

SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-THIRD LEGISLATURE -- SECOND SESSION

Juneau, Alaska

Monday

May 10, 2004

One Hundred Twentieth Day

Pursuant to adjournment the Senate was called to order by President Therriault at 2:41 p.m.

The roll showed nineteen members present. Senator Guess was absent.

Senator Ben Stevens moved and asked unanimous consent that Senator Guess be excused from a call of the Senate until the Senate returns from recess after the Joint Session. Without objection, Senator Guess was excused.

The prayer was offered by the Chaplain, Senator Green. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Heavenly Father, we thank You for the beauty of this day. We thank You for the beauty of this season. We ask that You be with us in these final two days.

You ask us to use our patience and our wisdom and to exist in the love we know You extend to us, in all that we do. We ask these things in Jesus' name. Amen.

Senator Dyson led the Senate in the Pledge of Allegiance.

Messages from the House

HB 25

Message dated May 8 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 25(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 25(JUD) "An Act relating to health care decisions, including do not resuscitate orders, anatomical gifts, and mental health treatment decisions, and to powers of attorney relating to health care, including anatomical gifts and mental health treatment decisions; and providing for an effective date."

HB 83

Message dated May 9 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 83(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 83(JUD) "An Act adopting a version of the Revised Uniform Arbitration Act; relating to the state's existing Uniform Arbitration Act; amending Rules 3, 18, 19, 20, and 21, Alaska Rules of Civil Procedure, Rule 601, Alaska Rules of Evidence, and Rule 402, Alaska Rules of Appellate Procedure; and providing for an effective date."

HB 213

Message dated May 9 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 213(FIN), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 213(FIN) "An Act relating to a provisional driver's license and to issuance of a driver's license; and providing for an effective date."

HB 339

Message dated May 9 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 339(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 339(JUD) "An Act relating to opt-out marketing plans for sales, to free trial periods for goods or services, and to acts that are unlawful as unfair trade practices."

SB 217

Message dated May 9 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 217(JUD) "An Act relating to genetic privacy."

with a Legislative Letter of Intent.

The bill was referred to the Secretary for enrollment.

SB 282

Message dated May 9 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 282(RES) "An Act relating to the identification of finfish in food products and to the misbranding of food products consisting of or containing finfish."

The bill was referred to the Secretary for enrollment.

SB 301

Message dated May 9 was read stating, the House has failed to recede from its amendments to CS FOR SENATE BILL NO. 301(FIN), namely:

HOUSE CS FOR CS FOR SENATE BILL NO. 301(FIN) am H "An Act relating to the Alaska Pioneers' Home and the Alaska Veterans' Home; relating to eligibility for admission to the Alaska Pioneers' Home and Alaska Veterans' Home; relating to the eligibility of residents for the Alaska Pioneers' Home and the Alaska Veterans' Home for general relief assistance; relating to state veterans' home facilities; making conforming amendments; and providing for an effective date."

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

Representative Foster, Chair
Representative Wilson
Representative Gruenberg

The Speaker granted limited powers of free conference.

President Therriault appointed the following Senator members to meet with the like committee from the House to consider the bills:

Senator Bunde, Chair
Senator Stedman
Senator Olson

Message dated May 9 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 84

CS FOR HOUSE BILL NO. 84(EDU) am BY THE HOUSE SPECIAL COMMITTEE ON EDUCATION, entitled:

"An Act relating to a curriculum for Alaska history; and providing for an effective date."

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

HB 461

CS FOR HOUSE BILL NO. 461(STA) am BY THE HOUSE STATE AFFAIRS COMMITTEE, entitled:

"An Act relating to enhanced 911 surcharges and to 911 and emergency services dispatch systems."

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

HB 562

CS FOR HOUSE BILL NO. 562(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to the establishment of the Interior Rivers Port Authority; and providing for an effective date."

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

Concur Messages**SB 190**

Message dated May 9 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 190(STA) "An Act adding certain state-owned land and water to the Kenai River Special Management Area; relating to the mineral estate of the state-owned land and water in the Kenai River Special Management Area; relating to the Kenai River Special Management Area advisory board; and providing for an effective date" with the following amendment:

HOUSE CS FOR CS FOR SENATE BILL NO.
190(RLS)

President Therriault stated the message will be held on the Secretary's desk.

SB 272

Message dated May 9 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 272(FIN) "An Act relating to certain monetary advances in which the deposit or other negotiation of checks to pay the advances is delayed until a later date; and providing for an effective date" with the following amendment:

CS FOR SENATE BILL NO. 272(FIN) am H

President Therriault stated the message will be held on the Secretary's desk.

SB 284

Message dated May 9 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 284(FIN) am "An Act making information on a permanent fund dividend application, other than the applicant's name, confidential, and relating to disclosure of that confidential information; and relating to confidential information in voter registration records" with the following amendment:

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

President Therriault stated the message will be held on the Secretary's desk.

SB 338

Message dated May 9 was read, stating the House passed and returned for consideration CS FOR SENATE BILL NO. 338(STA) "An Act relating to actionable claims against state employees; and providing for an effective date" with the following amendment:

CS FOR SENATE BILL NO. 338(STA) am H

President Therriault stated the message will be held on the Secretary's desk.

Recess

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in recess to the Joint Session. Without objection, the Senate recessed at 2:49 p.m.

After Recess**Joint Session in the House**

In accordance with Uniform Rule 51, Speaker Kott turned the gavel over to President Therriault who called the Joint Session to order at 3:14 p.m.

The purpose of the Joint Session was to consider confirmation of the Governor's appointments.

Senator Ben Stevens moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. Without objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. Without objection, it was so ordered.

Special Presentation

The Senate and House honored Patty Lewis for her years of dedicated service as Chief Cook of the Legislative Lounge. A commemorative plaque and Special Order of Business Citation were presented.

2004 CONFIRMATION OF GOVERNOR'S APPOINTMENTS

The commissioner appointment is as follows:

Commissioner - Department of Administration

Ray Matiashowski

Appointed: 5/2/2004

The boards and commissions appointments are as follows:

Alcoholic Beverage Control Board

Billy (William) G. Andrews - Anchorage

Appointed: 7/29/2003

Reappointed: 11/19/2003

Term Expires: 3/1/2006

Gail M. Niemi - Juneau

Appointed: 12/10/2003

Term Expires: 3/1/2006

Duane S. Udland - Anchorage

Appointed: 3/27/2001

Reappointed: 4/6/2004

Term Expires: 3/1/2007

State Board of Registration for Architects, Engineers, and Land Surveyors

Clifford E. Baker - Kenai

Appointed: 3/24/2004

Term Expires: 3/1/2008

Boyd J. Brownfield - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2008

Craig Fredeen - Eagle River

Appointed: 4/22/2004

Term Expires: 3/1/2008

Richard A. Hughes - Fairbanks

Appointed: 3/24/2004

Term Expires: 3/1/2008

Kenneth D. Maynard - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2008

State Assessment Review Board

Allen S. Black - Palmer

Appointed: 4/6/2004

Patrick S. Carlson - Kodiak

Appointed: 4/6/2004

Board of Governors of the Alaska Bar

Joseph N. Faulhaber - Fairbanks

Appointed: 7/29/2003

Term Expires: 3/1/2005

Michael J. Hurley - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2007

Board of Barbers and Hairdressers

Debra Long - Fairbanks

Appointed: 4/22/2004

Term Expires: 3/1/2008

Joylene Marris - Anchorage

Appointed: 4/25/2003

Term Expires: 3/1/2008

Reappointed: 4/22/2004

Angela J. Rosas - Houston

Appointed: 4/22/2004

Term Expires: 3/1/2008

Larry Allen Ungerecht - Anchorage

Appointed: 11/29/2000 Reappointed: 4/22/2004

Term Expires: 3/1/2008

Board of Chiropractic Examiners

Dr. R. Clark Davis - Ketchikan

Appointed: 11/14/2001 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Alaska Commercial Fisheries Entry Commission

Commissioner Frank M. Homan - Juneau

Appointed: 9/2/2003

Term Expires: 3/1/2007

Board of Dental Examiners

Mary Ann Cerney - Fairbanks

Appointed: 8/3/1999 Reappointed: 7/29/2003

Term Expires: 3/1/2007

Dr. Arne R. Pihl - Ketchikan

Appointed: 5/28/2003

Term Expires: 3/1/2007

Board of Dispensing Opticians

Larry E. Harper - Anchorage

Appointed: 6/14/2000 Reappointed: 4/30/2004

Term Expires: 3/1/2008

Board of Education and Early Development

Sylvia J. Reynolds - Soldotna

Reappointed: 3/24/2004

Term Expires: 3/1/2009

Carol (Bunny) J. Schaeffer - Kotzebue

Appointed: 3/24/2004

Term Expires: 3/1/2009

Board of Fisheries

Robert Heyano - Dillingham

Appointed: 7/1/2004 (by law, terms begin July 1)

