

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

**Juneau, Alaska**

**Thursday**

**April 27, 2006**

**One Hundred Ninth Day**

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

The roll showed eighteen members present. Senators Davis, Therriault were absent.

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,

It is our pleasure to be here in Your presence and know that You have the power and the glory to instruct us, guide us, and to be with us in all that we do.

Big decisions bring about a lot of thought and care. We ask You to be the person, who in that guiding influence, keeps us in the palm of Your hand and allows us to make the right decisions.

We ask You to take care of the families of the members and all the friends and the associates and to help us in these final few weeks to maintain ourselves in the best humor and mood so that we can do those things that are most pleasing to You, and coincidently, are the best decisions for the state.

We ask You to be with us in all that we do and guide us in this day.

Amen.

Senator French led the Senate in the Pledge of Allegiance.

### **Certification**

Senator Gary Stevens moved and asked unanimous consent that the journal for the one hundred eighth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Davis was noted.

### **Messages from the House**

#### **SB 306**

Message dated April 26 was read, stating the House passed and returned:

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."

The bill was referred to the Secretary for enrollment.

The presence of Senator Therriault was noted.

Messages dated April 26 were read, stating the House passed and transmitted for consideration:

### **First Reading and Reference of House Resolutions**

#### **HJR 36**

CS FOR HOUSE JOINT RESOLUTION NO. 36(HES) BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE,

Urging the United States Congress to support the granting of official Observer Status to the Republic of China at the World Health Assembly Annual Conference to be held at Geneva, Switzerland, in May 2006.

was read the first time and referred to the Health, Education and Social Services Committee.

**HCR 41**

HOUSE CONCURRENT RESOLUTION NO. 41 BY THE HOUSE TRANSPORTATION COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 304, relating to airport parking shuttles and to airport charges, rentals, or fees.

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

**First Reading and Reference of House Bills****HB 383**

CS FOR HOUSE BILL NO. 383(STA) BY THE HOUSE STATE AFFAIRS COMMITTEE, entitled:

"An Act limiting motor vehicle dealer charges for fees and costs; relating to the disclosures required for certain motor vehicle transactions; and relating to the financing of motor vehicle purchases."

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

**HB 475**

CS FOR HOUSE BILL NO. 475(FIN) am BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to the supplemental employee benefit program; relating to teachers' and public employees' defined benefit retirement plans; relating to teachers' and public employees' defined contribution retirement plans that apply to employees first hired after June 30, 2007; relating to the health reimbursement arrangement plan for certain teachers and public employees; clarifying eligibility for membership in the health reimbursement arrangement plan; relating to waiver of adjustments under the teachers' defined benefit retirement plan and the public employees' defined benefit retirement plan; relating to the administrator of the Public Employees' Retirement System of Alaska; relating to employer contributions for occupational disability and death benefits; repealing participation in the teachers' defined contribution and defined benefit retirement plans by certain employees of the National Education Association of Alaska; relating to requirements for employer minimum contributions to the teachers' and the public employees' defined benefit retirement systems; relating to the public employees' defined benefit deferred compensation program; providing for an effective date by amending sec. 148, ch. 9, FSSLA 2005, which contains an effective date; and providing for an effective date."

was read the first time and referred to the Community and Regional Affairs, State Affairs and Finance Committees.

### **Concur Messages**

#### **SB 304**

Message dated April 26 was read, stating the House passed and returned for consideration 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" with the following amendment:

HOUSE CS FOR SENATE BILL NO. 304(TRA)

"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 concessionaire of an airport."

(Title change HCR 41)

Senator Gary Stevens moved that the Senate concur in the House amendment.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS SB 304(TRA)

Shall the Senate Concur in the House

Amendment to SB 304?

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

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

Nays: Guess

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR SENATE BILL NO. 304(TRA) "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 concessionaire of an airport."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

#### **HCR 41**

Senator Gary Stevens moved and asked unanimous consent that HOUSE CONCURRENT RESOLUTION NO. 41, which had been held on the Secretary's Desk (page 2961), be taken up at this time. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 41 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 304, relating to airport parking shuttles and to airport charges, rentals, or fees pass the Senate?" The roll was taken with the following result:

HCR 41

Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

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

and so, HOUSE CONCURRENT RESOLUTION NO. 41 passed the Senate, was signed by the President and Secretary and returned to the House.

### **Standing Committee Reports**

#### **SB 274**

The Finance Committee considered SENATE BILL NO. 274 "An Act relating to the disposition of surplus firearms by the state" and recommended the adoption of the State Affairs Committee Substitute offered on page 2567. Signing do pass: Senators Wilken, Green, Cochair; Senators Bunde, Dyson. Signing no recommendation: Senators Hoffman, Olson.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Public Safety

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Administration

The bill was referred to the Rules Committee.

