

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

Juneau, Alaska **Saturday** **May 7, 2005**

One Hundred Eighteenth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:53 a.m.

Roll call showed 28 members present. Representatives Crawford, Croft, Gara, Gardner, Gruenberg, Guttenberg, Kapsner, Kerttula, Kott, Rokeberg, and Wilson were absent and their presence was noted later.

Representative Coghill moved and asked unanimous consent that Representative Weyhrauch be excused to 11:30 a.m., today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend George Silides of Holy Trinity Episcopal Church. Representative McGuire moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deep respect for the religious traditions of all Alaskans, I offer this prayer.

God of life, we thank You for ours. God of life, we thank You for all the other lives which have shaped ours. We thank You for their wisdom, their love, their examples of leadership we now try to follow. We thank You for our elders, for our grandparents, for our teachers - for those in our own families of blood and heritage and for those of the larger human family.

Help us now in this time to bring to mind their faces, their words, their teachings by example so that our time of decision

may be influenced by the best gifts of these men and women who were and remain such a gift to us. We give thanks for the models who still inspire us, those who rise up daily from the turmoil and trials of this world to speak a word of hope, of dignity, of grace, of compassion, of humanity. Help us to join them who call out the best in us and to deny those who invite us to anything less.

Blessing, peace, grace, and joy be upon this house and its every member. Amen.

The Pledge of Allegiance was led by Representative Lynn.

CERTIFICATION OF THE JOURNAL

Representative Coghill moved and asked unanimous consent that the journal for the 116th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

A message dated May 6, 2005, was read stating the Senate has passed the following and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 24

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 24(FIN) am by the Senate Finance Committee, entitled:

"An Act relating to reemployment of and benefits for retired teachers and public employees and to teachers or employees who participated in retirement incentive programs and are subsequently reemployed as a commissioner; repealing secs. 5, 7, and 9, ch. 58, SLA 2001; providing for an effective date by amending the delayed effective date for secs. 3, 5, 9, and 12, ch. 57, SLA 2001, and repealing sec. 13, ch. 58, SLA 2001, which is the delayed

effective date for secs. 5, 7, and 9, ch. 58, SLA 2001; and providing for an effective date."

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

**The presence of Representative Kapsner was noted.

SB 86

CS FOR SENATE BILL NO. 86(CRA)(efd fld) by the Senate Community and Regional Affairs Committee, entitled:

"An Act relating to the liability of the state and municipalities for attorney fees in certain civil actions and appeals."

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

**The presence of Representatives Kerttula, Rokeberg, and Gruenberg was noted.

REPORTS OF STANDING COMMITTEES

HB 208

The Finance Committee has considered:

HOUSE BILL NO. 208

"An Act authorizing the Department of Military and Veterans' Affairs to establish and maintain an Alaskan veterans' cemetery; and establishing the Alaska veterans' cemetery fund in the general fund."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 208(FIN)

"An Act authorizing the Department of Military and Veterans' Affairs to establish and maintain Alaskan veterans' cemeteries; and establishing the Alaska veterans' cemetery fund in the general fund."

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

Do pass (7): Hawker, Croft, Joule, Stoltze, Moses, Foster, Chenault

No recommendation (1): Weyhrauch

The following fiscal note(s) apply to CSHB 208(FIN):

1. Indeterminate, Dept. of Military & Veterans' Affairs

HB 208 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Kott was noted.

SB 102

The Resources Committee has considered:

CS FOR SENATE BILL NO. 102(FIN) am

"An Act repealing the Alaska coastal management program; relating to an extension for review and approval of revisions to the Alaska coastal management program; relating to reviews and modifications by the Department of Natural Resources; relating to coastal resource district policies; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 102(RES)
(same title)

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

Do pass (2): Elkins, Samuels

No recommendation (5): Olson, Kapsner, Gatto, Crawford, Ramras

Amend (2): Seaton, LeDoux

The following fiscal note(s) apply to HCS CSSB 102(RES):

1. Fiscal, Dept. of Natural Resources
2. Zero, Dept. of Commerce, Community, & Economic Development
3. Zero, Dept. of Fish & Game
4. Zero, Dept. of Environmental Conservation
5. Fiscal, Dept. of Natural Resources

CSSB 102(FIN) am was referred to the Finance Committee.

**The presence of Representative Gardner was noted.

SB 128

The Community & Regional Affairs Committee has considered:

SENATE BILL NO. 128 am

"An Act relating to consideration by the Local Boundary Commission of a requested borough incorporation."

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

Do pass (4): Neuman, Cissna, Salmon, Thomas

No recommendation (1): Olson

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development

SB 128 am was referred to the Rules Committee for placement on the calendar.

**The presence of Representatives Crawford and Wilson was noted.

SB 164

The Resources Committee has considered:

CS FOR SENATE BILL NO. 164(FIN)

"An Act relating to the salmon product development tax credit; providing for an effective date by amending an effective date in sec. 7, ch. 57, SLA 2003; and providing for an effective date."

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

Do pass (5): Elkins, Seaton, Crawford, LeDoux, Samuels

No recommendation (4): Olson, Kapsner, Gatto, Ramras

The following fiscal note(s) apply:

1. Fiscal, Dept. of Revenue

CSSB 164(FIN) was referred to the Finance Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Sarah Carlson
By Representative Salmon

Honoring - Hazel E. Smith
By Representative Gara; Senator Ellis

Honoring - Jim and Mary Lou King
By Senator Elton; Representatives Kerttula, Weyhrauch

Honoring - Richard DeLorenzo, Retiring Superintendent - Chugach School District
By Senator Bunde; Representative Hawker

In Memoriam - Pamela Handrich
By Representative Seaton

In Memoriam - Harrison Crites
By Representative Gruenberg; Senator Ellis

In Memoriam - Douglas "Sy" Neeley, The Life and Memory of a Great Alaskan
By Representatives Harris, Coghill; Senator Therriault

In Memoriam - Elizabeth Ellen "Betty" Harris
By Senator Elton; Representatives Kerttula, Weyhrauch

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

HB 304

HOUSE BILL NO. 304 by Representative Coghill, entitled:

"An Act relating to the commercial fishing loan program; and providing for an effective date."

was read the first time and referred to the House Special Committee on Fisheries and the Resources and Finance Committees.

HB 305

HOUSE BILL NO. 305 by Representative Weyhrauch, entitled:

"An Act relating to a bill that provides a defined contribution retirement plan for certain members of the teachers' retirement system and certain members of the public employees' retirement system; and providing for an effective date."

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

HB 306

HOUSE BILL NO. 306 by Representative Stoltze, entitled:

"An Act making certain land available for selection by the Matanuska-Susitna Borough."

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

HB 307

HOUSE BILL NO. 307 by Representative Stoltze, entitled:

"An Act creating the Knik River Public Use Area."

