

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-FOURTH LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Thursday**

**April 7, 2005**

**Eighty-eighth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:08 a.m. The Senate was convened for the purpose of a technical session.

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

**Standing Committee Reports**

**SB 114**

The Community and Regional Affairs Committee considered SENATE BILL NO. 114 "An Act relating to consolidating or abolishing certain service areas in second class boroughs" and recommended it be replaced with

CS FOR SENATE BILL NO. 114(CRA) "An Act relating to consolidating or abolishing certain service areas in second class boroughs; and providing for an effective date."

Signing do pass: Senator Gary Stevens, Chair. Signing no recommendation: Senators Stedman, Kookesh, Wagoner.

The following fiscal information was published today:

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

The bill was referred to the Rules Committee.

**SB 158**

The Community and Regional Affairs Committee considered 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." Signing do pass: Senator Gary Stevens, Chair; Senator Stedman. Signing no recommendation: Senators Wagoner, Kookesh.

The following fiscal information was published today:

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

The bill was referred to the Finance Committee.

**Unfinished Business**

Message dated April 6 was received, stating President Stevens made the following appointments:

**Pacific NorthWest Economic Region**

Senator Dyson, Majority Delegate  
Senator Seekins, Alternate Majority Delegate  
Senator Hoffman, Minority Delegate

**National Conference of State Legislatures**

Budgets and Revenue Committee  
Senator Ben Stevens  
Communications, Technology and Interstate Commerce Committee  
Senator Guess  
Economic Development, Trade and Cultural Affairs Committee  
Senator Stedman  
Senator Cowdery  
Senator Wagoner  
Senator Guess

## Education Committee

Senator Dyson  
Senator Gary Stevens  
Senator Davis  
Senator Wagoner  
Senator Bunde

## Energy and Electric Utilities Committee

Senator Therriault  
Senator Dyson  
Senator Wagoner

## Environment and Natural Resources Committee

Senator Wagoner  
Senator Seekins

## Financial Services Committee

Senator Ben Stevens

## Health Committee

Senator Dyson  
Senator Elton

## Human Services and Welfare Committee

Senator Davis

## Labor and Workforce Development Committee

Senator Wagoner  
Senator Huggins  
Senator Elton

## Law and Criminal Justice Committee

Senator Green  
Senator Seekins  
Senator Cowdery  
Senator Huggins  
Senator French  
Senator Kookesh

## Legislative Effectiveness and State Government Committee

Senator Therriault  
Senator Gary Stevens

## Redistricting and Elections Committee

Senator Cowdery  
Senator Ben Stevens

Transportation Committee  
Senator Seekins  
Senator Cowdery  
Senator Wagoner  
Senator Bunde  
Senator Hoffman

**Council of State Governments**  
Governing Board  
Senator Gary Stevens

**Council of State Governments – West**

Executive Committee  
Senator Ben Stevens  
Senator Gary Stevens  
Senator Bunde  
Senator Therriault  
Energy and Public Lands Committee  
Senator Therriault  
Senator Dyson  
Senator Cowdery  
Senator Wagoner  
Senator Davis  
Senator Guess  
Transportation and Trade Committee  
Senator Dyson  
Senator Huggins  
Senator Cowdery  
Senator Wagoner  
Senator Hoffman  
Forum on the Urban/Rural Divide  
Senator Therriault  
Senator Huggins  
Senator Seekins  
Future of Western Legislatures Committee  
Senator Cowdery  
Senator Wagoner  
Western Water and Environment Committee  
Senator Ben Stevens

**Announcements**

Announcements are at the end of the journal.

**Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., April 8, 2005. Without objection, the Senate adjourned at 11:09 a.m.

Kirsten Waid  
Secretary of the Senate

April 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**

<b>Apr 08</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
Bills Previously Heard/Scheduled			
<b>Apr 11</b>	<b>Monday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
No Meeting Scheduled			
<b>Apr 13</b>	<b>Wednesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
SB 120	ELIMINATE DAYLIGHT SAVING TIME		
SB 161	BOROUGH SALES TAX EXEMPTIONS		
Senate Bill:			
TAXATION OF MINING PROPERTY; CONTRACTS			
APPROVED BY MUNICIPALITIES FOR PAYMENT			
IN LIEU OF TAXES			
<Pending Introduction & Referral>			
<b>Apr 15</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
Bills Previously Heard/Scheduled			

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**FINANCE**

<b>Apr 07</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+= SB 46	APPROP: CAPITAL BUDGET		
	Revenue, Courts, DEC, DOT/PF		
+	Bills Previously Heard/Scheduled		

