

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

**Juneau, Alaska**

**Monday**

**March 6, 2006**

**Fifty-seventh Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:05 a.m.

The roll showed eighteen members present. Senator Seekins was excused from a call of the Senate. Senator Therriault was absent.

The prayer was offered by the Chaplain, Pastor Brian Ewing of the Calvary Fellowship. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Father, these men and women are assembled here at the start of this week to make decisions that affect the people and the resources of this state of Alaska. We want to acknowledge our need for Your help.

We need Your help because we live in a fallen world. It tends toward corruption and it tends to corrupt us. It is a gauntlet for those who seek to do what is right and honorable before You.

We need Your help because we ourselves are fallen. We are blemished from birth. We are beastly by nature. If we fail to see that in ourselves we certainly can see it in the person sitting next to us. We agree with the leader of ancient Israel who said, "give us help from trouble, for the help of man is useless." (Psalm 60:11)

We need Your help because life is hard. Sickness robs us of our strength. Death robs us of those we love. Difficulties rob us of our zeal, our zest for life. We want to accept the help that is

promised through Your son Jesus who said, "Come to Me, all who are weary and heavy laden, and I will give You rest. Take My yoke upon you and learn from Me, for I am gentle and humble in heart, and you will find rest for your souls." (Matthew 11:28-29)

Give these men and women Your help this week father and accompany it with the rest that can only come through Jesus Christ.

Amen.

Senator Stedman led the Senate in the Pledge of Allegiance.

### **Certification**

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

### **SB 112**

Senator Bunde moved and asked unanimous consent that the time for reconsideration on 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" be held to March 13. Senator Ellis objected, then withdrew his objection. There being no further objection, the time for reconsideration was held to March 13.

### **Messages from the Governor**

### **HCR 33**

Message dated and received March 3 was read, stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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HOUSE CONCURRENT RESOLUTION NO. 33  
Relating to declaring March 2006 as Sobriety  
Awareness Month.

Legislative Resolve No. 30

**Messages from the House**

Message dated March 3 was read, stating the House passed and transmitted for consideration:

**First Reading and Reference of  
House Resolutions**

**HJR 14**

CS FOR HOUSE JOINT RESOLUTION NO. 14(RES) BY THE  
HOUSE RESOURCES COMMITTEE,

Urging the United States Congress to pass legislation  
to convey land to the University of Alaska.

was read the first time and referred to the Special Committee on  
University Oversight and the Resources Committee.

**Communications**

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

Annual Loan Fund Report 2006  
Alaska Drinking Water and Clean Water Loan Funds  
from Kurt Fredriksson, Commissioner  
Department of Environmental Conservation  
in accordance with AS 37.05.035

**Standing Committee Reports****SB 235**

The Health, Education and Social Services Committee considered SENATE BILL NO. 235 "An Act relating to a public school performance incentive program; and providing for an effective date." Signing do pass: Senator Dyson, Chair; Senator Green. Signing do not pass: Senator Elton. Signing no recommendation: Senators Wilken, Olson.

The following previously published fiscal information applies:

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

The bill was referred to the Finance Committee.

**SB 250**

The Health, Education and Social Services Committee considered SENATE BILL NO. 250 "An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and eliminating statutory references to the network on domestic violence and sexual assault." Signing do pass: Senator Dyson, Chair. Signing no recommendation: Senators Wilken, Green. Signing amend: Senators Elton, Olson.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Public Safety

The bill was referred to the Finance Committee.

**Consideration of the Calendar****Citations**

Honoring – Wasilla High State 4A Wrestling Champions

Representative(s) Stoltze, Kohring, Gatto, Neuman

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

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Honoring – Sophie Wiepking-Brown

Representative(s) Gardner

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

In Memoriam – Dr. Helen Dittman Beirne

Senator(s) Bunde, Ben Stevens, Cowdery, Davis, Dyson, Ellis, Elton, French, Green, Guess, 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 Dyson moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 17 to morning plane time, March 20. Without objection, Senator Dyson was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate from March 8 through March 10. Without objection, Senator Olson was excused.

**Announcements**

Announcements are at the end of the journal.

**Engrossment and Enrollment**

**SB 36**

FREE CONFERENCE CS FOR SENATE BILL NO. 36 "An Act relating to absentee ballots" 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 9:41 a.m., March 6, 2006.

