

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-FIFTH LEGISLATURE**

**Juneau, Alaska**

**Wednesday**

**February 7, 2007**

**Twenty-third Day**

Pursuant to adjournment the House was called to order by Speaker Harris at 10:08 a.m.

Roll call showed 36 members present. Representatives Cissna and Kerttula had been excused from a call of the House today.

Representative Samuels moved and asked unanimous consent that Representative Dahlstrom's excused absence (page 141) be extended to morning plane time, February 12. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that Representative Nelson be excused from a call of the House to 1:00 p.m., today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Pastor Mike Rose of Juneau Christian Center. Representative Gruenberg 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, I offer the following prayer.

Heavenly Father, thank you for this beautiful day and for this opportunity to live in this great nation, one nation under God with liberty and justice for all. It is my prayer today that you would intervene on our behalf and in our affairs, that your kingdom would come and your will would be done on earth, in our state, even as it is in heaven. I ask that your wisdom,

understanding, and guidance would be granted to our governor and all the leadership in the House today. Lord, I pray that your blessing and protection would be upon all the families of our state leaders today. On this day may the words of our mouths and the meditations of our hearts be acceptable in your sight. I ask all of these things in your name. Amen.

The Pledge of Allegiance was led by Representative Kawasaki.

### **CERTIFICATION OF THE JOURNAL**

Representative Samuels moved and asked unanimous consent that the journal for the 21<sup>st</sup> and 22<sup>nd</sup> legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **MESSAGES FROM THE GOVERNOR**

A letter dated February 6, 2007, was read stating that, in accordance with Article III, Section 25 of the Alaska Constitution, the Governor submits the following names for legislative confirmation to the positions noted.

The Speaker referred the appointments as follows:

#### **Commissioner - Department of Administration**

Ms. Annette Kreitzer

was referred to the State Affairs Committee.

#### **Commissioner - Department of Commerce, Community, and Economic Development**

Mr. Emil Notti

was referred to the Community & Regional Affairs and Labor & Commerce Committees.

#### **Commissioner - Department of Corrections**

Mr. Joe Schmidt

was referred to the State Affairs Committee.

**Commissioner - Department of Environmental Conservation**

Mr. Larry Hartig

was referred to the Resources Committee.

**Commissioner - Department of Fish and Game**

Mr. Denby Lloyd

was referred to the House Special Committee on Fisheries and the Resources Committee.

**Commissioner - Department of Health and Social Services**

Ms. Karleen Jackson

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

**Commissioner - Department of Labor and Workforce Development**

Mr. Clark "Click" Bishop

was referred to the Labor & Commerce Committee.

**Attorney General - Department of Law**

Mr. Talis Colberg

was referred to the Judiciary Committee.

**Commissioner / The Adjutant General - Department of Military and Veterans' Affairs**

Major General Craig E. Campbell

was referred to the House Special Committee on Military & Veterans' Affairs and the State Affairs Committee.

**Commissioner - Department of Public Safety**

Mr. Walt Monegan

was referred to the State Affairs Committee.

**Commissioner - Department of Revenue**

Mr. Patrick Galvin

was referred to the Finance Committee.

**Commissioner - Department of Transportation and Public Facilities**

Mr. Leo von Scheben

was referred to the Transportation Committee.

The letter further stated that, in accordance with AS 44.19.040 and Article III, Section 13 of the Alaska Constitution, the Governor submits the following name for legislative confirmation of the appointment to the position noted.

**Lieutenant Governor Designee**

Mr. Talis Colberg

was referred to the State Affairs Committee.

**REPORTS OF STANDING COMMITTEES**

**HB 21**

The State Affairs Committee considered:

HOUSE BILL NO. 21

"An Act relating to the proper disposal of the state flag."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 21(STA)

"An Act relating to the state flag; and relating to the proper retirement of an official state flag."

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

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

The following fiscal note(s) apply to CSHB 21(STA):

1. Zero, Dept. of Administration

HB 21 was referred to the Rules Committee for placement on the calendar.

### **HB 25**

The Judiciary Committee considered:

#### **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."

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

Do pass (1): Lynn

No recommendation (3): Gruenberg, Holmes, Samuels

The following fiscal note(s) apply:

1. Zero, Dept. of Administration

HB 25 was referred to the Rules Committee for placement on the calendar.