#### **SB 291**

The Finance Committee considered SENATE BILL NO. 291 "An Act relating to the municipal harbor facility grant program; and providing for an effective date" and recommended the adoption of the Community and Regional Affairs Committee Substitute offered on page 2442. Signing do pass: Senator Green, Cochair; Senators Hoffman, Olson. Signing no recommendation: Senator Wilken, Cochair; Senator Dyson. Signing do not pass: Senator Bunde.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

**SB 315**

The Finance Committee considered SENATE BILL NO. 315 "An Act relating to the disposition of unredeemed property; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 2844. Signing do pass: Senators Wilken, Green, Cochairs; Senators Bunde, Dyson. Signing no recommendation: Senators Hoffman, Olson.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

**HB 258**

The Health, Education and Social Services Committee considered CS FOR HOUSE BILL NO. 258(JUD) "An Act relating to aggravating factors at sentencing for sexual assault and sexual abuse." Signing do pass: Senator Dyson, Chair; Senators Wilken, Green, Olson. Signing no recommendation: Senator Elton.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration  
Fiscal Note No. 2, zero, Department of Corrections  
Fiscal Note No. 3, zero, Alaska Court System  
Fiscal Note No. 4, zero, Department of Law

The bill was referred to the Judiciary Committee.

**HB 334**

The Community and Regional Affairs Committee considered CS FOR HOUSE BILL NO. 334(FIN) "An Act relating to an exemption from and deferral of municipal property taxes for certain types of deteriorated property." Signing no recommendation: Senator Stedman, Chair; Senator Gary Stevens. Signing do pass: Senators Wagoner, Kookesh.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Commerce, Community  
and Economic Development  
Fiscal Note No. 2, zero, Office of the Governor

The bill was referred to the Finance Committee.

#### **HB 392**

The Community and Regional Affairs Committee considered CS FOR HOUSE BILL NO. 392(L&C) am "An Act authorizing the establishment of regional solid waste management authorities." Signing do pass: Senator Stedman, Chair; Senators Wagoner, Gary Stevens, Kookesh.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Commerce, Community  
and Economic Development  
Fiscal Note No. 2, zero, Department of Commerce, Community  
and Economic Development  
Fiscal Note No. 3, zero, Department of Environmental  
Conservation

The bill was referred to the Labor and Commerce Committee.

#### **HB 484**

The Resources Committee considered CS FOR HOUSE BILL NO. 484(FSH) "An Act allowing for revenue received from issuance of additional entry permits to be appropriated for reimbursement to salmon fishery associations." Signing do pass: Senator Wagoner, Chair; Senators Elton, Kookesh, Dyson, Seekins, Stedman, Ben Stevens.

The following previously published fiscal information applies:

Fiscal Note No. 2, zero, Department of Fish and Game

The bill was referred to the Finance Committee.



**SJR 17**

The Resources Committee considered SENATE JOINT RESOLUTION NO. 17 Urging the United States Department of Justice and the Alaska Department of Law to identify all natural resource damages from the Exxon Valdez oil spill that were unanticipated at the time of the 1991 settlement, to develop plans to remedy the damages, and to present the ExxonMobil Corporation with a request for the full \$100,000,000 that is available through the "Reopener for Unknown Injury" clause of the 1991 civil settlement to carry out these plans and recommended it be replaced with

## CS FOR SENATE JOINT RESOLUTION NO. 17(RES)

Signing do pass: Senator Wagoner, Chair; Senators Kookesh, Elton, Stedman, Ben Stevens. Signing no recommendation: Senators Dyson, Seekins.

The following fiscal information was published today:

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

The resolution was referred to the Judiciary Committee.

**SCR 28**

The Health, Education and Social Services Committee considered SENATE CONCURRENT RESOLUTION NO. 28 Relating to the innovative application of education technology tools to provide improved distance education programs in the state and recommended it be replaced with

CS FOR SENATE CONCURRENT RESOLUTION  
NO. 28(HES)

Signing do pass: Senator Dyson, Chair; Senators Wilken, Olson. Signing no recommendation: Senators Elton, Green.

The following fiscal information was published today:

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

The resolution was referred to the Rules Committee.

**SR 6**

The Finance Committee considered SENATE RESOLUTION NO. 6 Creating and relating to the Senate VPSO Task Force. Signing do pass: Senators Green, Wilken, Cochairs; Senators Bunde, Hoffman, Olson, Dyson, Stedman.

The following fiscal information was published today:  
Fiscal Note No. 1, Legislative Agency

The resolution was referred to the Rules Committee.