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest error in FREE CONFERENCE CS FOR SENATE BILL NO. 36, which has been corrected in enrolling:

Page 4, line 10:

Delete "for"  
Insert "of"

**Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 7, 2006. Without objection, the Senate adjourned at 11:17 a.m.

Kirsten Waid  
Secretary of the Senate

March 2006

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### 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>Mar 06</b>	<b>Monday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+ = SB 193	DEFERRAL OF MUNICIPAL PROPERTY TAXES		
+ SB 291	MUNICIPAL HARBOR FACILITY GRANTS		
+ = SB 247	REVENUE SHARING PROGRAM		
+ = SB 246	APPROP TO REVENUE SHARING FUND		
<b>Mar 08</b>	<b>Wednesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+ = SB 248	ADMINISTRATIVE BOROUGHS/BOROUGH GRANTS/		
<b>Mar 10</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	Bills Previously Heard/Scheduled		

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### FINANCE

<b>Mar 06</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	-- Meeting Canceled --		
+ = SB 232	APPROPS: ENERGY-RELATED, PIPELINE & MISC.		
+ = SB 264	FAST TRACK SUPPLEMENTAL APPROPS		
+	Bills Previously Heard/Scheduled		
<b>Mar 06</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Joint w/(S) Resource		
	Presentation by Legislative Consultant		
	on Proposed Oil & Gas Production Tax		
+	Bills Previously Heard/Scheduled		

**FINANCE (continued)**

**Mar 07 Tuesday** **Senate Finance 532** **9:00 AM**  
+= SB 232 APPROPS: ENERGY-RELATED, PIPELINE & MISC.  
+= SB 264 FAST TRACK SUPPLEMENTAL APPROPS  
+ SB 216 BAIL RESTRICTIONS  
+ Bills Previously Heard/Scheduled

**Mar 08 Wednesday** **Senate Finance 532** **9:00 AM**  
+= SB 243 TOBACCO REV. FOR UNIV. & CORR. FACILITIES  
+ SB 265 BONDS OF BOND BANK AUTHORITY  
+ Bills Previously Heard/Scheduled

**Mar 09 Thursday** **Senate Finance 532** **9:00 AM**  
+ SJR 20 CONST. AM: BENEFITS & MARRIAGE  
+ Bills Previously Heard/Scheduled

**Mar 10 Friday** **Senate Finance 532** **9:00 AM**  
+ Joint w/(S) Transportation  
Discussion Regarding Federal  
Transportation Funding  
+ Bills Previously Heard/Scheduled

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**HEALTH, EDUCATION & SOCIAL SERVICES**

**Mar 06 Monday** **Butrovich 205** **1:30 PM**  
+ HB 109 SCREENING NEWBORN FOR HEARING/AUDIOLOGIST  
+ SB 8 NURSE EDUC LOAN REPAYMENT PROGRAM  
+ SB 184 MENTAL HEALTH PATIENT RIGHTS:STAFF GENDER  
+ Bills Previously Heard/Scheduled

**Mar 08 Wednesday** **Butrovich 205** **1:30 PM**  
No Meeting Scheduled-Energy Council

**Mar 10 Friday** **Butrovich 205** **1:30 PM**  
No Meeting Scheduled-Energy Council

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**JUDICIARY**

<b>Mar 06</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
	No Meeting Scheduled		
<b>Mar 07</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
	No Meeting Scheduled		
<b>Mar 08</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
+= SB 206	DETENTION OF MATERIAL WITNESSES		
+= SB 222	PROTECTION OF PERSONAL INFORMATION		
	<Bill Hearing Canceled>		
+= HB 92	UNIV. OF ALASKA & NONPROFIT CORP STOCK		
+	Bills Previously Heard/Scheduled		
<b>Mar 09</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
+	Board of Governors of the Alaska Bar:		
	William A. Granger		
= HB 318	LIMITATION ON EMINENT DOMAIN		
+	Bills Previously Heard/Scheduled		
<b>Mar 10</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
	Meeting will be held if necessary.		
+	Bills Previously Heard/Scheduled		

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**LABOR & COMMERCE**

<b>Mar 07</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+= SB 306	UNEMPLOYMENT INSURANCE FUND & TAXES		
+= SB 272	MORTGAGE LENDING		
+= HB 274	PUBLIC ACCOUNTANTS		
+	Bills Previously Heard/Scheduled		
	Including But Not Limited to:		

**LABOR & COMMERCE (continued)**

**Mar 09 Thursday** **Beltz 211** **1:30 PM**  
+ SB 307 LANDLORD REMEDIES; LATE FEE  
+ HB 393 INSURANCE FOR COLORECTAL CANCER SCREENING  
+ Confirmation Hearing:  
    Alcohol Beverage Control Board -  
    Billy G. Andrews and Gail M. Niemi  
    State Board of Registration for  
    Architects, Engineers & Land Surveyors -  
    Charles A. Leet  
    Board of Veterinary Examiners -  
    Steve Torrence  
+ Bills Previously Heard/Scheduled  
Including But Not Limited to:  
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**RESOURCES**

**Mar 06 Monday** **Senate Finance 532** **3:30 PM**  
Joint w/(S) Finance  
+ SB 305 OIL AND GAS PRODUCTION TAX  
    Presentation by Legislative Consultant  
    Daniel Johnston