**FINANCE (continued)**

**Apr 08 Friday Senate Finance 532 9:00 AM**  
+ SB 71 NONUNION PUBLIC EMPLOYEE SALARY & BENEFIT  
+ SB 130 WORKERS' COMPENSATION  
<Pending Referral>  
+ Bills Previously Heard/Scheduled  
+= SB 144 EMISSION CONTROL PROGRAM PERMITS/REGS  
+= HCR 2 IN-STATE NATURAL GAS NEEDS  
+= SB 70 CRIMES INVOLVING CONTROLLED SUBSTANCES  
+= SB 103 OIL & GAS: REG. OF UNDERGROUND INJECTION  
+= SB 110 POLLUTION DISCHARGE & WASTE TRMT/DISPOSAL  
+= SB 155 APPROP: SCHOOLS/UNIV/VIROLOGY LAB/MUSEUM

**Apr 11 Monday Senate Finance 532 9:00 AM**  
+ HB 66 APPROP: MENTAL HEALTH BUDGET  
<Pending Referral>  
+ HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR  
<Pending Referral>  
+ Sub-Committee Reports to Full Committee

**Apr 11 Monday Senate Finance 532 5:00 PM**  
-- Time Change --  
+ HB 66 APPROP: MENTAL HEALTH BUDGET  
<Pending Referral>  
+ HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR  
<Pending Referral>  
+ Sub-Committee Reports to Full Committee  
Continued  
+ Bills Previously Heard/Scheduled

**Apr 12 Tuesday Senate Finance 532 9:00 AM**  
+= HB 66 APPROP: MENTAL HEALTH BUDGET  
<Pending Referral>  
+= HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR  
<Pending Referral>  
Statewide Public Testimony - (Public  
Testimony May Be Limited to No More Than  
3 Minutes)  
9:00 am Bethel, Nome, Kotzebue  
9:30 am Barrow, Tok, Delta Junction  
10:00 am Ketchikan, Wrangell, Petersburg  
10:30 - 11:00 Sitka, Cordova, Valdez

**FINANCE (continued)**

<b>Apr 12</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>5:00 PM</b>
-- Time Change --			
+ =	HB 66	APPROP: MENTAL HEALTH BUDGET <Pending Referral>	
+ =	HB 67	APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR <Pending Referral> Statewide Public Testimony - (Public Testimony May Be Limited to No More Than 3 Minutes) 5:00 pm Glennallen, Seward, Homer 5:30 pm Kenai, Kodiak, Dillingham 6:00 pm Anchorage 6:30 - 7:30 pm Fairbanks, Mat-Su	
+		Bills Previously Heard/Scheduled	
<b>Apr 13</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ =	SB 16	POWERS/DUTIES DOTPF/TRANSPORTATION PLAN	
+ =	SJR 14	REPEAL FEDERAL ESTATE TAX	
+ =	SB 158	MUNI TAX ON STATE CONSTRUCTION CONTRACTS	
+ =	SB 147	SPORT FISHING FACILITY REVENUE BONDS	
+ =		Bills Previously Heard/Scheduled	
<b>Apr 13</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>5:00 PM</b>
-- Time Change --			
+ =	HB 66	APPROP: MENTAL HEALTH BUDGET <Pending Referral>	
+ =	HB 67	APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR <Pending Referral> Continuation of Statewide Public Testimony (Public Testimony May Be Limited to No More Than 3 Minutes) 5:00 pm Statewide Teleconference - Offnet Sites 5:30 - 6:30 pm Juneau	
+ =		Bills Previously Heard/Scheduled	
<b>Apr 14</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ =	HB 66	APPROP: MENTAL HEALTH BUDGET <Pending Referral>	
+ =	HB 67	APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR <Pending Referral> Consideration of Amendments	

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**FINANCE (continued)**

**Apr 14 Thursday Senate Finance 532 5:00 PM**

-- Time Change --  
+= HB 66 APPROP: MENTAL HEALTH BUDGET  
<Pending Referral>  
+= HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR  
<Pending Referral>  
Consideration of Amendments  
(If Needed)  
+ Bills Previously Heard/Scheduled

**Apr 15 Friday Senate Finance 532 9:00 AM**

+= HB 66 APPROP: MENTAL HEALTH BUDGET  
<Pending Referral>  
+= HB 67 APPROP: OPERATING BUDGET/LOANS/FUNDS/CBR  
<Pending Referral>  
+= SB 130 WORKERS' COMPENSATION  
<Pending Referral>  
+ SB 131 WAGE & HOUR ACT: EXEC/PROF/ADMIN/SALES  
<Pending Referral>  
+ Bills Previously Heard/Scheduled

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**HEALTH, EDUCATION & SOCIAL SERVICES**

**Apr 08 Friday Butrovich 205 1:30 PM**  
No Meeting Scheduled

**Apr 11 Monday Butrovich 205 1:30 PM**  
+= SB 10 PARENTAL LIABILITY FOR CHILD'S DAMAGE  
+ Bills Previously Heard/Scheduled

