

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FOURTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

March 14, 2005

Sixty-fourth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 12:07 p.m.

The roll showed sixteen members present. Senators Green, Hoffman, Seekins, Wagoner were excused from a call of the Senate.

The prayer was offered by the Chaplain, President Garth Hamblin of the Church of Jesus Christ of Latter Day Saints. Senator Olson moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Our Father in Heaven,

We are grateful for our blessings. We are mindful of the beauty and bounty that is this great land.

We are thankful for those that serve here. We pray that Thou would bless them in their deliberations as they seek to consider the needs of all Alaskans. We're mindful of the commotion that is in our world and pray that Thou would bless us to be instruments and authors of peace.

I pray for these things in the name of Thy son, Jesus Christ. Amen.

Senator Wilken led the Senate in the Pledge of Allegiance.

Certification

Senator Gary Stevens moved and asked unanimous consent that the journals for the sixtieth through sixty-third legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Standing Committee Reports**SB 63**

The Finance Committee considered SENATE BILL NO. 63 "An Act relating to road signs encouraging the use of safety belts." Signing do pass: Senator Wilken, Cochair; Senators Olson, Dyson, Stedman.

The following previously published fiscal information applies:

Fiscal Note No. 1, indeterminate, Department of Transportation and Public Facilities

The bill was referred to the Rules Committee.

HB 15

The Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 15(L&C) am "An Act relating to outdoor recreation lodge alcoholic beverage licenses; relating to transfer of certain beverage dispensary licenses issued before June 6, 1985; and providing for an effective date." Signing do pass: Senator Bunde, Chair; Senator Seekins. Signing no recommendation: Senator Ellis.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Fish and Game

Fiscal Note No. 2, Department of Public Safety

The bill was referred to the Finance Committee.

HB 90

The Labor and Commerce Committee considered HOUSE BILL NO. 90 "An Act requiring warrants drawn by the Department of Administration against the state treasury to be negotiable instruments." Signing do pass: Senator Bunde, Chair; Senators Ellis, Seekins.

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

The bill was referred to the State Affairs Committee.

Introduction and Reference of Senate Bills

SB 141

SENATE BILL NO. 141 BY THE SENATE FINANCE COMMITTEE, entitled:

"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; 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; and providing for an effective date."

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

Consideration of the Calendar

Third Reading of House Bills

HB 115

SENATE CS FOR CS FOR HOUSE BILL NO. 115(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 115(FIN) "An Act relating to charges paid or collected by users or occupants of an airport facility owned or controlled by the state; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 115(FIN)

Third Reading - Final Passage

Effective Date

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

Yeas: Bunde, Cowdery, Davis, Dyson, Ellis, Elton, French, Guess, Huggins, Kookesh, Olson, Stedman, Stevens B, Stevens G, Therriault, Wilken

Excused: Green, Hoffman, Seekins, Wagoner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 115(FIN) passed the Senate.

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

Citations

Honoring – Brittany Heck of Wasilla, 2005 Prudential Spirit of Community Award

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

Honoring – Jason Hamlin and Sears, Greater Wasilla Chamber of Commerce, Corporate Business of the Year

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

Honoring – Kevin Priestley of Palmer, 2005 Prudential Spirit of Community Award

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

Honoring – The Tsunami Relief Done by Members of the Air Force's 3rd Wing and Elmendorf Air Force Base

Representative(s) Berkowitz

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

Honoring – Libby Roderick, Activist and Artist

Representative(s) Berkowitz

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

Honoring – The Mat-Su Miners, 2004 Alaska Baseball League Champions

Representative(s) Stoltze, Gatto, Kohring, Neuman

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

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

Unfinished Business

EO 113

In accordance with AS 24.08.210, action was not taken on the following Executive Order and it was returned to the Governor's Office at 8:50 a.m., March 14, 2005:

Transferring all functions from the Telecommunications Information Council to the Department of Administration and the Office of the Governor .

Announcements

Announcements are at the end of the journal.

Engrossment**HB 115**

SENATE CS FOR CS FOR HOUSE BILL NO. 115(FIN) "An Act relating to charges paid or collected by users or occupants of an airport facility owned or controlled by the state; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

Engrossment and Enrollment**SB 56**

CONFERENCE CS FOR SENATE BILL NO. 56 "An Act relating to criminal law and procedure, criminal sentences, and probation and parole; and providing for an effective date" was engrossed and enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 4:00 p.m., March 14, 2005.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest errors in CONFERENCE CS FOR SENATE BILL NO. 56 which have been corrected in enrolling:

Page 8, line 7:

Delete ", "

Insert "**and** [,"]

Page 22, line 15:

Delete "defendant"

Insert "prisoner"

Adjournment

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 16, 2005. Without objection, the Senate adjourned at 12:34 p.m.