Term Expires: 6/30/2007

Art N. Nelson - Anchorage

Reappointed: 3/25/2004

Term Expires: 6/30/2007

Board of Game

Michael R. Fleagle - McGrath

Appointed: 1/21/2003

Reappointed: 4/30/2004

Term Expires: 3/1/2007

Ben Grussendorf - Sitka

Appointed: 1/31/2001

Reappointed: 5/4/04

Term Expires: 3/1/2007

Commission on Judicial Conduct

Peter J. Aschenbrenner - Fairbanks

Appointed: 3/24/2004

Term Expires: 3/1/2008

Thomas G. Nave, Esq. - Juneau

Appointed: 3/24/2004

Term Expires: 3/1/2008

Alaska Labor Relations Agency

Gary P. Bader - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2007

Randall C. Frank - Fairbanks

Appointed: 7/16/2003

Term Expires: 3/1/2006

Dennis S. Niedermeyer - Eagle River

Appointed: 3/24/2004

Term Expires: 3/1/2006

Board of Marine Pilots

Robert J. Arts - Anchorage

Appointed: 10/31/2002

Reappointed: 3/24/2004

Term Expires: 3/1/2004

Anthony (Tony) J. Joslyn - Anchor Point

Appointed: 12/29/2000 Reappointed: 7/29/2003

Term Expires: 3/1/2007

Jack G. Poulson, Esq. - Juneau

Appointed: 6/7/2001 Reappointed: 3/24/2004

Term Expires: 3/1/2008

Robert (Tiny) Schasteen - Dutch Harbor

Appointed: 1/16/2004

Term Expires: 3/1/2007

State Medical Board

Dr. Robert A. Breffeilh - Juneau

Appointed: 4/25/2003 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Dr. John T. Duddy - Anchorage

Appointed: 3/1/2004

Term Expires: 3/1/2008

Dr. G. Bert Flaming - Glennallen

Appointed: 2/12/2003 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Dr. David M. Head - Nome

Appointed: 3/27/2001 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Michael J. Tauriainen - Soldotna

Appointed: 5/28/2003 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Alaska Mental Health Trust Authority Board of Trustees

Dr. William H. Doolittle - Fairbanks

Appointed: 3/24/2004

Term Expires: 3/1/2009

Tom J. Hawkins - Anchorage

Reappointed: 3/24/2004

Term Expires: 3/1/2009

Board of Certified Direct-Entry Midwives

Dana L. Brown - Fairbanks

Appointed: 1/19/2000 Reappointed: 4/30/2004

Term Expires: 3/1/2008

Sharon K. Evans - Palmer
Appointed: 3/27/2001 Reappointed: 4/30/2004
Term Expires: 3/1/2008

Dr. Mark E. Richey - Anchorage
Appointed: 2/20/1997 Reappointed: 1/19/2000
Reappointed: 8/25/2003 Term Expires: 3/1/2007

Board of Nursing

James E. Jurens - Juneau
Appointed: 3/25/2003 Reappointed: 4/22/2004
Term Expires: 3/1/2007

Patricia M. Swenson - Anchorage
Appointed: 1/16/2004
Term Expires: 3/1/2007

Occupational Safety and Health Review Board

Thor R. Christianson - Sitka
Appointed: 3/5/2004
Term Expires: 3/1/2008

Alaska Oil and Gas Conservation Commission

John K. Norman - Anchorage
Appointed: 1/23/2004
Term Expires: 3/1/2009

Board of Examiners in Optometry

Dr. Jill Geering Matheson - Juneau
Appointed: 4/30/2004
Term Expires: 3/1/2008

Dr. Jeff Gonnason - Anchorage
Appointed: 4/30/2004
Term Expires: 3/1/2007

Personnel Board

Debra E. English - Anchorage
Appointed: 1/8/2004
Term Expires: 3/1/2008

Laura Plenert - Ketchikan
Appointed: 3/10/2004
Term Expires: 3/1/2010

Board of Pharmacy

Cindy Bueler - Anchorage

Appointed: 6/5/2000 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Captain Gary M. Givens - Anchorage

Appointed: 3/1/2004

Term Expires: 3/1/2008

Michael Pauley - Eagle River

Appointed: 3/25/2003 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Professional Teaching Practices Commission

Kimberly (Kim) Jockusch - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2007

Dr. Donna Peterson - Soldotna

Appointed: 4/22/2004

Term Expires: 3/1/2007

Alaska Public Offices Commission (APOC)

Roger E. Holl - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2009

Board of Certified Real Estate Appraisers

Nelida Irvine - Anchorage

Appointed: 5/28/2003

Term Expires: 3/1/2007

Gene H. Shafer - Fairbanks

Appointed: 3/1/2004

Term Expires: 3/1/2008

Real Estate Commission

Lawrence (Larry) J. Bauer - Juneau

Appointed: 11/24/2003

Term Expires: 3/1/2005

Glenn Clary - Anchorage

Appointed: 12/10/2003 Reappointed: 3/1/2004

Term Expires: 3/1/2008

Rita C. Stuckart - Anchorage

Appointed: 11/24/2003

Reappointed: 3/1/2004

Term Expires: 3/1/2008

Alaska Royalty Oil and Gas Development Advisory Board

Charles E. Cole - Fairbanks

Appointed: 6/2/2003

Term Expires: 3/1/2007

Kenneth O. Stout - Anchorage

Appointed: 6/5/2003

Term Expires: 3/1/2005

Board of Social Work Examiners

Darrell Allman - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2008

Mildred D. (Tammy) Townsend - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2007

Board of Veterinary Examiners

Dr. David J. Hunt - Sitka

Appointed: 5/28/2003

Term Expires: 3/1/2007

Violent Crimes Compensation Board

Gerad Godfrey - Valdez

Appointed: 2/19/2003

Reappointed: 4/6/2004

Term Expires: 3/1/2007

Dr. David G. Ingraham - Anchorage

Appointed: 7/16/2003

Term Expires: 3/1/2006

Alaska Workers' Compensation Board

Valarie L. Allmon - Anchorage

Appointed: 4/12/2004

Term Expires: 3/1/2007

Chris N. Johansen - Fairbanks

Appointed: 4/12/2004

Term Expires: 3/1/2007

David Kester - Anchorage

Appointed: 4/12/2004 Reappointment: 3/1/2005

Term Expires: 3/1/2008

James (Jay) N. Rhodes - Ketchikan

Appointed: 9/11/2001 Reappointed: 4/12/2004

Term Expires: 3/1/2007

Patricia A. Vollendorf - Anchorage

Appointed: 4/12/2004

Term Expires: 3/1/2006

Representative Weyhrauch moved and asked unanimous consent to abstain from voting on the appointments to the Board of Fisheries, Commercial Fisheries Entry Commission, Alaska Labor Relations Board, Board of Marine Pilots and Occupational Safety and Health Review Board due to a conflict of interest. Objections were heard and Representative Weyhrauch was required to vote.

