

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

**Juneau, Alaska**

**Monday**

**March 13, 2006**

**Sixty-fourth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:21 a.m.

The roll showed seventeen members present. Senator Kookesh was excused from a call of the Senate. Senators Ellis, Guess were absent.

Senator Gary Stevens moved and asked unanimous consent that Senators Ellis, Guess be excused from a call of the Senate today. Without objection, Senators Ellis, Guess were excused.

The prayer was offered by the Chaplain, Senator Green. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Our Dear Heavenly Father,

We thank You for allowing us to be here today and to be in the presence of our peers and folks we work with everyday.

We try to do what is right and to listen to the word that says we are on the right track. Keep us doing and working with wisdom, patience and endurance.

We especially want to remember those folks at Holy Trinity Episcopal Church as they go through the grief at having lost their building. As they say, "Our building may be gone but our church still stands." We hold them up to You for solace and comfort along with other members of this community who have been impacted by that fire.

We ask You to be with us in this day. Take care of us and give us the chore of being Your servant. Help us in that servanthood.

I ask in Christ's Name,

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 193**

The Community and Regional Affairs Committee considered SENATE BILL NO. 193 "An Act relating to an optional deferral of municipal property taxes on certain primary residences owned and occupied by individuals with incomes at or below federal poverty guidelines for the state" and recommended it be replaced with

CS FOR SENATE BILL NO. 193(CRA) "An Act relating to a mandatory exemption for certain residences owned by a religious organization and to an optional deferral of municipal property taxes on certain primary residences."

Signing do pass: Senator Stedman, Chair. Signing do not pass: Senator Kookesh. Signing no recommendation: Senator Wagoner. Signing amend: Senator Gary Stevens.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Office of the Governor

The bill was referred to the Finance Committee.

**SB 246**

The Community and Regional Affairs Committee considered SENATE BILL NO. 246 "An Act making a special appropriation from the Alaska capital income fund to the revenue sharing fund; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 246(CRA) "An Act making a special appropriation from the Alaska capital income fund to the revenue sharing fund and a special appropriation from the general fund to the municipal public employees' retirement system underfunded liability relief account; and providing for an effective date."

Signing do pass: Senator Stedman, Chair; Senators Wagoner, Gary Stevens, Kookesh.

The bill was referred to the Finance Committee.

**SB 247**

The Community and Regional Affairs Committee considered SENATE BILL NO. 247 "An Act relating to the revenue sharing program; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 247(CRA) "An Act relating to the revenue sharing program and to state aid for certain municipal underfunding of the Public Employees' Retirement System of Alaska; and providing for an effective date."

Signing do pass: Senator Stedman, Chair; Senators Wagoner, Gary Stevens, Kookesh.

The following fiscal information was published today:

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

Fiscal Note No. 2, zero, Department of Law

The bill was referred to the Finance Committee.

**SB 291**

The Community and Regional Affairs Committee considered SENATE BILL NO. 291 "An Act relating to the municipal harbor facility grant program; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 291(CRA)

Signing do pass: Senator Stedman, Chair; Senators Wagoner, Gary Stevens, Kookesh.

The following fiscal information was published today:

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

The bill was referred to the Finance Committee.

**Introduction and Reference of  
Senate Resolutions**

**SCR 24**

SENATE CONCURRENT RESOLUTION NO. 24 BY THE  
SENATE JUDICIARY COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 92, relating to the  
purchase of interests in nonprofit corporations by the  
University of Alaska.

was read the first time and held on the Secretary's desk.

**Consideration of the Calendar**

**Citations**

Honoring – Poldine Carlo

Representative(s) Guttenberg

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

In Memoriam – Mary Alice Jones

Representative(s) LeDoux

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

#### **Reconsideration of Senate Bills**

##### **SB 112**

Senator Olson requested that the reconsideration on CS FOR SENATE BILL NO. 112(FIN) am be taken up. The bill was before the Senate on reconsideration.

The question to be reconsidered: "Shall 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" pass the Senate?" The roll was taken with the following result:

CSSB 112(FIN) am

Third Reading - On Reconsideration

**YEAS: 11 NAYS: 6 EXCUSED: 3 ABSENT: 0**

Yeas: Bunde, Cowdery, Dyson, Green, Huggins, Seekins, Stedman, Stevens B, Stevens G, Wagoner, Wilken

Nays: Davis, Elton, French, Hoffman, Olson, Therriault

Excused: Ellis, Guess, Kookesh

and so, CS FOR SENATE BILL NO. 112(FIN) am passed the Senate on reconsideration.

Senator Gary Stevens moved for the adoption of the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSSB 112(FIN) am  
Effective Date Clause

**YEAS: 17 NAYS: 0 EXCUSED: 3 ABSENT: 0**

Yeas: Bunde, Cowdery, Davis, Dyson, Elton, French, Green, Hoffman, Huggins, Olson, Seekins, Stedman, Stevens B, Stevens G, Therriault, Wagoner, Wilken

Excused: Ellis, Guess, Kookesh

and so, the effective date clause was adopted and the bill was referred to the Secretary for engrossment.

