

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

Juneau, Alaska

Friday

November 17, 2006

Fourth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:16 a.m.

Roll call showed 27 members present. Representatives Gruenberg, Ramras, and Weyhrauch were absent and their presence was noted later.

Representative Coghill moved and asked unanimous consent that Representatives Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, and Neuman be excused from a call of the House today. There being no objection, it was so ordered.

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

Our Father in Heaven,

We thank Thee for our beautiful state and most especially for our lives. Please bless us this day with wisdom, tolerance, and clear minds. Please bless the men and women of our military and their families. Thank You for the freedom we enjoy. Please bless the members of this body who have health problems – may Thy calming spirit be with them.

This is our prayer, Father, and we ask these things in Thy name. Amen.

The Pledge of Allegiance was led by Representative Kott.

CERTIFICATION OF THE JOURNAL

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

**The presence of Representative Ramras was noted.

CONSIDERATION OF THE DAILY CALENDAR

THIRD READING OF HOUSE BILLS

HB 4001

The following, which was advanced to third reading from the November 16, 2006, calendar (page 4408), was read the third time:

CS FOR HOUSE BILL NO. 4001(FIN)

"An Act prohibiting the commissioner of administration from adopting, allowing to become law, or implementing regulations that grant or extend employment-related benefits to same-sex partners of state employees and members of the state retirement systems unless expressly authorized by statute; providing for the authority of the commissioner of administration to take certain actions relating to those benefits if a contingency is met; and providing for an effective date."

Representative Coghill moved and asked unanimous consent that CSHB 4001(FIN) be moved to the bottom of the calendar. There being no objection, it was so ordered.

HB 4002

The following, which was advanced to third reading from the November 16, 2006, calendar (page 4409), was read the third time:

CS FOR HOUSE BILL NO. 4002(FIN)

"An Act authorizing an advisory vote on employment benefits for same-sex partners of public employees and same-sex partners of public employee retirees; and providing for an effective date."

Representative Gara moved and asked unanimous consent that CSHB 4002(FIN) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Crawford, Gara, Kerttula, Berkowitz, Cissna, Gardner, Salmon, Gruenberg, and Guttenberg:

Page 1, line 2, following "**retirees**" (title amendment):

Insert "**and on health care coverage for children**"

Page 2, line 7, following "retirees":

Insert "and, shall all children in the state of Alaska have access to health care coverage."

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

Representative Rokeberg objected.

****The presence of Representative Gruenberg was noted.**

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

CSHB 4002(FIN)

Second Reading

Amendment No. 1

YEAS: 7 NAYS: 22 EXCUSED: 10 ABSENT: 1

Yeas: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula, Salmon

Nays: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

Absent: Weyhrauch

And so, Amendment No. 1 was not adopted.

**The presence of Representative Weyhrauch was noted.

The question being: "Shall CSHB 4002(FIN) pass the House?" The roll was taken with the following result:

CSHB 4002(FIN)

Third Reading

Final Passage

YEAS: 24 NAYS: 6 EXCUSED: 10 ABSENT: 0

Yeas: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nays: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

And so, CSHB 4002(FIN) 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:

CSHB 4002(FIN)

Third Reading

Effective Date

YEAS: 24 NAYS: 6 EXCUSED: 10 ABSENT: 0

Yeas: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nays: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

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

CS FOR HOUSE BILL NO. 4002(FIN)(efd fld)

"An Act authorizing an advisory vote on employment benefits for same-sex partners of public employees and same-sex partners of public employee retirees."

CSHB 4002(FIN)(efd fld) was referred to the Chief Clerk for engrossment.

HB 4001

The following, which had been read the third time and moved to the bottom of the calendar (page 4416), was again before the House:

CS FOR HOUSE BILL NO. 4001(FIN)

"An Act prohibiting the commissioner of administration from adopting, allowing to become law, or implementing regulations that grant or extend employment-related benefits to same-sex partners of state employees and members of the state retirement systems unless expressly authorized by statute; providing for the authority of the commissioner of administration to take certain actions relating to those benefits if a contingency is met; and providing for an effective date."