Senator Ben Stevens moved and asked unanimous consent that the following appointment as commissioner be confirmed:

Commissioner - Department of Administration

Ray Matiashowski

Appointed: 5/2/2004

The question being: "Shall Ray Matiashowski be confirmed as Commissioner of the Department of Administration?" The roll of the Senate was called with the following result:

Commissioner - Department of Administration

Ray Matiashowski

SENATE

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

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

Excused: Guess

The roll of the House was taken with the following result:

Commissioner - Dept. of Administration

Confirm - Matiashowski

HOUSE

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

TOTALS: YEAS: 59 NAYS: 0 EXCUSED: 1 ABSENT: 0

and so, Ray Matiashowski was confirmed as Commissioner of the Department of Administration.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Alcoholic Beverage Control Board

Billy (William) G. Andrews - Anchorage

Appointed: 7/29/2003 Reappointed: 11/19/2003

Term Expires: 3/1/2006

Gail M. Niemi - Juneau

Appointed: 12/10/2003

Term Expires: 3/1/2006

Duane S. Udland - Anchorage

Appointed: 3/27/2001 Reappointed: 4/6/2004

Term Expires: 3/1/2007

State Board of Registration for Architects, Engineers, and Land Surveyors

Clifford E. Baker - Kenai

Appointed: 3/24/2004

Term Expires: 3/1/2008

Boyd J. Brownfield - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2008

Craig Fredeen - Eagle River

Appointed: 4/22/2004

Term Expires: 3/1/2008

Richard A. Hughes - Fairbanks

Appointed: 3/24/2004

Term Expires: 3/1/2008

Kenneth D. Maynard - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2008

State Assessment Review Board

Allen S. Black - Palmer

Appointed: 4/6/2004

Patrick S. Carlson - Kodiak

Appointed: 4/6/2004

Board of Governors of the Alaska Bar

Joseph N. Faulhaber - Fairbanks

Appointed: 7/29/2003

Term Expires: 3/1/2005

Michael J. Hurley - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2007

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Barbers and Hairdressers

Debra Long - Fairbanks

Appointed: 4/22/2004

Term Expires: 3/1/2008

Joylene Marrs - Anchorage

Appointed: 4/25/2003

Term Expires: 3/1/2008

Reappointed: 4/22/2004

Angela J. Rosas - Houston

Appointed: 4/22/2004

Term Expires: 3/1/2008

Larry Allen Ungerecht - Anchorage

Appointed: 11/29/2000 Reappointed: 4/22/2004

Term Expires: 3/1/2008

Board of Chiropractic Examiners

Dr. R. Clark Davis - Ketchikan

Appointed: 11/14/2001 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Alaska Commercial Fisheries Entry Commission

Commissioner Frank M. Homan - Juneau

Appointed: 9/2/2003

Term Expires: 3/1/2007

Board of Dental Examiners

Mary Ann Cerney - Fairbanks

Appointed: 8/3/1999 Reappointed: 7/29/2003

Term Expires: 3/1/2007

Dr. Arne R. Pihl - Ketchikan

Appointed: 5/28/2003

Term Expires: 3/1/2007

Board of Dispensing Opticians

Larry E. Harper - Anchorage

Appointed: 6/14/2000 Reappointed: 4/30/2004

Term Expires: 3/1/2008

Board of Education and Early Development

Sylvia J. Reynolds - Soldotna

Reappointed: 3/24/2004

Term Expires: 3/1/2009

Carol (Bunny) J. Schaeffer - Kotzebue

Appointed: 3/24/2004

Term Expires: 3/1/2009

Board of Fisheries

Robert Heyano - Dillingham

Appointed: 7/1/2004 (by law, terms begin July 1)

Term Expires: 6/30/2007

Art N. Nelson - Anchorage
Reappointed: 3/25/2004
Term Expires: 6/30/2007

Board of Game

Michael R. Fleagle - McGrath
Appointed: 1/21/2003 Reappointed: 4/30/2004
Term Expires: 3/1/2007
Ben Grussendorf - Sitka
Appointed: 1/31/2001 Reappointed: 5/4/04
Term Expires: 3/1/2007

Objections were heard to the confirmation of Michael R. Fleagle and Ben Grussendorf to the Board of Game.

Senator Ben Stevens restated his motion to confirm the appointments with the exception of Michael R. Fleagle and Ben Grussendorf. There being no objection, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Commission on Judicial Conduct

Peter J. Aschenbrenner - Fairbanks
Appointed: 3/24/2004
Term Expires: 3/1/2008
Thomas G. Nave, Esq. - Juneau
Appointed: 3/24/2004
Term Expires: 3/1/2008

Alaska Labor Relations Agency

Gary P. Bader - Anchorage
Appointed: 3/24/2004
Term Expires: 3/1/2007
Randall C. Frank - Fairbanks
Appointed: 7/16/2003
Term Expires: 3/1/2006
Dennis S. Niedermeyer - Eagle River
Appointed: 3/24/2004
Term Expires: 3/1/2006

Board of Marine Pilots

Robert J. Arts - Anchorage
Appointed: 10/31/2002 Reappointed: 3/24/2004
Term Expires: 3/1/2004

Anthony (Tony) J. Joslyn - Anchor Point
Appointed: 12/29/2000 Reappointed: 7/29/2003
Term Expires: 3/1/2007

Jack G. Poulson, Esq. - Juneau
Appointed: 6/7/2001 Reappointed: 3/24/2004
Term Expires: 3/1/2008

Robert (Tiny) Schasteen - Dutch Harbor
Appointed: 1/16/2004
Term Expires: 3/1/2007

State Medical Board

Dr. Robert A. Breffeilh - Juneau
Appointed: 4/25/2003 Reappointed: 1/16/2004
Term Expires: 3/1/2008

Dr. John T. Duddy - Anchorage
Appointed: 3/1/2004
Term Expires: 3/1/2008

Dr. G. Bert Flaming - Glennallen
Appointed: 2/12/2003 Reappointed: 1/16/2004
Term Expires: 3/1/2008

Dr. David M. Head - Nome
Appointed: 3/27/2001 Reappointed: 1/16/2004
Term Expires: 3/1/2008

Michael J. Tauriainen - Soldotna
Appointed: 5/28/2003 Reappointed: 1/16/2004
Term Expires: 3/1/2008

Alaska Mental Health Trust Authority Board of Trustees

Dr. William H. Doolittle - Fairbanks
Appointed: 3/24/2004
Term Expires: 3/1/2009

Tom J. Hawkins - Anchorage
Reappointed: 3/24/2004
Term Expires: 3/1/2009

There being no objections, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Board of Certified Direct-Entry Midwives

Dana L. Brown - Fairbanks

Appointed: 1/19/2000 Reappointed: 4/30/2004

Term Expires: 3/1/2008

Ms. Sharon K. Evans - Palmer

Appointed: 3/27/2001 Reappointed: 4/30/2004

Term Expires: 3/1/2008

Dr. Mark E. Richey - Anchorage

Appointed: 2/20/1997 Reappointed: 1/19/2000

Reappointed: 8/25/2003 Term Expires: 3/1/2007

Board of Nursing

James E. Jurrens - Juneau

Appointed: 3/25/2003 Reappointed: 4/22/2004

Term Expires: 3/1/2007

Patricia M. Swenson - Anchorage

Appointed: 1/16/2004

Term Expires: 3/1/2007

Occupational Safety and Health Review Board

Thor R. Christianson - Sitka

Appointed: 3/5/2004

Term Expires: 3/1/2008

Alaska Oil and Gas Conservation Commission

John K. Norman - Anchorage

Appointed: 1/23/2004

Term Expires: 3/1/2009

Board of Examiners in Optometry

Dr. Jill Geering Matheson - Juneau

Appointed: 4/30/2004

Term Expires: 3/1/2008

Dr. Jeff Gonnason - Anchorage

Appointed: 4/30/2004

Term Expires: 3/1/2007

Personnel Board

Ms. Debra E. English - Anchorage

Appointed: 1/8/2004

Term Expires: 3/1/2008

Laura Plenert - Ketchikan

Appointed: 3/10/2004

Term Expires: 3/1/2010

Board of Pharmacy

Cindy Bueler - Anchorage

Appointed: 6/5/2000 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Captain Gary M. Givens - Anchorage

Appointed: 3/1/2004

Term Expires: 3/1/2008

Michael Pauley - Eagle River

Appointed: 3/25/2003 Reappointed: 1/16/2004

Term Expires: 3/1/2008

Objections were heard to the confirmation of Laura Plenert to the Personnel Board.

Senator Ben Stevens restated his motion to confirm the appointments with the exception of Laura Plenert. There being no objection, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Professional Teaching Practices Commission

Kimberly (Kim) Jockusch - Anchorage

Appointed: 4/22/2004

Term Expires: 3/1/2007

Dr. Donna Peterson - Soldotna

Appointed: 4/22/2004

Term Expires: 3/1/2007

Alaska Public Offices Commission (APOC)

Roger E. Holl - Anchorage

Appointed: 3/24/2004

Term Expires: 3/1/2009

Board of Certified Real Estate Appraisers

Nelida Irvine - Anchorage
Appointed: 5/28/2003
Term Expires: 3/1/2007
Gene H. Shafer - Fairbanks
Appointed: 3/1/2004
Term Expires: 3/1/2008

Real Estate Commission

Lawrence (Larry) J. Bauer - Juneau
Appointed: 11/24/2003
Term Expires: 3/1/2005
Glenn Clary - Anchorage
Appointed: 12/10/2003 Reappointed: 3/1/2004
Term Expires: 3/1/2008
Rita C. Stuckart - Anchorage
Appointed: 11/24/2003 Reappointed: 3/1/2004
Term Expires: 3/1/2008

Alaska Royalty Oil and Gas Development Advisory Board

Charles E. Cole - Fairbanks
Appointed: 6/2/2003
Term Expires: 3/1/2007
Kenneth O. Stout - Anchorage
Appointed: 6/5/2003
Term Expires: 3/1/2005

Board of Social Work Examiners

Darrell Allman - Anchorage
Appointed: 4/22/2004
Term Expires: 3/1/2008
Mildred D. (Tammy) Townsend - Anchorage
Appointed: 4/22/2004
Term Expires: 3/1/2007

Board of Veterinary Examiners

Dr. David J. Hunt - Sitka
Appointed: 5/28/2003
Term Expires: 3/1/2007

There being no objection, the appointments were confirmed.

