 NAYS: 3 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Ogan, Olson, Seekins, Stevens B, Stevens G, Wagoner, Wilken

Nay: Lincoln, Taylor, Therriault

and so, the report was adopted.

Senator Ben Stevens moved and asked unanimous consent that the vote on the adoption of the conference committee report be considered the vote on the effective date clause. Without objection, it was so ordered.

The Secretary was requested to notify the House.

HB 75

The following report was received and distributed at 11:52 p.m., May 20, 2003:

May 20, 2003

Mr. Speaker:
Mr. President:

The CONFERENCE COMMITTEE with limited powers of free conference considered CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75(FIN) am(brf sup maj fld) "An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; and providing for an effective date" and SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75(FIN)(brf sup maj fld S) and recommends

CONFERENCE CS FOR SPONSOR SUBSTITUTE
FOR HOUSE BILL NO. 75

be adopted.

Signing the report: Representative Harris, Chair; Representative Williams; Senators Wilken, Green.

Senator Ben Stevens moved that the Senate adopt the Conference Committee Report on CONFERENCE CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75.

The question being: "Shall the Senate adopt the Conference Committee Report on CONFERENCE CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 75 "An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; and providing for an effective date"?" The roll was taken with the following result:

CCS SSHB 75

Shall the Senate Adopt the Conference Committee Report on SSHB 75?

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the report was adopted.

Senator Ben Stevens moved for the adoption of the effective date clauses.

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

CCS SSHB 75
Effective Date Clauses

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the effective date clauses were adopted.

The Secretary was requested to notify the House.

HB 76

The following report was received and distributed at 11:52 p.m., May 20, 2003:

May 20, 2003

Mr. President:

Mr. Speaker:

The CONFERENCE COMMITTEE with limited powers of free conference considered CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 76(FIN) "An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date" and SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 76(FIN) am S and recommends

CONFERENCE CS FOR SPONSOR SUBSTITUTE
FOR HOUSE BILL NO. 76

be adopted.

Signing the report: Representative Harris, Chair; Representative Williams; Senators Wilken, Green.

Senator Ben Stevens moved that the Senate adopt the Conference Committee Report on CONFERENCE CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 76.

The question being: "Shall the Senate adopt the Conference Committee Report on CONFERENCE CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 76 "An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date"?" The roll was taken with the following result:

CCS SSHB 76

Shall the Senate Adopt the Conference Committee Report? Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the report was adopted.

Senator Ben Stevens moved and asked unanimous consent that the vote on the adoption of the conference committee report be considered the vote on the effective date clause. Without objection, it was so ordered.

The Secretary was requested to notify the House.

Introduction and Reference of Senate Bills

SB 231

SENATE BILL NO. 231 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR, entitled:

"An Act shortening the time periods after which certain unclaimed property is presumed to be abandoned; and providing for an effective date."

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

The following fiscal information was published today:
Fiscal Note No. 1, Department of Revenue

Governor's transmittal letter dated May 20:

Dear President Therriault:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill that would amend AS 34.45, the Uniform Unclaimed Property Act, to shorten the time periods after which certain unclaimed property is presumed to be abandoned and must be transferred to the custody of the state.

Alaska's current unclaimed property statutes are based on the 1981 version of the Uniform Unclaimed Property Act adopted by the National Conference of Commissioners on Uniform State Laws. That Act, and Alaska's Act, are intended to prevent people from losing their right to property that is justifiably theirs by requiring that unclaimed property be transferred to the state to act as custodian once the property is presumed abandoned. In 1995, the uniform law commissioners revised their Act to streamline the process by which states deal with unclaimed property and to better protect property owners.

One of the changes proposed in the 1995 revision is a general shortening of the time periods after which most unclaimed property is presumed to be abandoned and must be transferred to the custody of the state. Shortening the time period benefits both the state and the owner of the unclaimed property. As the custodian for the unclaimed property, the property is available to the state as a source of revenue, pending the rightful owner's claim. The rightful owner benefits by having the property transferred at an earlier date to a perpetual custodian with the stability to assure that the property will be there when the owner comes forward to claim it.

I urge your early and favorable consideration of the bill.

