

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Monday

February 19, 2007

Thirty-fifth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 11:02 a.m.

Roll call showed 36 members present. Representatives Crawford, Gardner, Neuman, and Salmon had been excused from a call of the House today.

The invocation was offered by the Chaplain, Major Joe Huttenlocker of The Salvation Army. Representative Dahlstrom moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Abraham Lincoln called for prayer on many occasions, but perhaps the most notable cry came on March 3, 1863, at the height of the Civil War when he asked the Senate to join him in repentance, fasting, and prayer for America. With these words Lincoln stirred the Senate to action:

"We have forgotten God. We have forgotten the gracious hand which preserved us in peace, and multiplied and enriched and strengthened us; and have vainly imagined, in the deceitfulness of our hearts, that all these blessings were produced by some superior wisdom and virtue of our own. Intoxicated with unbroken success, we have become too self-sufficient to feel the necessity of redeeming and preserving grace, too proud to pray to the God that made us! It behooves

us, then, to humble ourselves before the offended Power, to confess our national sins, and to pray for clemency and forgiveness."

As we begin this new week we are reminded, O God, that you can save us from our troubles. As these men and women, members of the House of Representatives of this great state of Alaska, set about to serve the people who gave them this honor and distinction, we ask for your divine guidance upon them this day. Calm their spirits; guide their thoughts. May what they say be truth and what they decide be for the interest of those who have great need in our state. Thank you for each of them. Be with them. May it be so. Amen.

The Pledge of Allegiance was led by Representative Edgmon.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 31st, 32nd, 33rd, and 34th 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 14, 2007, was read stating that, in accordance with Article III, Section 25 of the Alaska Constitution, the Governor submits the following name for legislative confirmation to the position noted.

The Speaker referred the following to the Resources Committee:

Commissioner - Department of Natural Resources

Mr. Tom Irwin

Appointed 2/9/2007

The letter further stated that, in accordance with AS 39.05.080, the Governor submits the following names for legislative confirmation of appointment to the boards and commissions noted.

The Speaker referred the following to the Finance Committee:

State Assessment Review Board

Mr. Don (Marty) M. McGee - Anchorage

Appointed: 10/26/2006

The Speaker referred the following to the Health, Education & Social Services Committee:

Board of Education and Early Development

Mr. Patrick J. Shier - Auke Bay

Appointed: 3/1/2007 Term Expires: 3/1/2011

State Medical Board

Dr. Jean Tsigonis - Fairbanks

Appointed: 11/15/2006 Term Expires: 3/1/2008

Professional Teaching Practices Commission

Ms. Cindy Lou Aillaud - Delta Junction

Appointed: 10/26/2006 Term Expires: 3/1/2008

Mr. Jeffrey A. Hebard - Fairbanks

Appointed: 5/1/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Mr. Michael D. Husa - Bethel

Appointed: 2/13/2007 Term Expires: 3/1/2010

Mr. Eddy Jeans - Juneau

Appointed: 1/29/2007 Term Expires: 3/1/2010

The Speaker referred the following to the Judiciary Committee:

Board of Governors of the Alaska Bar

Dr. Donald McLean - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2010

Commission on Judicial Conduct

Mr. Henry K. Novak - Kenai

Appointed: 3/1/2007 Term Expires: 3/1/2013

Alaska Judicial Council

Mr. Charles M. Kopp - Kenai

Appointed: 3/1/2007 Term Expires: 3/1/2013

Violent Crimes Compensation Board

Mr. Gerad G. Godfrey - Valdez

Appointed: 2/19/2003 Reappointed: 4/6/2004, 3/1/2007

Term Expires: 3/1/2010

The Speaker referred the following to the Labor & Commerce Committee:

Alaska State Board of Public Accountancy

Mr. Bruce Gabrys - Eagle River

Appointed: 3/1/2007 Term Expires: 3/1/2011

Ms. Rebecca Jensen - Pedro Bay

Appointed: 3/1/2007 Term Expires: 3/1/2011

Alcoholic Beverage Control Board

Ms. Shirley A. Gifford - Soldotna

Appointed: 10/11/2005 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Board of Dental Examiners

Dr. David L. Eichler, D.M.D. - Fairbanks

Appointed: 3/1/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Ms. Cheryl Fellenberg, R.H.D. - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2011