**Special Committee Reports**

**HB 365**

April 26, 2006

Mr. President:  
Mr. Speaker:

The Conference Committee considering

SENATE CS FOR CS FOR HOUSE BILL NO. 365(FIN)(brf sup maj fld S) "An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making appropriations for state aid to public schools, centralized correspondence study, and transportation of pupils; and providing for an effective date."

and

CS FOR HOUSE BILL NO. 365(FIN) am(brf sup maj fld)

respectfully requests limited powers of free conference on the following specific points:

Allocations with Items Subject to Conference  
Mental Health Capital Projects Subject to Conference

**Category 2****(Intent Language Differences)**

Department of Commerce, Community and Economic Development

Banking and Securities

Banking and Securities

Department of Education and Early Development

K-12 Support

Foundation Program

Department of Health and Social Services

Department of Health and Social Services (agency level intent)

Behavioral Health

Services for Severely Emotionally Disturbed Youth

**Category 3****(Substantial Differences)**

Department of Administration

Centralized Administrative Services

Office of the Commissioner

Labor Relations

State Owned Facilities

Non-Public Building Fund Facilities

Enterprise Technology Services

Enterprise Technology Services

Public Communications Services

Public Broadcasting Commission

Public Broadcasting - T.V.

Legal and Advocacy Services

Office of Public Advocacy

Public Defender Agency

Department of Commerce, Community and Economic Development

Executive Administration

Administrative Services

- Community Assistance & Economic Development
  - Community Advocacy
  - Office of Economic Development
- Qualified Trade Association Contract
  - Qualified Trade Association Contract
- Independent Traveler Grants
  - QTA Independent Traveler Grants
- Alaska Aerospace Development Corporation
  - Alaska Aerospace Development Corporation
- Alaska Industrial Development and Export Authority
  - Alaska Industrial Development Corporation Facilities Maintenance
- Alaska Energy Authority
  - Alaska Energy Authority Power Cost Equalization
- Alaska Seafood Marketing Institute
  - Alaska Seafood Marketing Institute
- Community Development Quota Program
  - Community Development Quota Program
- Corporations, Business and Professional Licensing
  - Corporations, Business and Professional Licensing
- Regulatory Commission of Alaska
  - Regulatory Commission of Alaska
- Alaska State Community Services Commission
  - Alaska State Community Services Commission

Department of Corrections

- Administration and Support
  - Office of the Commissioner
  - Correctional Academy
  - Research and Records
  - Facility-Capital Improvement Unit
  - Offender Habilitation Programs
  - Classification and Furlough
  - Out-of-State Contractual
- Inmate Health Care
  - Inmate Health Care
- Institutional Facilities
  - Institution Director's Office
  - Inmate Transportation
  - Point of Arrest
  - Anchorage Correctional Complex

- Anvil Mountain Correctional Center
- Combined Hiland Mountain Correctional Center
- Fairbanks Correctional Center
- Ketchikan Correctional Center
- Lemon Creek Correctional Center
- Matanuska-Susitna Correctional Center
- Palmer Correctional Center
- Spring Creek Correctional Center
- Wildwood Correctional Center
- Yukon-Kuskokwim Correctional Center
- Point MacKenzie Correctional Farm
- Existing Community Residential Centers
- Existing Community Residential Centers
- Probation and Parole
  - Probation and Parole Director's Office
  - Statewide Probation and Parole
  - Parole Board

Department of Education and Early Development

- K-12 Support
  - Special Schools
- Education Support Services
  - School Finance & Facilities
- Teaching and Learning Support
  - Statewide Mentoring Program
- Commissions and Boards
  - Alaska State Council on the Arts
- Alaska Challenge Youth Academy
  - Alaska Challenge Youth Academy

Department of Environmental Conservation

- Environmental Health
  - Drinking Water
  - Air Quality
- Water
  - Water Quality

## Department of Fish and Game

## Commercial Fisheries

- Southeast Region Fisheries Management
- Central Region Fisheries Management
- AYK Region Fisheries Management
- Westward Region Fisheries Management
- Headquarters Fisheries Management
- Commercial Fisheries Special Projects

## Sport Fisheries

- Sport Fisheries
- Sport Fisheries Habitat

## Wildlife Conservation

- Wildlife Conservation
- Wildlife Conservation Special Projects

## Hunter Education Public Shooting Ranges

- Hunter Education Public Shooting Ranges

## Administration and Support

- Commissioner's Office
- Administrative Services
- State Subsistence
- EVOS Trustee Council

## Office of the Governor

- Branch-wide Unallocated Reductions
- Branch-wide Unallocated Reductions
- Elections
- Elections

## Department of Health and Social Services

## Alaskan Pioneer Homes

- Pioneer Homes

## Behavioral Health

- AK Fetal Alcohol Syndrome Program
- Alcohol Safety Action Program (ASAP)
- Behavioral Health Medicaid Services
- Behavioral Health Grants
- Behavioral Health Administration
- Community Action Prevention & Intervention Grants
- Alaska Psychiatric Institute

