

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FOURTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

March 20, 2006

Seventy-first Day

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

The roll showed seventeen members present. Senators French, Olson, Therriault were absent.

The prayer was offered by the Chaplain, Father Tony Dummer of St. Paul's Catholic Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

You who are Lord and Creator of Space and Time
yet who lives beyond them,
we praise You and honor You
for the gift of minutes, hours, days and years.
Each second of life that You give
is precious and profound.
We pause now so as not to take these gifts for granted...
so that we may remember in a real way
that all time is holy,
a gift which calls forth
songs of gratitude from all our hearts.

We pause to gratefully remember
those elected officials of ages past
who call us to measure time in a special way.

We also call to mind:
the poor, greatly affected by snow and rain for days and
nights
our families, waiting with great patience.

We call to mind those persons today who call us
to take time for work and for play
to make time for love and praise
to create time for rest
and the leisure necessary for creation,
for these, we lift our hearts in thanks.

We who live in the present
recall the past
so that by our remembrance
we might more fittingly prepare
for the future time.

Blessed are You, Lord our God,
who daily gifts us with time.

(Thanks to Edward Hayes for parts of this prayer with 'TIME')

Senator Dyson led the Senate in the Pledge of Allegiance.

Certification

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

The presence of Senator French was noted.

Messages from the House

Message dated March 17 was read, stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 338**

CS FOR HOUSE BILL NO. 338(L&C) BY THE HOUSE LABOR AND COMMERCE COMMITTEE, entitled:

"An Act relating to applications, qualifications, and criminal history and background checks for a certificate of fitness for explosives handlers; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

Introduction and Reference of Senate Bills**SB 310**

SENATE BILL NO. 310 BY THE SENATE FINANCE COMMITTEE, entitled:

"An Act relating to the employment of prisoners; and providing for an effective date."

was read the first time and referred to the Finance Committee.

Consideration of the Calendar**Second Reading of Senate Bills****SB 216**

SENATE BILL NO. 216 "An Act relating to bail" was read the second time.

The presence of Senator Therriault was noted.

SB 216

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 2332.

Without objection, CS FOR SENATE BILL NO. 216(JUD) "An Act relating to bail and unlawful evasion; and providing for an effective date" was adopted.

Senator Gary Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 216(JUD) was read the third time.

Senators Dyson, Seekins, Wagoner, Gary Stevens, Cowdery, Bunde, Stedman moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR SENATE BILL NO. 216(JUD) "An Act relating to bail and unlawful evasion; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 216(JUD)

Third Reading - Final Passage

Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

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

Absent: Olson

and so, CS FOR SENATE BILL NO. 216(JUD) passed the Senate.

Senator Gary Stevens moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SB 249

SENATE BILL NO. 249 "An Act relating to criminal justice information" was read the second time.

Senator Seekins, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 2352. Without objection, CS FOR SENATE BILL NO. 249(JUD) was adopted.

Senator Gary Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

Senator Dyson moved and asked unanimous consent to be shown as a cosponsor on the bill. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 249(JUD) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 249(JUD) "An Act relating to criminal justice information" pass the Senate?"
The roll was taken with the following result:

CSSB 249(JUD)

Third Reading - Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

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

Absent: Olson

and so, CS FOR SENATE BILL NO. 249(JUD) passed the Senate and was referred to the Secretary for engrossment.

SB 273

SENATE BILL NO. 273 "An Act relating to a motor vehicle dealer's selling or offering to sell motor vehicles as new or current models or as new or current model motor vehicles having manufacturer's warranties" was read the second time.

Senator Gary Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

Senator Seekins moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Seekins was required to vote.

SENATE BILL NO. 273 was read the third time.

The question being: "Shall SENATE BILL NO. 273 "An Act relating to a motor vehicle dealer's selling or offering to sell motor vehicles as new or current models or as new or current model motor vehicles having manufacturer's warranties" pass the Senate?" The roll was taken with the following result:

SB 273

Third Reading - Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

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

Absent: Olson

and so, SENATE BILL NO. 273 passed the Senate and was referred to the Secretary for engrossment.

SB 304

SENATE BILL NO. 304 "An Act relating to the privileges of airport parking shuttles and to fees or charges imposed on a person who is not a lessee or holder of a privilege to use the property or a facility of an airport" was read the second time.

Senator Gary Stevens moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE BILL NO. 304 was read the third time.

The question being: "Shall SENATE BILL NO. 304 "An Act relating to the privileges of airport parking shuttles and to fees or charges imposed on a person who is not a lessee or holder of a privilege to use the property or a facility of an airport" pass the Senate?" The roll was taken with the following result:

SB 304

Third Reading - Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

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

Absent: Olson

and so, SENATE BILL NO. 304 passed the Senate and was referred to the Secretary for engrossment.