Senator Ben Stevens moved and asked unanimous consent that the following appointments be confirmed:

Violent Crimes Compensation Board

Gerad Godfrey - Valdez

Appointed: 2/19/2003 Reappointed: 4/6/2004

Term Expires: 3/1/2007

Dr. David G. Ingraham - Anchorage

Appointed: 7/16/2003

Term Expires: 3/1/2006

Alaska Workers' Compensation Board

Valarie L. Allmon - Anchorage

Appointed: 4/12/2004

Term Expires: 3/1/2007

Chris N. Johansen - Fairbanks

Appointed: 4/12/2004

Term Expires: 3/1/2007

David Kester - Anchorage

Appointed: 4/12/2004 Reappointment: 3/1/2005

Term Expires: 3/1/2008

James (Jay) N. Rhodes - Ketchikan

Appointed: 9/11/2001 Reappointed: 4/12/2004

Term Expires: 3/1/2007

Patricia A. Vollendorf - Anchorage

Appointed: 4/12/2004

Term Expires: 3/1/2006

There being no objection, the appointments were confirmed.

Senator Ben Stevens moved that Michael R. Fleagle be confirmed to the Board of Game.

The question being: "Shall Michael R. Fleagle be confirmed to the Board of Game?" The roll of the Senate was called with the following result:

Board of Game
Michael R. Fleagle
SENATE

YEAS: 16 NAYS: 3 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Davis, Dyson, Green, Hoffman, Lincoln, Ogan, Olson, Seekins, Stedman, Stevens B, Stevens G, Wagoner, Wilken, Therriault

Nays: Ellis, Elton, French

Excused: Guess

The roll of the House was taken with the following result:

Board of Game
Confirm - Fleagle
HOUSE

YEAS: 39 NAYS: 1 EXCUSED: 0 ABSENT: 0

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

Nays: Gara

TOTALS: YEAS: 55 NAYS: 4 EXCUSED: 1 ABSENT: 0

and so, Michael R. Fleagle was confirmed to the Board of Game.

Senator Ben Stevens moved that Ben Grussendorf be confirmed to the Board of Game.

The question being: "Shall Ben Grussendorf be confirmed to the Board of Game?" The roll of the House was taken with the following result:

Board of Game
 Confirm - Grussendorf
 HOUSE

YEAS: 32 NAYS: 8 EXCUSED: 0 ABSENT: 0

Yeas: Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Dahlstrom, Foster, Gara, Gruenberg, Guttenberg, Harris, Hawker, Heinze, Joule, Kapsner, Kerttula, Kohring, Kookesh, Kott, Lynn, Masek, Meyer, Morgan, Moses, Ogg, Rokeberg, Samuels, Seaton, Weyhrauch, Williams, Wilson

Nays: Coghill, Fate, Gatto, Holm, McGuire, Stepovich, Stoltze, Wolf

Anderson changed from "Nay" to "Yea".

Gatto changed from "Yea" to "Nay".

The roll of the Senate was called with the following result:

Board of Game
 Ben Grussendorf
 SENATE

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

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

Nays: Ogan, Seekins

Excused: Guess

TOTALS: YEAS: 49 NAYS: 10 EXCUSED: 1 ABSENT: 0

and so, Ben Grussendorf was confirmed to the Board of Game.

Senator Ben Stevens moved that Laura Plenert be confirmed to the Personnel Board.

The question being: "Shall Laura Plenert be confirmed to the Personnel Board?" The roll of the Senate was called with the following result:

Personnel Board

Laura Plenert

SENATE

YEAS: 13 NAYS: 6 EXCUSED: 1 ABSENT: 0

Yeas: Bunde, Cowdery, Dyson, Green, Hoffman, Ogan, Seekins, Stedman, Stevens B, Stevens G, Wagoner, Wilken, Therriault

Nays: Davis, Ellis, Elton, French, Lincoln, Olson

Excused: Guess

The roll of the House was taken with the following result:

Personnel Board

Confirm - Plenert

HOUSE

YEAS: 36 NAYS: 4 EXCUSED: 0 ABSENT: 0

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

Nays: Cissna, Crawford, Gara, Guttenberg

TOTALS: YEAS: 49 NAYS: 10 EXCUSED: 1 ABSENT: 0

and so, Laura Plenert was confirmed to the Personnel Board.

Senator Ben Stevens moved and asked unanimous consent that the Joint Session stand in adjournment. Without objection, President Therriault adjourned the Joint Session at 3:39 p.m.

After Recess

The Senate reconvened at 4:01 p.m.

Standing Committee Reports**HB 233**

Corrected Fiscal Note No. 5 (page 3265) for the Finance Senate Committee Substitute for CS FOR HOUSE BILL NO. 233(EDU) am "An Act increasing the base student allocation used in the formula for state funding of public education; and providing for an effective date" published today from Department of Education and Early Development.

The bill is on today's calendar.

HB 338

The Finance Committee considered CS FOR HOUSE BILL NO. 338(HES) "An Act relating to attendance at public school; and providing for an effective date." Signing no recommendation: Senators Green, Wilken, Cochairs; Senator Olson. Signing do pass: Senators Dyson, Ben Stevens. Signing do not pass: Senator Bunde.

The following previously published fiscal information applies:

Fiscal Note No. 1, indeterminate, Department of Education and Early Development

The bill was referred to the Rules Committee.

HB 341

The Finance Committee considered HOUSE BILL NO. 341 "An Act relating to the dive fishery management assessment." Signing do pass: Senator Wilken, Cochair; Senators Dyson, Ben Stevens. Signing no recommendation: Senator Green, Cochair; Senators Olson, Bunde.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Rules Committee.

HB 342

The Finance Committee considered CS FOR HOUSE BILL NO. 342(FIN) am "An Act relating to driving while under the influence, to the definition of 'previously convicted,' to alcohol-related offenses, to ignition interlock devices, and to the issuance of limited driver's licenses; and providing for an effective date." Signing do pass: Senator Wilken, Cochair; Senators Dyson, Ben Stevens, Bunde. Signing no recommendation: Senator Olson.

The following fiscal information was published today:

Fiscal Note No. 7, Department of Administration

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Alaska Court System

Fiscal Note No. 2, zero, Department of Law

Fiscal Note No. 3, zero, Department of Public Safety

Fiscal Note No. 5, indeterminate, Department of Corrections

Fiscal Note No. 6, indeterminate, Department of Administration

The bill was referred to the Rules Committee.

HB 367

Forthcoming Judiciary Senate Committee Substitute (page 3415) for CS FOR HOUSE BILL NO. 367(FIN) am "An Act relating to the licensing and regulation of adult-oriented businesses; and providing for an effective date" was received today.

HB 495

The Finance Committee considered CS FOR HOUSE BILL NO. 495(FIN) "An Act allowing a joint action agency to encumber property interests for security purposes; declaring certain joint action agencies to be political subdivisions for certain purposes; restricting the sale of property of the joint action agency; allowing the joint action agency to transfer property to security interest holders under a security interest or to other parties without legislative approval; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO.
495(FIN)

Signing no recommendation: Senators Green, Wilken, Cochairs; Senators Dyson, Olson, Bunde. Signing do pass: Senator Ben Stevens.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Community and Economic Development

The bill was referred to the Rules Committee.