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

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Representative Kerttula introduced Gordon Byrnes, Guest Page, from Juneau.

**The presence of Representative Gara was noted.

**The presence of Representative Weyhrauch, who was excused (page 1697), was noted.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF SENATE BILLS****SB 87**

The following was read the second time:

SENATE BILL NO. 87

"An Act relating to motor vehicle safety belt violations."

with the:

Journal Page

STA RPT HCS(STA) 1DP 4DNP 1NR	1019
FN1: ZERO(DOT)	1019
FN2: ZERO(LAW)	1019
FN3: ZERO(CRT)	1019
FN4: ZERO(DPS)	1019
JUD RPT HCS(JUD) 2DP 2DNP 2NR	1280
FN1: ZERO(DOT)	1281

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FN2: ZERO(LAW)	1281
FN3: ZERO(CRT)	1281
FN4: ZERO(DPS)	1281

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

HOUSE CS FOR SENATE BILL NO. 87(JUD)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS SB 87(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS SB 87(JUD) will advance to third reading on tomorrow's calendar.

**The presence of Representatives Croft and Guttenberg was noted.

SB 104

The following was read the second time:

CS FOR SENATE BILL NO. 104(JUD)

"An Act relating to the crimes of unsworn falsification in the first and second degrees and false information or report; requiring the establishment of a permanent fund dividend fraud investigation unit in the Department of Revenue; and providing for an effective date."

with the:

Journal Page

STA RPT 4DP 1NR	888
FN1: ZERO(REV)	889
FN2: ZERO(LAW)	889
JUD RPT HCS(JUD) NT 4DP 2NR	1433
FN2: ZERO(LAW)	1434
FN3: ZERO(REV)	1490

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

HOUSE CS FOR CS FOR SENATE BILL NO. 104(JUD)

"An Act relating to the crimes of unsworn falsification in the first degree involving an application for a permanent fund dividend and false information or report involving eligibility for a permanent fund dividend; requiring the establishment of a permanent fund dividend fraud investigation unit in the Department of Revenue; relating to service in the peace corps and as a member of the United States Olympic Team as allowable absences from the state for purposes of eligibility for permanent fund dividends and to the period for filing an application for a permanent fund dividend; authorizing the Department of Revenue to issue administrative orders imposing sanctions for certain misrepresentations or other actions concerning eligibility for a permanent fund dividend and providing for administrative appeal of those orders; and providing for an effective date."

(HCR 15 - title change resolution)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Kerttula:

Page 9, line 14, following "volunteer":

Insert "or support staff"

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

Representative McGuire objected.

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

HCS CSSB 104(JUD)

Second Reading

Amendment No. 1

YEAS: 10 NAYS: 28 EXCUSED: 0 ABSENT: 2

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Yea: Berkowitz, Cissna, Crawford, Gara, Gatto, Joule, Kapsner, Kerttula, Thomas, Weyhrauch

Nay: Anderson, Chenault, Coghill, Croft, Dahlstrom, Elkins, Foster, Gardner, Gruenberg, Guttenberg, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Wilson

Absent: Moses, Salmon

And so, Amendment No. 1 was not adopted.

Representative Coghill moved and asked unanimous consent that HCS CSSB 104(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 104(JUD) was read the third time.

The question being: "Shall HCS CSSB 104(JUD) pass the House?"
The roll was taken with the following result:

HCS CSSB 104(JUD)
Third Reading
Final Passage

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

Yea: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Moses

And so, HCS CSSB 104(JUD) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

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Representative Berkowitz gave notice of reconsideration of the vote on HCS CSSB 104(JUD).

RECONSIDERATION

SB 104

Representative Berkowitz moved and asked unanimous consent that reconsideration of HCS CSSB 104(JUD) be taken up on the same day. There being no objection, it was so ordered.

HCS CSSB 104(JUD) was again before the House in third reading.

The question to be reconsidered: "Shall HCS CSSB 104(JUD) pass the House?" The roll was taken with the following result:

HCS CSSB 104(JUD)--RECONSIDERATION

Third Reading

Final Passage

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

Yea: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

And so, HCS CSSB 104(JUD) passed the House on reconsideration.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HCS CSSB 104(JUD) was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS
(continued)**SB 110**

The following was read the second time:

CS FOR SENATE BILL NO. 110(FIN)(efd fld)
"An Act relating to regulation of the discharge of pollutants under
the National Pollutant Discharge Elimination System."

with the:

Journal Page

FIN RPT HCS(FIN) 2DP 6NR 1AM	1654
FN1: ZERO(DFG)	1654
FN2: ZERO(DNR)	1654
FN4: ZERO(DOT)	1654
FN5: (DEC)	1654

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

HOUSE CS FOR CS FOR SENATE BILL NO. 110(FIN)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 110(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 110(FIN) will advance to third reading on tomorrow's calendar.

The Speaker stated that, without objection, the House would move down the calendar to:

THIRD READING OF SENATE BILLS**SB 155**

The Speaker stated that, without objection, the following, which was advanced to third reading from the May 6, 2005, calendar (page 1682), would be returned to the Finance Committee:

HOUSE CS FOR CS FOR SENATE BILL NO. 155(FIN)

"An Act making appropriations for construction of an integrated science complex at the University of Alaska in Anchorage, for replacement of the virology laboratory in Fairbanks, for expansion of the Anchorage Museum of History and Art, for the major maintenance grant fund, and for other capital projects related to education; and providing for an effective date."

The Speaker stated that, without objection, the House would move down the calendar to:

SECOND READING OF HOUSE RESOLUTIONS**HCR 15**

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 15

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 104, relating to the crimes of unsworn falsification in the first and second degree and false information or report; requiring the establishment of a permanent fund dividend fraud investigation unit in the Department of Revenue.

The question being: "Shall HCR 15 pass the House?" The roll was taken with the following result:

HCR 15
Second Reading
Final Passage

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

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Anderson

And so, HCR 15 passed the House.

Representative Kerttula gave notice of reconsideration of the vote on HCR 15.

RECONSIDERATION

HCR 15

Representative Kerttula moved and asked unanimous consent that reconsideration of HCR 15 be taken up on the same day. There being no objection, it was so ordered.

HCR 15 was again before the House in second reading.