**Apr 13 Wednesday Butrovich 205 1:30 PM**  
+= SB 125 LICENSING MEDICAL OR CARE FACILITIES  
+ Bills Previously Heard/Scheduled

**Apr 15 Friday Butrovich 205 1:30 PM**  
+ Bills Previously Heard/Scheduled  
If Necessary

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**JUDICIARY**

<b>Apr 07</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
-- Recessed to 8:00 am April 8 --			
+ SB 140	BAN INTERNET SPYWARE		
+ SB 132	HUMAN RIGHTS COMMISSION		
+ Bills Previously Heard/Scheduled			
+ SB 130	WORKERS' COMPENSATION		
+ SB 128	BOROUGH INCORPORATION		
<b>Apr 08</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
-- Recessed from April 7 --			
+ SB 140	BAN INTERNET SPYWARE		
<Bill Hearing Postponed>			
+ SB 132	HUMAN RIGHTS COMMISSION		
<Bill Hearing Postponed>			
+ Bills Previously Heard/Scheduled			
+ SB 130	WORKERS' COMPENSATION		
+ SB 128	BOROUGH INCORPORATION		
<b>Apr 11</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
-- Time Change --			
+ SB 74	CRIMES INVOLVING MARIJUANA/OTHER DRUGS		
+ Bills Previously Heard/Scheduled			
<b>Apr 12</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
-- Time Change --			
+ SB 20	OFFENSES AGAINST UNBORN CHILDREN		
+ Bills Previously Heard/Scheduled			
<b>Apr 13</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
+ Joint w/(H) Judiciary			
Attorney General Confirmation Hearing:			
David Marquez			
+ SB 140	BAN INTERNET SPYWARE		
+ Bills Previously Heard/Scheduled			
<b>Apr 14</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
-- Time Change --			
+ SB 135	ASSAULT & CUSTODIAL INTERFERENCE		
+ SB 132	HUMAN RIGHTS COMMISSION		
+ Bills Previously Heard/Scheduled			

**JUDICIARY (continued)**

**Apr 15 Friday** **Butrovich 205** **8:00 AM**  
 -- Time Change --  
 + SB 86 STATE/MUNI LIABILITY FOR ATTORNEY FEES  
 + SB 159 INDECENT EXPOSURE TO MINORS  
 + HB 155 YOUTH COURTS AND CRIMINAL FINES  
 + Bills Previously Heard/Scheduled

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**LABOR & COMMERCE**

**Apr 07 Thursday** **Beltz 211** **1:30 PM**  
 + SB 145 LOANS FOR COMMERCIAL FISHING TENDERS  
 + HB 81 CONTRACTOR LICENSE ENFORCEMENT  
 + Bills Previously Heard/Scheduled  
 Including But Not Limited to:  
 += SB 108 INSURANCE  
 += SB 131 WAGE & HOUR ACT: EXEC/PROF/ADMIN/SALES

**Apr 12 Tuesday** **Beltz 211** **1:30 PM**  
 + SB 157 REG. COST CHARGES: UTILITIES/PIPELINES  
 + Senate Bill:  
 OPTICIANS  
 <Pending Introduction & Referral>  
 Bills Previously Heard/Scheduled  
 Including But Not Limited to:  
 += SB 160 STATE PROCUREMENT ELECTRONIC TOOLS

**Apr 14 Thursday** **Beltz 211** **1:30 PM**  
 + HB 61 GAMING: CALCUTTA POOLS & CRANE CLASSICS  
 + SB 149 PROTECTION OF PERSONAL INFORMATION  
 + SB 148 INFORMATION SECURITY  
 + Bills Previously Heard/Scheduled

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**RESOURCES**

**Apr 08 Friday** **Butrovich 205** **3:30 PM**  
 += SB 85 OFF-ROAD VEHICLE USE ON DALTON HIGHWAY  
 + SB 96 UNIVERSITY LAND GRANT/STATE FOREST  
 -- Testimony <Invitation Only> --

**RESOURCES (continued)**

**Apr 11 Monday** **Butrovich 205** **3:30 PM**  
+= SB 85 OFF-ROAD VEHICLE USE ON DALTON HIGHWAY  
+= SB 96 UNIVERSITY LAND GRANT/STATE FOREST  
+ HB 198 AQUATIC PLANT& SHELLFISH FARMING

**Apr 13 Wednesday** **Butrovich 205** **3:30 PM**  
+= SB 53 AK PENINSULA OIL & GAS LEASE SALE; TAXES  
+ SB 163 COOK INLET OIL & GAS TAX CREDIT  
+ SCR 6 COOK INLET OIL & GAS PLATFORM ABANDONMENT  
+ SCR 7 OIL AND GAS REG REVISIONS