### **Announcements**

Announcements are at the end of the journal.

### **Engrossment**

#### **SB 112**

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" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

### **Adjournment**

Senator Gary Stevens moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 15, 2006. Without objection, the Senate adjourned at 11:40 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**

<b>Mar 13</b>	<b>Monday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	-- Meeting Canceled --		
	Bills Previously Heard/Scheduled		
<b>Mar 15</b>	<b>Wednesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	Bills Previously Heard/Scheduled		
<b>Mar 17</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	No Meeting Scheduled		

-----

**FINANCE**

<b>Mar 13</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	-- Meeting Canceled --		
+	Bills Previously Heard/Scheduled		
	Joint w/(S) Transportation		
+	Discussion Regarding- Federal Transportation Funding		
<b>Mar 14</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	SB 303	KNIK ARM BRIDGE AND TOLL AUTHORITY	
+	SB 304	AIRPORT PARKING SHUTTLES/AIRPORT CHARGES	
+	SB 250	DOMESTIC VIOLENCE/SEXUAL ASSAULT COUNCIL	
+	Bills Previously Heard/Scheduled		
<b>Mar 15</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	No Meeting Scheduled		
<b>Mar 15</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Key Campaign Presentation		

**FINANCE (continued)**

**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 BONUSES  
 + Bills Previously Heard/Scheduled

-----

**HEALTH, EDUCATION & SOCIAL SERVICES**

**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 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

**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



# SENATE JOURNAL

March 13, 2006

2447

## JUDICIARY (continued)

<b>Mar 17</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>8:30 AM</b>
	No Meeting Scheduled		

## LABOR & COMMERCE

<b>Mar 14</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	No Meeting Scheduled		

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

## RESOURCES

<b>Mar 13</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		
	Econ 1 Presentation		

<b>Mar 14</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

<b>Mar 15</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

<b>Mar 16</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

<b>Mar 17</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

<b>Mar 18</b>	<b>Saturday</b>	<b>Butrovich 205</b>	<b>10:00 AM</b>
= SB 305	OIL AND GAS PRODUCTION TAX		
	-- Testimony <Invitation Only> --		

## STATE AFFAIRS

**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 13      Monday                      Senate Finance 532              9:00 AM**  
                  -- Meeting Canceled --  
 +              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 &amp; ECONOMIC DEV

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

**Mar 21      Tuesday                      Beltz 211              8:00 AM**  
                  Budget Detail

**Mar 28      Tuesday                      Beltz 211              8:00 AM**  
                  Budget Detail

# SENATE JOURNAL

March 13, 2006

2449

## COMMERCE, COMMUNITY & ECONOMIC DEV (continued)

<b>Apr 04</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>8:00 AM</b>
	Budget Closeout		

## EDUCATION & EARLY DEVELOPMENT

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

## ENVIRONMENTAL CONSERVATION

<b>Mar 16</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>8:00 AM</b>
	Agency Overview Follow-up		

## FISH & GAME

<b>Mar 15</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
	-- Meeting Postponed until 03/22/06 --		
	Budget Priorities		

## LABOR & WORKFORCE DEVELOPMENT

<b>Mar 16</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
	Budget Priorities		

## LAW

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

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

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

**MILITARY AND VETERANS AFFAIRS**

<b>Mar 14</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
+	FY07 Operating Budget		

---

**NATURAL RESOURCES**

<b>Mar 14</b>	<b>Tuesday</b>	<b>Capitol 120</b>	<b>8:00 AM</b>
+	Budget Priorities		

---

**PUBLIC SAFETY**

<b>Mar 16</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>12:00 PM</b>
+	FY07 Operating Budget		

---

**REVENUE**

<b>Mar 16</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
	Budget Detail		

<b>Mar 23</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
	Budget Detail		

<b>Mar 30</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:30 PM</b>
	Budget Closeout		

---

**UNIVERSITY OF ALASKA**

<b>Mar 15</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>10:15 AM</b>
+	University FY07 Operating Budget Overview		

---

**JOINT COMMITTEES****LEGISLATIVE COUNCIL**

<b>Mar 16</b>	<b>Thursday</b>	<b>Terry Miller 104</b>	<b>5:00 PM</b>
	Statute Publishing RFP Subcommittee		
	Executive Session		

SENATE JOURNAL

March 13, 2006

2451

**LEGISLATIVE COUNCIL (continued)**

<b>Mar 23</b>	<b>Thursday</b>	<b>House Finance 519</b>	<b>5:00 PM</b>
	Fairbanks Office Space RFP		
	Lease Renewals		
	Late Per Diem Request		
	Ombudsman FY07 Budget Request		
	Anchorage Office Space Lease		
<b>Mar 30</b>	<b>Thursday</b>	<b>House Finance 519</b>	<b>5:00 PM</b>
	FY05 Legislature Audit		
	Alaska Statehood Celebration Commission		
	Capitol Security		

-----

**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		