The question to be reconsidered: "Shall HCR 15 pass the House?" The roll was taken with the following result:

HCR 15--RECONSIDERATION

Second Reading

Final Passage

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

Yea: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

And so, HCR 15 passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

The House returned to:

SECOND READING OF SENATE BILLS
(continued)

SB 130

The following was read the second time:

CS FOR SENATE BILL NO. 130(FIN) am

"An Act relating to a special deposit for workers' compensation and employers' liability insurers; relating to assigned risk pools; relating to workers' compensation insurers; stating the intent of the legislature, and setting out limitations, concerning the interpretation, construction, and implementation of workers' compensation laws; relating to the Alaska Workers' Compensation Board; assigning certain Alaska Workers' Compensation Board functions to the division of workers' compensation in the Department of Labor and Workforce Development and to that department, and authorizing the board to delegate administrative and enforcement duties to the division; providing for workers' compensation hearing officers in workers' compensation proceedings; establishing a Workers' Compensation Appeals Commission; relating to workers' compensation medical benefits and to charges for and payment of fees for the medical benefits; relating to agreements that discharge workers' compensation liability; relating to workers' compensation awards; relating to reemployment benefits and job dislocation benefits; relating to coordination of workers' compensation and certain disability benefits; relating to division of workers' compensation records; relating to release of treatment records; relating to an employer's failure to insure and keep insured or provide security; providing for appeals from compensation orders; relating to workers' compensation proceedings; providing for supreme court jurisdiction of appeals from the Workers' Compensation Appeals Commission; providing for a maximum amount for the cost-of-living adjustment for workers' compensation benefits; relating to attorney fees with respect to workers' compensation; providing for the department to enter into contracts with nonprofit organizations to provide information services and legal representation to injured employees; providing for administrative penalties for employers

uninsured or without adequate security for workers' compensation; relating to fraudulent acts or false or misleading statements in workers' compensation and penalties for the acts or statements; providing for members of a limited liability company to be included as an employee for purposes of workers' compensation; establishing a workers' compensation benefits guaranty fund; making conforming amendments; providing for a study and report by the medical services review committee; establishing the Task Force on Workers' Compensation; and providing for an effective date."

with the:

Journal Page

L&C RPT HCS(L&C) NT 2DP 3NR 2AM	1540
FN5: ZERO(CRT)	1541
FN7: ZERO(CED)	1541
FN8: (LWF)	1541
FN9: ZERO(LEG)	1541
JUD RPT HCS(JUD) NT 3DP 3NR 1AM	1678
FN5: ZERO(CRT)	1680
FN7: ZERO(CED)	1680
FN9: ZERO(LEG)	1680
FN10: (LWF)	1680
FN11: (LAW)	1680
FN12: (LAW)	1680
FN13: (LAW)	1680
FIN RPT HCS(JUD) NT 9NR	1683
FN5: ZERO(CRT)	1685
FN7: ZERO(CED)	1685
FN9: ZERO(LEG)	1685
FN10: (LWF)	1685
FN11: (LAW)	1685
FN12: (LAW)	1685
FN13: (LAW)	1685

The Speaker stated that the House would stand at ease until 1:00 p.m.; and so, the House stood at ease at 12:02 p.m.

AFTER AT EASE

The Speaker called the House back to order at 2:11 p.m.

SECOND READING OF SENATE BILLS
(continued)**SB 130**

CSSB 130(FIN) am was again before the House.

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

HOUSE CS FOR CS FOR SENATE BILL NO. 130(JUD)

"An Act relating to workers' compensation and to assigned risk pools; relating to the Alaska Insurance Guaranty Association; establishing the Task Force on Workers' Compensation; amending Rule 45, Alaska Rules of Civil Procedure; and providing for an effective date."

(HCR 19 - title change resolution)

There being no objection, it was so ordered.

Amendment No. 2 was not offered.

Amendment No. 1 was offered by Representative Anderson:

Page 14, line 19, following "committee":

Insert "and an independent organization expert in matters involving the appropriateness, necessity, and cost of medical and related services provided under this chapter"

Page 14, line 30, following "AS 09.55.560":

Insert "one of whom is a representative of the Alaska State Medical Association and one of whom is a representative of the Alaska State Hospital and Nursing Home Association."

Page 31, line 16:

Delete "13"

Insert "15"

Page 31, line 20;
Delete "Ten"
Insert "Twelve"

Page 31, line 31:
Delete "and"

Page 32, line 2:
Delete ":"
Insert ";"

Page 32, following line 2:
Insert new paragraphs to read:
"(9) a representative of the Alaska State Hospital and Nursing
Home Association; and
(10) a representative of self-insured employers."

Page 33, line 20, following "AS 23.30.095(j)":
Insert "as amended by this Act"

Page 33, line 22;
Delete "September 30, 2005"
Insert "August 1, 2006"

Page 33, line 24, following "AS 23.30.095(j)":
Insert "as amended by this Act"

Page 33, line 27:
Delete "December 1, 2005"
Insert "August 1, 2006"

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

There was objection.

Representative Anderson moved and asked unanimous consent to
withdraw Amendment No. 1. There being no objection, it was so
ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 130(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 130(JUD) was read the third time.

The Speaker stated that, without objection, HCS CSSB 130(JUD) will be held in third reading to tomorrow's calendar.

The Speaker stated that, without objection, the House would revert to:

MESSAGES FROM THE SENATE

HB 184

A message dated May 7, 2005, was read stating the Senate has passed HB 184 am with the following amendment and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 184(JUD) am S
"An Act relating to firearms."

HB 184 am is under Unfinished Business.

SB 141

A message dated May 7, 2005, was read stating the Senate has failed to concur in the House amendment to CSSB 141(FIN), namely:

HOUSE CS FOR CS FOR SENATE BILL NO. 141(FIN) am H
"An Act relating to the teachers' and public employees' retirement systems and creating defined contribution and health reimbursement plans for members of the teachers' retirement system and the public employees' retirement system who are first hired after July 1, 2005; relating to university retirement programs; establishing the Alaska Retirement Management Board to replace the Alaska State Pension Investment Board, the Alaska Teachers' Retirement Board, and the Public Employees' Retirement Board; adding appeals of the decisions of the administrator of the teachers' and public employees' retirement systems to the jurisdiction of the office of administrative hearings; providing for nonvested members of the teachers' retirement

system defined benefit plans to transfer into the teachers' retirement system defined contribution plan and for nonvested members of the public employees' retirement system defined benefit plans to transfer into the public employees' retirement system defined contribution plan; providing for political subdivisions and public organizations to request to participate in the public employees' defined contribution retirement plan; and providing for an effective date."

and respectfully requests the House to recede from its amendment.

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

Senator Green, Chair
Senator Seekins
Senator Olson

RECEDE

SB 141

Representative Coghill moved and asked unanimous consent that the House consider the Senate message at this time. There being no objection, it was so ordered.

Representative Coghill moved that the House recede from its amendment to CSSB 141(FIN), namely HCS CSSB 141(FIN) am H, and recommended that the members vote no.

The question being: "Shall the House recede from its amendment to CSSB 141(FIN)?" The roll was taken with the following result:

HCS CSSB 141(FIN) am H
Recede

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

Nays: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Weyhrauch, Wilson

Absent: Meyer, Moses, Thomas

And so, the House failed to recede.