**Apr 15 Friday** **Butrovich 205** **3:30 PM**  
+ HB 19 PESTICIDE & BROADCAST CHEMICALS  
+ SB 164 SALMON PRODUCT DEVELOPMENT TAX CREDIT

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**STATE AFFAIRS**

**Apr 07 Thursday** **Beltz 211** **3:30 PM**  
+ SB 154 JUVENILE DELINQUENCY PROCEEDINGS  
Bills Previously Heard/Scheduled

**Apr 12 Tuesday** **Beltz 211** **3:30 PM**  
SCR 8 COOK INLET GAS GATHERING SYSTEM COMPLAINT  
HB 95 PUBLIC HEALTH DISASTERS/EMERGENCIES  
<Pending Referral>  
Bills Previously Heard/Scheduled

**Apr 14 Thursday** **Beltz 211** **3:30 PM**  
SB 94 STATE EMPLOYEE HEALTH INSURANCE  
HB 116 LIABILITY FOR ALCOHOL LAW VIOLATIONS  
Bills Previously Heard/Scheduled

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**TRANSPORTATION**

<b>Apr 07</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+ SB 153	INTERNATIONAL AIRPORTS REVENUE BONDS		
+ DOT/PF - Briefing of Projects:			
	Wasilla Bypass		
	McCarthy Road		
	Mid Region (SE) Access aka Bradfield/		
	Gravina Island Bridge		
	North Pole Rich Hwy/Dawson Interchange		
	Fairbanks University Ave/Giest Road		
	Intersection		
	Bills Previously Heard/Scheduled		
<b>Apr 12</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+ Senate Bill:			
	AN ACT RELATING TO OFFENSES AND PENALTIES		
	FOR VIOLATION OF VEHICLE WEIGHT		
	LIMITATIONS; PROHIBITING THE USE OF A		
	VIOLATION OF A VEHICLE WEIGHT LIMITATION		
	FOR CERTAIN PERSONAL AUTOMOBILE		
	INSURANCE ACTIONS; AMENDING RULE 43.6,		
	ALASKA RULES OF ADMINISTRATION; AND		
	PROVIDING FOR AN EFFECTIVE DATE		
	<Pending Introduction & Referral>		
	Bills Previously Heard/Scheduled		
	Continuation of DOT/PF Project		
	Discussion if Needed		
<b>Apr 14</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+ Senate Bill:			
	AN ACT RELATING TO OFFENSES AND PENALTIES		
	FOR VIOLATION OF VEHICLE WEIGHT		
	LIMITATIONS; PROHIBITING THE USE OF A		
	VIOLATION OF A VEHICLE WEIGHT LIMITATION		
	FOR CERTAIN PERSONAL AUTOMOBILE		
	INSURANCE ACTIONS; AMENDING RULE 43.6,		
	ALASKA RULES OF ADMINISTRATION; AND		
	PROVIDING FOR AN EFFECTIVE DATE		
	<Pending Introduction & Referral>		
	Bills Previously Heard/Scheduled		
	Continuation of DOT/PF Project		
	Discussion if Needed		

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**FINANCE SUBCOMMITTEES****CORRECTIONS**

**Apr 07**      **Thursday**      **Senate Finance 532**      **3:00 PM**  
Budget Close Out:  
Corrections

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**COURT SYSTEM**

**Apr 07**      **Thursday**      **Senate Finance 532**      **3:20 PM**  
Budget Close Out:  
Court System

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**ENVIRONMENTAL CONSERVATION**

**Apr 07**      **Thursday**      **Senate Finance 532**      **8:00 AM**  
Budget Close Out:  
Environmental Conservation

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**HEALTH & SOCIAL SERVICES**

**Apr 07**      **Thursday**      **Senate Finance 532**      **4:15 PM**  
Budget Close Out:  
Health & Social Services

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**LABOR & WORKFORCE DEVELOPMENT**

**Apr 07**      **Thursday**      **Beltz 211**      **8:15 AM**  
Budget Close Out:  
Labor & Workforce Development

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**LAW**

**Apr 07**      **Thursday**      **Fahrenkamp 203**      **4:00 PM**  
Budget Close Out:  
Law

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**REVENUE**

**Apr 07 Thursday Fahrenkamp 203 1:30 PM**  
Budget Close Out:  
Revenue

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**TRANSPORTATION & PUBLIC FACILITIES**

**Apr 07 Thursday Senate Finance 532 3:45 PM**  
Budget Close Out:  
Transportation & Public Facilities

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**UNIVERSITY OF ALASKA**

**Apr 11 Monday Senate Finance 532 9:00 AM**  
-- Time Change --  
Budget Close Out  
University of Alaska

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**JOINT COMMITTEES**

**ADMINISTRATIVE REGULATION REVIEW**

**Apr 20 Wednesday Fahrenkamp 203 1:00 PM**  
Hearing on DEC Proposed Changes to the  
Alaska Food Codes