Third Reading of House Bills

HB 251

SENATE CS FOR CS FOR HOUSE BILL NO. 251(RES) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 251(RES) "An Act authorizing the Board of Fisheries to adopt regulations regarding fishing by a person who holds two entry permits for a salmon fishery" pass the Senate?" The roll was taken with the following result:

SCS CSHB 251(RES)

Third Reading - Final Passage

YEAS: 17 NAYS: 2 EXCUSED: 0 ABSENT: 1

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

Nays: Guess, Hoffman

Absent: Olson

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 251(RES) passed the Senate.

Senator Ellis gave notice of reconsideration.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 216**

CS FOR SENATE BILL NO. 216(JUD) "An Act relating to bail and unlawful evasion; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 249

CS FOR SENATE BILL NO. 249(JUD) "An Act relating to criminal justice information" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 273

SENATE BILL NO. 273 "An Act relating to a motor vehicle dealer's selling or offering to sell motor vehicles as new or current models or as new or current model motor vehicles having manufacturer's warranties" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 304

SENATE BILL NO. 304 "An Act relating to the privileges of airport parking shuttles and to fees or charges imposed on a person who is not a lessee or holder of a privilege to use the property or a facility of an airport" 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 10:45 a.m., March 22, 2006. Without objection, the Senate adjourned at 11:45 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 20	Monday	Beltz 211	1:30 PM
	No Meeting Scheduled		
Mar 22	Wednesday	Beltz 211	1:30 PM
+ SB 248	ADMINISTRATIVE BOROUGH/BOROUGH GRANTS/		
Mar 24	Friday	Beltz 211	1:30 PM
	No Meeting Scheduled		

FINANCE

Mar 20	Monday	Senate Finance 532	9:00 AM
+ SB 206	DETENTION OF MATERIAL WITNESSES		
+ SB 289	INSURANCE		
	Bills Previously Heard/Scheduled		
Mar 21	Tuesday	Senate Finance 532	9:00 AM
+ SB 261	REGULATION OF HWYS; TRAFFIC OFFENSES		
+ SB 271	AUTHORIZE HWY PROGRAM PARTICIPATION		
+ SB 308	ALASKA RAILROAD REVENUE BONDS		
	Bills Previously Heard/Scheduled		
Mar 22	Wednesday	Senate Finance 532	9:00 AM
	Bills Previously Heard/Scheduled		

FINANCE (continued)

Mar 23 Thursday Senate Finance 532 9:00 AM
 + SB 222 PROTECTION OF PERSONAL INFORMATION
 + SB 284 SENTENCING FOR ALCOHOL-RELATED CRIMES
 + HB 274 PUBLIC ACCOUNTANTS
 + Bills Previously Heard/Scheduled

Mar 24 Friday Senate Finance 532 9:00 AM
 + SB 305 OIL AND GAS PRODUCTION TAX
 <Pending Referral>
 + Bills Previously Heard/Scheduled

Mar 25 Saturday Senate Finance 532 10:00 AM
 += SB 305 OIL AND GAS PRODUCTION TAX
 <Pending Referral>
 + Bills Previously Heard/Scheduled

HEALTH, EDUCATION & SOCIAL SERVICES

Mar 20 Monday Butrovich 205 1:30 PM
 -- Meeting Canceled --
 + Bills Previously Heard/Scheduled

Mar 22 Wednesday Butrovich 205 1:30 PM
 + Confirmation Hearings:
 Board of Marital & Family Therapy
 State Medical Board
 Alaska Mental Health Trust Authority
 Board of Trustees
 Board of Certified Direct-Entry Midwives
 Board of Nursing
 Board of Examiners in Optometry
 State Physical Therapy and Occupational
 Therapy Board
 Occupational Safety and Health Review
 Board
 Professional Teaching Practices
 Commission
 Board of Dental Examiners
 Board of Psychologists and Psychological
 Associate Examiners
 Board of Social Work Examiners

HEALTH, EDUCATION & SOCIAL SERVICES (continued)

Mar 24 Friday Butrovich 205 1:30 PM
 + Bills Previously Heard/Scheduled

JUDICIARY

Mar 20 Monday Butrovich 205 8:30 AM
 No Meeting Scheduled

Mar 21 Tuesday Butrovich 205 8:30 AM
 += HB 318 LIMITATION ON EMINENT DOMAIN
 + SB 189 REQUIREMENTS FOR DRIVER'S LICENSE/I.D.

Mar 22 Wednesday Butrovich 205 8:30 AM
 + HB 379 CONTROLLED SUBSTANCES, INCL. ANALOGS
 + HB 408 DEFINITION OF CHILD ABUSE AND NEGLECT
 <Pending Referral>
 + Bills Previously Heard/Scheduled

Mar 23 Thursday Butrovich 205 8:30 AM
 + HB 272 CARD ROOMS & OPERATIONS
 + Bills Previously Heard/Scheduled

Mar 24 Friday Butrovich 205 8:30 AM
 No Meeting Scheduled

LABOR & COMMERCE

Mar 21 Tuesday Senate Finance 532 1:30 PM
 -- Location Change --
 + Industry Net Return to General Fund -
 Presentation by Department of Commerce,
 Community, and Economic Development and
 Department of Revenue
 <Teleconference Listen Only>
 Bills Previously Heard/Scheduled
 Including But Not Limited to:

LABOR & COMMERCE (continued)

Mar 23 Thursday Senate Finance 532 2:30 PM
 -- Location and Time Change --
 + Premera Blue Cross: Overview of State
 Insurance Contract Award Process
 -- Teleconference <Listen Only> --
 Bills Previously Heard/Scheduled
 Including But Not Limited to:

RESOURCES

Mar 20 Monday Butrovich 205 3:30 PM
 = SB 305 OIL AND GAS PRODUCTION TAX

Mar 21 Tuesday Butrovich 205 3:30 PM
 = SB 305 OIL AND GAS PRODUCTION TAX
 -- Testimony <Invitation Only> --

Mar 22 Wednesday Butrovich 205 3:30 PM
 = SB 305 OIL AND GAS PRODUCTION TAX
 -- Testimony <Invitation Only> --

Mar 24 Friday Butrovich 205 3:30 PM
 No Meeting Scheduled

STATE AFFAIRS

Mar 21 Tuesday Butrovich 205 3:30 PM
 + HB 489 APOC/LEG ETHICS EXEMPTION: CHARITY EVENTS
 Uniform Rule 23 Waived

Mar 23 Thursday Butrovich 205 3:30 PM
 + SCR 21 VIETNAM WAR MEMORIAL: MOVING WALL
 + Bills Previously Heard/Scheduled

SENATE JOURNAL

March 20, 2006

2529

TRANSPORTATION

Mar 21	Tuesday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 23	Thursday No Meeting Scheduled	Butrovich 205	1:30 PM

FINANCE SUBCOMMITTEES

ADMINISTRATION

Mar 21	Tuesday -- Rescheduled to 03/23/06 -- + FY07 Operating Budget	Butrovich 205	1:30 PM
Mar 23	Thursday + FY07 Operating Budget	Beltz 211	7:30 AM

COMMERCE, COMMUNITY & ECONOMIC DEV

Mar 21	Tuesday -- Meeting Canceled -- 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

CORRECTIONS

Mar 28	Tuesday Closeout	Fahrenkamp 203	4:30 PM
---------------	----------------------------	-----------------------	----------------

COURT SYSTEM

Mar 28 **Tuesday** **Fahrenkamp 203** **4:00 PM**
Closeout

EDUCATION & EARLY DEVELOPMENT

Mar 22 **Wednesday** **Senate Finance 532** **4:30 PM**
FY07 Operating Budget
Continued Discussion

FISH & GAME

Mar 22 **Wednesday** **Senate Finance 532** **1:30 PM**
FY 07 Budget Closeout

HEALTH & SOCIAL SERVICES

Mar 23 **Thursday** **Fahrenkamp 203** **4:00 PM**
Budget Review

Mar 30 **Thursday** **Fahrenkamp 203** **4:30 PM**
Closeout

LABOR & WORKFORCE DEVELOPMENT

Mar 23 **Thursday** **Fahrenkamp 203** **8:00 AM**
FY 07 Budget Closeout

LAW

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

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

NATURAL RESOURCES

Mar 21 **Tuesday** **Senate Finance 532** **8:00 AM**
 FY 07 Budget Closeout

PUBLIC SAFETY

Mar 23 **Thursday** **Butrovich 205** **12:00 PM**
 + FY07 Operating Budget

REVENUE

Mar 23 **Thursday** **Senate Finance 532** **1:30 PM**
 Budget Detail

Mar 30 **Thursday** **Senate Finance 532** **1:30 PM**
 Budget Closeout

TRANSPORTATION & PUBLIC FACILITIES

Mar 21 **Tuesday** **Fahrenkamp 203** **4:00 PM**
 Budget Review

Mar 30 **Thursday** **Fahrenkamp 203** **4:00 PM**
 Closeout

UNIVERSITY OF ALASKA

Mar 22 **Wednesday** **Senate Finance 532** **9:00 AM**
 FY 07 Operating Budget Detail

SPECIAL COMMITTEES**COMMITTEE ON UNIVERSITY OVERSIGHT**

- Mar 20 Monday Senate Finance 532 5:00 PM**
 -- Teleconference <Listen Only> --
 + Presentations by:
 National Center for Public Policy and
 Higher Education
 National Center on Higher Education
 Managements Systems
- Mar 21 Tuesday Senate Finance 532 5:00 PM**
 -- Teleconference <Listen Only> --
 + Presentations by:
 National Center for Public Policy and
 Higher Education
 Western Interstate Commission on Higher
 Education

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

- Mar 29 Wednesday House Finance 519 5:00 PM**
 Minutes
 Audit Requests
 Executive Session -
 Preliminary and Final Audits
 Other Business

LEGISLATIVE COUNCIL

- 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

SENATE JOURNAL

March 20, 2006

2533

LEGISLATIVE COUNCIL (continued)

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		