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

Representative Seaton
Representative Weyhrauch
Representative Crawford

The Chief Clerk notified the Senate.

SECOND READING OF SENATE BILLS
(continued)

SB 132

The following, which is on today's calendar, is in the Judiciary Committee:

SENATE BILL NO. 132(efd fld)

"An Act relating to complaints filed with, investigations, hearings, and orders of, and the interest rate on awards of the State Commission for Human Rights; and making conforming amendments."

SB 137

The following, which is on today's calendar, is in the Judiciary Committee:

SENATE BILL NO. 137

"An Act providing that an institution providing accommodations exempt from the provisions of the Uniform Residential Landlord and Tenant Act may evict tenants without resorting to court proceedings under AS 09.45.060 - 09.45.160."

SB 139

The following was read the second time:

CS FOR SENATE BILL NO. 139(L&C)

"An Act relating to termination and oversight of boards, commissions, and agency programs; extending the termination date of the Board of Marital and Family Therapy; and providing for an effective date."

with the:

Journal Page

L&C RPT HCS(L&C) 1DP 6NR	1281
FN1: (CED)	1281
FIN RPT HCS(FIN) 2DP 5NR	1504
FN1: (CED)	1504

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

HOUSE CS FOR CS FOR SENATE BILL NO. 139(FIN)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 139(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 139(FIN) will advance to third reading on tomorrow's calendar.

SB 142

The following was read the second time:

CS FOR SENATE BILL NO. 142(L&C)

"An Act relating to ownership of land by regional school boards; and providing for an effective date."

with the:

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CRA RPT 1DP 3NR	1461
FN1: ZERO(EED)	1461

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FN2: ZERO(DOT)	1461
FIN RPT 1DP 9NR	1685
FN1: ZERO(EED)	1686
FN2: ZERO(DOT)	1686

Representative Coghill moved and asked unanimous consent that CSSB 142(L&C) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSSB 142(L&C) will advance to third reading on tomorrow's calendar.

SB 143

The following was read the second time:

CS FOR SENATE BILL NO. 143(STA)
"An Act amending the definition of the term 'state agencies' as it applies under Executive Order No. 113; relating to information systems in the legislative branch and to the Telecommunications Information Council; and providing for an effective date."

with the: Journal Page

JUD RPT 5DP	1282
FN1: ZERO(ADM)	1283

Representative Coghill moved and asked unanimous consent that CSSB 143(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 143(STA) was read the third time.

The question being: "Shall CSSB 143(STA) pass the House?" The roll was taken with the following result:

CSSB 143(STA)
Third Reading
Final Passage

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

Yea: Anderson, Berkowitz, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Chenault

And so, CSSB 143(STA) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSSB 143(STA) was signed by the Speaker and Chief Clerk and returned to the Senate.

SB 147

The following was read the second time:

CS FOR SENATE BILL NO. 147(FIN)

"An Act providing for a sport fishing facility surcharge on sport fishing licenses; providing for the construction and renovation of state sport fishing facilities and for other projects beneficial to the sport fish resources of the state as a public enterprise; and authorizing the issuance of revenue bonds to finance those projects."

with the:

Journal Page

FIN RPT HCS(FIN) 3DP 5NR 1AM	1505
FN1: (REV)	1506
FN4: (DFG)	1506

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RLS RPT HCS(RLS) 2DP 2NR	1655
FN5: (DFG)	1655

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

HOUSE CS FOR CS FOR SENATE BILL NO. 147(RLS)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 147(RLS) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 147(RLS) will advance to third reading on tomorrow's calendar.

SB 154

The following was read the second time:

CS FOR SENATE BILL NO. 154(JUD)

"An Act relating to the jurisdiction for proceedings relating to delinquent minors and to telephonic and televised participation in those proceedings; amending Rules 2, 3, 4, 8, 12, 13, 14, 15, 16, 21, 22, 23, 24.1, and 25, Alaska Delinquency Rules; and providing for an effective date."

with the: Journal Page

JUD RPT HCS(JUD) 5DP 1NR	1541
FN2: ZERO(LAW)	1542
FN3: ZERO(HSS)	1542
FN4: ZERO(S.JUD)	1542
FN5: INDETERMINATE(ADM)	1542
FIN RPT HCS(JUD) 8DP	1655
FN1: INDETERMINATE(ADM)	1656
FN2: ZERO(LAW)	1656

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FN3: ZERO(HSS)	1656
FN5: INDETERMINATE(ADM)	1656

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

HOUSE CS FOR CS FOR SENATE BILL NO. 154(JUD)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 154(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 154(JUD) will advance to third reading on tomorrow's calendar.

SB 158

The following was read the second time:

SENATE BILL NO. 158

"An Act prohibiting the imposition of municipal sales and use taxes on state construction contracts and certain subcontracts; and providing for an effective date."

with the:

Journal Page

L&C RPT 4DP 3NR	1422
FN1: ZERO(CED)	1422
FIN RPT 5DP 4NR	1543
FN1: ZERO(CED)	1543

Representative Coghill moved and asked unanimous consent that SB 158 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 158 was read the third time.

The question being: "Shall SB 158 pass the House?" The roll was taken with the following result:

SB 158
Third Reading
Final Passage

YEAS: 23 NAYS: 13 EXCUSED: 0 ABSENT: 4

Yea: Anderson, Cissna, Coghill, Crawford, Dahlstrom, Elkins, Gardner, Gatto, Harris, Hawker, Kerttula, Kohring, Kott, Lynn, McGuire, Meyer, Moses, Neuman, Rokeberg, Salmon, Samuels, Seaton, Stoltze

Nay: Berkowitz, Chenault, Croft, Foster, Gruenberg, Guttenberg, Joule, Kapsner, LeDoux, Olson, Thomas, Weyhrauch, Wilson

Absent: Gara, Holm, Kelly, Ramras

And so, SB 158 passed the House.

Representative Coghill moved the effective date clause.

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

SB 158
Third Reading
Effective Date

YEAS: 26 NAYS: 10 EXCUSED: 0 ABSENT: 4

Yea: Anderson, Chenault, Coghill, Dahlstrom, Elkins, Gardner, Gatto, Gruenberg, Harris, Hawker, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nay: Berkowitz, Cissna, Crawford, Croft, Foster, Guttenberg, Joule, Kapsner, Olson, Salmon

Absent: Gara, Holm, Kelly, Ramras

LeDoux changed from "Yea" to "Nay".

Salmon changed from "Yea" to "Nay".

Wilson changed from "Nay" to "Yea".

Olson changed from "Yea" to "Nay".
Kott changed from "Nay" to "Yea".
LeDoux changed from "Nay" to "Yea".
Crawford changed from "Yea" to "Nay".