Sincerely,
/s/
Frank H. Murkowski
Governor

SB 232

SENATE BILL NO. 232 BY THE SENATE RULES COMMITTEE
BY REQUEST OF THE GOVERNOR, entitled:

"An Act relating to federal requirements for governmental plan and other qualifications for the teachers' retirement system, the public employees' retirement system, and the judicial retirement system; and providing for an effective date."

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

The following fiscal information was published today:
Fiscal Note No. 1, zero, Department of Administration

Governor's transmittal letter dated May 20:

Dear President Therriault:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to federal requirements for governmental plan qualifications for the teachers' retirement system, the public employees' retirement system, and the judicial retirement system, as required by the federal Internal Revenue Service.

This bill also would further implement changes that allow retirement system members to selectively transfer pre-tax money, or make additional contributions, to repay indebtedness and to purchase permissible service credits in the Alaska retirement systems. These changes would allow members to better plan their retirement and to make their financial future more secure. Taking advantage of such tax law provisions would strengthen the retirement systems in a cost-effective manner.

Sincerely,
/s/
Frank H. Murkowski
Governor

SB 233

SENATE BILL NO. 233 BY SENATOR ELLIS, entitled:

"An Act allowing aerial application of pesticides and broadcast chemicals only when necessary to protect public health; and providing for an effective date."

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

SB 234

SENATE BILL NO. 234 BY SENATOR LINCOLN, entitled:

"An Act relating to secondary student competency testing and to school performance designations; and providing for an effective date."

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

SB 235

SENATE BILL NO. 235 BY SENATOR COWDERY, entitled:

"An Act relating to the airports in Anchorage, Fairbanks, and Cold Bay, and establishing the Alaska Airport Authority; and providing for an effective date."

was read the first time and referred to the Transportation and Finance Committees.

SB 236

SENATE BILL NO. 236 BY SENATOR HOFFMAN, entitled:

"An Act making appropriations for school construction, renovation, and improvement projects; and providing for an effective date."

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

Consideration of the Calendar

Second Reading of House Bills

HB 111

CS FOR HOUSE BILL NO. 111(JUD) am "An Act relating to policies in telecommunications regulations; extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date" was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 111(JUD) am was read the third time.

Senator Guess declared a conflict of interest.

The question being: "Shall CS FOR HOUSE BILL NO. 111(JUD) am "An Act relating to policies in telecommunications regulations; extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 111(JUD) am
Third Reading - Final Passage
Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE BILL NO. 111(JUD) am passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

HB 209

CS FOR HOUSE BILL NO. 209(RLS) "An Act relating to municipal property tax adjustments for property affected by a disaster" was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Senator Ellis objected.

President Therriault stated CS FOR HOUSE BILL NO. 209(RLS) will be on the January 12, 2004 calendar.

HB 226

HOUSE BILL NO. 226 "An Act relating to the sale, offer for sale, representation, and labeling of food or other agricultural products as organic, and to the state organic certification program; and providing for an effective date" was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE BILL NO. 226 was read the third time.

The question being: "Shall HOUSE BILL NO. 226 "An Act relating to the sale, offer for sale, representation, and labeling of food or other agricultural products as organic, and to the state organic certification program; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 226

Third Reading - Final Passage
Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, HOUSE BILL NO. 226 passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

HB 232

HOUSE BILL NO. 232 "An Act relating to mercury classics; and providing for an effective date" was read the second time.

Senator Wilken, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 1548. Without objection, SENATE CS FOR HOUSE BILL NO. 232(FIN) "An Act relating to contests of skill under the charitable gaming laws; relating to mercury classics; and providing for an effective date" (Title change authorized by SCR 16) was adopted.

Senator Ben Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR HOUSE BILL NO. 232(FIN) was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 232(FIN) "An Act relating to contests of skill under the charitable gaming laws; relating to mercury classics; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 232(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stevens B, Stevens G, Taylor, Wagoner, Wilken

Nay: Ogan, Therriault

and so, SENATE CS FOR HOUSE BILL NO. 232(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Senator Ben Stevens moved and asked unanimous consent that SENATE CONCURRENT RESOLUTION NO. 16 be brought up as a special order of business. Without objection, it was so ordered.

