

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

**Juneau, Alaska**

**Monday**

**February 12, 2007**

**Twenty-eighth Day**

Pursuant to adjournment the House was called to order by Speaker Harris at 11:03 a.m.

Roll call showed 34 members present. Representative Olson had been excused from a call of the House today.

Representative Samuels moved and asked unanimous consent that Representative Kerttula's excused absence (page 131) be extended to morning plane time, February 14. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that the following members' excused absences be extended: Representatives Dahlstrom (page 171), Meyer (page 193), Neuman (page 180), and Ramras (page 180). There being no objection, they were excused and their presence was noted later.

The invocation was offered by the Chaplain, the Reverend Dr. John Zimmerman of Chapel by the Lake Presbyterian Church. Representative Lynn moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respect for the religious beliefs of each person here,  
I invite you into a time of prayer and reflection. Let us pray.

Eternal and Gracious God, grant that the members of this  
House, elected by the choice of the people of their districts,

may do the people's work well this day. May they never lose sight of the concerns of all citizens, especially those hidden by distance or circumstance. May their work be marked by the standard of justice for all people.

May they think deeply, speak clearly, listen carefully, and discover creative new solutions to the problems confronting our state. Grant that they may discover resources equal to the challenges they face. May they be delivered from pride of authorship that keeps the good from becoming better and the better from becoming best. At the end of this day, may each one rest in the knowledge that their voice and their votes counted. May they experience the delight that comes when their work is well done. Amen

The Pledge of Allegiance was led by Representative Fairclough.

### **CERTIFICATION OF THE JOURNAL**

Representative Samuels moved and asked unanimous consent that the journal for the 24<sup>th</sup>, 25<sup>th</sup>, 26<sup>th</sup>, and 27<sup>th</sup> legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

\*\*Representative Foster, who was excused (page 84), left the Chamber.

### **MESSAGES FROM THE GOVERNOR**

A letter dated February 8, 2007, was read stating pursuant to AS 39.05.080(1) the Governor withdraws the names of Commissioner Karleen Jackson and Commissioner Craig Campbell from the list of commissioners being considered for confirmation (page 173).

The Speaker removed their names from the list of commissioners being considered for legislative confirmation.

**REPORTS OF STANDING COMMITTEES****HB 7**

The Judiciary Committee considered:

HOUSE BILL NO. 7

"An Act relating to false caller identification."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 7(JUD)

(same title)

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

Do pass (2): Gruenberg, Lynn

No recommendation (4): Coghill, Samuels, Holmes, Ramras

The following fiscal note(s) apply to CSHB 7(JUD):

1. Zero, Dept. of Administration
2. Zero, Dept. of Law
3. Indeterminate, Dept. of Public Safety

HB 7 was referred to the Rules Committee for placement on the calendar.

**HB 75**

The State Affairs Committee considered:

HOUSE BILL NO. 75

"An Act relating to driver's licenses and alcohol awareness testing."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 75(STA)

"An Act relating to driver's licenses and to alcohol and drug awareness and safety testing."

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

Do pass (5): Johnson, Roses, Gruenberg, Doll, Lynn

No recommendation (1): Coghill

Amend (1): Johansen

The following fiscal note(s) apply to CSHB 75(STA):

1. Fiscal, Dept. of Administration

HB 75 was referred to the Finance Committee.

**HB 79**

The State Affairs Committee considered:

## HOUSE BILL NO. 79

"An Act relating to reapplications for the Alaska longevity bonus program; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 79(STA)  
(same title)

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

Do pass (3): Roses, Gruenberg, Lynn

No recommendation (1): Johansen

Amend (3): Johnson, Coghill, Doll

The following fiscal note(s) apply to CSHB 79(STA):

1. Zero, Dept. of Health & Social Services
2. Fiscal, Dept. of Health & Social Services
3. Fiscal, Dept. of Health & Social Services

HB 79 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:

Honoring – Colony High School's Wrestling Team, State Champions  
By Representatives Gatto, Stoltze

Honoring – The Girl Scouts of America's 95<sup>th</sup> Anniversary  
By Representative Doll

Honoring – The 10<sup>th</sup> Anniversary of Alaska's Jones Act – Local Hire Initiative  
By Representative Olson

Honoring – James Eldridge  
By Senator Bunde

Honoring – Carl E. Moses  
By Senator Hoffman

Honoring – Marvilla R. Davis  
By Senator Wilken

Honoring – The Alaska Chamber Chorale  
By Senator Wilken

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

#### **HCR 3**

HOUSE CONCURRENT RESOLUTION NO. 3 by Representatives Meyer, Fairclough, and Stoltze:

Relating to proclaiming April of 2007 as Sexual Assault Awareness Month.