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

SENATE BILL NO. 158(efd fld H)
"An Act prohibiting the imposition of municipal sales and use taxes on state construction contracts and certain subcontracts."

Representative Joule gave notice of reconsideration of the vote on SB 158(efd fld H).

SB 174

The following was read the second time:

SENATE BILL NO. 174
"An Act excluding certain trucks from the definition of 'passenger vehicle' for purposes of the passenger vehicle rental tax; and providing for an effective date."

with the:

Journal Page

FIN RPT HCS(FIN) NT 8DP	1507
FN1: (REV)	1507

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

HOUSE CS FOR SENATE BILL NO. 174(FIN)
"An Act excluding certain trucks and vehicles provided by automobile dealers as replacement transportation during warranty, recall, or service contract repairs from the definition of 'passenger vehicle' for purposes of the passenger vehicle rental tax; and providing for an effective date."

(HCR 18 - title change resolution)

May 7, 2005

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Croft:

Page 2, line 12, following "**compensation**:

Delete "**from the customer for providing the vehicle**"

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

There was objection.

Amendment to Amendment No. 1 was offered by Representative Berkowitz:

Delete "**from the customer**"

Representative Berkowitz moved and asked unanimous consent that Amendment to Amendment No. 1 be adopted. There being no objection, it was so ordered.

There being no further objection, Amendment No. 1 as amended was adopted.

Amendment No. 2 was not offered.

Amendment No. 3 was offered by Representative Gatto:

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

Insert "**relating to taxes regarding certain commercial passenger vessels operating in the state;**"

Page 2, line 14:

Delete all material and insert:

"* **Sec. 2.** AS 43.52 is amended by adding new sections to read:

Article 2. Excise Tax on Passengers Traveling Aboard a Commercial Passenger Vessel.

Sec. 43.52.100. Levy of excise tax on passengers traveling aboard a commercial passenger vessel. There is imposed an

excise tax on passengers traveling in the marine waters of the state aboard a commercial passenger vessel that provides overnight accommodations.

Sec. 43.52.110. Rate of tax. The tax imposed by AS 43.52.100 - 43.52.199 is levied at a rate to be determined each calendar year by the department based on actual costs of services to commercial passenger vessels; the rate may not exceed \$50 a passenger a voyage.

Sec. 43.52.120. Liability for payment of tax. (a) A passenger traveling in the marine waters of the state aboard a commercial passenger vessel that provides overnight accommodations is liable for the tax imposed by AS 43.52.100 - 43.52.199. The tax

(1) shall be collected by the person who provides the travel to the passenger; and

(2) is due and payable to the department

(A) by the person who provides the travel to the passenger, regardless of whether the person actually collects the tax from the passenger; and

(B) in the manner and at the times required by the department by regulation.

(b) A passenger is not liable for the tax under AS 43.52.100 - 43.52.199 if that passenger was liable for the tax within the preceding 30 days.

(c) A person who provides travel for a passenger who, under (b) of this section, would not be liable for the tax under AS 43.52.100 - 43.52.199 is not required to collect and pay the tax to the department if the person reasonably believes that the passenger is not liable for the tax under (b) of this section.

Sec. 43.52.130. Disposition of proceeds. (a) The proceeds from the tax imposed by AS 43.52.100 - 43.52.199 shall be deposited in a special commercial vessel passenger tax account in the general fund. The legislature may appropriate money from the account for the purposes described in (b) and (c) of this section, for state-owned port and harbor facilities, for other services to properly provide for vessel or watercraft visits, to enhance the safety and efficiency of interstate and foreign commerce, and for other lawful purposes as determined by the legislature.

(b) For each sailing of a commercial passenger vessel providing overnight accommodations, the commissioner shall

identify the first five ports of call in the state and the number of passengers on board the vessel at each port of call. Subject to appropriation by the legislature, the commissioner shall distribute to each port of call 10 percent of the tax revenue collected under AS 43.52.100 - 43.52.199 from each passenger visiting that port. If the port of call is a city located within a borough that is not unified with the borough, the commissioner shall, subject to appropriation by the legislature, distribute five percent for each passenger to the city and five percent to the borough. Each port of call receiving funds under this section shall use the funds received in a manner calculated to improve port and harbor facilities, for other services to properly provide for vessel or watercraft visits, and to enhance the safety and efficiency of interstate and foreign commerce.

(c) Within the special commercial vessel passenger tax account established in (a) of this section, a regional cruise ship impact subaccount is established. The subaccount consists of 25 percent of the proceeds from the tax on travel aboard commercial passenger vessels providing overnight accommodations in the marine waters of the state. Subject to appropriation by the legislature and regulations adopted by the department, the commissioner shall distribute funds from this subaccount to municipalities or other governmental entities within the Prince William Sound region, Southeast Alaska, or any other distinctive region affected by cruise-ship-related tourism activities but not entitled to receive funds based on port-of-call visitation as allowed by (b) of this section. The commissioner shall make the distribution authorized by the subsection only if the funds are used by the recipient to provide services and infrastructure directly related to passenger vessel or watercraft visits or to enhance the safety and efficiency of interstate and foreign commerce related to vessel or watercraft activities.

Sec. 43.52.140. Administration. (a) The department shall

(1) administer AS 43.52.100 - 43.52.199; and

(2) collect, and supervise and enforce the collection of, taxes due under AS 43.52.100 - 43.52.199 and penalties as provided in AS 43.05.

(b) The department may adopt regulations to carry out the purposes of AS 43.52.100 - 43.52.199.

Sec. 43.52.199. Definitions. In AS 43.52.100 - 43.52.199,

unless the context otherwise requires,

(1) "commercial passenger vessel" means a vessel that is used in the common carriage of passengers in commerce; "commercial passenger vessel" does not include a

(A) vessel with an overnight accommodation capacity for fewer than 36 passengers;

(B) noncommercial vessel or a vessel operated by the state, the United States, or a foreign government; or

(C) vessel licensed under AS 16.05.490 and used in charter service for the recreational taking of fish and shellfish;

(2) "marine waters of the state" means the marine bays, sounds, rivers, inlets, straits, passages, canals, Pacific Ocean, Gulf of Alaska, Bering Sea, and Arctic Ocean within the territorial limits of the state, and all other bodies of marine water that are wholly or partially within the state or are under the jurisdiction of the state;

(3) "passenger" means a person with whom a common carrier has contracted for carriage from one place to another.

* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: REGULATIONS. The Department of Revenue may proceed to adopt regulations to implement sec. 2 of this Act. The regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the effective date of sec. 2 of this Act.

* **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to read:

REVISOR'S INSTRUCTION: The revisor of statutes shall substitute "AS 43.52.010 - 43.52.099" for "this chapter" wherever "this chapter" occurs in AS 43.52.010 - 43.52.099.

