

ALASKA STATE LEGISLATURE
CONFERENCE COMMITTEE ON SB 172

May 1, 2006

5:05 p.m.

MEMBERS PRESENT

Senator Gene Therriault, Chair
Senator Con Bunde
Senator Kim Elton

Representative Paul Seaton, Chair
Representative Kevin Meyer
Representative Les Gara

MEMBERS ABSENT

All members present

COMMITTEE CALENDAR

SENATE BILL NO. 172

"An Act relating to the presentation of initiatives and referenda on the ballot."

MOVED CCS SB 172 OUT OF COMMITTEE

HOUSE CS FOR SENATE BILL NO. 172(FIN) am H

"An Act relating to election pamphlets and to the presentation of initiatives and referenda on the ballot; relating to review of applications for certification of initiatives; relating to the circulation and subscription of recall petitions; and providing for an effective date."

MOVED CCS SB 172 OUT OF COMMITTEE

PREVIOUS COMMITTEE ACTION

BILL: SB 172

SHORT TITLE: INITIATIVE\REFERENDUM\RECALL\PAMPHLET

SPONSOR(s): SENATOR(s) THERRIAULT

04/13/05	(S)	READ THE FIRST TIME - REFERRALS
04/13/05	(S)	STA
04/19/05	(S)	STA AT 3:30 PM BELTZ 211
04/19/05	(S)	Moved SB 172 Out of Committee
04/19/05	(S)	MINUTE(STA)
04/20/05	(S)	STA RPT 4DP

04/20/05 (S) DP: THERRIault, WAGONER, HUGGINS, DAVIS
 04/25/05 (S) TRANSMITTED TO (H)
 04/25/05 (S) VERSION: SB 172
 04/26/05 (H) READ THE FIRST TIME - REFERRALS
 04/26/05 (H) STA, JUD
 05/05/05 (H) STA RPT HCS(STA) 4DP 2NR
 05/05/05 (H) DP: LYNN, GATTO, ELKINS, SEATON;
 05/05/05 (H) NR: GARDNER, GRUENBERG
 05/05/05 (H) STA AT 8:00 AM CAPITOL 106
 05/05/05 (H) Moved HCS SB 172(STA) Out of Committee
 05/05/05 (H) MINUTE(STA)
 05/07/05 (H) JUD AT 3:30 PM CAPITOL 120
 05/07/05 (H) -- Meeting Postponed to 12 noon 5/8/05
 --
 05/08/05 (H) JUD AT 12:00 AM CAPITOL 120
 05/08/05 (H) BAN LAWSUITS AGAINST FIREARMS INDUSTRY
 05/09/05 (H) JUD AT 0:00 AM CAPITOL 120
 05/09/05 (H) <Bill Hearing Canceled>
 02/03/06 (H) JUD AT 1:00 PM CAPITOL 120
 02/03/06 (H) Scheduled But Not Heard
 02/06/06 (H) JUD AT 1:00 PM CAPITOL 120
 02/06/06 (H) Moved HCS SB 172(JUD) Out of Committee
 02/06/06 (H) MINUTE(JUD)
 02/08/06 (H) JUD RPT HCS(JUD) NT(TECHNICAL) 6DP 1AM
 02/08/06 (H) DP: COGHILL, WILSON, ANDERSON, KOTT,
 GRUENBERG, MCGUIRE;
 02/08/06 (H) AM: GARA
 02/13/06 (H) FIN REFERRAL ADDED AFTER JUD
 03/08/06 (H) FIN AT 1:30 PM HOUSE FINANCE 519
 03/08/06 (H) Heard & Held
 03/08/06 (H) MINUTE(FIN)
 03/24/06 (H) FIN AT 1:30 PM HOUSE FINANCE 519
 03/24/06 (H) Moved HCS SB 172(FIN) Out of Committee
 03/24/06 (H) MINUTE(FIN)
 03/27/06 (H) FIN RPT HCS(FIN) NT 4DP 3NR 1AM
 03/27/06 (H) DP: HAWKER, FOSTER, WEYHRAUCH, MEYER;
 03/27/06 (H) NR: KELLY, STOLTZE, MOSES;
 03/27/06 (H) AM: KERTTULA
 04/19/06 (H) BEFORE THE HOUSE
 04/19/06 (H) VERSION: HCS SB 172(FIN) AM H
 04/20/06 (S) CONFERENCE COMMITTEE APPOINTED
 04/20/06 (S) THERRIault (CHAIR), BUNDE, ELTON
 04/21/06 (H) RECEDE MESSAGE
 04/21/06 (H) CONFERENCE COMMITTEE APPOINTED
 04/21/06 (H) SEATON (CHAIR), MEYER, GARA

WITNESS REGISTER

Joe Balash, Staff
Senator Gent Therriault
Alaska State Capitol
Juneau, AK 99801-1182

POSITION STATEMENT: Provided information related to SB 172

ACTION NARRATIVE

CHAIR GENE THERRIAULT called the Conference Committee meeting on SB 172 to order at [5:05:08 PM](#). Present were Representative Les Gara and Chair Paul Seaton and Senator Kim Elton, Senator Con Bunde and Chair Gene Therriault. Representative Kevin Meyer arrived at 5:06 PM.

SB 172-INITIATIVE\REFERENDUM\RECALL\PAMPHLET

[5:05:37 PM](#)

CHAIR THERRIAULT announced that the Conference Committee for SB 172 was the business before the committee. He directed attention to the packets and compared the bill version that went to the House floor with the amendment that was passed there and advised that he has come to understand that the definitional section on page 2, lines 5-7 was inadvertently omitted when the floor amendment was run.

It's generally agreed that the language ought to appear in the bill, so if the committee agrees that inserting the definition of "section" gets it to the point of agreement, then a vote to request limited free powers could be taken. The committee could sign a letter to that effect and then take that action in one meeting. When the presiding officers read the letter requesting limited free powers and they are granted, the next step will be to adopt the conference committee report exercising the powers.

SENATOR CON BUNDE said, "So moved."

CHAIR THERRIAULT announced that there was no objection to the motion to request limited free powers and it was so ordered.

CHAIR THERRIAULT asked for a motion to adopt a conference committee substitute to include the definitional section.

SENATOR BUNDE said, "So moved."

CHAIR THERRIAULT restated Senator Bunde's motion to adopt the Conference Committee Substitute (CCS) for SB 172 that would add the definitional section.

[5:07:38 PM](#)

JOE BALASH, Staff to Senator Therriault, advised that the motion must be contingent. The action would be contingent upon limited free powers being granted.

SENATOR BUNDE amended his motion as outlined by Mr. Balash.

CHAIR THERRIAULT restated that Senator Bunde motioned to adopt CCS SB 172 contingent upon being granted powers to take the action.

[5:07:58 PM](#)

REPRESENTATIVE LES GARA asked for clarification that the request would be for powers of limited free conference.

CHAIR THERRIAULT said yes and then mentioned the three fiscal notes: the Division of Elections submitted a fiscal note for \$677,600 to cover the cost of the additional pages that would be added to the ballot; A fiscal note for \$91,000 [\$97,00] is for the addition of an official election pamphlet for a primary election when there is an initiative; and the Department of Law submitted a \$42,500 fiscal note to pay increased staff costs so that the review of petition language can be finished within 60 days.

There being no further business to come before the committee, Chair Therriault adjourned the meeting at [5:09:24 PM](#).