### **HB 40**

The Resources Committee considered:

#### **HOUSE BILL NO. 40**

"An Act relating to voluntary land trades, purchases, and leases to enhance public access to certain streams for fishing, hunting, and recreational activities."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 40(RES)  
(same title)

The report was signed by Representatives Gatto and Johnson, Co-chairs, with the following individual recommendations:

Do pass (6): Edgmon, Wilson, Roses, Kawasaki, Gatto, Johnson

The following fiscal note(s) apply to CSHB 40(RES):

1. Fiscal, Dept. of Fish & Game
2. Fiscal, Dept. of Natural Resources

HB 40 was referred to the Finance Committee.

#### **HB 48**

The State Affairs Committee considered:

HOUSE BILL NO. 48

"An Act amending the powers of the board of trustees of the Alaska Retirement Management Board to authorize purchase and sale of transferable tax credit certificates issued in conjunction with the production tax on oil and gas; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 48(STA)  
(same title)

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

Do pass (3): Johansen, Roses, Lynn

No recommendation (2): Coghill, Doll

The following fiscal note(s) apply to CSHB 48(STA):

1. Indeterminate, Dept. of Revenue

HB 48 was referred to the Finance Committee.

### **INTRODUCTION OF CITATIONS**

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

In Memoriam – Alan M. Bishop  
By Representative Olson; Senator Wagoner

In Memoriam – Joseph W. Dilley  
By Representative Olson; Senator Wagoner

In Memoriam – Elsie Rose Perrin Mellott "Dash to Aan"  
By Representative Thomas; Senator Kookesh

In Memoriam – Annie Cessnun  
By Representative Johansen; Senator Stedman

In Memoriam – Howard Anderson  
By Senator Stevens; Representative LeDoux

In Memoriam – Stanton Oswald Katchatag  
By Senator Olson; Representative Foster

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS**

#### **HJR 8**

HOUSE JOINT RESOLUTION NO. 8 by Representatives Thomas, Samuels, and Wilson:

Opposing the enactment by the Washington State Legislature of a bill proposing to impose a fee on the processing of shipping containers in the State of Washington because of the negative impact of the fee on the people and the economy of this state.

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

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

**HB 120**

HOUSE BILL NO. 120 by Representatives Fairclough, Harris, Samuels, Roses, Hawker, Meyer, Kelly, Seaton, Johnson, Lynn, Gatto, Gardner, Neuman, Edgmon, Chenault, Dahlstrom, LeDoux, Crawford, Gruenberg, Doogan, Doll, Wilson, Olson, Nelson, Joule, Holmes, Buch, Thomas, Kohring, Coghill, Kawasaki, Foster, and Gara, entitled:

"An Act extending the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

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

**HB 121**

HOUSE BILL NO. 121 by Representative Wilson, entitled:

"An Act relating to release of information in individual workers' compensation records; and providing for an effective date."

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

**HB 122**

HOUSE BILL NO. 122 by Representatives Doogan, Gara, Kerttula, Kawasaki, Cissna, Holmes, Gardner, Buch, Crawford, Guttenberg, Doll, and Nelson, entitled:

"An Act relating to the advisory vote on employment benefits for same-sex partners of public employees and same-sex partners of public employee retirees; and providing for an effective date."

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



**HB 123**

HOUSE BILL NO. 123 by Representative Crawford, entitled:

"An Act raising the age for purchase, sale, exchange, or possession of tobacco to age 21."

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

**HB 124**

HOUSE BILL NO. 124 by Representative Nelson, entitled:

"An Act relating to intensive services education funding."

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

**CONSIDERATION OF THE DAILY CALENDAR****LEGISLATIVE CITATIONS**

Representative Samuels 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 – Captain Robert L. Lachowsky on the Occasion of his Retirement

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

Honoring – Soldotna High School Football Team, 2006 Small-School State Champions

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

In Memoriam – William D. Devine

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

In Memoriam – Marjorie Linder

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

### UNFINISHED BUSINESS

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

Representative Johansen - from 7:00 a.m., February 9 to evening plane time, February 11

Representative LeDoux - from 6:30 p.m., February 7 to evening plane time, February 11

Representative Neuman - from 7:00 p.m., February 9 to morning plane time, February 12

Representative Ramras - from 2:00 p.m., February 9 to morning plane time, February 12

### HB 18

Representative Gara 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 74**

Representative Wilson added her name as cosponsor to:

HOUSE BILL NO. 74

"An Act prohibiting mixing zones in freshwater spawning waters."

**ANNOUNCEMENTS**

House committee schedules are published daily under separate cover.

**ADJOURNMENT**

Representative Samuels moved and asked unanimous consent that the House adjourn until 10:00 a.m., February 8, 2007. There being no objection, the House adjourned at 10:42 a.m.

Suzi Lowell  
Chief Clerk