

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Monday

February 26, 2007

Forty-second Day

Pursuant to adjournment the House was called to order by Speaker Harris at 11:08 a.m.

Roll call showed 37 members present. Representative Nelson had been excused from a call of the House today.

Representative Samuels moved and asked unanimous consent that Representative Olson be excused from a call of the House from 11:00 a.m. to 6:00 p.m., today. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that Representative Coghill's excused absence (page 294) be extended to afternoon plane time, today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Wilson Valentine of Holy Trinity Episcopal Church. Representative Meyer moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

As we begin our common work together, let us focus our thoughts in prayer.

A lone eagle soars high against the wind that challenges its strength. The single fishing boat is buffeted by the waves which threaten its purpose. Beneath the frozen river runs a current that is strong enough to change the face of the land.

And a moose lumbers through the deep snow with relentless power as it searches for food. All this and more are the gifts of the creation that is Alaska which we have been given by you - the Creator, Author, and God of the universe.

As stewards of wonders and resources which surround and sustain us, each day we face the challenges to do what is right and just in our decisions and actions. God of wisdom and knowledge, focus our personal efforts with strength of will that will change, challenge, or renew the search for what is right for this land and the people who live here. Bring to our debates, discussions and exchanges of thoughts and ideas in the business of this day, those blessings of reason and understanding which you have given to each of us. Guide our actions, guard our reactions, and place our every decision in the midst of what is best for the common good so that, when we come to the end of this day, each of us may feel satisfaction and pride in the work that you have given us to do. For it is within your power and authority that we have the honor to serve this great state and its people. Amen.

The Pledge of Allegiance was led by Representative Kelly.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 38th, 39th, 40th, and 41st legislative days and Senate and House Joint Journal Supplement No. 2 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HB 69

A message dated February 22, 2007, was received stating the Governor signed the following bill February 20 and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD)
"An Act relating to executive clemency."

Chapter No. 1, SLA 2007
Effective Date: May 21, 2007

SB 46

A message dated February 22, 2007, was received stating the Governor signed the following bill February 20 and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

CS FOR SENATE BILL NO. 46(RES)
"An Act relating to the Alaska coastal management program; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec. 21, ch. 31, SLA 2005; and providing for an effective date."

Chapter No. 2, SLA 2007
Effective Date: February 21, 2007

COMMUNICATIONS

The following were received:

Dept. of Community & Economic Development
Local Boundary Commission
Report to the First Session of the
Twenty-Fifth Alaska Legislature
January 2007

Dept. of Fish & Game
Division of Wildlife Conservation
Status of Brown Bears and Other Natural
Resources in the McNeil River State Game
Sanctuary and Refuge in 2006
(as required by AS 16.20.041 and AS 16.20.162)

REPORTS OF STANDING COMMITTEES

The Community & Regional Affairs Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Mr. Emil Notti

as Commissioner of the Department of Commerce, Community, & Economic Development.

The report was signed by Representative LeDoux, Co-chair; and Representatives Neuman, Salmon, Cissna.

HB 75

The Finance 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 Representatives Meyer and Chenault, Co-chairs, with the following individual recommendations:

Do pass (5): Crawford, Joule, Nelson, Foster, Meyer

Do not pass (1): Thomas

No recommendation (3): Stoltze, Kelly, Chenault

Amend (2): Hawker, Gara

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

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

HB 75 was referred to the Rules Committee for placement on the calendar.

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

SCR 2

The Health, Education & Social Services Committee considered:

SENATE CONCURRENT RESOLUTION NO. 2

Relating to establishing March 2007 as brain injury awareness month.

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

Do pass (6): Cissna, Neuman, Gardner, Seaton, Roses, Wilson

The following fiscal note(s) apply:

1. Zero, Senate Health, Education & Social Services Committee

SCR 2 was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

HB 45

The House Special Committee on Military & Veterans' Affairs considered:

HOUSE BILL NO. 45

"An Act authorizing the Department of Military and Veterans' Affairs to establish and maintain Alaska veterans' cemeteries; and establishing the Alaska veterans' cemetery fund in the general fund."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 45(MLV)
(same title)

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

Do pass (5): LeDoux, Kawasaki, Ramras, Buch, Roses

The following fiscal note(s) apply to CSHB 45(MLV):

1. Zero, Dept. of Administration
2. Zero, Dept. of Administration
3. Indeterminate, Dept. of Military & Veterans' Affairs

HB 45 was referred to the State Affairs Committee.

