

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

**Juneau, Alaska**

**Tuesday**

**January 17, 2006**

**Ninth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:08 a.m.

The roll showed eighteen members present. Senators Davis, Seekins were excused from a call of the Senate.

The prayer was offered by the Chaplain, Major Joe Huttenlocker of The Salvation Army. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Thank you for letting me share with you in the opening of this session today. Let us pray.

We give thanks, Oh God, for this day and Your presence with us. We thank You for those who have preceded us in faith and who have guided this state through the years.

We ask now, together, Your blessing upon these people who have been selected at this time to guide this great state of Alaska. You are a sovereign God. We are a state and a nation who acknowledge You in a variety of faiths. Together we ask for wisdom upon those who represent us and who look out for the needs of our communities. May it be so with those who work within these corridors today.

We pray, depending upon You, and may these men and women work as though everything depends upon them. Now may it be so. Amen.

Senator Elton led the Senate in the Pledge of Allegiance.

**Certification**

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

**Communications**

The following report is on file in the Office of the Secretary of the Senate:

National Petroleum Reserve-Alaska (NPRA) Impact Mitigation Grant Program dated January 2006  
from Michael Black, Director, Division of Community Advocacy,  
Department of Commerce, Community and Economic Development  
in accordance with AS 37.05.530

The following Budget and Audit Reports were received from Pat Davidson, Legislative Auditor, in accordance with AS 24.20.311 and are on file in the Office of the Secretary of the Senate:

Department of Military and Veterans Affairs and Department of Administration, Alaska Land Mobile Radio Project,  
September 21, 2005

Department of Public Safety, Council on Domestic Violence and Sexual Assault, Sunset Audit, September 23, 2005

Alaska Court System, Board of Governors of the Alaska Bar Association, Sunset Audit, November 28, 2005

**Introduction and Reference of Senate Bills****SB 239**

SENATE BILL NO. 239 BY SENATOR FRENCH, entitled:

"An Act establishing minimum rates of tax under the oil and gas properties production (severance) tax for certain oil produced from North Slope reservoirs; and providing for an effective date."

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

**SB 240**

SENATE BILL NO. 240 BY SENATOR FRENCH, entitled:

"An Act relating to rights of crime victims."

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

**Consideration of the Calendar****Second Reading of House Resolutions****HCR 13**

CS FOR HOUSE CONCURRENT RESOLUTION NO. 13(RES) Expressing the legislature's support for the construction of a natural gas spur pipeline between Fairbanks and the Nenana Basin and Southcentral Alaska, commending the interest and initiative of the sponsors of that project, and encouraging the appropriate state resource agencies to lend support to those efforts, was read the second time and was before the Senate on final passage.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Legislative Agency

Senators Wilken, Dyson, Huggins, French, Wagoner, Gary Stevens, Cowdery, Guess, Bunde, Green, Stedman, Olson, Ellis, Ben Stevens moved and asked unanimous consent to be shown as cross sponsors on the resolution. Without objection, it was so ordered.

The question being: "Shall CS FOR HOUSE CONCURRENT RESOLUTION NO. 13(RES) Expressing the legislature's support for the construction of a natural gas spur pipeline between Fairbanks and the Nenana Basin and Southcentral Alaska, commending the interest and initiative of the sponsors of that project, and encouraging the appropriate state resource agencies to lend support to those efforts, pass the Senate?" The roll was taken with the following result:

CSHCR 13(RES)  
Second Reading - Final Passage

**YEAS: 18 NAYS: 0 EXCUSED: 2 ABSENT: 0**

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

Excused: Davis, Seekins

and so, CS FOR HOUSE CONCURRENT RESOLUTION NO. 13(RES) passed the Senate, was signed by the President and Secretary and returned to the House.

### **Citations**

In Memoriam – Reverend Milton S. Hunt  
Representative(s) Weyhrauch, Kerttula  
Senator(s) Elton, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Green, Guess, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

In Memoriam – Richard Huffman and Katherine Huffman  
Representative(s) Gruenberg  
Senator(s) Cowdery, Guess, Ben Stevens, Bunde, Davis, Dyson, Ellis, Elton, Green, Hoffman, Huggins, 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**

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate from noon, January 18 through January 19. Without objection, Senator Hoffman was excused.

Senator Wilken moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, January 20 to evening plane time, January 22. Without objection, Senator Wilken was excused.

**SR 5**

Senator Gary Stevens moved and asked unanimous consent that SENATE RESOLUTION NO. 5 Establishing a Senate Special Committee on University Oversight, which had been held on the Secretary's desk (page 1889), be brought up at this time. Without objection, it was so ordered.

SENATE RESOLUTION NO. 5 was read the second time and was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 5 Establishing a Senate Special Committee on University Oversight, pass the Senate?" The roll was taken with the following result:

**SR 5**

Final Passage

**YEAS: 18 NAYS: 0 EXCUSED: 2 ABSENT: 0**

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

Excused: Davis, Seekins

and so, SENATE RESOLUTION NO. 5 passed the Senate and was referred to the Secretary for engrossment and enrollment.