* **Sec. 5.** Sections 1 and 3 of this Act take effect immediately under AS 01.10.070(c).

* **Sec. 6.** Except as provided in sec. 5, this Act takes effect January 1, 2006."

Representative Gatto moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Rokeberg objected and rose to a point of order, stating Amendment No. 3 was not germane and cited Rule 35 of the Uniform Rules.

The Speaker ruled that the amendment was not in order.

Representative Berkowitz appealed the ruling of the Chair.

Representative Gatto moved and asked unanimous consent to withdraw Amendment No. 3. There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS SB 174(FIN) am H be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS SB 174(FIN) am H will advance to third reading on tomorrow's calendar.

THIRD READING OF SENATE BILLS

SB 16

The following, which was advanced to third reading from the May 6, 2005, calendar (page 1675), was read the third time:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 16(TRA)

"An Act relating to the powers and duties of the Department of Transportation and Public Facilities; repealing the requirement for a long-range program for highway construction and maintenance; and repealing a requirement that public facilities comply with energy standards adopted by the Department of Transportation and Public Facilities; and providing for an effective date."

The question being: "Shall CSSSSB 16(TRA) pass the House?" The roll was taken with the following result:

CSSSB 16(TRA)
Third Reading
Final Passage

YEAS: 34 NAYS: 4 EXCUSED: 0 ABSENT: 2

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Elkins, Foster, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nay: Croft, Gara, Kerttula, Salmon

Absent: Anderson, McGuire

Gara changed from "Yea" to "Nay".

And so, CSSSB 16(TRA) passed the House.

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

Representative Berkowitz gave notice of reconsideration of the vote on CSSSB 16(TRA).

SB 36

The following, which was held over from the May 6, 2005, calendar (page 1687), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL 36(JUD) am H
"An Act relating to absentee ballots."

The question being: "Shall HCS CSSB 36(JUD) am H pass the House?" The roll was taken with the following result:

HCS CSSB 36(JUD) am H
Third Reading
Final Passage

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

Yea: Cissna, Coghill, Crawford, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Anderson, Berkowitz, Chenault, Croft, Foster, Kelly, Neuman, Olson

And so, HCS CSSB 36(JUD) am H passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE RESOLUTIONS
(continued)

HCR 16

The following, which was held over from the May 6, 2005, calendar (page 1688), was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 16

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 141, relating to the teachers' and public employees' retirement systems and creating defined contribution and health reimbursement plans for members of the teachers' retirement system and the public employees' retirement system who are first hired after July 1, 2005; relating to university retirement programs; establishing the Alaska Retirement Management Board to replace the Alaska State Pension Investment Board, the Alaska Teachers' Retirement Board, and the Public Employees' Retirement Board; adding appeals of the decisions of the administrator of the teachers' and public employees' retirement systems to the jurisdiction of the office of administrative hearings; providing for nonvested members of the teachers' retirement system defined benefit plans to transfer into the teachers' retirement system defined contribution plan and for nonvested members of the public employees' retirement system defined benefit plans to transfer into the public employees' retirement system defined contribution plan; providing for political subdivisions and public organizations to request to participate in the public employees' defined contribution retirement plan; and providing for an effective date.

Representative Coghill placed a call of the House.

The call was satisfied.

The question being: "Shall HCR 16 pass the House?" The roll was taken with the following result:

HCR 16
Second Reading
Final Passage

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

Yea: Anderson, Chenault, Coghill, Elkins, Foster, Gatto, Harris, Hawker, Holm, Joule, Kelly, Kohring, Kott, LeDoux, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nay: Berkowitz, Cissna, Crawford, Croft, Dahlstrom, Gara, Gardner, Gruenberg, Guttenberg, Kapsner, Kerttula, Lynn, Salmon

And so, HCR 16 passed the House.

Representative Berkowitz gave notice of reconsideration of the vote on HCR 16.

HCR 17

The following, which was held over from the May 6, 2005, calendar (page 1688), was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 17
Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 140, relating to computers and the Internet.

The question being: "Shall HCR 17 pass the House?" The roll was taken with the following result:

HCR 17
Second Reading
Final Passage

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

Yea: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

And so, HCR 17 passed the House and was referred to the Chief Clerk for engrossment.

HCR 18

The following was read the second time and held to tomorrow's calendar:

HOUSE CONCURRENT RESOLUTION NO. 18

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 174, excluding certain trucks from the definition of "passenger vehicle" for purposes of the passenger vehicle rental tax.

THIRD READING OF SENATE RESOLUTIONS**SJR 16**

The following, which was held over from the May 6, 2005, calendar (page 1689), was read the third time:

SENATE JOINT RESOLUTION NO. 16

Supporting legislation before the United States Congress that reaffirms the right of the states to regulate hunting and fishing.

The question being: "Shall SJR 16 pass the House?" The roll was taken with the following result:

SJR 16
Third Reading
Final Passage

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

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Anderson

And so, SJR 16 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

LEGISLATIVE CITATIONS

Representative Coghill moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring - 60 Years of Service in the Priesthood, Father Hugh Hall
By Representatives LeDoux, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson; Senator Gary Stevens

Honoring - Top of the World Chorus
By Representatives Gardner, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Honoring - Skagway Panthers Girls Basketball Team
By Representatives Thomas, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson; Senator Kookesh

Honoring - James L. Baldwin

By Senator Elton; Representatives Kerttula, Weyhrauch, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kohring, Kott, LeDoux, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Thomas, Wilson

Honoring - Nulato Lady Wolves Basketball Team

By Senator Kookesh; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Honoring - Bristol Bay 2A Girls Basketball Team, Bristol Bay Borough

By Senator Hoffman; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

In Memoriam - Eric Otto Sonneman

By Representatives Kerttula, Weyhrauch, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kott, LeDoux, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson; Senator Elton

In Memoriam - Frank 'Dutch' Behrends

By Representatives Weyhrauch, Kerttula, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kott, LeDoux, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson; Senator Elton

In Memoriam - Donald James Arndt

By Representatives LeDoux, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kerttula, Kott, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson; Senator Gary Stevens

In Memoriam - Dora Dushkin

By Representatives Moses, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kerttula, Kott, LeDoux, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

In Memoriam - Mark Hiratsuka

By Representatives Moses, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kerttula, Kott, LeDoux, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

In Memoriam - The Very Rev. Peter Bourdukofsky

By Representatives Moses, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Honoring - Noel W. Woods, 60 Years in Alaska

By Representatives Kohring, Gatto, Neuman, Stoltze, Harris, Anderson, Berkowitz, Chenault, Cissna, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kott, LeDoux, Lynn, McGuire, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Thomas, Weyhrauch, Wilson; Senators Green, Huggins

