

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Wednesday

April 5, 2006

Eighty-seventh Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:08 a.m.

Roll call showed 35 members present. Representative Elkins had been previously excused from a call of the House today. Representatives Anderson, Gara, and Kohring were absent and their presence was noted later.

Representative Coghill moved and asked unanimous consent that Representative Weyhrauch be excused from a call of the House today because of illness. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Pastor Patrick Brayton of the Valley Chapel. Representative Dahlstrom moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Father in Heaven, we come to You with grateful hearts, acknowledging Your loving favor in the past and petitioning You for its long continuation. As Your word declares, "with God, all things are possible," but "without (You) we can do nothing." We trust in Your mercy and forgiveness for the sins of the past, and we beseech You that Your wisdom and blessing will be poured out for us this day. May those who serve us here in the House of Representatives experience Your love and walk in Your truth. May their families also experience Your love and protection. And may all of us who call Alaska home benefit from the work done in these chambers. God bless Alaska and keep her in Your path. In Jesus' name. Amen.

The Pledge of Allegiance was led by Representative Hawker.

CERTIFICATION OF THE JOURNAL

Representative Coghill moved and asked unanimous consent that the journal for the 85th and 86th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

* * * * *

Representative Samuels introduced Jill Lindstam, Guest Page, from Anchorage.

COMMUNICATIONS

Letters of disclosure, as required by AS 24.60, were published in House Journal Supplement No. 5 and Senate and House Joint Journal Supplement No. 15.

The following was received:

Dept. of Revenue
Treasury Division
Annual Report on the Constitutional Budget Reserve Fund
March 14, 2006
(as required by AS 37.10.430)

REPORTS OF STANDING COMMITTEES

HB 57

The Finance Committee has considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 57
"An Act relating to the sale of certain state land to adjacent landowners."

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
57(FIN)
(same title)

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

Do pass (9): Hawker, Holm, Kerttula, Joule, Moses, Weyhrauch, Foster, Meyer, Chenault

No recommendation (2): Kelly, Stoltze

The following fiscal note(s) apply to CSSSHB 57(FIN):

1. Indeterminate, Dept. of Natural Resources

SSHB 57 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Anderson was noted.

HB 390

The Community & Regional Affairs Committee has considered:

HOUSE BILL NO. 390

"An Act limiting the amount that a municipality may charge for an appeal of a residential real property tax assessment to the municipality's board of equalization."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 390(CRA)
(same title)

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

Do pass (1): Thomas

Do not pass (2): Cissna, Olson

No recommendation (3): LeDoux, Salmon, Kott

The following fiscal note(s) apply to CSHB 390(CRA):

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

HB 390 was referred to the Finance Committee.

HB 419

The Finance Committee has considered:

HOUSE BILL NO. 419

"An Act repealing the Board of Storage Tank Assistance, the underground storage tank revolving loan fund, and the tank cleanup loan program; repealing certain reporting requirements relating to underground petroleum storage tank systems; making conforming amendments; and providing for an effective date."

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

Do pass (7): Hawker, Weyhrauch, Holm, Kelly, Moses, Foster, Meyer

The following fiscal note(s) apply:

1. Zero, Dept. of Environmental Conservation

HB 419 was referred to the Rules Committee for placement on the calendar.

**The presence of Representative Kohring was noted.

HB 496

The State Affairs Committee has considered:

HOUSE BILL NO. 496

"An Act relating to contributions from permanent fund dividends to certain educational organizations and to certain charitable organizations that provide a positive youth development program, workforce development, aid to the arts, or aid and services to the elderly, low-income individuals, individuals in emergency situations, disabled individuals, or individuals with mental illness; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 496(STA)

"An Act relating to contributions from permanent fund dividends to campuses of the University of Alaska, certain educational organizations, community foundations, and certain other charitable organizations that provide a positive youth development program, workforce development, aid to the arts, or aid and services to the elderly, low-income individuals, individuals in emergency situations, disabled individuals, or individuals with mental illness; and providing for an effective date."

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

Do pass (4): Gardner, Ramras, Gruenberg, Seaton

No recommendation (1): Lynn

Amend (1): Gatto

The following fiscal note(s) apply to CSHB 496(STA):

1. Zero, House State Affairs Committee/Dept. of Revenue

HB 496 was referred to the Finance Committee.

