

**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 31<sup>st</sup>, 32<sup>nd</sup>, 33<sup>rd</sup>, and 34<sup>th</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 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 &amp; 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