Dr. Arne R. Pihl, D.M.D. - Ketchikan

Appointed: 5/28/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Dr. Newell Walther, D.D.S. - Wasilla
Appointed: 3/1/2007 Term Expires: 3/1/2011

Alaska Labor Relations Agency

Mr. Ken Peltier - Palmer
Appointed: 3/1/2007 Term Expires: 3/1/2010

Board of Marine Pilots

Mr. Joseph W. Miller - Fairbanks
Appointed: 3/1/2007 Term Expires: 3/1/2011

Captain Michael J. O'Hara - Anchorage
Appointed: 3/1/2007 Term Expires: 3/1/2011

Board of Marital and Family Therapy

Dr. Larry J. Severson - Anchorage
Appointed: 2/14/2007 Term Expires: 3/1/2011

Board of Nursing

Ms. Beth Farnstrom, B.S.N., R.N. - Anchorage
Appointed: 3/1/2007 Term Expires: 3/1/2011

Ms. Joanne Smith - Wasilla
Appointed: 3/1/2007 Term Expires: 3/1/2011

Board of Examiners in Optometry

Dr. Jeffrey A. Gonnason - Anchorage
Appointed: 4/30/2004 Reappointed: 3/1/2007
Term Expires: 3/1/2011

Board of Pharmacy

Mr. Dirk T. White, R.Ph. - Sitka
Appointed: 3/1/2007 Term Expires: 3/1/2011

Board of Certified Real Estate Appraisers

Ms. April Moore - Trapper Creek
Appointed: 3/1/2007 Term Expires: 3/1/2011

Real Estate Commission

Mr. Brad Cole - Girdwood

Appointed: 3/1/2007 Term Expires: 3/1/2011

Mr. F. Lee Sherman - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2011

Mr. David B. Somers - Fairbanks

Appointed: 4/25/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Regulatory Commission of Alaska

Ms. Kate Giard - Anchorage

Appointed: 6/1/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2013

Board of Social Work Examiners

Ms. Paulette Schuerch - Anchorage

Appointed: 3/1/2007 Term Expires: 3/1/2011

Board of Veterinary Examiners

Mr. Martin Buser - Big Lake

Appointed: 3/1/2007 Term Expires: 3/1/2008

Dr. David J. Hunt - Sitka

Appointed: 5/28/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Workers' Compensation Appeals Commission

Mr. Stephen T. Hagedorn - Anchorage

Appointed: 3/1/2007 Term Expires: 3/1/2012

Alaska Workers' Compensation Board

Mr. Mark A. Crutchfield - Anchorage

Appointed: 10/11/2006 Term Expires: 3/1/2009

Ms. Gloria O'Neill - Anchorage

Appointed: 3/1/2007 Term Expires: 3/1/2010

Ms. Janet L. Waldron - Chugiak

Appointed: 9/8/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Mr. William (Bill) K. Williams - Ketchikan

Appointed: 3/1/2007 Term Expires: 3/1/2010

The Speaker referred the following to the House Special Committee on Oil & Gas and the Resources Committee:

Alaska Oil and Gas Conservation Commission

Ms. Cathy P. Foerster - Anchorage

Appointed: 3/23/2005 Reappointed: 1/23/2007

Term Expires: 3/1/2013

The Speaker referred the following to the Resources Committee:

Big Game Commercial Services Board

Mr. Richard A. Rohrer - Kodiak

Appointed: 7/24/2005 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Mr. Leif Wilson - Tok

Appointed: 3/23/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Board of Game

Mr. Robert Bell - Anchorage

Appointed: 11/28/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Mr. Ben Grussendorf - Sitka

Appointed: 1/31/2001 Reappointed: 5/4/2004, 3/1/2007

Term Expires: 3/1/2010

The Speaker referred the following to the State Affairs Committee:

State Commission for Human Rights

Ms. Karen Rhoades - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2012

Alaska Public Offices Commission (APOC)

Ms. Shirley R. Dean - Douglas

Appointed: 3/1/2007 Term Expires: 3/1/2012

Ms. Elizabeth Johnston Hickerson - Anchorage

Appointed: 9/8/2006 Term Expires: 3/1/2010

Resumes for the appointments are on file in the Chief Clerk's office.