SB 218

The Finance Committee has considered:

CS FOR SENATE BILL NO. 218(FIN)

"An Act relating to sex offenders and child kidnappers; relating to reporting of sex offenders and child kidnappers; relating to periodic polygraph examinations for sex offenders released on probation or parole; relating to sexual abuse of a minor; relating to the definitions of 'aggravated sex offense' and 'child kidnapping'; relating to penalties for failure to report child abuse or neglect; relating to sentencing for sex offenders and habitual criminals; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 218(FIN)

"An Act relating to sex offenders and child kidnappers; relating to periodic polygraph examinations for sex offenders released on probation or parole; relating to sexual abuse of a minor; relating to the definitions of 'aggravated sex offense' and 'child kidnapping'; relating to penalties for failure to report child abuse or neglect; relating to sentencing for sex offenders and habitual criminals; and providing for an effective date."

(HCR 40 - title change resolution)

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

Do pass (6): Holm, Hawker, Kelly, Foster, Meyer, Chenault

No recommendation (3): Weyhrauch, Joule, Moses

Amend (1): Kerttula

The following fiscal note(s) apply to HCS CSSB 218(FIN):

1. Zero, Dept. of Public Safety
4. Indeterminate, Dept. of Law
5. Indeterminate, Alaska Court System
6. Indeterminate, Dept. of Administration
7. Indeterminate, Dept. of Corrections

8. Fiscal, Dept. of Corrections
10. Zero, Dept. of Public Safety
11. Fiscal, Dept. of Corrections

CSSB 218(FIN) is on today's calendar.

SB 298

The Labor & Commerce Committee has considered:

CS FOR SENATE BILL NO. 298(JUD)

"An Act relating to loans from trust property; relating to a trustee's power to appoint the principal of a trust to another trust; relating to challenges to, claims against, and liabilities of trustees, beneficiaries, and creditors of trusts and of trusts and estates; relating to individual retirement accounts and plans; relating to certain trusts in divorce and dissolutions of marriage situations; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 298(L&C)
(same title)

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

Do pass (5): Lynn, Kott, LeDoux, Rokeberg, Anderson

No recommendation (2): Crawford, Guttenberg

The following fiscal note(s) apply to HCS CSSB 298(L&C):

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

CSSB 298(JUD) was referred to the Judiciary Committee.

REPORTS OF SPECIAL COMMITTEES**HB 149**

The Conference Committee considering:

CS FOR HOUSE BILL NO. 149(FIN) am

"An Act relating to controlled substances; relating to the crimes of manslaughter, endangering the welfare of a child, and misconduct involving a controlled substance; relating to the manufacture of methamphetamine and to the sale, possession, and delivery of certain substances and precursors used in the manufacture of methamphetamine; relating to listing certain anabolic steroids as controlled substances; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 149(FIN) am S
(ct rule fld S)
(same title)

requests limited powers of free conference on the following specific point(s):

Page 15, line 31, through Page 17, line 26 (Senate version);

Page 17, following line 26 (Senate version);

Page 18, line 21 (Senate version);

Page 18, line 22 (Senate version);

Page 18, line 23 (Senate version).

The request was signed by Representatives Coghill (Co-chair), Stoltze, Crawford; and Senators Seekins (Co-chair), Bunde, French.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk notified the Senate.

**The presence of Representative Gara was noted.

SB 232

The Conference Committee considering:

HOUSE CS FOR CS FOR SENATE BILL NO. 232(FIN) am H
"An Act making appropriations, supplemental appropriations, and capital appropriations; amending appropriations and funding sources; making appropriations to capitalize funds; and providing for an effective date."

and

CS FOR SENATE BILL NO. 232(FIN)
(same title)

requests limited powers of free conference on the following specific point(s) [in HCS CSSB 232(FIN) am H]:

Section 5 – "Arctic Winter Games Grant. The sum of \$500,000 is appropriated from the general fund to the Department of Commerce, Community, and Economic Development for payment as a capital grant under AS 37.05.316 to the 2006 Arctic Winter Games Host Society for costs of the 2006 Arctic Winter Games."

