

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FOURTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Thursday

March 9, 2006

Sixtieth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 11:10 a.m.

The roll showed fifteen members present. Senators Dyson, Hoffman, Olson were excused from a call of the Senate. Senators Cowdery, Therriault were absent.

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

And Jesus sent messengers on ahead of Him and they went and entered a village of the Samaritans to make arrangements for Him. But they did not receive Him, ...When His disciples James and John saw this, they said, "Lord, do You want us to command fire to come down from heaven and consume them?" But He turned and rebuked them, and said, "You do not know what kind of spirit you are of; for the Son of Man did not come to destroy men's lives, but to save them." And they went on to another village. (Luke 9:52-56)

Jesus, You came to seek and to save those who are lost. Forgive us who love You and in our zeal for what is right would call down fire to destroy those who oppose us. Give us Your heart. Give us an unwavering boldness to stand for what is unchangeable truth. But give us also grace and compassion for our opponents. You showed love for those who opposed You. You had compassion on a city that soon would be judged for rejecting You. You took no delight in their impending doom.

We know Father that a people cannot reject Your ways for long without bringing disaster upon themselves.

Our prayer to You today is for an extension. Give this city, this state, this nation an extension of Your mercy. Forestall judgment, O God, for one more day. Give us space to repent and turn to Your son, Jesus Christ. Amen.

Senator Wagoner led the Senate in the Pledge of Allegiance.

Certification

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

Messages from the Governor

Letter dated and received March 8 was read, stating in accordance with AS 39.05.080, I submit the following names for legislative confirmation of appointment to the positions noted:

Big Game Commercial Services Board

Robert D. Mumford - Anchorage
Appointed: 3/3/2006 Term Expires: 3/1/2010

Board of Game

Richard A. Burley - Fairbanks
Appointed: 3/3/2006 Term Expires: 3/1/2009

Cliff Judkins - Wasilla
Reappointed: 3/3/2006 Term Expires: 3/1/2009

The appointments were referred to the Resources Committee.

Board of Certified Direct-Entry Midwives

Mila (Melinda) A. Cosgrove - Juneau

Reappointed: 2/24/2006 Term Expires: 3/1/2010

Board of Psychologists and Psychological Associate Examiners

Dr. Lorin L. Bradbury - Bethel

Reappointed: 2/24/2006 Term Expires: 3/1/2010

Board of Social Work Examiners

Gail La Rose-Henderson, MSW - Wasilla

Appointed: 2/24/2006 Term Expires: 3/1/2009

The appointments were referred to the Health, Education and Social Services Committee.

The resumes for these appointments have been submitted to the Offices of the Senate Secretary and the Chief Clerk.

Standing Committee Reports

Report dated March 9 was read, stating:

In accordance with AS 39.05.080, the Judiciary Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration:

Board of Governors of the Alaska Bar

William A. Granger

This does not reflect an intent by any of the members to vote for or against the individual during any further sessions.

Signing the report: Senator Seekins, Chair; Senators French, Huggins, Guess.

SB 216

The Finance Committee considered SENATE BILL NO. 216 "An Act relating to bail" and recommended the adoption of the Judiciary Committee Substitute offered on page 2332.

Signing do pass: Senators Green, Wilken, Cochairs; Senators Bunde, Stedman. Signing no recommendation: Senator Hoffman.

The following fiscal information was published today:

Fiscal Note No. 2, indeterminate, Department of Administration

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Corrections

The bill was referred to the Rules Committee.

SB 265

The Finance Committee considered SENATE BILL NO. 265 "An Act increasing the total amount of bonds and notes that the Alaska Municipal Bond Bank Authority may have outstanding; and providing for an effective date." Signing do pass: Senators Wilken, Green, Cochairs; Senators Hoffman, Stedman. Signing no recommendation: Senator Bunde.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Revenue

The bill was referred to the Rules Committee.