Special Order of Business

SCR 16

SENATE CONCURRENT RESOLUTION NO. 16, which had been held on the Secretary's desk (page 1596), was read the second time and was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 16 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 232, relating to mercury classics, pass the Senate?" The roll was taken with the following result:

SCR 16
Second Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, SENATE CONCURRENT RESOLUTION NO. 16 passed the Senate and was referred to the Secretary for engrossment.

Third Reading of House Bills

HB 24

CS FOR HOUSE BILL NO. 24(JUD) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 24(JUD) "An Act relating to intergovernmental agreements with the federal government regarding management of fish or game in the state" pass the Senate?" The roll was taken with the following result:

CSHB 24(JUD)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE BILL NO. 24(JUD) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 28

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 28(FIN) was read the third time.

The question being: "Shall CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 28(FIN) "An Act relating to adjustments to royalty reserved to the state to encourage otherwise uneconomic production of oil and gas; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSSHB 28(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 28(FIN) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

HB 162

CS FOR HOUSE BILL NO. 162(RLS) am was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 162(RLS) am "An Act relating to fees adopted by the Department of Natural Resources under AS 44.37.025 or 44.37.027 and to business license fees; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 162(RLS) am
Third Reading - Final Passage

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

Yea: Cowdery, Dyson, French, Green, Ogan, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Bunde, Davis, Ellis, Elton, Guess, Hoffman, Lincoln, Olson

and so, CS FOR HOUSE BILL NO. 162(RLS) am passed the Senate.

Senator Ben Stevens moved for the adoption of the effective date clauses.

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

CSHB 162(RLS) am
Effective Date Clauses

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the effective date clauses failed to be adopted and CS FOR HOUSE BILL NO. 162(RLS) am(efd fld S) "An Act relating to fees adopted by the Department of Natural Resources under AS 44.37.025 or 44.37.027 and to business license fees" was referred to the Secretary for engrossment.

HB 195

SENATE CS FOR CS FOR HOUSE BILL NO. 195(L&C) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 195(L&C) "An Act relating to the state health insurance plan; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 195(L&C)
Third Reading - Final Passage
Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 195(L&C) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 199

HOUSE BILL NO. 199 was read the third time.

The question being: "Shall 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" pass the Senate?" The roll was taken with the following result:

HB 199

Third Reading - Final Passage

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, HOUSE BILL NO. 199 passed the Senate.

Senator Ben Stevens moved for the adoption of the effective date clause. The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 199

Effective Date Clause

YEAS: 16 NAYS: 4 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Ellis, Elton, Green, Guess, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Davis, French, Hoffman, Lincoln

and so, the effective date clause was adopted and the bill was signed by the President and Secretary and returned to the House.

HB 216

CS FOR HOUSE BILL NO. 216(FIN) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 216(FIN) "An Act relating to and limiting municipal taxation of refined fuel and wholesale sales of fuel, and to the bulk fuel revolving loan fund" pass the Senate?" The roll was taken with the following result:

CSHB 216(FIN)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE BILL NO. 216(FIN) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 271

CS FOR HOUSE BILL NO. 271(FIN)(efd am) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 271(FIN)(efd am) "An Act levying and providing for the collection and administration of excise taxes on the rental of passenger and recreational vehicles usable on highways and vehicular ways; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 271(FIN)(efd am)

Third Reading - Final Passage

YEAS: 11 NAYS: 9 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Dyson, Green, Ogan, Seekins, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson, Taylor

and so, CS FOR HOUSE BILL NO. 271(FIN)(efd am) passed the Senate.

Senator Ben Stevens moved for the adoption of the effective date clauses.

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

CSHB 271(FIN)(efd am)
Effective Date Clauses

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, the effective date clauses were adopted and the bill was signed by the President and Secretary and returned to the House.

Second Reading of House Resolutions

HJR 27

CS FOR HOUSE JOINT RESOLUTION NO. 27(STA) Relating to support for a federal appropriation for expansion of the Anchorage Jail, was read the second time.

Senator Ben Stevens moved and asked unanimous consent that the resolution be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE JOINT RESOLUTION NO. 27(STA) was read the third time.