Section 6(e) – "The sum of \$500,000 is appropriated from the general fund to the Department of Commerce, Community, and Economic Development, community advocacy, for emergency bulk fuel loans to small communities, for the fiscal year ending June 30, 2006."

Section 15 – "POWER COST EQUALIZATION. (a) The sum of \$3,320,000 is appropriated from the general fund to the power cost equalization and rural electric capitalization fund (AS 42.45.100).

(b) The sum of \$3,320,000 is appropriated from the power cost equalization and rural electric capitalization fund (AS 42.45.100) to the Department of Commerce, Community, and Economic

Development, Alaska Energy Authority power cost equalization, for partial payment of Power Cost Equalization under AS 42.45.110 for the fiscal year ending June 30, 2006."

The request was signed by Representatives Chenault (Vice Chair), Meyer, Joule; and Senators Wilken (Chair), Green, Hoffman.

The Speaker granted the limited powers of free conference as requested.

The Chief Clerk notified the Senate.

INTRODUCTION OF CITATIONS

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

Honoring - Alaska Army National Guard
District 5 of Southeast Alaska
By Representative Thomas; Senator Kookesh

In Memoriam - Robert "Bob" Gabel
By Representative Kohring

In Memoriam - Stuart Campen Hall
By Representative Gara; Senator Ellis

In Memoriam - Ramona Pugh
By Representative Stoltze; Senator Huggins

In Memoriam - Margaret Dorothy "Mickey" Duros
By Senator Gary Stevens; Representative LeDoux

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 40

HOUSE CONCURRENT RESOLUTION NO. 40 by the House Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 218, sex offenses and child kidnapping, crimes, and sentencing.

was read the first time and is on today's calendar.

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 499

HOUSE BILL NO. 499 by the House Labor and Commerce Committee by request, entitled:

"An Act relating to the delegation of duties by a dentist."

was read the first time and referred to the Labor & Commerce and Health, Education & Social Services Committees.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 334

The following was read the second time:

HOUSE BILL NO. 334

"An Act relating to an exemption from and deferral of municipal property taxes for certain types of deteriorated property."

with the:

Journal Page

CRA RPT 2DP 5NR	2394
FN1: ZERO(CED)	2394
FIN RPT CS(FIN) 2DP 5NR	2604
FN1: ZERO(CED)	2604
FN2: ZERO(GOV/ALL DEPTS)	2604

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

CS FOR HOUSE BILL NO. 334(FIN)
(same title)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that CSHB 334(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 334(FIN) was read the third time.

Representative Kohring moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Kohring was required to vote.

The question being: "Shall CSHB 334(FIN) pass the House?" The roll was taken with the following result:

CSHB 334(FIN)
Third Reading
Final Passage

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

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, 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, Wilson

Excused: Elkins, Weyhrauch

And so, CSHB 334(FIN) passed the House and was referred to the Chief Clerk for engrossment.

HB 439

The following was read the second time:

HOUSE BILL NO. 439

"An Act relating to authorizing the state to join with other states entering into the Interstate Insurance Product Regulation Compact and authorizing the compact to supersede existing statutes by approving standards, rules, or other action under the terms of the compact."

with the:	Journal Page
L&C RPT CS(L&C) NT 3DP 3NR	2687
FN1: ZERO(H.L&C/CED)	2688
JUD RPT CS(L&C) NT 4DP 2AM	2918
FN2: ZERO(CED)	2919

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

CS FOR HOUSE BILL NO. 439(L&C)

"An Act relating to authorizing the state to join with other states in entering into the Interstate Insurance Product Regulation Compact."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Gara:

Page 1, line 4:

Delete "a new section"
Insert "new sections"

Page 23, following line 14:

Insert a new section to read:

"Sec. 21.42.705. Opt-out duties, guidelines, remedies. (a) As a participant in the Interstate Insurance Product Regulation Compact, it is the policy of the state to opt out, and the director shall opt out, of any Uniform Standard that provides a materially lower level of protection for or materially diminishes the rights of Alaska policyholders or policy applicants.