Kirsten Waid
Secretary of the Senate

March 2005

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference

= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

Mar 14	Monday	Beltz 211	1:30 PM
+ SB 102	COASTAL MANAGEMENT PROGRAMS		
	Bills Previously Heard/Scheduled		
Mar 16	Wednesday	Beltz 211	1:30 PM
	Bills Previously Heard/Scheduled		
Mar 18	Friday	Beltz 211	1:30 PM
	No Meeting Scheduled		
Mar 21	Monday	Beltz 211	1:30 PM
+ SB 128	BOROUGH INCORPORATION		
	Bills Previously Heard/Scheduled		

FINANCE

Mar 14	Monday	Senate Finance 532	9:30 AM
	-- Time Change --		
+ SB 63	USE SEAT BELT ROAD SIGNS		
+ SB 93	FISHING PERMIT AND VESSEL LICENSE FEES		
+ SB 46	APPROP: CAPITAL BUDGET		
	Dept of Administration		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		

FINANCE (continued)

Mar 15	Tuesday	Senate Finance 532	9:00 AM
+	Department of Corrections: The "Containment Model" A Research Based Presentation On Sex Offender Management		
+	Bills Previously Heard/Scheduled		
Mar 16	Wednesday	Senate Finance 532	9:00 AM
+ SB 141	PUBLIC EMPLOYEE/TEACHER RETIREMENT		
+	Bills Previously Heard/Scheduled		
Mar 17	Thursday	Senate Finance 532	9:00 AM
+= SB 46	APPROP: CAPITAL BUDGET Agency Order To Be Announced -- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
Mar 18	Friday	Senate Finance 532	9:00 AM
+= SB 46	APPROP: CAPITAL BUDGET Agency Order To Be Announced -- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		

HEALTH, EDUCATION & SOCIAL SERVICES

Mar 14	Monday	Butrovich 205	1:30 PM
+= SB 4	REQUIRE CPR FOR HIGH SCHOOL GRADUATION		
+= SB 24	REEMPLOYMENT OF RETIREES		
+ SB 125	LICENSING MEDICAL OR CARE FACILITIES		
Mar 16	Wednesday	Butrovich 205	1:30 PM
+	Bills Previously Heard/Scheduled		
Mar 18	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Mar 15	Tuesday	Butrovich 205	8:30 AM
	No Meeting Scheduled		
Mar 16	Wednesday	Butrovich 205	8:30 AM
+	Department of Corrections Presentation:		
	The "Containment Model"		
+	Bills Previously Heard/Scheduled		
	Joint w/(S) State Affairs Committee		
Mar 17	Thursday	Butrovich 205	8:30 AM
+	Bills Previously Heard/Scheduled		

LABOR & COMMERCE

Mar 15	Tuesday	Beltz 211	1:30 PM
	Bills Previously Heard/Scheduled		
+= SB 130	WORKERS' COMPENSATION		
Mar 17	Thursday	Beltz 211	1:30 PM
+ SB 131	WAGE & HOUR ACT: EXEC/PROF/ADMIN/SALES		
+ SB 138	MOTOR VEHICLE DEALER SALES		
	Bills Previously Heard/Scheduled		
+= SB 124	FISHERIES BUSINESS LICENSE; BOND		
+= HB 102	MEDICAL LICENSE: APPLICATION/FOREIGN GRAD		

RESOURCES

Mar 14	Monday	Butrovich 205	3:30 PM
	No Meeting Scheduled		
Mar 16	Wednesday	Butrovich 205	3:30 PM
	Bills Previously Heard/Scheduled		
+= SB 113	GULF OF ALASKA GROUND FISH FISHERY		
Mar 18	Friday	Butrovich 205	3:30 PM
+ SB 50	OIL SEVERANCE TAX		
	-- Testimony <Invitation Only> --		

STATE AFFAIRS

Mar 15	Tuesday	Beltz 211	3:30 PM
	Bills Previously Heard/Scheduled		
Mar 16	Wednesday	Butrovich 205	8:30 AM
	-- Date, Time and Location Change --		
	Joint w/(S) Judiciary Committee		
	Department of Corrections:		
	Sex Offender Containment Model Overview		
Mar 17	Thursday	Butrovich 205	3:30 PM
+ SB 132	HUMAN RIGHTS COMMISSION		
+ SB 134	POLICE INVESTIGATION STANDARDS/ARRESTS		
+ SJR 8	CONST. AM: PERMANENT FUND P.O.M.V.		
	Bills Previously Heard/Scheduled		

TRANSPORTATION

Mar 15	Tuesday	Butrovich 205	1:30 PM
+	Presentation: Division of Motor Vehicles		
	Duane Bannock, Director		
Mar 17	Thursday	Butrovich 205	1:30 PM
+	DOT/PF - Briefing on Construction Force		
	Accounts, Leasing & Purchasing of		
	Equipment Compared to Private Sector		

FINANCE SUBCOMMITTEES**FISH & GAME**

Mar 14	Monday	Fahrenkamp 203	1:30 PM
	Missions & Measures		

NATURAL RESOURCES

Mar 15	Tuesday	Beltz 211	8:15 AM
	Mission & Measures		

JOINT COMMITTEES

ARMED SERVICES COMMITTEE

Mar 15	Tuesday	Senate Finance 532	1:00 PM
	Presentations by General Holly and Boeing		

OTHER MEETINGS

JOINT SESSION

Mar 30	Wednesday	House Chamber	11:00 AM
	Address by U.S. Senator Lisa Murkowski		