The question being: "Shall CS FOR HOUSE JOINT RESOLUTION NO. 27(STA) Relating to support for a federal appropriation for expansion of the Anchorage Jail, pass the Senate?" The roll was taken with the following result:

CSHJR 27(STA)
Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

and so, CS FOR HOUSE JOINT RESOLUTION NO. 27(STA) passed the Senate, was signed by the President and Secretary and returned to the House.

Citations

Honoring – Jonathon Solomon, Sr.
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – The Students and Teachers of Nenana City Public Schools
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Harvey Hildre
Senator(s) Taylor, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Wagoner, Wilken

Honoring – Al Sokaitis, History-Making UAF Basketball Coach
Senator(s) Wilken, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner

Honoring – Sister Claire Gagnon
Senator(s) Ogan, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

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Honoring – Jonathan David Talbott
Representative(s) Cissna
Senator(s) Davis, Therriault, Bunde, Cowdery, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Kachemak Emergency Services
Representative(s) Seaton
Senator(s) Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Captain William Furlong
Representative(s) Chenault
Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – John Klapperich
Representative(s) Gatto
Senator(s) Green, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Doris Dearborn
Representative(s) Gatto
Senator(s) Green, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Peter Probasco
Representative(s) Gatto
Senator(s) Green, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – The Heroes of Mentasta Village
Representative(s) Morgan
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Sergeant James Gallen
Representative(s) Morgan
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Kenneth Eugene Showalter
Senator(s) Taylor, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Lincoln, Seekins, Ben Stevens, Gary Stevens, Wagoner, Wilken

In Memoriam – Michael Murray Pease
Senator(s) Ogan, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken
Representative(s) Stoltze

In Memoriam – Ken Lamb
Representative(s) Rokeberg
Senator(s) Ben Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Quentin Leslie Johnson
Representative(s) Seaton
Senator(s) Gary Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Taylor, Wagoner, Wilken

In Memoriam – John T. Wolfe, Sr.
Representative(s) Chenault
Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Joel L. Wilkins
Representative(s) Chenault
Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Eleanor June Smith

Representative(s) Chenault

Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Hassien Allon Sliman

Representative(s) Chenault

Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Lawanda Lee Davidson

Representative(s) Chenault

Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Alta Mae "Georgia" Baker McConnell Bruce

Representative(s) Chenault

Senator(s) Wagoner, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken

In Memoriam – Bernard "Benn" Guild

Representative(s) Stoltze

Senator(s) Ogan, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Jeremy Jay Faga

Representative(s) Morgan

Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Harry L. Hutchison

Representative(s) Holm

Senator(s) Wilken, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner

In Memoriam – "Jean and Mac" Mackin
Representative(s) Holm
Senator(s) Wilken, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner

In Memoriam – Robert Arthur Merdes
Representative(s) Holm
Senator(s) Wilken, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner

In Memoriam - Nadine Price
Representative(s) Samuels
Senator(s) Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

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

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

Special Order of Business

Honoring – Jessica Hendricks, 2003 Iditarod Rookie of the Year
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring - Title Wave Books
Senator(s) Ellis, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Colby Ryan Morris, Eagle Scout Award

Representative(s) Dahlstrom

Senator(s) Dyson, Therriault, Bunde, Cowdery, Davis, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Peter Atchak, Community Safety Award

Representative(s) Kapsner

Senator(s) Hoffman, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring –Mike Husa, for Bravery

Representative(s) Kapsner

Senator(s) Hoffman, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring -- Abraham Michael Salmon

Representative(s) Kohring

Senator(s) Green, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – Susan Taylor

Representative(s) Kapsner

Senator(s) Hoffman, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

Honoring – John Oscar

Representative(s) Kapsner

Senator(s) Hoffman, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Rosie Lankard

Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam -- Charles Harrison Brewster
Senator(s) Bunde, Therriault, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wilken, Wagoner

In Memoriam – John Christopher Gregory
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Theodore Anthony Littlefield
Senator(s) Lincoln, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Charlie Karl, Sr. "Tariuralria"
Representative(s) Kapsner
Senator(s) Hoffman, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – Gasper (Gus) Caterinichio
Representative(s) Berkowitz
Senator(s) French, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Ben Stevens, Gary Stevens, Taylor, Wagoner, Wilken