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Honoring - David J. Parks

By Representatives Gatto, Stoltze, Neuman, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Thomas, Weyhrauch, Wilson; Senators Green, Huggins

Honoring - Barbara Hall

By Representatives Ramras, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, McGuire, Meyer, Neuman, Olson, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

In Memoriam - Robert "Bobby" Storrs

By Representatives Seaton, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kerttula, Kott, LeDoux, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Stoltze, Thomas, Weyhrauch, Wilson; Senator Hoffman

In Memoriam - Donald Alton Stump

By Senator Dyson; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

CONCUR IN SENATE AMENDMENTS

HB 214

Representative Coghill moved and asked unanimous consent that the House consider the Senate message (page 1651) on the following:

CS FOR HOUSE BILL NO. 214(HES)
"An Act relating to anatomical gifts and the anatomical gift donor
registry program."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 214(STA)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved that the House concur in the Senate amendment to CSHB 214(HES), thus adopting SCS CSHB 214(STA), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 214(HES)?" The roll was taken with the following result:

SCS CSHB 214(STA)
Concur

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

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Absent: Anderson

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 214(STA).

The Chief Clerk notified the Senate.

SCS CSHB 214(STA) was referred to the Chief Clerk for enrollment.

HB 35

Representative Coghill moved and asked unanimous consent that the House consider the Senate message (page 1573) on the following:

HOUSE BILL NO. 35

"An Act extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

and

SENATE CS FOR HOUSE BILL NO. 35(FIN)

"An Act extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; extending the term of a temporary member of the State Board of Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

(SCR 10 - title change resolution)

There being no objection, it was so ordered.

Representative Coghill moved that the House concur in the Senate amendment to HB 35, thus adopting SCS HB 35(FIN), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to HB 35?" The roll was taken with the following result:

SCS HB 35(FIN)

Concur

YEAS: 38 NAYS: 1 EXCUSED: 0 ABSENT: 1

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nays: Holm

Absent: Anderson

And so, the House concurred in the Senate amendment, thus adopting SCS HB 35(FIN).

Representative Coghill moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

SCS HB 35(FIN) was referred to the Chief Clerk for enrollment.

SPECIAL ORDER OF BUSINESS

SCR 10

Representative Coghill moved and asked unanimous consent that the following be taken up as a Special Order of Business:

SENATE CONCURRENT RESOLUTION NO. 10

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 35, extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors.

There being no objection, it was so ordered.

The question being: "Shall SCR 10 pass the House?" The roll was taken with the following result:

SCR 10

Special Order of Business

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

Yea: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Weyhrauch, Wilson

Absent: Anderson, Meyer, Thomas

And so, SCR 10 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

CONCUR IN SENATE AMENDMENTS

HB 75

Representative Coghill moved and asked unanimous consent that the House consider the Senate message (page 1650) on the following:

CS FOR HOUSE BILL NO. 75(FIN)

"An Act relating to the powers and duties of the commissioner of fish and game, Board of Fisheries, and Board of Game in promoting and preserving fishing, hunting, and trapping in the state."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 75(FIN)
(same title)

Representative Coghill moved and asked unanimous consent to withdraw the motion. There being no objection, it was so ordered.

CSHB 75(FIN) is under Unfinished Business.

HB 184

Representative Coghill moved and asked unanimous consent that the House consider the Senate message (page 1716) on the following:

HOUSE BILL NO. 184 am

"An Act relating to firearms."

and

SENATE CS FOR HOUSE BILL NO. 184(JUD) am S
(same title)

There being no objection, it was so ordered.

Representative Coghill moved that the House concur in the Senate amendment to HB 184 am, thus adopting SCS HB 184(JUD) am S, and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to HB 184 am?" The roll was taken with the following result:

SCS HB 184(JUD) am S
Concur

YEAS: 38 NAYS: 2 EXCUSED: 0 ABSENT: 0

Yea: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Elkins, Foster, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Joule, Kapsner, Kelly, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nay: Gara, Kerttula

And so, the House concurred in the Senate amendment, thus adopting SCS HB 184(JUD) am S.

The Chief Clerk notified the Senate.

SCS HB 184(JUD) am S was referred to the Chief Clerk for enrollment.

RECONSIDERATION

HB 272

Representative Dahlstrom brought up reconsideration of the vote on CSHB 272(FIN) am (page 1556).

The following, which had been held on reconsideration (page 1690), was again before the House in third reading:

CS FOR HOUSE BILL NO. 272(FIN) am

"An Act relating to card rooms and card operations, and permitting issuance of a license to own a card room and conduct card games in a municipality of the state if the municipality has adopted an ordinance, ratified by a majority of the municipal voters voting on the question, authorizing card rooms and card games in that municipality."

Representative Salmon moved and asked unanimous consent that CSHB 272(FIN) am be returned to second reading for the specific purpose of rescinding action in failing to adopt Amendment No. 5 (page 1549). There being no objection, it was so ordered.

Representative Salmon moved and asked unanimous consent that the House rescind previous action in failing to adopt Amendment No. 5.

There was objection.

The question being: "Shall the House rescind previous action in failing to adopt Amendment No. 5?" The roll was taken with the following result:

CSHB 272(FIN) am--RECONSIDERATION

Second Reading

Rescind Previous Action/Amendment No. 5

YEAS: 22 NAYS: 18 EXCUSED: 0 ABSENT: 0

Yea: Anderson, Berkowitz, Cissna, Crawford, Croft, Dahlstrom, Gara, Gardner, Gatto, Guttenberg, Harris, Hawker, Joule, Kerttula, Kohring, Kott, LeDoux, Meyer, Moses, Salmon, Thomas, Weyhrauch

Nay: Chenault, Coghill, Elkins, Foster, Gruenberg, Holm, Kapsner, Kelly, Lynn, McGuire, Neuman, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Wilson

And so, the motion passed.

Representative Salmon moved and asked unanimous consent that Amendment No. 5 be adopted.

There was objection.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

CSHB 272(FIN) am--RECONSIDERATION
Second Reading
Amendment No. 5

YEAS: 28 NAYS: 12 EXCUSED: 0 ABSENT: 0

Yeas: Anderson, Berkowitz, Crawford, Croft, Dahlstrom, Elkins, Foster, Gara, Gruenberg, Harris, Hawker, Holm, Joule, Kapsner, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Ramras, Rokeberg, Salmon, Samuels, Thomas, Weyhrauch

Nays: Chenault, Cissna, Coghill, Gardner, Gatto, Guttenberg, Kelly, Neuman, Olson, Seaton, Stoltze, Wilson

And so, Amendment No. 5 was adopted.

Representative Rokeberg rose to a point of order citing Section 121 of Mason's Manual.