(b) If the director or a court of competent jurisdiction finds that the policy set out in (a) of this section has been violated,

notice of the violation shall be given to the legislature, and reasonable and prompt measures shall be taken to opt out of the Uniform Standard that does not comply with the policy statement set out in (a) of this section to the extent that such action is permissible under the Interstate Insurance Product Regulation Compact."

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

Representative Coghill objected.

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

Following "applicants":
Insert "under Alaska law"

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

Representative Coghill withdrew the objection. There being no further objection, Amendment No. 1 as amended was adopted.

Representative Coghill moved and asked unanimous consent that CSHB 439(L&C) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 439(L&C) am was read the third time.

The question being: "Shall CSHB 439(L&C) am pass the House?"
The roll was taken with the following result:

CSHB 439(L&C) am
Third Reading
Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 2 ABSENT: 1

Yeas: Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, 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, Wilson

Excused: Elkins, Weyhrauch

Absent: Anderson

And so, CSHB 439(L&C) am passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

SB 218

The following was read the second time:

CS FOR SENATE BILL NO. 218(FIN)

"An Act relating to sex offenders and child kidnappers; relating to reporting of sex offenders and child kidnappers; relating to periodic polygraph examinations for sex offenders released on probation or parole; relating to sexual abuse of a minor; relating to the definitions of 'aggravated sex offense' and 'child kidnapping'; relating to penalties for failure to report child abuse or neglect; relating to sentencing for sex offenders and habitual criminals; and providing for an effective date."

with the:

Journal Page

FIN RPT HCS(FIN) NT 6DP 3NR 1AM	3005
FN1: ZERO(DPS)	3006
FN4: INDETERMINATE(LAW)	3006
FN5: INDETERMINATE(CRT)	3006
FN6: INDETERMINATE(ADM)	3006
FN7: INDETERMINATE(COR)	3006
FN8: (COR)	3006
FN10: ZERO(DPS)	3006
FN11: (COR)	3006

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. 218(FIN)

"An Act relating to sex offenders and child kidnappers; relating to periodic polygraph examinations for sex offenders released on probation or parole; relating to sexual abuse of a minor; relating to the definitions of 'aggravated sex offense' and 'child kidnapping'; relating to penalties for failure to report child abuse or neglect; relating to sentencing for sex offenders and habitual criminals; and providing for an effective date."

(HCR 40 - title change resolution)

There being no objection, it was so ordered.

Representative Coghill moved and asked unanimous consent that HCS CSSB 218(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 218(FIN) was read the third time.

The question being: "Shall HCS CSSB 218(FIN) pass the House?"
The roll was taken with the following result:

HCS CSSB 218(FIN)

Third Reading

Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 2 ABSENT: 3

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, 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, Wilson

Excused: Elkins, Weyhrauch

Absent: Foster, Gara, Kerttula

And so, HCS CSSB 218(FIN) 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.

HCS CSSB 218(FIN) was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE BILLS

HB 409

The following, which was advanced to third reading from the April 3, 2006, calendar (page 2991), was read the third time:

CS FOR HOUSE BILL NO. 409(L&C)

"An Act relating to excluding qualified real estate licensees from workers' compensation coverage."

Representatives Lynn and Rokeberg moved and asked unanimous consent that they be allowed to abstain from voting because of a conflict of interest. Objection was heard, and they were required to vote.

The question being: "Shall CSHB 409(L&C) pass the House?" The roll was taken with the following result:

CSHB 409(L&C)

Third Reading

Final Passage

YEAS: 29 NAYS: 6 EXCUSED: 2 ABSENT: 3

Yeas: Anderson, Chenault, Coghill, Croft, Dahlstrom, Foster, Gardner, Gatto, Gruenberg, Harris, Hawker, Joule, Kelly, Kerttula, Kohring, Kott, LeDoux, Lynn, McGuire, Meyer, Moses, Neuman, Olson, Rokeberg, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Berkowitz, Cissna, Crawford, Gara, Guttenberg, Salmon

Excused: Elkins, Weyhrauch

Absent: Holm, Kapsner, Ramras

And so, CSHB 409(L&C) passed the House and was referred to the Chief Clerk for engrossment.

Representative Coghill moved and asked unanimous consent that Representative LeDoux be excused from a call of the House from 11:45 a.m. to 1:15 p.m. today. There being no objection, it was so ordered.