- Children's Services
  - Children's Medicaid Services
  - Children's Services Management
  - Children's Services Training
  - Front Line Social Workers
  - Foster Care Base Rate
  - Subsidized Adoptions & Guardianship
- Health Care Services
  - Medicaid Services
- Juvenile Justice
  - McLaughlin Youth Center
  - Probation Services
- Public Assistance
  - Senior Care
  - Public Assistance Administration
  - Work Services
- Public Health
  - Women, Children and Family Health
  - Certification and Licensing
  - Epidemiology
  - Community Health/Emergency Medical Services
  - Emergency Medical Services Grants
  - State Medical Examiner
- Senior and Disabilities Services
  - Senior and Disabilities Medicaid Services
  - Senior Community Based Grants
- Departmental Support Services
  - Agency-wide Unallocated Reduction
  - Administrative Support Services
  - HSS State Facilities Rent
- Human Services Community Matching Grant
  - Human Services Community Matching Grant
- Department of Labor and Workforce Development
  - Commissioner and Administrative Services
    - Commissioner's Office
    - Office of Citizenship Assistance
    - Labor Market Information

- Workers' Compensation and Safety
  - Wage and Hour Administration
  - Occupational Safety and Health
- Workforce Development
  - Employment and Training Services
  - Adult Basic Education
  - Business Services
  - Alaska Vocational Technical Center
  - Kotzebue Technical Center Operations Grant
- Vocational Rehabilitation
  - Client Services
  - Independent Living Rehabilitation

- Department of Law
  - Criminal Division
    - First Judicial District
    - Third Judicial District: Anchorage
    - Third Judicial District: Outside Anchorage
    - Fourth Judicial District
    - Criminal Appeals/Special Litigation Component
  - Civil Division
    - Commercial and Fair Business
    - Labor and State Affairs

- Department of Military and Veterans Affairs
  - Military and Veterans' Affairs
    - Homeland Security and Emergency Services
    - Local Emergency Planning Committee
    - Army Guard Facilities Maintenance
    - Alaska Military Youth Academy
    - Veterans' Services
  - Alaska National Guard Benefits
    - Educational Benefits

- Department of Natural Resources
  - Resource Development
    - Commissioner's Office
    - Information Resource Management
    - Oil & Gas Development
    - RS 2477/Navigability Assertions and Litigation Support



- Director's Office/Mining, Land, & Water
- Forest Management and Development
- Geological Development
- Parks Management
- Agricultural Development
- DNR Facilities Rent and Chargeback

Department of Public Safety

- Alaska State Troopers
  - Judicial Services-Anchorage
  - AK Bureau of Wildlife Enforcement
  - Aircraft Section
  - Marine Enforcement
- Village Public Safety Officer Program
  - VPSO Contracts
- Council on Domestic Violence and Sexual Assault
  - Council on Domestic Violence and Sexual Assault
- Statewide Support
  - Alcohol Beverage Control Board
  - Alaska Public Safety Information Network

Department of Revenue

- Taxation and Treasury
  - Treasury Division
  - Alaska Retirement Management Board
- Alaska Municipal Bond Bank Authority
  - AMBBA Operations
- Permanent Fund Corporation
  - APFC Operations

Department of Transportation & Public Facilities

- Administration and Support
  - Transportation Management and Security
  - Statewide Administrative Services
  - Statewide Information Systems

## Highways, Aviation and Facilities

Central Region Facilities

Northern Region Facilities

Traffic Signal Management

Central Region Highways and Aviation

Northern Region Highways and Aviation

Southeast Region Highways and Aviation

## International Airports

Anchorage Airport Administration

Anchorage Airport Facilities

Anchorage Airport Field and Equipment Maintenance

Anchorage Airport Operations

## Alaska Marine Highway System

Marine Vessel Operations

Reservations and Marketing

## University of Alaska

## University of Alaska

Statewide Services

Statewide Networks (ITS)

Anchorage Campus

Kenai Peninsula College

Kodiak College

Matanuska-Susitna College

Prince William Sound Community College

Cooperative Extension Service

Bristol Bay Campus

Chukchi Campus

Fairbanks Campus

Fairbanks Organized Research

Interior-Aleutians Campus

Kuskokwim Campus

Northwest Campus

College of Rural and Community Development

Tanana Valley Campus

Juneau Campus

Ketchikan Campus

Sitka Campus

Alaska Court System

Alaska Court System

Trial Courts

Administration and Support

Commission on Judicial Conduct

Commission on Judicial Conduct

Judicial Council

Judicial Council

Legislature

Budget and Audit Committee

Legislative Audit

Legislative Finance

Legislative Council

Session Expenses

Council and Subcommittees

Legislative Operating Budget

Legislative Operating Budget

Debt Service

Debt Service

Debt Retirement Fund (Capitalize Fund)

Fund Capitalization

Fund Capitalizations

Alaska Drinking Water Fund

Disaster Relief Fund

Power Cost Equalization Fund

Senior Care Fund

Section 1 of HB 366 (Mental Health bill)