Representative Berkowitz moved and asked unanimous consent that CSHB 4001(FIN) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Berkowitz:

Page 2, lines 13 – 19:

Delete all material.

Renumber the following subparagraphs accordingly.

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

There was objection.

A call was placed on the House.

The call was satisfied.

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

CSHB 4001(FIN)

Second Reading

Amendment No. 1

YEAS: 8 NAYS: 22 EXCUSED: 10 ABSENT: 0

Yeas: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula, Salmon, Samuels

Nays: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

And so, Amendment No. 1 was not adopted.

Representative Kelly moved and asked unanimous consent that CSHB 4001(FIN) be returned to second reading for the specific purpose of considering Amendment No. 2. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representative Kelly:

Page 1, lines 4 - 6 (title amendment):

Delete "**providing for the authority of the commissioner of administration to take certain actions relating to those benefits if a contingency is met;**"

Page 2, line 1 through Page 3, line 1:

Delete all material.

Page 3, line 2:

Delete "Except as provided in sec. 5 of this Act, this"

Insert "This"

Renumber the following bill section accordingly.

Representative Kelly moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Gruenberg objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 4001(FIN)

Second Reading

Amendment No. 2

YEAS: 19 NAYS: 11 EXCUSED: 10 ABSENT: 0

Yeas: Chenault, Dahlstrom, Foster, Gardner, Gatto, Harris, Holm, Kelly, Kohring, Lynn, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Stoltze, Thomas, Wilson

Nays: Berkowitz, Cissna, Coghill, Gara, Gruenberg, Hawker, Kerttula, Kott, LeDoux, Seaton, Weyhrauch

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

And so, Amendment No. 2 was adopted and the new title follows:

CS FOR HOUSE BILL NO. 4001(FIN) am

"An Act prohibiting the commissioner of administration from adopting, allowing to become law, or implementing regulations that grant or extend employment-related benefits to same-sex partners of state employees and members of the state retirement systems unless expressly authorized by statute; and providing for an effective date."

The question being: "Shall CSHB 4001(FIN) am pass the House?"
The roll was taken with the following result:

CSHB 4001(FIN) am

Third Reading

Final Passage

YEAS: 22 NAYS: 8 EXCUSED: 10 ABSENT: 0

Yeas: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Stoltze, Thomas, Wilson

Nays: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula, Seaton, Weyhrauch

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

And so, CSHB 4001(FIN) am 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:

CSHB 4001(FIN) am
Third Reading
Effective Date

YEAS: 24 NAYS: 6 EXCUSED: 10 ABSENT: 0

Yeas: Chenault, Coghill, Dahlstrom, Foster, Gatto, Harris, Hawker, Holm, Kelly, Kohring, Kott, LeDoux, Lynn, Meyer, Olson, Ramras, Rokeberg, Salmon, Samuels, Seaton, Stoltze, Thomas, Weyhrauch, Wilson

Nays: Berkowitz, Cissna, Gara, Gardner, Gruenberg, Kerttula

Excused: Anderson, Crawford, Croft, Elkins, Guttenberg, Joule, Kapsner, McGuire, Moses, Neuman

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

CS FOR HOUSE BILL NO. 4001(FIN) am(efd fld)

"An Act prohibiting the commissioner of administration from adopting, allowing to become law, or implementing regulations that grant or extend employment-related benefits to same-sex partners of state employees and members of the state retirement systems unless expressly authorized by statute."

CSHB 4001(FIN) am(efd fld) was referred to the Chief Clerk for engrossment.

ENGROSSMENT

HB 4001

CSHB 4001(FIN) am(efd fld) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 4002

CSHB 4002(efd fld) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ADJOURNMENT

Representative Holm moved and asked unanimous consent that the Fourth Special Session of the House of Representatives for the Twenty-fourth Legislature adjourn sine die. There being no objection, the House adjourned at 11:22 a.m.

Suzi Lowell
Chief Clerk