HB 563

The Judiciary Committee considered CS FOR HOUSE BILL NO. 563(JUD) am(efd add) "An Act relating to legislative branch ethics, to open meetings guidelines applicable to legislators, to the confidentiality of complaints and proceedings involving alleged violations of AS 24.60, and to hearings on formal charges by the Select Committee on Legislative Ethics or its subcommittees; and providing for an effective date." Signing do pass: Senator Seekins, Chair. Signing no recommendation: Senator Therriault. Signing amend: Senator Ogan.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Legislative Agency

The bill is on today's calendar

HCR 39

The Resources Committee considered CS FOR HOUSE CONCURRENT RESOLUTION NO. 39(RLS) am Establishing the Alaska Royalty and Revenue Committee, and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE
CONCURRENT RESOLUTION NO. 39(RES)
Requesting a study and report on the competitiveness
of the state's oil and gas tax and royalty structure.

Signing no recommendation: Senator Ogan, Chair; Senator Wagoner. Signing do pass: Senator Dyson. Signing do not pass: Senators Ben Stevens, Seekins.

The following fiscal information was published today:
Fiscal Note No. 2, zero, Legislative Agency

The resolution was referred to the Rules Committee.

Consideration of the Calendar

Second Reading of Senate Bills

SB 308

SENATE BILL NO. 308 "An Act increasing the duration of certain provisions of domestic violence protective orders from six months to one year" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 2847. Without objection, CS FOR SENATE BILL NO. 308(JUD) "An Act relating to warnings on domestic violence and stalking forms; and increasing the duration of certain provisions of domestic violence protective orders from six months to up to one year" 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.

CS FOR SENATE BILL NO. 308(JUD) was read the third time.

Senators Wagoner, Davis, Elton, Stedman, Ellis moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR SENATE BILL NO. 308(JUD) "An Act relating to warnings on domestic violence and stalking forms; and increasing the duration of certain provisions of domestic violence protective orders from six months to up to one year" pass the Senate?"
The roll was taken with the following result:

CSSB 308(JUD)
Third Reading - Final Passage
Letter of Intent

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

Yeas: Cowdery, Davis, Dyson, Ellis, Elton, French, Guess, Lincoln, Ogan, Seekins, Stedman, Stevens B, Therriault, Wagoner

Absent: Bunde, Green, Hoffman, Olson, Stevens G, Wilken

Ogan changed from "Nay" to "Yea".

and so, CS FOR SENATE BILL NO. 308(JUD) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the Senate Judiciary Committee Letter of Intent offered on page 2848 be adopted as a Senate Letter of Intent. Without objection, the Senate Letter of Intent was adopted.

Second Reading of House Bills

HB 15

CS FOR HOUSE BILL NO. 15(FIN) am "An Act relating to fair trade practices and consumer protection, to telephone solicitations, to charitable solicitations; and providing for an effective date" was read the second time.

Senator Ben Stevens moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 3414. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 15(FIN) 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 CS FOR HOUSE BILL NO. 15(FIN) was read the third time.

Senators Ellis, French, Dyson, Lincoln, Elton, Wagoner, Seekins, Stedman, Guess, Cowdery, Therriault moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 15(FIN) "An Act relating to fair trade practices and consumer protection, to telephone solicitations, to charitable solicitations; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 15(FIN)
Third Reading - Final Passage
Effective Dates

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

Yeas: Cowdery, Davis, Dyson, Ellis, Elton, French, Guess, Lincoln, Ogan, Seekins, Stedman, Stevens B, Therriault, Wagoner

Absent: Bunde, Green, Hoffman, Olson, Stevens G, Wilken

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 15(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 clauses. Without objection, it was so ordered.

HB 233

CS FOR HOUSE BILL NO. 233(EDU) am "An Act increasing the base student allocation used in the formula for state funding of public education; and providing for an effective date" was read the second time.

Senator Ben Stevens moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 3265. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 233(FIN) 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. Senator Ellis objected.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 233(FIN) will be on the May 11 calendar.

HB 255

CS FOR HOUSE BILL NO. 255(FIN)(title am) "An Act amending the Alaska Wage and Hour Act as it relates to the scope of administrative regulations defining a person employed in a bona fide executive, administrative, or professional capacity as it pertains to minimum salaries to require that the minimum salary for that individual be two times the minimum wage for the first forty hours of employment each week" 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. 255(FIN)(title am) will be on the May 11 calendar.

HB 275

CS FOR HOUSE BILL NO. 275(FIN) "An Act relating to animals, and to the care of and to cruelty to animals" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 3368. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 275(JUD) 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. Senator Ellis objected.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 275(JUD) will be on the May 11 calendar.

HB 381

CS FOR HOUSE BILL NO. 381(RLS) "An Act relating to child endangerment" 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. 381(RLS) will be on the May 11 calendar.

Senate Bills in Second Reading**SB 308**

President Therriault stated that only 14 Senators were present when CS FOR SENATE BILL NO. 308(JUD) was advanced from second to third reading on the same day. Article II, Section 14 of the Alaska Constitution requires a three-fourths concurrence to advance a bill on the same day. Therefore, 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.

CS FOR SENATE BILL NO. 308(JUD) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 308(JUD) "An Act relating to warnings on domestic violence and stalking forms; and increasing the duration of certain provisions of domestic violence protective orders from six months to up to one year" pass the Senate?" The roll was taken with the following result:

CSSB 308(JUD)

Third Reading - Final Passage

Letter of Intent

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

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

Absent: Lincoln, Ogan

and so, CS FOR SENATE BILL NO. 308(JUD) passed the Senate.

Senator Ben Stevens moved and asked unanimous consent that the Senate Judiciary Committee Letter of Intent offered on page 2848 be adopted as a Senate Letter of Intent. Without objection, the Senate Letter of Intent was adopted.

CS FOR SENATE BILL NO. 308(JUD) was referred to the Secretary for engrossment.

House Bills in Second Reading

HB 15

President Therriault stated that only 14 Senators were present when SENATE CS FOR CS FOR HOUSE BILL NO. 15(FIN) was advanced from second to third reading on the same day. Article II, Section 14 of the Alaska Constitution requires a three-fourths concurrence to advance a bill on the same day. Therefore, 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 CS FOR HOUSE BILL NO. 15(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 15(FIN) "An Act relating to fair trade practices and consumer protection, to telephone solicitations, to charitable solicitations; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 15(FIN)

Third Reading - Final Passage

Effective Dates

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

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

Absent: Lincoln, Ogan

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 15(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 clauses. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Second Reading of House Bills (continued)

HB 385

CS FOR HOUSE BILL NO. 385(JUD) "An Act relating to awarding child custody; and providing for an effective date" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 3098. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) 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 CS FOR HOUSE BILL NO. 385(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) "An Act relating to awarding child custody; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 385(JUD)
Third Reading - Final Passage
Effective Date

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

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

Absent: Ellis, Lincoln

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) 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 464

HOUSE BILL NO. 464 "An Act extending the termination date of the Board of Certified Real Estate Appraisers" 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 3268. Without objection, SENATE CS FOR HOUSE BILL NO. 464(FIN) 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. 464(FIN) was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 464(FIN) "An Act extending the termination date of the Board of Certified Real Estate Appraisers" pass the Senate?" The roll was taken with the following result:

SCS HB 464(FIN)

Third Reading - Final Passage

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

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

and so, SENATE CS FOR HOUSE BILL NO. 464(FIN) passed the Senate.

Senator Ogan gave notice of reconsideration.

HB 474

CS FOR HOUSE BILL NO. 474(JUD) am "An Act relating to civil liability associated with aircraft runways, airfields, and landing areas" 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. 474(JUD) am will be on the May 11 calendar.

HB 489

HOUSE BILL NO. 489 "An Act relating to the administration of the Alaska Vocational Technical Center; 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. 489 was read the third time.

The question being: "Shall HOUSE BILL NO. 489 "An Act relating to the administration of the Alaska Vocational Technical Center; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 489

Third Reading - Final Passage

Effective Date

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

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

and so, HOUSE BILL NO. 489 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 452

CS FOR HOUSE BILL NO. 452(FIN) am "An Act relating to licensing and regulation of sport fishing operators and sport fishing guides; authorizing the Department of Fish and Game and the Alaska Commercial Fisheries Entry Commission to release records and reports to the Department of Natural Resources and the Department of Public Safety; and providing for an effective date" was read the second time.

Senator Ogan, Chair, moved and asked unanimous consent for the adoption of the Resources Senate Committee Substitute offered on page 3416. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 452(RES) "An Act relating to licensing and regulation of sport fishing operators and sport fishing guides; relating to licensing and registration of sport fishing vessels; authorizing the Department of Fish and Game and the Alaska Commercial Fisheries Entry Commission to release records and reports to the Department of Natural Resources and the Department of Public Safety; and providing for an effective date" (title change authorized by SCR 27) 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 CS FOR HOUSE BILL NO. 452(RES) was read the third time.