Language Sections not referenced above as Category 3 differences

House 26–Senate 27 SALARY AND BENEFIT ADJUSTMENTS

Senate section 31 AMENDMENT OF SB 232

Senate section 32 PURPOSE FOR ACT MAKING MENTAL  
HEALTH APPROPRIATIONS

## Differences – Mental Health Capital

<u>Item Number</u>		<u>House</u>	<u>Senate</u>
Dept. of Health and Social Services			
1	Alaska Psychiatric Institute Asbestos Abatement (HD 17-32)	3,000,000	
	1037 GF/MH	3,000,000	
2	Cost Share Match for Bring the Kids Home (HD 1-40)	5,000,000	
	1037 GF/MH	5,000,000	
3	Home and Community-Based Group Home Development (HD 1-40)	400,000	
	1092 MHTAAR	150,000	
	1139 AHFC Div	250,000	
4	Home Modification and Design Upgrades (HD 1-40)	200,000	
	1092 MHTAAR	200,000	
5	Transitional Housing for Substance Abuse (HD 1-40)	1,200,000	
	1180 A/D T&P Fd	1,200,000	
Dept. of Natural Resources			
6	Mental Health Trust Land Development (HD 1-40)		550,000
	1092 MHTAAR		550,000
7	Mental Health Trust Land Facilities Maintenance (HD 1-40)	350,000	
	1092 MHTAAR	350,000	
Dept. of Revenue			
8	AHFC Beneficiary and Special Needs Housing (HD 1-40)	1,750,000	
	1139 AHFC Div	1,750,000	
9	AHFC Homeless Assistance Program (HD 1-40)	2,000,000	
	1092 MHTAAR	1,000,000	
	1139 AHFC Div	1,000,000	
Dept. of Trans/Public Facilities			
10	Coordinated Transportation and Vehicles (HD 1-40)	400,000	
	1092 MHTAAR	400,000	

April 27, 2006

2979

Signing the report: Senators Wilken, Green, Hoffman; Representatives Chenault, Meyer, Joule.

President Stevens granted the Senate members limited powers of free conference as requested.

The Secretary was requested to notify the House.

**HB 366**

April 26, 2006

Mr. President:

Mr. Speaker:

The Conference Committee considering

SENATE CS FOR CS FOR HOUSE BILL NO. 366(FIN)  
"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date"

and

CS FOR HOUSE BILL NO. 366(FIN)

respectfully requests limited powers of free conference on the following specific points:

(see pages 2969 - 2978)

Signing the report: Senators Wilken, Green, Hoffman; Representatives Chenault, Meyer, Joule.

President Stevens granted the Senate members limited powers of free conference as requested.

The Secretary was requested to notify the House.

**Introduction and Reference of Senate Bills****SB 317**

SENATE BILL NO. 317 BY THE SENATE RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR, entitled:

"An Act relating to the purchase by the Alaska Housing Finance Corporation of a parking garage in Anchorage, Alaska and approving the issuance of bonds for the purchase of that parking garage; providing notice of, and authorizing the commissioner of the Department of Administration to enter into, a lease-purchase agreement with the Alaska Housing Finance Corporation for that parking garage; and providing for an effective date."

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

The following fiscal information was published today:

Fiscal Note No. 1, Department of Administration

Governor's transmittal letter dated April 27, 2006:

Dear President Stevens:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the purchase by the Alaska Housing Finance Corporation of a parking garage in Anchorage, Alaska; approving the issuance of bonds for the purchase of that parking garage; and providing notice of and authorizing the commissioner of the Department of Administration to enter into a lease-purchase agreement with the Alaska Housing Finance Corporation for that parking garage.

This bill would authorize the Alaska Housing Finance Corporation (AHFC) to finance, with bond proceeds, the purchase of an up to approximately 830-space parking garage to serve the parking needs of the Atwood Building in downtown Anchorage. The bill also would authorize the Department of Administration to enter into a lease-purchase agreement with the AHFC for that parking garage.

I urge your prompt and favorable action on this measure.

Sincerely yours,

/s/

Frank H. Murkowski

Governor

### **Consideration of the Calendar**

#### **Second Reading of Senate Bills**

##### **SB 188**

SENATE BILL NO. 188 "An Act increasing the maximum amount of loans from the bulk fuel revolving loan fund to one borrower" was read the second time.

Senator Green, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 2823. Without objection, CS FOR SENATE BILL NO. 188(FIN) "An Act relating to the maximum amount of loans from the bulk fuel revolving loan fund to one borrower in a fiscal year" 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. 188(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 188(FIN) "An Act relating to the maximum amount of loans from the bulk fuel revolving loan fund to one borrower in a fiscal year" pass the Senate?" The roll was taken with the following result:

CSSB 188(FIN)

Third Reading - Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

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

and so, CS FOR SENATE BILL NO. 188(FIN) passed the Senate and was referred to the Secretary for engrossment.