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

**HJR 9**

HOUSE JOINT RESOLUTION NO. 9 by Representatives Coghill, Harris, Kohring, Wilson, Lynn, Gatto, Dahlstrom, Kelly, Neuman, Thomas, and Stoltze:

Proposing an amendment to the section of the Constitution of the State of Alaska relating to marriage.

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

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE BILLS****HB 126**

HOUSE BILL NO. 126 by Representative Johansen, entitled:

"An Act relating to driver's licenses and permits, commercial driver's licenses, and other motor vehicle laws; relating to the driver's license compact; and providing for an effective date."

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

**HB 127**

HOUSE BILL NO. 127 by Representative Seaton, entitled:

"An Act amending the boundaries of the McNeil River State Game Sanctuary."

was read the first time and referred to the Resources and Finance Committees.

**HB 128**

HOUSE BILL NO. 128 by Representatives Olson, Harris, Ramras, Guttenberg, Neuman, Holmes, Thomas, Stoltze, Joule, Fairclough, LeDoux, Kerttula, Wilson, Lynn, Crawford, Gara, and Gruenberg, entitled:

"An Act relating to allowable lease expenditures for the purpose of determining the production tax value of oil and gas for the purposes of the oil and gas production tax; and providing for an effective date."

was read the first time and referred to the House Special Committee on Oil & Gas and the Resources and Finance Committees.

\*\*The presence of Representatives Dahlstrom, Meyer, and Ramras, who were excused (page 203), was noted.

## **CONSIDERATION OF THE DAILY CALENDAR**

### **SECOND READING OF HOUSE BILLS**

**HB 25**

The following was read the second time:

**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."

with the:

Journal Page

RES RPT 8DP	105
FN1: ZERO(ADM)	105
JUD RPT 1DP 3NR	175
FN1: ZERO(ADM)	175

Representative Samuels moved and asked unanimous consent that HB 25 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 25 was read the third time.

The question being: "Shall HB 25 pass the House?" The roll was taken with the following result:

HB 25

Third Reading

Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

Yeas: Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Kelly, Kohring, LeDoux, Lynn, Meyer, Nelson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Foster, Kerttula, Neuman, Olson

And so, HB 25 passed the House.

Representative Samuels moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HB 25 was referred to the Chief Clerk for engrossment.

### LEGISLATIVE CITATIONS

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



Honoring – Alaska Permanent Fund Corporation Board of Trustees  
By Representatives Samuels, Harris, Chenault, Cissna, Coghill,  
Crawford, Doll, Doogan, Fairclough, Gara, Gardner, Gatto,  
Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule,  
Kawasaki, Kelly, Kerttula, Kohring, LeDoux, Lynn, Meyer, Nelson,  
Neuman, Olson, Ramras, Roses, Salmon, 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 Hawker - from 10:45 a.m. to 11:45 a.m., February 13

Representative Joule - from 8:00 a.m., February 13 to evening plane time, February 17

Representative Wilson - from 7:00 a.m. to evening plane time, February 14

Representative Samuels - from 11:45 a.m. to 12:45 p.m., February 14

#### **HB 7**

The Speaker added a Finance Committee referral for the following:

##### HOUSE BILL NO. 7

"An Act relating to false caller identification."

HB 7 was removed from the Rules Committee and referred to the Finance Committee.

#### **HB 79**

The Speaker added a Judiciary Committee referral to precede the Finance Committee referral for the following:

##### HOUSE BILL NO. 79

"An Act relating to reapplications for the Alaska longevity bonus program; and providing for an effective date."

HB 79 was removed from the Finance Committee and referred to the Judiciary Committee.

\*\*The presence of Representative Neuman, who was excused (page 203), was noted.

**HB 11**

Representative Guttenberg added his name as cosponsor to:

**HOUSE BILL NO. 11**

"An Act making an appropriation for longevity bonus payments; and providing for an effective date."

**HB 25**

Representatives Kelly, Guttenberg, and Harris added their names as cosponsors 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 120**

Representative Cissna added her name as cosponsor to:

**HOUSE BILL NO. 120**

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

**ENGROSSMENT****HB 25**

HB 25 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

**HB 76**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

CS FOR HOUSE BILL NO. 76(JUD)

"An Act relating to the creation of a civil legal services fund."

**ANNOUNCEMENTS**

House committee schedules are published daily under separate cover.

**ADJOURNMENT**

Representative Samuels moved and asked unanimous consent that the House adjourn until 1:00 p.m., February 14, 2007. There being no objection, the House adjourned at 11:52 a.m.

Suzi Lowell  
Chief Clerk