SB 306

The Labor and Commerce Committee considered SENATE BILL NO. 306 "An Act requiring an employing unit with a change in ownership, management, or control or similar change to notify the Department of Labor and Workforce Development of the change; relating to the unemployment contribution rate of an employing unit; defining 'business' for purposes of statutes setting unemployment contribution rates; establishing the crime of obtaining an unemployment rate by deception; and providing for an effective date." Signing do pass: Senator Bunde, Chair; Senators Davis, Ben Stevens.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Labor and Workforce Development

The bill was referred to the Judiciary Committee.

HB 92

The Judiciary Committee considered CS FOR HOUSE BILL NO. 92(JUD) "An Act relating to the purchase of interests in nonprofit corporations by the University of Alaska" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO. 92(JUD) "An Act relating to the purchase of interests in corporations, including limited liability companies, by the University of Alaska."
(Title change SCR forthcoming)

Signing do pass: Senator Seekins, Chair; Senator Huggins. Signing no recommendation: Senators French, Guess.

The following fiscal information was published today:

Fiscal Note No. 2, zero, University of Alaska

The bill was referred to the Rules Committee.

Introduction and Reference of Senate Bills**SB 308**

SENATE BILL NO. 308 BY THE SENATE TRANSPORTATION COMMITTEE, entitled:

"An Act authorizing the Alaska Railroad Corporation to issue revenue bonds to finance rail transportation projects that qualify for federal financial participation; and providing for an effective date."

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

Unfinished Business**Citations**

Senator Gary Stevens moved and asked unanimous consent that the following citations be made a special order of business. Without objection, it was so ordered.

Special Order of Business

Honoring - AWARE Women of Distinction, Nora Marks Dauenhauer, Lynnette Dihle, Sally Rue, and Tamara Collins
Representative(s) Kerttula, Weyhrauch
Senator(s) Elton, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, French, Green, Guess, Hoffman, Huggins, Kookesh, Olson, Seekins, Stedman, Gary Stevens, Therriault, Wagoner, Wilken

Honoring - Harold N. "Buddy" Brown
Senator(s) Seekins, Kookesh, Ben Stevens, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Green, Guess, Hoffman, Huggins, Olson, 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.

Senator Stedman moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 10 to morning plane time, March 13. Without objection, Senator Stedman was excused.

Senator Gary Stevens 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 Gary Stevens was excused.

Senator Kookesh moved and asked unanimous consent to be excused from a call of the Senate from plane time, March 13 to plane time, March 18. Without objection, Senator Kookesh was excused.

Senator Huggins moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 10 to afternoon plane time, March 12. Without objection, Senator Huggins was excused.

Senator Ellis moved and asked unanimous consent to be excused from a call of the Senate on March 10, and to morning plane time on March 13. Without objection, Senator Ellis was excused.

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 10:00 a.m., March 10, 2006. Without objection, the Senate adjourned at 11:28 a.m.

Kirsten Waid
Secretary of the Senate

March 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

Mar 10	Friday	Beltz 211	1:30 PM
	Bills Previously Heard/Scheduled		
+ 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		
+ SB 248	ADMINISTRATIVE BOROUGH/BOROUGH GRANTS/		
Mar 13	Monday	Beltz 211	1:30 PM
	Bills Previously Heard/Scheduled		
Mar 15	Wednesday	Beltz 211	1:30 PM
	Bills Previously Heard/Scheduled		
Mar 17	Friday	Beltz 211	1:30 PM
	No Meeting Scheduled		

FINANCE

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

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FINANCE (continued)

Mar 10 Friday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled
 += SB 232 APPROPS: ENERGY-RELATED, PIPELINE & MISC.
 -- Joint Meeting Canceled --
 + Joint w/(S) Transportation
 Discussion Regarding Federal
 Transportation Funding

Mar 13 Monday Senate Finance 532 9:00 AM
 Joint w/(S) Transportation
 + Discussion Regarding-
 Federal Transportation Funding
 + Bills Previously Heard/Scheduled