**SB 46**

The following original engrossed and enrolled bill from the Twenty-Fourth Legislature, First Special Session, which was line item vetoed, was returned to the Office of the Governor for permanent filing:

HOUSE CS FOR 2d CS FOR SENATE BILL NO.  
46(FIN) am H(brf sup maj pfld H) "An Act making  
and amending appropriations, including capital  
appropriations, supplemental appropriations,  
reappropriations, and appropriations to capitalize

funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

Chapter 3, FSSLA 05

**SB 235**

A corrected fiscal note for SENATE BILL NO. 235 "An Act relating to a public school performance incentive program; and providing for an effective date" was published today:

Fiscal Note No. 1(corrected), Department of Education and Early Development

**Announcements**

Announcements are at the end of the journal.

**Enrollment**

**SB 174**

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" was 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 9:56 a.m., January 17, 2006.

**Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 18, 2006. Without objection, the Senate adjourned at 11:33 a.m.

Kirsten Waid  
Secretary of the Senate

January 2006

**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>Jan 18</b>	<b>Wednesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+ SB 219	COMMUNITY DIVIDEND PROGRAM		
<b>Jan 20</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	No Meeting Scheduled		

-----

**FINANCE**

<b>Jan 17</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
SB 55	AGRICULTURAL LAND		
HB 217	FULL & TRUE VALUE OF TAXABLE MUNI PROP.		
	Bills Previously Heard/Scheduled		
<b>Jan 18</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	No Meeting Scheduled		
<b>Jan 19</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
= SB 54	PROTECTIVE ORDERS FOR SEXUAL ASSAULT		
HB 283	AK HOUSING FINANCE CORP BOARD COMP.		
	Bills Previously Heard/Scheduled		
<b>Jan 20</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	No Meeting Scheduled		

-----

**HEALTH, EDUCATION & SOCIAL SERVICES**

**Jan 18**      **Wednesday**                      **Butrovich 205**              **1:30 PM**  
 +              Overview: No Child Left Behind Act Update  
                  U.S. Department of Education

**Jan 20**      **Friday**                                      **Butrovich 205**              **1:30 PM**  
                  No Meeting Scheduled

-----

**JUDICIARY**

**Jan 17**      **Tuesday**                                  **Butrovich 205**              **8:30 AM**  
                  No Meeting Scheduled

**Jan 18**      **Wednesday**                              **Butrovich 205**              **8:30 AM**  
                  No Meeting Scheduled

**Jan 19**      **Thursday**                                **Butrovich 205**              **8:30 AM**  
 + SB 200 USE OF FORCE TO PROTECT SELF/HOME  
 + SB 218 CRIMINAL SENTENCING AND POLYGRAPHS  
 + SB 10 PARENTAL LIABILITY FOR CHILD'S DAMAGE

-----

**LABOR & COMMERCE**

**Jan 17**      **Tuesday**                                  **Beltz 211**                      **1:30 PM**  
                  No Meeting Scheduled

**Jan 19**      **Thursday**                                **Beltz 211**                      **1:30 PM**  
 + SB 136 UNEMPLOYMENT COMPENSATION BENEFITS  
 + HB 108 WATER & SEWER UTILITIES OF POLIT. SUBDIV.  
                  <Bill Hearing Postponed>

-----

**RESOURCES**

**Jan 18**      **Wednesday**                              **Senate Finance 532**        **1:00 PM**  
 +              -- Time and Location Change --  
                  Joint w/(H) Resources  
                  Overview: Department of Natural Resources



**RESOURCES**  
**(continued)**

<b>Jan 18</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	-- Time and Location Change --		
	Joint w/(H) Resources		
+	Overview:		
	Petroleum Profit Sharing		
	Production Tax Systems		
<b>Jan 20</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
	No Meeting Scheduled		

-----

**STATE AFFAIRS**

<b>Jan 17</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>3:30 PM</b>
	No Meeting Scheduled		
<b>Jan 19</b>	<b>Thursday</b>	<b>Beltz 211</b>	<b>3:30 PM</b>
	No Meeting Scheduled		

-----

**TRANSPORTATION**

<b>Jan 17</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
	No Meeting Scheduled		
<b>Jan 19</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
	No Meeting Scheduled		

-----

**JOINT COMMITTEES**

**LEGISLATIVE COUNCIL**

<b>Jan 18</b>	<b>Wednesday</b>	<b>House Finance 519</b>	<b>12:00 PM</b>
	Legislative Council Meeting		

-----

**OTHER MEETINGS****JOINT LEGISLATIVE HEALTH CAUCUS**

**Jan 18**      **Wednesday**                      **Butrovich 205**              **12:00 PM**  
"Alcohol, the Great Destroyer"  
Light Lunch will be served

-----

**JOINT SESSION**

**Feb 08**      **Wednesday**                      **House Chamber**              **11:00 AM**  
Chief Justice Bryner's  
Annual State of the Judiciary Message