The Speaker cautioned the member.

Representative Olson placed a call of the House.

The call was satisfied.

The question to be reconsidered: "Shall CSHB 272(FIN) am pass the House?" The roll was taken with the following result:

CSHB 272(FIN) am--RECONSIDERATION
Third Reading
Final Passage

YEAS: 22 NAYS: 18 EXCUSED: 0 ABSENT: 0

Yea: Anderson, Berkowitz, Chenault, Croft, Elkins, Foster, Harris, Hawker, Holm, Joule, Kapsner, Kohring, Kott, LeDoux, Meyer, Moses, Olson, Ramras, Rokeberg, Salmon, Samuels, Thomas

Nay: Cissna, Coghill, Crawford, Dahlstrom, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Kelly, Kerttula, Lynn, McGuire, Neuman, Seaton, Stoltze, Weyhrauch, Wilson

And so, CSHB 272(FIN) am passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS

HB 107

Representative Coghill moved and asked unanimous consent that reconsideration (page 1683) of the following be held one legislative day:

CS FOR HOUSE BILL NO. 107(FIN)

"An Act relating to unlawful obstruction or hindrance of hunting, fishing, trapping, or viewing of fish or game; and amending Rule 82, Alaska Rules of Civil Procedure, and Rule 508, Alaska Rules of Appellate Procedure."

There being no objection, it was so ordered.

HB 208

Representative Gruenberg added his name as cosponsor to:

HOUSE BILL NO. 208

"An Act authorizing the Department of Military and Veterans' Affairs to establish and maintain an Alaskan veterans' cemetery; and establishing the Alaska veterans' cemetery fund in the general fund."

HB 286

Representative Kohring added his name as cosponsor to:

SENATE CS FOR HOUSE BILL NO. 286(RES)

"An Act amending the manner of determining the royalty received by the state on gas production by directing the commissioner of

natural resources to accept, under certain circumstances, the transfer price of the gas if established by transfer price order of the Regulatory Commission of Alaska; extending and amending the requirements applicable to the credit that may be claimed for certain oil and gas exploration expenses incurred in Cook Inlet against oil and gas properties production (severance) taxes, and amending the credit against those taxes for certain exploration expenditures from leases or properties in the state; and providing for an effective date."

SB 87

Representative McGuire added her name as cross sponsor to:

HOUSE CS FOR SENATE BILL NO. 87(JUD)
"An Act relating to motor vehicle safety belt violations."

SB 104

Representatives Samuels, Gardner, and Dahlstrom added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 104(JUD)
"An Act relating to the crimes of unsworn falsification in the first degree involving an application for a permanent fund dividend and false information or report involving eligibility for a permanent fund dividend; requiring the establishment of a permanent fund dividend fraud investigation unit in the Department of Revenue; relating to service in the peace corps and as a member of the United States Olympic Team as allowable absences from the state for purposes of eligibility for permanent fund dividends and to the period for filing an application for a permanent fund dividend; authorizing the Department of Revenue to issue administrative orders imposing sanctions for certain misrepresentations or other actions concerning eligibility for a permanent fund dividend and providing for administrative appeal of those orders; and providing for an effective date."

SB 135

Representative McGuire added her name as cross sponsor to:

CS FOR SENATE BILL NO. 135(JUD)(efd am)
"An Act relating to the crimes of assault and custodial
interference; and providing for an effective date."

SB 147

Representative Thomas added his name as cross sponsor to:

HOUSE CS FOR CS FOR SENATE BILL NO. 147(RLS)

"An Act providing for a sport fishing facility surcharge on sport
fishing licenses; providing for the construction and renovation of
state sport fishing facilities and for other projects beneficial to the
sport fish resources of the state as a public enterprise; and
authorizing the issuance of revenue bonds to finance those
projects."

SB 158

Representative Kohring added his name as cross sponsor to:

SENATE BILL NO. 158(efd fld H)

"An Act prohibiting the imposition of municipal sales and use
taxes on state construction contracts and certain subcontracts."

SB 174

Representative Kohring added his name as cross sponsor to:

HOUSE CS FOR SENATE BILL NO. 174(FIN) am H

"An Act excluding certain trucks and vehicles provided by
automobile dealers as replacement transportation during warranty,
recall, or service contract repairs from the definition of 'passenger
vehicle' for purposes of the passenger vehicle rental tax; and
providing for an effective date."

SB 140

The following, which passed the House, was engrossed and signed by
the Speaker and Chief Clerk May 6, 2005, (page 1602) was
transmitted to the Senate for consideration:

HOUSE CS FOR CS FOR SENATE BILL NO. 140(RLS)

"An Act relating to computers, computer communications, and the
Internet."

SB 141

The following, which passed the House and was engrossed May 6, 2005, (page 1692) was signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

HOUSE CS FOR CS FOR SENATE BILL NO. 141(FIN) am H
"An Act relating to the teachers' and public employees' retirement systems and creating defined contribution and health reimbursement plans for members of the teachers' retirement system and the public employees' retirement system who are first hired after July 1, 2005; relating to university retirement programs; establishing the Alaska Retirement Management Board to replace the Alaska State Pension Investment Board, the Alaska Teachers' Retirement Board, and the Public Employees' Retirement Board; adding appeals of the decisions of the administrator of the teachers' and public employees' retirement systems to the jurisdiction of the office of administrative hearings; providing for nonvested members of the teachers' retirement system defined benefit plans to transfer into the teachers' retirement system defined contribution plan and for nonvested members of the public employees' retirement system defined benefit plans to transfer into the public employees' retirement system defined contribution plan; providing for political subdivisions and public organizations to request to participate in the public employees' defined contribution retirement plan; and providing for an effective date."

ENGROSSMENT**HCR 15**

HCR 15 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HCR 17

HCR 17 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HJR 17

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

CS FOR HOUSE JOINT RESOLUTION NO. 17(RES)
Opposing the Federal Lands Recreation Enhancement Act.

HB 272

CSHB 272(FIN) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SB 36

HCS CSSB 36(JUD) am H was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SB 101

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

HOUSE CS FOR CS FOR SENATE BILL NO. 101(JUD)

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

SB 104

HCS CSSB 104(JUD) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

With the appointment of a Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 19, 2005. Submit written notice of a meeting by 4:00 p.m. to the Chief Clerk's office for publication in the next day's committee schedule.

House committee schedules are published daily under separate cover.

The following meeting today has been changed as indicated:

Finance Committee

CHANGED TO:

upon adjournment

Judiciary Committee
CANCELED

ADJOURNMENT

Representative Coghill moved and asked unanimous consent that the House adjourn until 2:00 p.m., May 8, 2005. There being no objection, the House adjourned at 5:51 p.m.

Suzi Lowell
Chief Clerk