**SB 271**

SENATE BILL NO. 271 "An Act authorizing the commissioner of transportation and public facilities to participate in certain federal highway programs and relating to that authorization; relating to powers of the attorney general to waive immunity from suit in federal court related to those programs; and providing for an effective date" was read the second time.

President Stevens stated SENATE BILL NO. 271 will be on the April 28 calendar.

**Second Reading of House Bills****HB 408**

CS FOR HOUSE BILL NO. 408(FIN) am "An Act relating to the standard of proof required to terminate parental rights in child-in-need-of-aid proceedings; relating to a healing arts practitioner's duty to report a child adversely affected by or withdrawing from exposure to a controlled substance or alcohol; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; amending Rule 18, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date" was read the second time.

Senator Green, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 2878. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 408(FIN) "An Act relating to the standard of proof required to terminate parental rights and for placement of a child in child-in-need-of-aid proceedings; relating to a healing arts practitioner's duty to report a child adversely affected by or withdrawing from exposure to a controlled substance or alcohol; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; relating to



child abuse or neglect investigations and training; amending Rule 18, Alaska Child in Need of Aid Rules of Procedure; 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.

SENATE CS FOR CS FOR HOUSE BILL NO. 408(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 408(FIN) "An Act relating to the standard of proof required to terminate parental rights and for placement of a child in child-in-need-of-aid proceedings; relating to a healing arts practitioner's duty to report a child adversely affected by or withdrawing from exposure to a controlled substance or alcohol; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; relating to child abuse or neglect investigations and training; amending Rule 18, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 408(FIN)

Third Reading - Final Passage

Effective Date      Court Rule

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

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

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 408(FIN) 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.

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

**SCR 26**

Senator Gary Stevens moved and asked unanimous consent that SENATE CONCURRENT RESOLUTION NO. 26, which had been held on the Secretary's desk (page 2685), be brought up at this time. Without objection, SENATE CONCURRENT RESOLUTION NO. 26 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 26 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 408, relating to the standard of proof required to terminate parental rights in child-in-need-of-aid proceedings; relating to the definition of "child abuse or neglect"; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; and amending Rule 18, Alaska Child in Need of Aid Rules of Procedure pass the Senate?" The roll was taken with the following result:

**SCR 26**

Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

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

and so, SENATE CONCURRENT RESOLUTION NO. 26 passed the Senate and was referred to the Secretary for engrossment.

**Third Reading of House Bills****HB 400**

SENATE CS FOR CS FOR HOUSE BILL NO. 400(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 400(JUD) "An Act relating to confiscation of firearms during disaster emergencies" pass the Senate?" The roll was taken with the following result:

SCS CSHB 400(JUD)

Third Reading - Final Passage

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

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

Nays: Elton

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 400(JUD) passed the Senate and was referred to the Secretary for engrossment.

### **Third Reading of House Resolutions**

#### **HJR 16**

CS FOR HOUSE JOINT RESOLUTION NO. 16(RES) am S was read the third time.

The question being: "Shall CS FOR HOUSE JOINT RESOLUTION NO. 16(RES) am S Opposing the designation of any area in the state as a world heritage site, biosphere reserve, or any other type of international designation without the consent of the Alaska State Legislature and affected local governments pass the Senate?" The roll was taken with the following result:

CSHJR 16(RES) am S

Third Reading - Final Passage

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

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

Nays: Ellis, Elton

and so, CS FOR HOUSE JOINT RESOLUTION NO. 16(RES) am S passed the Senate and was referred to the Secretary for engrossment.

**Unfinished Business****SB 291**

Senators Olson, Elton, Kookesh, Hoffman moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 291 "An Act relating to the municipal harbor facility grant program; and providing for an effective date." Without objection, it was so ordered.

**HB 400**

Senator Therriault moved and asked unanimous consent to be shown as a cross sponsor on SENATE CS FOR CS FOR HOUSE BILL NO. 400(JUD) "An Act relating to confiscation of firearms during disaster emergencies." Without objection, it was so ordered.

**SB 169**

President Stevens added a Judiciary Committee referral to SENATE BILL NO. 169 "An Act relating to release of information in individual workers' compensation records for commercial purposes."

The bill was referred to the Judiciary Committee.

**Announcements**

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

Announcements are at the end of the journal.

