

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Tuesday

January 30, 2007

Fifteenth Day

The House was called to order by Speaker pro tempore Samuels at 11:01 a.m.

Roll call showed 29 members present. Representatives Buch, Cissna, Dahlstrom, Harris, Hawker, Kohring, Meyer, Neuman, and Roses were excused from a call of the House today due to delayed flights. Representative Ramras was absent and his presence was noted later. Representative Stoltze was absent.

The invocation was offered by the Chaplain, Pastor Dan Wanders of Aldersgate United Methodist Church. Representative Coghill moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deepest respect for the religious beliefs of all Alaskans, we offer the following prayer.

Compassionate God, we are thankful for the spirit of service in this House and for the wisdom and skills that these legislators bring to the tasks before them. We pray that compassion and courage, trust and truth, sensitivity and sincerity will be marks of deliberations in this body, and that these elected leaders will find satisfaction in their accomplishments and happiness beyond what they expect. Amen.

The Pledge of Allegiance was led by Representative Seaton.

CERTIFICATION OF THE JOURNAL

Representative Foster, Acting Majority Leader, moved and asked unanimous consent that the journal for the 10th, 11th, 12th, 13th, and 14th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

COMMUNICATIONS

The following were received:

Alaska Commercial Fishing & Agriculture Bank
2006 Annual Report
(as required by AS 44.81.200)

Dept. of Commerce, Community, & Economic Development
Alaska Industrial Development & Export Authority
Alaska Energy Authority
Annual Capital Project Status Report
(as required by AS 44.83.950)

Dept. of Commerce, Community, & Economic Development
Alaska Industrial Development & Export Authority
Annual Review of Assets
(as required by AS 44.88.205)

Dept. of Environmental Conservation
Alaska Drinking Water and Clean Water
Annual Loan Funds Report FY 2006
(as required by AS 37.05.035 and AS 46.03.032)

Office of the Governor
Office of Management and Budget
Department Fee Reports
(as required by AS 37.10.050)

**The presence of Representative Ramras was noted.

REPORTS OF STANDING COMMITTEES**HB 34**

The Labor & Commerce Committee considered:

HOUSE BILL NO. 34

"An Act relating to sales of wine by a winery licensee."

The report was signed by Representative Olson, Chair, with the following individual recommendations:

Do pass (5): Gardner, Gatto, Ramras, LeDoux, Olson

The following fiscal note(s) apply:

1. Zero, Dept. of Public Safety

HB 34 was referred to the Finance Committee.

HB 37

The State Affairs Committee considered:

HOUSE BILL NO. 37

"An Act establishing the first Saturday of every March as Susan Butcher Day."

The report was signed by Representative Lynn, Chair, with the following individual recommendations:

Do pass (6): Johnson, Johansen, Gruenberg, Doll, Coghill, Lynn

The following fiscal note(s) apply:

1. Zero, Dept. of Administration

HB 37 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring – Barrow, 125th Anniversary, International Polar Year
By Representative Joule

In Memoriam – Cpl. Brendan Jon Smart
By Representatives Dahlstrom, Doogan

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS****HJR 7**

HOUSE JOINT RESOLUTION NO. 7 by Representative Gatto:

Proposing amendments to the Constitution of the State of Alaska to avoid the use of personal pronouns and similar references that denote masculine or feminine gender in that document.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 110**

HOUSE BILL NO. 110 by the House Labor and Commerce Committee, entitled:

"An Act extending the termination date for the Regulatory Commission of Alaska; and providing for an effective date."

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

HB 111

HOUSE BILL NO. 111 by the House Rules Committee by request of the Governor, entitled:

"An Act decreasing the fee for a business license; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Office of the Governor

The Governor's transmittal letter dated January 25, 2007, follows:

"Dear Speaker Harris:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill decreasing the fee for a business license to the level in place before the increase was enacted in 2003.

Current law imposes a fee of \$100.00 for each new business license, except that the fee is \$50.00 if the business is a sole proprietorship, owned by a sole proprietor, who is 65 years of age or older.

The enclosed bill decreases the fee to \$25.00 for all business licenses, effective October 1, 2008.

The bill is necessary to show that Alaska is open and ready to attract and retain business in this state.