Mar 14 Tuesday Senate Finance 532 9:00 AM
 + SB 303 KNIK ARM BRIDGE AND TOLL AUTHORITY
 + SB 304 AIRPORT PARKING SHUTTLES/AIRPORT CHARGES
 <Pending Referral>
 + SB 250 DOMESTIC VIOLENCE/SEXUAL ASSAULT COUNCIL
 + Bills Previously Heard/Scheduled

Mar 15 Wednesday Senate Finance 532 9:00 AM
 No Meeting Scheduled

Mar 15 Wednesday Senate Finance 532 3:30 PM
 + Key Campaign Presentation

Mar 16 Thursday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled

Mar 17 Friday Senate Finance 532 9:00 AM
 + SB 235 SCHOOL PERFORMANCE BONUSSES
 + Bills Previously Heard/Scheduled

HEALTH, EDUCATION & SOCIAL SERVICES

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

HEALTH, EDUCATION & SOCIAL SERVICES (continued)

Mar 13	Monday	Butrovich 205	1:30 PM
+=	SB 299	NONDISCRIMINATION HEALTH CARE PROVIDERS	
+	HB 379	CONTROLLED SUBSTANCES, INCL. ANALOGS	
+		Bills Previously Heard/Scheduled	
Mar 15	Wednesday	Butrovich 205	1:30 PM
+		Bills Previously Heard/Scheduled	
Mar 17	Friday	Butrovich 205	1:30 PM
		No Meeting Scheduled	

JUDICIARY

Mar 09	Thursday	Butrovich 205	8:30 AM
+		Board of Governors of the Alaska Bar: William A. Granger	
=	HB 318	LIMITATION ON EMINENT DOMAIN	
+		Bills Previously Heard/Scheduled	
Mar 10	Friday	Butrovich 205	8:30 AM
		-- Meeting Canceled -- Meeting will be held if necessary.	
+		Bills Previously Heard/Scheduled	
Mar 13	Monday	Butrovich 205	8:30 AM
		No Meeting Scheduled	
Mar 14	Tuesday	Butrovich 205	8:30 AM
		Joint w/(H) Judiciary Presentation on Therapeutic Courts	
+	SB 222	PROTECTION OF PERSONAL INFORMATION	
+		Bills Previously Heard/Scheduled	
Mar 15	Wednesday	Butrovich 205	8:30 AM
+=	SB 206	DETENTION OF MATERIAL WITNESSES	
+	SB 306	UNEMPLOYMENT INSURANCE FUND & TAXES	
+		Bills Previously Heard/Scheduled	

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JUDICIARY (continued)

Mar 16 Thursday Butrovich 205 8:30 AM
+ HB 410 REVISOR'S BILL
+ HB 326 USE OF LEWD MATERIAL AS HARASSMENT
+ Bills Previously Heard/Scheduled

Mar 17 Friday Butrovich 205 8:30 AM
No Meeting Scheduled

LABOR & COMMERCE

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:
+= HB 274 PUBLIC ACCOUNTANTS

Mar 14 Tuesday Beltz 211 1:30 PM
No Meeting Scheduled

Mar 16 Thursday Beltz 211 1:30 PM
+ SB 273 MOTOR VEHICLE SALES
+ SB 300 MOTOR VEHICLE NEGATIVE EQUITY
<Pending Referral>
Bills Previously Heard/Scheduled
Including But Not Limited to:

RESOURCES

Mar 09 Thursday Butrovich 205 3:30 PM
-- Meeting Canceled --
= SB 305 OIL AND GAS PRODUCTION TAX

RESOURCES (continued)

Mar 10	Friday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Meeting Canceled --		
	-- Agenda to be Announced --		
Mar 11	Saturday	Butrovich 205	10:00 AM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Meeting Canceled --		
	-- Agenda to be Announced --		
Mar 13	Monday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
	Econ I Presentation		
Mar 14	Tuesday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
Mar 15	Wednesday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
Mar 16	Thursday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
Mar 17	Friday	Butrovich 205	3:30 PM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
Mar 18	Saturday	Butrovich 205	10:00 AM
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

STATE AFFAIRS

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

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STATE AFFAIRS (continued)