**Engrossment****SB 188**

CS FOR SENATE BILL NO. 188(FIN) "An Act relating to the maximum amount of loans from the bulk fuel revolving loan fund to one borrower in a fiscal year" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**HB 400**

SENATE CS FOR CS FOR HOUSE BILL NO. 400(JUD) "An Act relating to confiscation of firearms during disaster emergencies" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 408**

SENATE CS FOR CS FOR HOUSE BILL NO. 408(FIN) "An Act relating to the standard of proof required to terminate parental rights and for placement of a child in child-in-need-of-aid proceedings; relating to a healing arts practitioner's duty to report a child adversely affected by or withdrawing from exposure to a controlled substance or alcohol; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; relating to child abuse or neglect investigations and training; amending Rule 18, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**SCR 26**

SENATE CONCURRENT RESOLUTION NO. 26 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 408, relating to the standard of proof required to terminate parental rights in child-in-need-of-aid proceedings; relating to the definition of "child abuse or neglect"; relating to disclosure of confidential or privileged information about certain children by the Departments of Health and Social Services and Administration; relating to permanent fund dividends paid to foster children and adopted children; and amending Rule 18, Alaska Child in Need of Aid Rules of Procedure was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**HJR 16**

CS FOR HOUSE JOINT RESOLUTION NO. 16(RES) am S  
Opposing the designation of any area in the state as a world heritage site, biosphere reserve, or any other type of international designation without the consent of the Alaska State Legislature and affected local governments was engrossed, signed by the President and Secretary and returned 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., April 28, 2006. Without objection, the Senate adjourned at 12:03 p.m.

Kirsten Waid  
Secretary of the Senate

April 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>Apr 28</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+	HB 278	RETIREMENT SYSTEM LIABILITY/BONDS	
+		Bills Previously Heard/Scheduled	

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**FINANCE**

<b>Apr 27</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+=	SB 231	BUDGET: CAPITAL & OTHER APPROPRIATIONS	
+	SB 291	MUNICIPAL HARBOR FACILITY GRANTS	
+	SB 315	DISPOSITION OF UNREDEEMED PROPERTY	
+	SB 274	STATE FIREARM DISPOSAL AND INVENTORY	
+	SR 6	SENATE VPSO TASK FORCE	
+		Bills Previously Heard/Scheduled	

<b>Apr 27</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>5:00 PM</b>
		-- Time Change --	
+=	SB 231	BUDGET: CAPITAL & OTHER APPROPRIATIONS	
+		--Public testimony will be limited to no more than 3 minutes --	
		Fairbanks, Mat-Su, Anchorage, Glenallen, Seward, Homer	
		Kenai, Kodiak, Dillingham, "Off-Nets"	
+		Bills Previously Heard/Scheduled	

<b>Apr 28</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+=	SJR 20	CONST. AM: BENEFITS & MARRIAGE	
+	SB 272	MORTGAGE LENDING	
+	SB 309	CONSTR. TRAINING GRANT;UNEMPLOYMENT COMP.	
+	SB 317	ANCHORAGE PARKING GARAGE	
+		Bills Previously Heard/Scheduled	

**FINANCE (continued)**

**Apr 28      Friday                      Senate Finance 532              5:00 PM**

-- Time Change --  
 += SB 231 BUDGET: CAPITAL & OTHER APPROPRIATIONS  
 + -- Public testimony will be limited to no more than 3 minutes --  
 + Bethel, Nome, Kotzebue  
 Barrow, Tok, Delta Junction  
 Ketchikan, Petersburg, Wrangell  
 Sitka, Cordova, Valdez, Juneau  
 "Testimony on Juneau Access limited to  
 6 PRO and 6 CON"  
 + Bills Previously Heard/Scheduled

**Apr 29      Saturday                      Senate Finance 532              9:00 AM**

+= SB 231 BUDGET: CAPITAL & OTHER APPROPRIATIONS  
 + Bills Previously Heard/Scheduled

**HEALTH, EDUCATION & SOCIAL SERVICES**

**Apr 28      Friday                      Butrovich 205              1:30 PM**

+= SB 281 SCHOOL DIST. ENROLLMENT SHARING/CORRESPON  
 += HB 442 HEALTH CARE DECISIONS  
 += SB 287 POSTSECONDARY TUITION FOR FOSTER CHILDREN  
 + Bills Previously Heard/Scheduled

**May 01      Monday                      Butrovich 205              1:30 PM**

+ HB 426 MEDICAL ASSISTANCE/INS COOPERATION  
 + HB 467 ADMINISTRATION OF MEDICATION BY A NURSE  
 + HB 482 SCHOOL:BULLYING/HARASSMENT/INTIMIDATION  
 + Bills Previously Heard/Scheduled

**May 03      Wednesday                      Butrovich 205              1:30 PM**

+ Bills Previously Heard/Scheduled

**May 05      Friday                      Butrovich 205              1:30 PM**

+ Joint w/(S) Community & Regional Affairs  
 Overview Presentation: U.S.Ambassador  
 to Mongolia, Pamela J. Slutz  
 "A Broader Partnerships w/ Mongolia"  
 (Education, Tourism, Trade, Mining,  
 Government)  
 + Bills Previously Heard/Scheduled



**JUDICIARY****Apr 27 Thursday Butrovich 205 8:30 AM**

- + HB 190 REQUIRED ID FOR PURCHASING ALCOHOL
- + HB 414 INTERCEPTION OF MINOR'S COMMUNICATIONS
- + SB 307 LANDLORD REMEDIES; LATE FEE
- + SB 316 COURT REVIEW OF STRANDED GAS DECISION
- + Bills Previously Heard/Scheduled