Senators Dyson, Wagoner moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senators Dyson, Wagoner were required to vote.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 452(RES) "An Act relating to licensing and regulation of sport fishing operators and sport fishing guides; relating to licensing and registration of sport fishing vessels; authorizing the Department of Fish and Game and the Alaska Commercial Fisheries Entry Commission to release records and reports to the Department of Natural Resources and the Department of Public Safety; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 452(RES)
Third Reading - Final Passage
Effective Dates

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

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

Nays: Dyson

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 452(RES) 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 clauses. Without objection, it was so ordered.

Senator French gave notice of reconsideration.

Second Reading of Senate Resolutions

SCR 27

Senator Ben Stevens moved and asked unanimous consent that SENATE CONCURRENT RESOLUTION NO. 27 which had been held on the Secretary's desk (page 3421) be taken up at this time.

SENATE CONCURRENT RESOLUTION NO. 27 was read the second time and was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 27 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 452, relating to sport fishing operators and sport fishing guides, pass the Senate?" The roll was taken with the following result:

SCR 27

Final Passage

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

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

and so, SENATE CONCURRENT RESOLUTION NO. 27 passed the Senate and was referred to the Secretary for engrossment.

Second Reading of House Bills (continued)

HB 503

HOUSE BILL NO. 503 "An Act relating to the tobacco product Master Settlement Agreement; 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. Senator Guess objected.

President Therriault stated HOUSE BILL NO. 503 will be on the May 11 calendar.

HB 534

CS FOR HOUSE BILL NO. 534(FIN) "An Act repealing the scheduled termination date of the office of victims' rights" 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. 534(FIN) was read the third time.

Senator Dyson moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Dyson was required to vote.

The question being: "Shall CS FOR HOUSE BILL NO. 534(FIN) "An Act repealing the scheduled termination date of the office of victims' rights" pass the Senate?" The roll was taken with the following result:

CShB 534(FIN)

Third Reading - Final Passage

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

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

and so, CS FOR HOUSE BILL NO. 534(FIN) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 536

CS FOR HOUSE BILL NO. 536(MLV) "An Act relating to applications for permanent fund dividends by certain individuals serving in the armed forces, and to payment of certain 2003 and 2004 dividends; 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. 536(MLV) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 536(MLV) "An Act relating to applications for permanent fund dividends by certain individuals serving in the armed forces, and to payment of certain 2003 and 2004 dividends; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 536(MLV)
Third Reading - Final Passage
Effective Date

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

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

and so, CS FOR HOUSE BILL NO. 536(MLV) 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 549

CS FOR HOUSE BILL NO. 549(JUD) am "An Act relating to unsolicited communications following an aircraft accident" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 3371. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 549(JUD) 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. Senator Ellis objected.

President Therriault stated SENATE CS FOR CS FOR HOUSE BILL NO. 549(JUD) will be on the May 11 calendar.

HB 559

HOUSE BILL NO. 559 am "An Act extending the termination of the state training and employment 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. 559 am was read the third time.

The question being: "Shall HOUSE BILL NO. 559 am "An Act extending the termination of the state training and employment program; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 559 am
Third Reading - Final Passage
Effective Date

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

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

and so, HOUSE BILL NO. 559 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 563

CS FOR HOUSE BILL NO. 563(JUD) am(efd add) "An Act relating to legislative branch ethics, to open meetings guidelines applicable to legislators, to the confidentiality of complaints and proceedings involving alleged violations of AS 24.60, and to hearings on formal charges by the Select Committee on Legislative Ethics or its subcommittees; 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. Senator Ellis objected.

President Therriault stated CS FOR HOUSE BILL NO. 563(JUD) am(efd add) will be on the May 11 calendar.

Third Reading of House Bills

HB 29

SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 29(JUD) was read the third time.

Senator French declared a conflict of interest.

The question being: "Shall SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 29(JUD) "An Act relating to real estate licensees and real estate transactions; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSSSHB 29(JUD)
Third Reading - Final Passage
Effective Dates

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

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

and so, SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 29(JUD) 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 clauses. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 423

CS FOR HOUSE BILL NO. 423(JUD) am was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 423(JUD) am "An Act relating to accidents involving the vehicle of a person under the influence of an alcoholic beverage" pass the Senate?" The roll was taken with the following result:

CSHB 423(JUD) am
Third Reading - Final Passage

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

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

and so, CS FOR HOUSE BILL NO. 423(JUD) am passed the Senate.

Reconsideration of House Bills

HB 531

Senator Wagoner requested that the reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 531(FIN) "An Act relating to natural gas exploration and development and to nonconventional gas, and amending the section under which shallow natural gas leases may be issued; and providing for an effective date" be taken up at this time. Senator Wagoner withdrew his request.

Third Reading of House Bills (continued)

HB 427

CS FOR HOUSE BILL NO. 427(JUD) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 427(JUD) "An Act relating to guardianships and conservatorships, to the public guardian and the office of public advocacy, to private professional guardians and private professional conservators, to court visitors, court-appointed attorneys, guardians ad litem, and fiduciaries, and to the protection of the person or property of certain individuals, including minors; amending Rule 17(c), Alaska Rules of Civil Procedure, and Rules 16(f) and 17(e), Alaska Rules of Probate Procedure; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 427(JUD)
Third Reading - Final Passage
Effective Dates - Court Rules

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

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

and so, CS FOR HOUSE BILL NO. 427(JUD) 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 clauses. Without objection, it was so ordered.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the Court Rule changes. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

Reconsideration of House Bills

HB 288

Senator Ben Stevens requested that the reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 288(STA)(fld S) 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. 288(STA) "An Act changing the name of the Department of Community and Economic Development to the Department of Commerce, Community, and Economic Development" pass the Senate?" The roll was taken with the following result:

SCS CSHB 288(STA)
Third Reading - On Reconsideration

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

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

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

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 288(STA) passed the Senate on reconsideration and was referred to the Secretary for engrossment.

Senate Resolutions

SCR 20

Senator Ben Stevens moved and asked unanimous consent that SENATE CONCURRENT RESOLUTION NO. 20, which had been held on the Secretary's desk (page 2113) be taken up at this time. Without objection, it was so ordered.

SENATE CONCURRENT RESOLUTION NO. 20 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 20 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 288, relating to changing the name of the Department of Community and Economic Development, pass the Senate?" The roll was taken with the following result:

SCR 20

Final Passage

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

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

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

and so, lacking the necessary 14 votes, SENATE CONCURRENT RESOLUTION NO. 20 failed to pass the Senate.

SENATE CONCURRENT RESOLUTION NO. 20(fld S) was referred to the Secretary for permanent filing.

Third Reading of House Bills (continued)

HB 490

CS FOR HOUSE BILL NO. 490(JUD) am was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 490(JUD) am "An Act relating to the release of employment security records, to the binding effect of determinations and decisions regarding unemployment compensation benefits, and to contributions, interest, penalties, and payments under the Alaska Employment Security Act; providing that property under the Alaska Employment Security Act is not subject to the Uniform Unclaimed Property Act; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 490(JUD) am
Third Reading - Final Passage
Effective Date

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

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

and so, CS FOR HOUSE BILL NO. 490(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.

Senator Ellis gave notice of reconsideration.

HB 511

SENATE CS FOR CS FOR HOUSE BILL NO. 511(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 511(FIN) "An Act relating to the certificate of need program for health care facilities; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 511(FIN)
Third Reading - Final Passage
Letter of Intent - Effective Date

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

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

Nays: Ellis, French, Wagoner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 511(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.

Senator Ben Stevens moved and asked unanimous consent that the Senate Health, Education and Social Services Committee Letter of Intent offered on page 3418 be adopted as a Senate Letter of Intent. Without objection, the Senate Letter of Intent was adopted.

Senator Olson gave notice of reconsideration and moved and asked unanimous consent that it be taken up at this time. Senator Olson withdrew his motion.

Senator Wagoner gave notice of reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 511(FIN).

HB 513

SENATE CS FOR HOUSE BILL NO. 513(JUD) was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 513(JUD) "An Act relating to the enforcement of support orders through suspension of drivers' licenses; changing the name of the child support enforcement agency to the child support services agency; amending Rules 90.3 and 90.5, Alaska Rules of Civil Procedure; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 513(JUD)
Third Reading - Final Passage
Court Rules - Effective Date

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

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

Nays: Hoffman, Ogan, Therriault

and so, SENATE CS FOR HOUSE BILL NO. 513(JUD) 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.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the Court Rule changes. Without objection, it was so ordered.