HB 471

The following, which was advanced to third reading from the April 3, 2006, calendar (page 2993), was read the third time:

CS FOR HOUSE BILL NO. 471(FIN) am

"An Act amending the Knik Arm Bridge and Toll Authority Act and the powers and authority of the authority to finance construction and maintenance of the Knik Arm Bridge, to set and collect tolls, and to carry out its duties, and making conforming changes to statutes relating to issuance, renewal, or reinstatement of driver's licenses; and providing for an effective date."

Representative Seaton moved and asked unanimous consent that CSHB 471(FIN) am be returned to second reading for the specific purpose of considering Amendment No. 3. There being no objection, it was so ordered.

Amendment No. 3 was offered by Representatives Seaton and Stoltze:

Page 1, lines 4 - 5 (title amendment):

Delete ", **and making conforming changes to issuance, renewal, or reinstatement of driver's licenses and**"

Page 10, lines 20 - 24:

Delete all material.

Page 11, lines 7 - 31:

Delete all material.

Renumber the following bill sections accordingly.

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

There was objection.

Amendment to Amendment No. 3 was offered by Representative Seaton:

Following "**changes**":

Insert "**to statutes relating**"

Following "**licenses**":

Delete "**and**"

Representative Seaton moved and asked unanimous consent that Amendment to Amendment No. 3 be adopted. There being no objection, it was so ordered.

There being no further objection, Amendment No. 3 as amended was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 471(FIN) am

"An Act amending the Knik Arm Bridge and Toll Authority Act and the powers and authority of the authority to finance construction and maintenance of the Knik Arm Bridge, to set and collect tolls, and to carry out its duties; and providing for an effective date."

The question being: "Shall CSHB 471(FIN) am pass the House?" The roll was taken with the following result:

CSHB 471(FIN) am

Third Reading

Final Passage

YEAS: 28 NAYS: 7 EXCUSED: 3 ABSENT: 2

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Foster, Gardner, Gatto, Gruenberg, Harris, Kapsner, Kelly, Kohring, Kott, Lynn, McGuire, Neuman, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Gara, Guttenberg, Hawker, Holm, Kerttula, Moses, Salmon

Excused: Elkins, LeDoux, Weyhrauch

Absent: Joule, Meyer

And so, CSHB 471(FIN) am 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 Guttenberg gave notice of reconsideration of the vote on CSHB 471(FIN) am.

Representative Coghill moved and asked unanimous consent that Representative Meyer be excused from a call of the House from 12:15 p.m. to 1:15 p.m. today. There being no objection, it was so ordered.

SECOND READING OF HOUSE RESOLUTIONS

HCR 40

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 40

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 218, sex offenses and child kidnapping, crimes, and sentencing.

The question being: "Shall HCR 40 pass the House?" The roll was taken with the following result:

HCR 40

Second Reading

Final Passage

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

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

Excused: Elkins, LeDoux, Meyer, Weyhrauch

Absent: Chenault, Joule

And so, HCR 40 passed the House and was referred to the Chief Clerk for engrossment.

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 - Greg McCullough

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

Honoring - Sigurd L. Edwards

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

Honoring - West High School Boys' 'C' Basketball Team Winners, 2006 Citywide C/JV Tournament

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

In Memoriam - Violet Elizabeth Redington, First Lady of the Iditarod

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

In Memoriam - John Patrick Killoran

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

In Memoriam - Fritz J. Willie

By Senator Hoffman; Representatives Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, 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, Wilson

In Memoriam - Kevin O'Brien

By Senator Kookesh; Representatives Thomas, Harris, Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, 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, Wilson

CONCUR IN SENATE AMENDMENTS

HB 92

Representative Coghill moved and asked unanimous consent that the House consider the Senate message (page 2979) on the following:

CS FOR HOUSE BILL NO. 92(JUD)

"An Act relating to the purchase of interests in nonprofit corporations by the University of Alaska."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 92(JUD) am S

"An Act relating to the purchase of interests in corporations, including limited liability companies, by the University of Alaska."

(SCR 24 - title change resolution)

There being no objection, it was so ordered.