In Memoriam – George Kozmetsky
Representative(s) McGuire
Senator(s) Ben Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Ogan, Olson, Seekins, Gary Stevens, Taylor, Wagoner, Wilken

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

Senator Ben Stevens moved and asked unanimous consent that the Senate return to messages from the House. Without objection, the Senate returned to:

Messages from the House**Concur Messages****SB 100**

Message dated May 21 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 100(FIN)(brf sup maj fld)(efd fld) "An Act making capital appropriations, supplemental appropriations, and reappropriations; capitalizing funds; and making other appropriations" with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO. 100(FIN) am H(brf sup maj fld H) "An Act making capital appropriations, supplemental appropriations, and reappropriations; capitalizing funds; making other appropriations; and providing for an effective date." (technical title change)

Senator Ben Stevens moved that the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 100(FIN)am H(brf sup maj fld H)
Shall the Senate Concur in the House amendments to
CSSB 100(FIN)(brf sup maj fld)(efd fld)?

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 100(FIN)am H(brf sup maj fld H).

Senator Ben Stevens moved for the adoption of the effective date clauses. The question being: "Shall the effective date clauses be adopted?" The roll was taken with the following result:

HCS CSSB 100(FIN)am H(brf sup maj fld H)
Effective Date Clauses

YEAS: 19 NAYS: 1 EXCUSED: 0 ABSENT: 0

Yea: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, Lincoln, Ogan, Olson, Seekins, Stevens B, Stevens G, Taylor, Therriault, Wagoner, Wilken

Nay: Hoffman

and so, the effective date clauses were adopted.

Senator Ben Stevens moved for the adoption of the constitutional budget reserve fund section.

The question being: "Shall the constitutional budget reserve fund section be adopted?" The roll was taken with the following result:

HCS CSSB 100(FIN)am H(brf sup maj fld H)
Adopt Constitutional Budget Reserve
Fund Section?

YEAS: 12 NAYS: 8 EXCUSED: 0 ABSENT: 0

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

Nay: Davis, Ellis, Elton, French, Guess, Hoffman, Lincoln, Olson

and so, the constitutional budget reserve fund section failed to be adopted.

The Secretary was requested to notify the House.

HOUSE CS FOR CS FOR SENATE BILL NO. 100(FIN)am H(brf sup maj fld H) was referred to the Secretary for enrollment.

Engrossment**HB 9**

SENATE CS FOR 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" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 145

CS FOR HOUSE BILL NO. 145(FIN)(efd fld S) "An Act prohibiting discrimination in the awarding of attorney fees and costs in civil actions or appeals to or against, or in the posting of bonds or other security by, public interest litigants; and relating to awards of attorney fees and costs in cases involving enforcement of constitutional rights" was engrossed, signed by the President and Secretary and returned to the House.

HB 162

CS FOR HOUSE BILL NO. 162(RLS) am(efd fld S) "An Act relating to fees adopted by the Department of Natural Resources under AS 44.37.025 or 44.37.027 and to business license fees" was engrossed, signed by the President and Secretary and returned to the House.

HB 195

SENATE CS FOR CS FOR HOUSE BILL NO. 195(L&C) "An Act relating to the state health insurance plan; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 232

SENATE CS FOR HOUSE BILL NO. 232(FIN) "An Act relating to contests of skill under the charitable gaming laws; relating to mercury classics; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 243

CS FOR HOUSE BILL NO. 243(STA)(efd fld S) "An Act establishing state agency program performance management and audit powers in the Office of the Governor for the evaluation of agency programs" was engrossed, signed by the President and Secretary and returned to the House.

HB 245

CS FOR HOUSE BILL NO. 245(JUD) am S "An Act relating to certain suits and claims by members of the military services; relating to certain suits and claims regarding acts or omissions of the organized militia; relating to workers' compensation and death benefits for members of the organized militia; relating to liability arising out of certain search and rescue, civil defense, fire management, and fire fighting activities" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 16

SENATE CONCURRENT RESOLUTION NO. 16 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 232, relating to mercury classics, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Guess moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 12, 2004. Without objection, the Senate adjourned at 11:57 p.m.

Kirsten Waid
Secretary of the Senate

May 2003