Senator Ellis gave notice of reconsideration.

HB 514

SENATE CS FOR CS FOR HOUSE BILL NO. 514(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 514(FIN) "An Act relating to child support modification and enforcement, to the establishment of paternity by the child support enforcement agency, and to the crimes of criminal nonsupport and aiding the nonpayment of child support; amending Rule 90.3, Alaska Rules of Civil Procedure; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 514(FIN)
Third Reading - Final Passage
Court Rule - Effective Date

YEAS: 15 NAYS: 5 EXCUSED: 0 ABSENT: 0

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Guess, Olson, Seekins, Stedman, Stevens B, Stevens G, Wagoner, Wilken

Nays: Green, Hoffman, Lincoln, Ogan, Therriault

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 514(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.

Senator Ben Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the Court Rule change. Without objection, it was so ordered.

Senator Lincoln gave notice of reconsideration.

HB 517

HOUSE BILL NO. 517(title am) was read the third time.

The question being: "Shall HOUSE BILL NO. 517(title am) "An Act relating to the definition of certain security accounts, including certain reinvestment, investment management, and custody accounts" pass the Senate?" The roll was taken with the following result:

HB 517(title am)
Third Reading - Final Passage

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

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

and so, HOUSE BILL NO. 517(title am) passed the Senate.

Senator Ellis gave notice of reconsideration.

HB 542

CS FOR HOUSE BILL NO. 542(RLS) was read the third time.

Senator French declared a conflict of interest.

The question being: "Shall CS FOR HOUSE BILL NO. 542(RLS) "An Act reducing to \$5,000 the ceiling for a contract price allowed under one construction contractor exemption and expanding the work that a specialty contractor may perform to include, in addition to work requiring not more than three trades, work under that construction contractor exemption; and changing the definition of specialty contractor to refer to the work that a specialty contractor may perform" pass the Senate?" The roll was taken with the following result:

CSHB 542(RLS)

Third Reading - Final Passage

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

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

Nays: Ogan, Stedman

and so, CS FOR HOUSE BILL NO. 542(RLS) passed the Senate.

Senator Ellis gave notice of reconsideration.

HB 545

CS FOR HOUSE BILL NO. 545(L&C) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 545(L&C) "An Act relating to time extensions under the State Procurement Code for real property leases; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 545(L&C)
Third Reading - Final Passage
Effective Date

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

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

and so, CS FOR HOUSE BILL NO. 545(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.

Senator Ellis gave notice of reconsideration.

Second Reading of House Resolutions

HJR 36

HOUSE JOINT RESOLUTION NO. 36 Requesting the National Park Service to mitigate the adverse economic effects of commercial fishing closures and restrictions in Glacier Bay National Park and Preserve, was read the second time.

Senator Ogan, Chair, moved and asked unanimous consent for the adoption of the Resources Senate Committee Substitute offered on page 3301. Without objection, SENATE CS FOR HOUSE JOINT RESOLUTION NO. 36(RES) was adopted.

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

President Therriault stated SENATE CS FOR HOUSE JOINT RESOLUTION NO. 36(RES) will be on the May 11 calendar.

HCR 16

CS FOR HOUSE CONCURRENT RESOLUTION NO. 16(RLS) was read the second time and was before the Senate on final passage.

The question being: "Shall CS FOR HOUSE CONCURRENT RESOLUTION NO. 16(RLS) Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2000 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; relating to meetings of subcommittees and conference committees; and providing for an effective date for the amendments, pass the Senate?" The roll was taken with the following result:

CSHCR 16(RLS)

Second Reading - Final Passage

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

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

and so, CS FOR HOUSE CONCURRENT RESOLUTION NO. 16(RLS) passed the Senate.

Senator Ellis gave notice of reconsideration.

HCR 29

HOUSE CONCURRENT RESOLUTION NO. 29 am was read the second time and was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 29 am Relating to support for therapeutic courts for repeat driving while under the influence offenders, pass the Senate?" The roll was taken with the following result:

HCR 29 am

Second Reading - Final Passage

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

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

and so, HOUSE CONCURRENT RESOLUTION NO. 29 am passed the Senate, was signed by the President and Secretary and returned to the House.

Citations

Honoring – The Sexy Senior Dumpster Cleaners of Cooper Landing
Representative(s) Seaton
Senator(s) Gary Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, Wagoner, Wilken

In Memoriam – Mary McManamin
Senator(s) French, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, Gary Stevens, Wagoner, Wilken
Representative(s) Berkowitz

In Memoriam – Justice Roger George Conner
Representative(s) Gruenberg
Senator(s) Guess, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, Gary Stevens, Wagoner, Wilken

In Memoriam – Robert Weiser and Donna Weiser
Representative(s) Gruenberg
Senator(s) Guess, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, Gary Stevens, Wagoner, Wilken

In Memoriam – Leetus L. George
Representative(s) Seaton
Senator(s) Gary Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, Wagoner, Wilken

In Memoriam – Sherry Hagen

Representative(s) Seaton

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

In Memoriam – Clayton Earl Richardson

Representative(s) Seaton

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

In Memoriam – Kenton Darrell Rogers

Representative(s) Seaton

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

In Memoriam – Robert Serge

Representative(s) Seaton

Senator(s) Gary Stevens, Therriault, Bunde, Cowdery, Davis, Dyson, Elton, Green, Guess, Hoffman, Lincoln, Olson, Seekins, Stedman, Ben Stevens, 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.

Unfinished Business**SB 308**

Senator Lincoln moved and asked unanimous consent to be shown as a cosponsor on CS FOR SENATE BILL NO. 308(JUD) "An Act relating to warnings on domestic violence and stalking forms; and increasing the duration of certain provisions of domestic violence protective orders from six months to up to one year." Without objection, it was so ordered.

Certification

Senator Ben Stevens moved and asked unanimous consent that the journal for the one hundred nineteenth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

HJR 26

Senator Ben Stevens moved and asked unanimous consent that the reconsideration on CS FOR HOUSE JOINT RESOLUTION NO. 26(FIN) am S(fld S) Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund, establishing the earnings account, and permitting deposits to the principal of the permanent fund; and providing for an effective date for the amendments, be held to the next legislative day. Without objection, it was so ordered.

HB 385

Senators French, Lincoln, Davis, Elton, Ellis moved and asked unanimous consent to be shown as cross sponsors on SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) "An Act relating to awarding child custody; and providing for an effective date." Without objection, it was so ordered.

HB 93

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 93(TRA) "An Act relating to boating safety, registration, and numbering; extending the sunset date of changes in ch. 28, SLA 2000; and providing for an effective date" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 188

The reconsideration on HOUSE BILL NO. 188 "An Act relating to the authority of the Department of Natural Resources to issue citations for certain skiing violations; relating to establishing a bail schedule for certain skiing violations and to procedures for issuing a citation for a skiing violation" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 227

The reconsideration on CS FOR HOUSE BILL NO. 227(JUD) "An Act increasing the jurisdictional limit for small claims and for magistrates from \$7,500 to \$10,000; increasing the jurisdictional limit of district courts in certain civil cases from \$50,000 to \$100,000; expanding the jurisdiction of district courts; limiting magistrates from hearing certain small claims cases; and amending Rule 11(a)(4), Alaska District Court Rules of Civil Procedure, relating to service of process for small claims" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 252

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 252(JUD) "An Act relating to the terms and duties of the members of the State Board of Registration for Architects, Engineers and Land Surveyors; and relating to the employment and classification of an executive secretary for the board" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 272

SENATE CS FOR CS FOR HOUSE BILL NO. 272(L&C) am S "An Act relating to the advertising of motor vehicles, including trailers, for sale by motor vehicle dealers; relating to the financing of motor vehicle purchases; relating to motor vehicle sales contracts; relating to the disclosures required to be made by motor vehicle dealers when selling motor vehicles, including trailers, or when their service employees work on commission; relating to a motor vehicle dealer's selling as a new or current model vehicle, a motor vehicle required to be registered under AS 28.10; relating to a motor vehicle dealer's advertising an offer for the sale, lease, or purchase of a motor vehicle,

including a trailer; relating to a motor vehicle dealer's conditioning the sale and delivery of a motor vehicle, including a trailer, on the buyer's purchase of other items; and relating to the return of a buyer's trade-in by a motor vehicle dealer" was returned to the House for consideration.