REPORTS OF STANDING COMMITTEES**HJR 8**

The Transportation Committee considered:

HOUSE JOINT RESOLUTION NO. 8

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.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 8(TRA)

(same title)

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

Do pass (5): Doogan, Johnson, Kohring, Salmon, Neuman

The following fiscal note(s) apply to CSHJR 8(TRA):

1. Zero, Legislative Affairs Agency

HJR 8 was referred to the Labor & Commerce Committee.

HB 49

The Labor & Commerce Committee considered:

HOUSE BILL NO. 49

"An Act relating to credit memos, gift certificates, and gift cards, and to unclaimed property; and making a violation of certain gift card prohibitions an unlawful trade practice."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 49(L&C)

"An Act relating to gift certificates and gift cards, and to unclaimed property; and making a violation of certain gift card prohibitions an unlawful trade practice."

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

Do pass (2): Gatto, Gardner

No recommendation (3): Ramras, Buch, Olson

Amend (1): Neuman

The following fiscal note(s) apply to CSHB 49(L&C):

1. Indeterminate, Dept. of Revenue

HB 49 was referred to the Finance Committee.

HB 102

The Transportation Committee considered:

HOUSE BILL NO. 102

"An Act relating to vacating lanes or slowing down for certain vehicles stopped along the side of a road."

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

Do pass (4): Johnson, Doogan, Salmon, Neuman

The following fiscal note(s) apply:

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

HB 102 was referred to the Judiciary Committee.

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

HB 141

HOUSE BILL NO. 141 by Representative Lynn, entitled:

"An Act relating to the experience required to qualify as a licensed residential real estate appraiser."

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

HB 142

HOUSE BILL NO. 142 by Representatives Gara and Kawasaki, entitled:

"An Act relating to the base student allocation used in state funding for public education; relating to student transportation; requiring an annual inflation adjustment of the base student allocation; relating to a separate appropriation bill for state funding of public education, establishing a date by which the bill must be transmitted to the governor each year, and providing for the withholding of per diem payments to legislators for failure to pass the bill by a certain date; and providing for an effective date."

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

HB 143

HOUSE BILL NO. 143 by Representatives Gara and Guttenberg, entitled:

"An Act making special appropriations to fund the access-to-education trust; and providing for an effective date."

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

HB 144

HOUSE BILL NO. 144 by Representatives Gara, Kawasaki, and Guttenberg, entitled:

"An Act creating the access-to-education trust as an endowment to fund the AlaskaAdvantage education grant program; and providing for an effective date."

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

HB 145

HOUSE BILL NO. 145 by Representative Roses, entitled:

"An Act relating to sexual assault, sexual abuse of a minor, and online enticement of a minor."

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

UNFINISHED BUSINESS

Representative Samuels 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 Seaton - from 8:00 a.m., February 21 to 8:00 a.m., February 22

The Speaker made the following appointments:

House Members on Boards and Commissions, 2007-2008

Aerospace Development Corporation
(AS 14.40.826)

Representative LeDoux
Representative Guttenberg (Alternate)

Alaska Statehood Celebration Commission
(Chapter No. 122, SLA 2004)

Representative Neuman
Representative Guttenberg

Alaska Seafood Marketing Institute Board of Directors

Representative Stoltze
Representative Thomas (Alternate)

Alaska Commission on Postsecondary Education
(AS 14.42.015)

Representative Gatto
Representative Gardner (Alternate)

Education Commission of the States

Representative Gatto
Representative Buch (Alternate)

Exxon Valdez Oil Spill Trustee Council

Representative Seaton
Representative Thomas (Alternate)

Knik Arm Bridge and Toll Authority
(AS 19.75.031)

Representative Stoltze
Representative Neuman (Alternate)

Pacific Fisheries Legislative Task Force
(Legislative Resolve No. 38, SLA 1986)

Representative Seaton
Representative Johansen
Representative Edgmon (Alternate)

Pacific NorthWest Economic Region (PNWER)

Representative Coghill
Representative Edgmon
Representative Wilson (Alternate)
Representative Doll (Alternate)

Statewide Suicide Prevention Council
(AS 44.29.300)

Representative Joule
Representative Salmon

Western Legislative Forestry Task Force
(Legislative Resolve No. 1, SLA 1978)