Representative Coghill moved that the House concur in the Senate amendment to CSHB 92(JUD), thus adopting SCS CSHB 92(JUD) am S, and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 92(JUD)?" The roll was taken with the following result:

SCS CSHB 92(JUD) am S

Concur

YEAS: 33 NAYS: 0 EXCUSED: 4 ABSENT: 3

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Kelly, Kerttula, Kohring, Kott, Lynn, McGuire, Moses, Neuman, Olson, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Elkins, LeDoux, Meyer, Weyhrauch

Absent: Joule, Kapsner, Ramras

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 92(JUD) am S.

The Chief Clerk notified the Senate.

SCS CSHB 92(JUD) am S was referred to the Chief Clerk for enrollment.

SPECIAL ORDER OF BUSINESS

SCR 24

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

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. 92,

relating to the purchase of interests in nonprofit corporations by the University of Alaska.

There being no objection, it was so ordered.

The question being: "Shall SCR 24 pass the House?" The roll was taken with the following result:

SCR 24

Special Order of Business

YEAS: 33 NAYS: 0 EXCUSED: 4 ABSENT: 3

Yeas: Anderson, Berkowitz, Chenault, Cissna, Coghill, Crawford, Croft, Dahlstrom, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holm, Kelly, Kerttula, Kohring, Kott, Lynn, McGuire, Moses, Neuman, Olson, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Elkins, LeDoux, Meyer, Weyhrauch

Absent: Joule, Kapsner, Ramras

And so, SCR 24 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

UNFINISHED BUSINESS

Representative Coghill moved and asked unanimous consent that the following member be excused from a call of the House. There being no objection, the member was excused as noted:

Representative Thomas - from 9:00 a.m., April 6 to 10:00 p.m., April 9, 2006

HB 45

Representative Seaton added his name as cosponsor to:

HOUSE BILL NO. 45

"An Act amending the definition of the term 'lobbyist' in the Regulation of Lobbying Act; and providing for an effective date."

HB 57

Representative Foster added his name as cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 57

"An Act relating to the sale of certain state land to adjacent landowners."

HB 334

Representative Croft added his name as cosponsor to:

CS FOR HOUSE BILL NO. 334(FIN)

"An Act relating to an exemption from and deferral of municipal property taxes for certain types of deteriorated property."

HB 387

Representative Foster added his name as cosponsor to:

HOUSE BILL NO. 387

"An Act providing for a partial tuition waiver for families of members of the Alaska National Guard; and directing the executive director of the Alaska Commission on Postsecondary Education to seek additional funding to support tuition waivers."

HB 419

Representative Kelly added his name as cosponsor to:

HOUSE BILL NO. 419

"An Act repealing the Board of Storage Tank Assistance, the underground storage tank revolving loan fund, and the tank cleanup loan program; repealing certain reporting requirements relating to underground petroleum storage tank systems; making conforming amendments; and providing for an effective date."

SB 112

Representative Gatto added his name as cross sponsor to:

CS FOR SENATE BILL NO. 112(FIN) am

"An Act relating to a tax on residents of and individuals employed in regional educational attendance areas; relating to permanent

fund dividend applications; relating to regional educational attendance area grants; and providing for an effective date."

SB 218

Representatives Ramras, LeDoux, Chenault, Olson, and Croft added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 218(FIN)

"An Act relating to sex offenders and child kidnappers; relating to periodic polygraph examinations for sex offenders released on probation or parole; relating to sexual abuse of a minor; relating to the definitions of 'aggravated sex offense' and 'child kidnapping'; relating to penalties for failure to report child abuse or neglect; relating to sentencing for sex offenders and habitual criminals; and providing for an effective date."

ENGROSSMENT**HCR 40**

HCR 40 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 334

CSHB 334(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 409

CSHB 409(L&C) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 439

CSHB 439(L&C) am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

SB 218

HCS CSSB 218(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

The following meetings today have been changed as indicated:

Judiciary Committee
CHANGED TO: 1:30 p.m.

Resources Committee
CHANGED TO: 1:15 p.m.

ADJOURNMENT

Representative Coghill moved and asked unanimous consent that the House adjourn until 10:00 a.m., April 6, 2006. There being no objection, the House adjourned at 12:40 p.m.

Suzi Lowell
Chief Clerk