HB 273

The reconsideration on SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 273(JUD) "An Act relating to the right of a parent to waive an unemancipated child's claim of negligence against a provider of sports or recreational activities" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 285

The reconsideration on CS FOR HOUSE BILL NO. 285(JUD) "An Act adopting the Uniform Electronic Transactions Act; repealing certain statutes relating to electronic records and electronic signatures; amending Rule 402, Alaska Rules of Evidence; and providing for an effective date" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 366

The reconsideration on CS FOR HOUSE BILL NO. 366(FIN) "An Act relating to animal classic charitable gaming; and providing for an effective date" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 418

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 418(FIN) "An Act extending the termination date of the Real Estate Commission; relating to real estate; relating to home inspectors; relating to real estate licensees; and providing for an effective date" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 419

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 419(FIN) "An Act relating to regional seafood development associations and to regional seafood development taxes" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 421

The reconsideration on CS FOR HOUSE BILL NO. 421(JUD) "An Act relating to reconveyances of deeds of trust" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 459

CS FOR HOUSE BILL NO. 459(STA) am S "An Act relating to optically scanned and electronically generated ballots and to early voting; and providing for an effective date" was returned to the House for consideration.

HB 467

CS FOR HOUSE BILL NO. 467(FIN) am S "An Act establishing an Alaska Commemorative Coin Commission to develop the design concepts and to make recommendations regarding the final design of the Alaska quarter under the 50 States Commemorative Coin Program Act; and providing for an effective date" was returned to the House for consideration.

HB 476

CS FOR HOUSE BILL NO. 476(STA) am S "An Act establishing the Alaska Statehood Celebration Commission; and providing for an effective date" was returned to the House for consideration.

HB 494

SENATE CS FOR CS FOR HOUSE BILL NO. 494(FIN) "An Act relating to the methods of disbursement of money by the state, including employment compensation, unemployment payments, and permanent fund dividends, and to bank investments and deposits by the state; and providing for an effective date" was returned to the House for consideration.

HB 500

The reconsideration on HOUSE BILL NO. 500(title am) "An Act including the Joint Commission on Accreditation of Healthcare Organizations under the definition of medical review organizations" was not taken up this legislative day and the bill was signed by the President and Secretary and returned to the House.

HB 531

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 531(FIN) "An Act relating to natural gas exploration and development and to nonconventional gas, and amending the section under which shallow natural gas leases may be issued; and providing for an effective date" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

HB 533

The reconsideration on SENATE CS FOR CS FOR HOUSE BILL NO. 533(FIN) "An Act relating to the state's administrative procedures and to judicial oversight of administrative matters" was not taken up this legislative day and the bill was referred to the Secretary for engrossment.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 308**

CS FOR SENATE BILL NO. 308(JUD) "An Act relating to warnings on domestic violence and stalking forms; and increasing the duration of certain provisions of domestic violence protective orders from six months to up to one year" was engrossed, signed by the President and Secretary and transmitted to the House for consideration with a Senate Letter of Intent.

HB 15

SENATE CS FOR CS FOR HOUSE BILL NO. 15(FIN) "An Act relating to fair trade practices and consumer protection, to telephone solicitations, to charitable solicitations; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 93

SENATE CS FOR CS FOR HOUSE BILL NO. 93(TRA) "An Act relating to boating safety, registration, and numbering; extending the sunset date of changes in ch. 28, SLA 2000; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 252

SENATE CS FOR CS FOR HOUSE BILL NO. 252(JUD) "An Act relating to the terms and duties of the members of the State Board of Registration for Architects, Engineers and Land Surveyors; and relating to the employment and classification of an executive secretary for the board" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 273

SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 273(JUD) "An Act relating to the right of a parent to waive an unemancipated child's claim of negligence against a provider of sports or recreational activities" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 288

SENATE CS FOR CS FOR HOUSE BILL NO. 288(STA) "An Act changing the name of the Department of Community and Economic Development to the Department of Commerce, Community, and Economic Development" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 385

SENATE CS FOR CS FOR HOUSE BILL NO. 385(JUD) "An Act relating to awarding child custody; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 418

SENATE CS FOR CS FOR HOUSE BILL NO. 418(FIN) "An Act extending the termination date of the Real Estate Commission; relating to real estate; relating to home inspectors; relating to real estate licensees; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 419

SENATE CS FOR CS FOR HOUSE BILL NO. 419(FIN) "An Act relating to regional seafood development associations and to regional seafood development taxes" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 531

SENATE CS FOR CS FOR HOUSE BILL NO. 531(FIN) "An Act relating to natural gas exploration and development and to nonconventional gas, and amending the section under which shallow natural gas leases may be issued; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 533

SENATE CS FOR CS FOR HOUSE BILL NO. 533(FIN) "An Act relating to the state's administrative procedures and to judicial oversight of administrative matters" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 24

SENATE CONCURRENT RESOLUTION NO. 24 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 252, relating to boards under AS 08.01, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SCR 27

SENATE CONCURRENT RESOLUTION NO. 27 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 452, relating to sport fishing operators and sport fishing guides, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Ben Stevens moved and asked unanimous consent that the Senate stand in adjournment until 12:00 p.m., May 11, 2004. Without objection, the Senate adjourned at 1:49 a.m.

Kirsten Waid
Secretary of the Senate

August 2004

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

FINANCE

May 10 Monday Senate Finance 532 8:00 AM
 -- Time Change --
 += HB 341 DIVE FISHERY MANAGEMENT ASSESSMENT
 <Above Bill Hearing Canceled>
 = HB 342 DRIVING UNDER INFLUENCE/ALCOHOL OFFENSES
 + HB 319 REC.CABIN SITES/ LOTTERY SALE/RTS. RESERV
 + HB 338 ATTENDANCE AT PUBLIC SCHOOL
 + HB 461 EMERGENCY SERVICES DISPATCH/911 SURCHARGE
 HB 552 GAMBLING & GAMING
 + Bills Previously Heard/Scheduled
 += HB 495 4 DAM POOL JOINT ACTION AGENCY

May 11 Tuesday Senate Finance 532 11:00 AM
 -- Time Change --
 + Bills Previously Heard/Scheduled

HEALTH, EDUCATION & SOCIAL SERVICES

May 10 Monday Butrovich 205 1:30 PM
 -- Meeting Canceled --
 + Bills Previously Heard/Scheduled

May 12 Wednesday Butrovich 205 1:30 PM
 -- Meeting Canceled --
 + Bills Previously Heard/Scheduled

HEALTH, EDUCATION & SOCIAL SERVICES (continued)

May 14 Friday Butrovich 205 1:30 PM
-- Meeting Canceled --
+ Bills Previously Heard/Scheduled

JUDICIARY

May 10 Monday Butrovich 205 8:00 AM
+= HB 563 LEGISLATIVE PROCEDURE & ETHICS GUIDELINES
+ Bills Previously Heard/Scheduled

RESOURCES

May 10 Monday Butrovich 205
-- In Recess Call of Chair --
+ HCR 39 ALASKA ROYALTY AND REVENUE TASK FORCE
Meeting time: At the Call of the Chair

STATE AFFAIRS

May 10 Monday Beltz 211 3:30 PM
-- Meeting Canceled --
+ HB 327 POWERS/DUTIES DOTPF
<Pending Referral>

JOINT COMMITTEES

CONFERENCE COMMITTEE FOR SENATE BILL 30

May 11 Tuesday Fahrenkamp 203 10:30 AM
-- Time Change --
SB 30 ABORTION: INFORMED CONSENT; INFORMATION

JOINT COMMITTEES (continued)

CONFERENCE COMMITTEE ON HB 375 & HB 377

May 10 Monday Senate Finance 532 7:00 AM
 -- Meeting Postponed --
 += HB 375 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 377 APPROP: MENTAL HEALTH BUDGET

CONFERENCE COMMITTEE ON SB 283

May 10 Monday Senate Finance 532 12:00 PM
 -- Meeting Postponed Call of Chair --
 = SB 283 APPROP: EDUC/CBR/COURTS/GRANTS/PCE

CONFERENCE COMMITTEE ON SENATE BILL 301

May 10 Monday Fahrenkamp 203 9:00 PM
 -- Location Change --
 SB 301 PIONEERS' HOMES/VETERANS' HOMES

OTHER MEETINGS

JOINT LEGISLATIVE HEALTH CAUCUS

May 10 Monday Butrovich 205 12:00 PM
 "Alaskans Talk About the Week of the
 Uninsured."

JOINT SESSION

May 10 Monday House Chamber 3:00 PM
 Governor's Appointees