Representative Thomas
Representative Johansen

**National Conference of State Legislatures
Standing Committees**

Agriculture, Environment and Energy

Representative Gatto
Representative Neuman
Representative Johnson
Representative Joule
Representative Kawasaki
Representative Kerttula
Representative Crawford
Representative Salmon
Representative Thomas
Representative Nelson
Representative Meyer
Representative Edgmon

Budgets and Revenue

Representative Chenault
Representative Fairclough

Communications, Financial Services and Interstate Commerce

Representative Guttenberg
Representative Kawasaki
Representative Fairclough

Education

Representative Chenault
Representative Gatto
Representative Roses
Representative Neuman
Representative Buch

Health

Representative Wilson
Representative Cissna
Representative Doll
Representative Kawasaki

Human Services and Welfare

Representative Cissna

Labor and Economic Development

Representative Johnson
Representative LeDoux
Representative Roses
Representative Fairclough
Representative Crawford
Representative Gardner
Representative Buch
Representative Salmon

Law and Criminal Justice

Representative Dahlstrom
Representative Lynn
Representative Coghill
Representative Holmes
Representative Doll

Legislative Effectiveness

Representative Gatto
Representative Lynn
Representative Gardner

Redistricting and Elections

Representative Olson

Transportation

Representative Samuels
Representative Kawasaki
Representative Johansen
Representative Joule
Representative Crawford

The Council of State Governments (CSG)

Governing Board

Representative Harris
Representative Guttenberg (Alternate)

Annual Meeting Committee

Representative Harris

Associates Advisory Committee

Representative Harris

Intergovernmental Affairs Committee

Representative Harris

International Committee

Representative Coghill

Education Policy Task Force

Representative Roses

Energy and Environmental Task Force

Representative Kerttula

Health Policy Task Force

Representative Cissna

Public Safety and Justice Task Force

Representative Fairclough

The Council of State Governments - West (CSG - WEST)

CSG West Executive Committee

Representative Harris
Representative Coghill
Representative Chenault
Representative Guttenberg

Energy & Public Lands Committee

Representative Samuels
Representative Nelson
Representative Gatto
Representative Crawford
Representative Roses
Representative Johnson
Representative Johansen
Representative Kawasaki
Representative Olson
Representative Neuman
Representative Kerttula
Representative Holmes
Representative Doll
Representative Salmon

Fiscal Affairs Committee

Representative Chenault

Western Legislative Futures Forum

Representative Coghill
Representative Neuman
Representative Gruenberg

Transportation and Trade Committee

Representative Thomas
Representative Neuman
Representative Johansen
Representative Fairclough
Representative Doll

Western Water and Environment Committee

Representative Kerttula
Representative Johnson
Representative Buch

Energy Council

Executive Committee

Representative Samuels
Representative Coghill

Energy Committee Members

Representative Chenault
Representative Olson
Representative Gatto
Representative Meyer
Representative Joule
Representative Fairclough
Representative Crawford
Representative Thomas (Alternate)
Representative Roses (Alternate)
Representative Johnson (Alternate)
Representative Gardner (Alternate)
Representative Holmes (Alternate)
Representative Nelson (Alternate)
Representative Johansen (Alternate)

HB 62

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 62

"An Act providing for partial tuition assistance for families of members of the Alaska National Guard; directing the adjutant general to seek additional funding to support tuition assistance; and providing for free hunting and sport fishing licenses for active members of the Alaska National Guard."

HB 131

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 131

"An Act relating to the burning capability of cigarettes being sold or offered for sale, or possessed for sale; relating to compliance certifications by tobacco product manufacturers, a directory of tobacco product manufacturers, the affixing of stamps to cigarette packages, and cigarette tax stamps; and providing for an effective date."

HB 133

Representatives Crawford, Fairclough, and Neuman added their names as cosponsors to:

HOUSE BILL NO. 133

"An Act relating to requiring electronic monitoring as a special condition of probation for offenders whose offense was related to a criminal street gang."

HB 135

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 135

"An Act establishing a higher education savings program for eligible children who were placed in out-of-home care by the state; and providing for confidentiality of identifying information of a beneficiary under the program."

ENROLLMENT**HB 69**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 9:39 a.m., February 16, 2007:

SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD)

"An Act relating to executive clemency."

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 21, 2007. There being no objection, the House adjourned at 11:20 a.m.

Suzi Lowell
Chief Clerk