**Apr 28 Friday Butrovich 205 9:30 AM**

-- Time Change --

- + SB 169 WORKERS' COMPENSATION RECORDS
- + SB 307 LANDLORD REMEDIES; LATE FEE
- + SB 316 COURT REVIEW OF STRANDED GAS DECISION
- + HB 414 INTERCEPTION OF MINOR'S COMMUNICATIONS
- + HB 190 REQUIRED ID FOR PURCHASING ALCOHOL

**LABOR & COMMERCE****Apr 27 Thursday Beltz 211 1:30 PM**

-- Rescheduled from 04/25/06 --

- + HB 122 NATIONAL GUARD INSURANCE & OTHER RELIEF
- + HB 409 NO WORKERS' COMP. FOR REAL EST. LICENSEE
- + HB 389 REGULATION OF TOURIST ACCOMMODATIONS
- + HB 377 EXEMPTION: RES. BLDG. DRAWINGS & SPECS
- + HB 150 LICENSING RADIOLOGIC TECHNICIANS

Confirmation of Governor Appointees:

Regulatory Commission of Alaska-

Janis Wilson

Alaska Workers' Compensation Board-

John Abshire, Richard Behrends,

Andrew Piekarski, Patricia Vollendorf,

Lori Wing

Board of Barbers and Hairdressers-

Carol Hernley

Board of Chiropractic Examiners-

David Mulholland

Workers' Compensation Appeals Commission-

Jim Robison

Bills Previously Heard/Scheduled

Including But Not Limited to:

**RESOURCES**

**Apr 27      Thursday                      Butrovich 205              3:30 PM**

- + HB 57 SALE OF STATE LAND TO ADJACENT LANDOWNERS
- + HB 307 KNIK RIVER PUBLIC USE AREA
- + HB 415 RECREATIONAL LAND USE LIABILITY/ADV. POSS
- + HB 419 REPEAL UNDERGROUND STORAGE TANK LAWS

**Apr 28      Friday                      Butrovich 205              3:30 PM**

- + HB 395 FIRE SEASON DATES
- + HB 420 FOREST RESOURCES & PRACTICES STANDARDS
- + Pt. Thomson Unit Agreement Update
- + Confirmation Hearing -
- + DNR Commissioner Menge

**STATE AFFAIRS**

**Apr 27      Thursday                      Beltz 211              3:30 PM**

- Meeting Canceled --
- + SB 288 SEPTEMBER AS EDUCATION SAVINGS MONTH
- + HB 347 MOTOR VEHICLE INSURANCE/LICENSE/ NOTICES
- + HB 399 ELDER FRAUD AND ASSISTANCE/OPA
- + HJR 25 SUPPORTING VETERANS HOME OWNERSHIP ACT
- + Bills Previously Heard/Scheduled

**TRANSPORTATION**

**Apr 27      Thursday                      Butrovich 205              1:30 PM**

- + HB 266 VEHICLE WEIGHTS AND INSURANCE
- + HB 403 NEIGHBORHOOD ELECTRIC VEHICLES
- + Bills Previously Heard/Scheduled

**SPECIAL COMMITTEES****COMMITTEE ON UNIVERSITY OVERSIGHT**

**May 01      Monday                      Beltz 211              5:00 PM**

- Rescheduled from 4/26/06--
- + HJR 14 URGE CONGRESS TO GRANT LAND TO UNIVERSITY

## JOINT COMMITTEES

## CONFERENCE COMMITTEE ON HB 365 &amp; HB 366

**Apr 27      Thursday                      Senate Finance 532              4:00 PM**

= HB 365 APPROP: OPERATING BUDGET/LOANS/FUNDS  
 = HB 366 APPROP: MENTAL HEALTH BUDGET

**Apr 28      Friday                              Senate Finance 532              4:00 PM**

= HB 365 APPROP: OPERATING BUDGET/LOANS/FUNDS  
 = HB 366 APPROP: MENTAL HEALTH BUDGET

Dept of Administration  
 Dept of Commerce, Community, & Economic  
 Development  
 Dept of Labor  
 Dept of Law

## LEGISLATIVE COUNCIL

**Apr 27      Thursday                      House Finance 519              5:00 PM**

-- Time Change --  
 FY05 Legislature Audit  
 Masonic Temple  
 Capitol Security

## OTHER MEETINGS

## JOINT LEGISLATIVE HEALTH CAUCUS

**May 01      Monday                              Fahrenkamp 203              12:00 PM**

"The Uninsured, a Statewide Emergency"  
 A light lunch will be served.

## JOINT SESSION

**May 04      Thursday                              House Chamber              11:00 AM**

Confirmation of Governor's Appointees