Mar 14 Tuesday Butrovich 205 3:30 PM
No Meeting Scheduled

Mar 16 Thursday Beltz 211 3:30 PM
+ SCR 22 JT. LEG. OVERSIGHT CMTE FOR ALMR PROJECT
Bills Previously Heard/Scheduled

TRANSPORTATION

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

Mar 10 Friday Senate Finance 532 9:00 AM
-- Meeting Canceled --
-- Location and Time Change --
Joint w/(S) Finance
Discussion Regarding Federal
Transportation Funding

Mar 13 Monday Senate Finance 532 9:00 AM
+ Joint w/(S) Finance
+ Discussion Regarding -
Federal Transportation Funding

Mar 14 Tuesday Butrovich 205 9:00 AM
No Meeting Scheduled

Mar 16 Thursday Butrovich 205 1:30 PM
+ SB 308 ALASKA RAILROAD REVENUE BONDS
Bills Previously Heard/Scheduled

FINANCE SUBCOMMITTEES

ADMINISTRATION

Mar 17 Friday Butrovich 205 7:30 AM
+ FY07 Operating Budget

COMMERCE, COMMUNITY & ECONOMIC DEV

Mar 14	Tuesday Budget Detail	Beltz 211	8:00 AM
Mar 21	Tuesday Budget Detail	Beltz 211	8:00 AM
Mar 28	Tuesday Budget Detail	Beltz 211	8:00 AM
Apr 04	Tuesday Budget Closeout	Beltz 211	8:00 AM

EDUCATION & EARLY DEVELOPMENT

Mar 15	Wednesday FY07 Operating Budget Title I School Improvement Sites (Level 2 and above) Other Education Issues	Senate Finance 532	8:00 AM
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ENVIRONMENTAL CONSERVATION

Mar 09	Thursday Agency Overview Follow-up	Senate Finance 532	8:00 AM
Mar 16	Thursday Agency Overview Follow-up	Senate Finance 532	8:00 AM

FISH & GAME

Mar 15	Wednesday -- Meeting Postponed until 03/22/06 -- Budget Priorities	Senate Finance 532	1:30 PM
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LABOR & WORKFORCE DEVELOPMENT

Mar 16 **Thursday** **Fahrenkamp 203** **8:00 AM**
 Budget Priorities

LAW

Mar 09 **Thursday** **Senate Finance 532** **2:30 PM**
 -- Time Change --
 Budget Overview: Dept of Law

Mar 16 **Thursday** **Senate Finance 532** **4:30 PM**
 Budget Detail

Mar 23 **Thursday** **Senate Finance 532** **4:30 PM**
 Budget Detail

Mar 30 **Thursday** **Senate Finance 532** **4:30 PM**
 Budget Closeout

MILITARY AND VETERANS AFFAIRS

Mar 14 **Tuesday** **Senate Finance 532** **1:30 PM**
 +
 FY07 Operating Budget

NATURAL RESOURCES

Mar 14 **Tuesday** **Capitol 120** **8:00 AM**
 +
 Budget Priorities

PUBLIC SAFETY

Mar 16 **Thursday** **Butrovich 205** **12:00 PM**
 +
 FY07 Operating Budget

REVENUE

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

UNIVERSITY OF ALASKA

Mar 15	Wednesday	Senate Finance 532	10:15 AM
+	University FY07 Operating Budget Overview		

JOINT COMMITTEES
LEGISLATIVE COUNCIL

Mar 16	Thursday	Terry Miller 104	5:00 PM
	Statute Publishing RFP Subcommittee Executive Session		
Mar 23	Thursday	House Finance 519	5:00 PM
	Fairbanks Office Space RFP Lease Renewals Late Per Diem Request Ombudsman FY07 Budget Request Anchorage Office Space Lease		
Mar 30	Thursday	House Finance 519	5:00 PM
	FY05 Legislature Audit Alaska Statehood Celebration Commission Capitol Security		

OTHER MEETINGS

JOINT SESSION

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