**Mar 07 Tuesday** **Butrovich 205** **3:30 PM**  
= SB 305 OIL AND GAS PRODUCTION TAX  
    -- Agenda to be Announced --

**Mar 08 Wednesday** **Butrovich 205** **3:30 PM**  
= SB 305 OIL AND GAS PRODUCTION TAX  
    -- Agenda to be Announced --

**Mar 09 Thursday** **Butrovich 205** **3:30 PM**  
= SB 305 OIL AND GAS PRODUCTION TAX  
    -- Agenda to be Announced --

**Mar 10 Friday** **Butrovich 205** **3:30 PM**  
= SB 305 OIL AND GAS PRODUCTION TAX  
    -- Agenda to be Announced --

**Mar 11 Saturday** **Butrovich 205** **10:00 AM**  
= SB 305 OIL AND GAS PRODUCTION TAX  
    -- Agenda to be Announced --

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**STATE AFFAIRS**

**Mar 06 Monday Butrovich 205 9:00 AM**

-- Continued from 03/02/06 --

= SB 274 STATE FIREARM DISPOSAL AND INVENTORY

= SB 297 CONTRIBUTIONS FROM PERM. FUND DIVIDENDS

= HB 167 DECEASED VETERAN DEATH CERTIFICATE/HONOR

**Mar 07 Tuesday Butrovich 205 3:30 PM**  
No Meeting Scheduled

**Mar 09 Thursday Butrovich 205 3:30 PM**  
No Meeting Scheduled

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**TRANSPORTATION**

**Mar 07 Tuesday Senate Finance 532 1:30 PM**

-- Location Change --

Joint w/(H) Transportation

Presentation by DOT/PF:

Alaska Marine Highway System

**Mar 09 Thursday Butrovich 205 1:30 PM**  
+ Bills Previously Heard/Scheduled

**Mar 10 Friday Senate Finance 532 9:00 AM**

-- Location and Time Change --

Joint w/(S) Finance

Discussion Regarding Federal

Transportation Funding

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**FINANCE SUBCOMMITTEES**

**COMMERCE, COMMUNITY & ECONOMIC DEV**

**Mar 07 Tuesday Beltz 211 8:00 AM**  
Budget Detail

**Mar 14 Tuesday Beltz 211 8:00 AM**  
Budget Detail

**COMMERCE, COMMUNITY & ECONOMIC DEV (continued)**

<b>Mar 21</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>8:00 AM</b>
	Budget Detail		
<b>Mar 28</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>8:00 AM</b>
	Budget Detail		
<b>Apr 04</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>8:00 AM</b>
	Budget Closeout		

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**EDUCATION & EARLY DEVELOPMENT**

<b>Mar 08</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>4:30 PM</b>
	FY07 Operating Budget		
	Topic: Title I School Improvement Sites		
	(Level 2 and above)		
	Other Education Issues		

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**ENVIRONMENTAL CONSERVATION**

<b>Mar 09</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>8:00 AM</b>
	Agency Overview Follow-up		

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**FISH & GAME**

<b>Mar 08</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
	"Funding Fish & Game Management: A Wise		
	Investment in Alaska's Future"		
	Presentation by Commissioner McKie		
	Campbell		

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**LAW**

<b>Mar 09</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>2:30 PM</b>
	-- Time Change --		
	Budget Overview: Dept of Law		

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**LAW (continued)**

<b>Mar 16</b>	<b>Thursday</b> Budget Detail	<b>Senate Finance 532</b>	<b>4:30 PM</b>
<b>Mar 23</b>	<b>Thursday</b> Budget Detail	<b>Senate Finance 532</b>	<b>4:30 PM</b>
<b>Mar 30</b>	<b>Thursday</b> Budget Closeout	<b>Senate Finance 532</b>	<b>4:30 PM</b>

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**REVENUE**

<b>Mar 09</b>	<b>Thursday</b> Budget Overview: Dept of Revenue	<b>Senate Finance 532</b>	<b>1:30 PM</b>
<b>Mar 16</b>	<b>Thursday</b> Budget Detail	<b>Senate Finance 532</b>	<b>1:30 PM</b>
<b>Mar 23</b>	<b>Thursday</b> Budget Detail	<b>Senate Finance 532</b>	<b>1:30 PM</b>
<b>Mar 30</b>	<b>Thursday</b> Budget Closeout	<b>Senate Finance 532</b>	<b>1:30 PM</b>

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**JOINT COMMITTEES**

**ARMED SERVICES COMMITTEE**

<b>Mar 07</b>	<b>Tuesday</b> Presentation - AK Aviation Safety Project Address by Major General Craig Campbell, Mr. Jim Harpring, and Mr. Frank McQueary	<b>Senate Finance 532</b>	<b>3:30 PM</b>
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**OTHER MEETINGS****JOINT SESSION**

<b>Mar 22</b>	<b>Wednesday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
Address by the Honorable Ted Stevens, U.S. Senator			