I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Sarah Palin
Governor"

HB 112

HOUSE BILL NO. 112 by Representative Crawford, entitled:

"An Act relating to the video recording and audio recording by a business of the inside or outside of its business location."

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

HB 113

HOUSE BILL NO. 113 by Representatives Samuels, Thomas, Kawasaki, and Gruenberg, entitled:

"An Act relating to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists."

was read the first time and referred to the Health, Education & Social Services and Labor & Commerce Committees.

HB 114

HOUSE BILL NO. 114 by the House Labor and Commerce Committee, entitled:

"An Act extending the termination date for the State Medical Board; and providing for an effective date."

was read the first time and referred to the Health, Education & Social Services and Finance Committees.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 69**

The following was read the second time:

HOUSE BILL NO. 69

"An Act relating to executive clemency."

with the:

Journal Page

JUD RPT CS(JUD) 6DP 1NR	105
FN1: ZERO(ADM)	106
FN2: ZERO(COR)	106
FN3: ZERO(GOV)	106
FN4: ZERO(LAW)	106

Representative Foster moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 69(JUD)
(same title)

There being no objection, it was so ordered.

Representative Foster moved and asked unanimous consent that CSHB 69(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 69(JUD) was read the third time.

The question being: "Shall CSHB 69(JUD) pass the House?" The roll was taken with the following result:

CSHB 69(JUD)
Third Reading
Final Passage

YEAS: 30 NAYS: 0 EXCUSED: 9 ABSENT: 1

Yeas: Chenault, Coghill, Crawford, Doll, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Holmes, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, LeDoux, Lynn, Nelson, Olson, Ramras, Salmon, Samuels, Seaton, Thomas, Wilson

Excused: Buch, Cissna, Dahlstrom, Harris, Hawker, Kohring, Meyer, Neuman, Roses

Absent: Stoltze

And so, CSHB 69(JUD) passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Foster moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring – Bruce Wilson

By Representatives Stoltze, Fairclough, Harris, Chenault, Cissna, Crawford, Dahlstrom, Doll, Gara, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Thomas, Wilson

Honoring – Ed Knoebel, National Citation for Meritorious Service and the 2005 Governor's Veterans Advocacy Award

By Representatives Harris, Chenault, Cissna, Crawford, Dahlstrom, Doll, Fairclough, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

UNFINISHED BUSINESS

Pursuant to AS 24.65.020, Speaker pro tempore Samuels appointed the following members to meet with appointees from the Senate to form the victims' advocate selection committee:

Representative Hawker

Representative Olson

Representative Nelson

HB 46

Representative Olson moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 46

"An Act extending the termination date for the Regulatory Commission of Alaska; and providing for an effective date."

There being no objection, HB 46 was withdrawn.

Representative Foster moved and asked unanimous consent that the following member be excused from a call of the House. There being no objection, the member was excused as noted:

Representative Kerttula - from 6:00 a.m., January 31 to evening plane time, February 12

HB 18

Representative Kawasaki added his name as cosponsor to:

HOUSE BILL NO. 18

"An Act amending the functions and powers of the Alaska Commission on Postsecondary Education; and relating to the repayment provisions for medical education and postsecondary degree program participants."

HB 25

Representative Ramras added his name as cosponsor to:

HOUSE BILL NO. 25

"An Act relating to landowners' immunity for allowing use of land without charge for a recreational activity; relating to landowners' liability where landowner conduct involves gross negligence or reckless or intentional misconduct; relating to claims of adverse possession and prescriptive easements, or similar claims; and providing for an effective date."

HB 69

Representatives Gardner, LeDoux, Seaton, and Nelson added their names as cosponsors to:

CS FOR HOUSE BILL NO. 69(JUD)

"An Act relating to executive clemency."

ENGROSSMENT**HB 69**

CSHB 69(JUD) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

The following meeting today was changed:

House Special Committee on Economic Development, Trade, &
Tourism CANCELED

ADJOURNMENT

Representative Foster moved and asked unanimous consent that the House adjourn until 10:00 a.m., January 31, 2007. There being no objection, the House adjourned at 11:26 a.m.

Suzi Lowell
Chief Clerk