HB 137

The House Special Committee on Fisheries considered:

HOUSE BILL NO. 137

"An Act amending the requirements for the identification card needed for sport fishing, hunting, and trapping without a license by residents who are 60 years of age or more."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 137(FSH)
(same title)

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

Do pass (2): Wilson, Seaton

Do not pass (1): Johansen

No recommendation (2): LeDoux, Holmes

The following fiscal note(s) apply to CSHB 137(FSH):

1. Fiscal, Dept. of Fish & Game

HB 137 was referred to the Resources Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Jack B. Wilbur, Jr.
By Representative Kelly

Honoring - Chaplain Jim Stephens
By Representative Gruenberg

Honoring - Robert Norton
By Representative Johansen; Senator Stedman

Honoring - Allen R. Storey
By Senator Dyson; Representatives Dahlstrom, Fairclough, Stoltze

In Memoriam - Karl W. Kroon
By Representative Kohring

In Memoriam - Kenneth Eichner
By Representative Johansen; Senator Stedman

In Memoriam - Edgar Earnhart
By Representative Samuels

In Memoriam - Elba Hinson
By Representative Gruenberg

In Memoriam - Rosemary Rice
By Representative Gruenberg

In Memoriam - Ben Ballenger
By Senator Stevens; Representative LeDoux

In Memoriam - Robert N. Durst
By Senator McGuire; Representative Holmes

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

HB 152

HOUSE BILL NO. 152 by Representatives Harris, Thomas, Crawford, Gara, and Salmon, entitled:

"An Act establishing a renewable energy fund and describing its uses and purposes."

was read the first time and referred to the Community & Regional Affairs and Finance Committees.

HB 153

HOUSE BILL NO. 153 by Representative Kawasaki, entitled:

"An Act relating to pension forfeiture if certain public officials are convicted of certain federal or state felony offenses in connection with official duties; and providing for an effective date."

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

HB 154

HOUSE BILL NO. 154 by Representative Kawasaki, entitled:

"An Act relating to ignition interlock requirements; relating to limited driver's license privileges for persons convicted of driving while under the influence of an alcoholic beverage, inhalant, or controlled substance and requiring certain persons to utilize ignition interlock devices to qualify for a limited driver's license; relating to probation for driving while under the influence of an alcoholic beverage, inhalant, or controlled substance, and refusal to submit to a chemical test; and providing for an effective date."

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

HB 155

HOUSE BILL NO. 155 by the House Labor and Commerce Committee, entitled:

"An Act extending the termination date of the Alcoholic Beverage Control Board; and providing for an effective date."

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

HB 156

HOUSE BILL NO. 156 by Representative Seaton, entitled:

"An Act relating to mining licenses, to the mining license tax, and to production royalties on minerals and rents for property involved in mining; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 108

The following was read the second time:

HOUSE BILL NO. 108

"An Act extending the termination date for the Board of Marine Pilots; and providing for an effective date."

with the:

Journal Page

L&C RPT CS(L&C) 7DP	240
FN1: (CED)	241
FIN RPT CS(L&C) 9DP	304
FN2: (H.FIN/CED)	304

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

CS FOR HOUSE BILL NO. 108(L&C)
(same title)

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 108(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 108(L&C) was read the third time.

The question being: "Shall CSHB 108(L&C) pass the House?" The roll was taken with the following result:

CSHB 108(L&C)
Third Reading
Final Passage

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

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

Excused: Coghill, Foster, Nelson, Olson

And so, CSHB 108(L&C) 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.

CSHB 108(L&C) was referred to the Chief Clerk for engrossment.

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 - University of Alaska Anchorage, 2006-2007 Seawolf Speech and Debate Team

By Representatives Buch, Cissna, Harris, Chenault, Coghill, Crawford, Dahlstrom, 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

Honoring - West Valley High School Rifle Team

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

In Memoriam - Margaret Ann Adams Fisher

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

UNFINISHED BUSINESS**HB 29**

Representative Ramras added his name as cosponsor to:

HOUSE BILL NO. 29

"An Act relating to infants who are safely surrendered by a parent shortly after birth."

HB 40

Representative Johnson added his name as cosponsor to:

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."

HB 102

Representatives Ramras and Lynn added their names as cosponsors to:

HOUSE BILL NO. 102

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

HB 117

Representative Ramras added his name as cosponsor to:

HOUSE BILL NO. 117

"An Act relating to proclamations issued by the governor calling the legislature into special session."

HB 142

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 142

"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."

HB 143

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 143

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

HB 144

Representative Crawford added his name as cosponsor to:

HOUSE BILL NO. 144

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

ENGROSSMENT**HB 108**

CSHB 108(L&C) 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 meetings today were changed:

Labor & Commerce Committee	CANCELED
House Special Committee on Ways & Means	CANCELED

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 10:00 a.m., February 28, 2007. There being no objection, the House adjourned at 11:37 a.m.

Suzi Lowell
Chief Clerk