

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Thursday

March 29, 2007

Seventy-third Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:05 a.m.

Roll call showed 37 members present. Representatives Edgmon and Ramras had been excused from a call of the House today.

Representative Samuels moved and asked unanimous consent that Representative Guttenberg be excused from a call of the House today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Pastor Jesse Perry of Northern Light United Church. Representative Meyer moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Thankful that we have this opportunity to gather, let us pray.

God, who called the universe into being, reveal your presence among us this day. Reveal for us and in us your full and satisfying grace; answer, we pray, the deepest longings of our hearts.

Equip us to lead and show us the feebleness of justice founded on legislation alone. Build a wholesome trust among us without which no people can thrive.

Teach us to follow wisdom that we may lead with wisdom; help us to resist the temptations of power and counter this

world's cynicism with true devotion to fulfilling the responsibilities with which we have been entrusted.

And if necessary, even unpower us to become servants. Keep us honest and open to the best ideas of any political party. Make us willing to compromise in behalf of your people, even if by doing so we commit public-image suicide.

And if through our leadership we find ourselves in lonely places, strengthen us to remain true and full of compassion and to plant our feet firmly in the ways of peace.

For your constant blessings, may we be constantly thankful as we begin this session on this your day. Amen.

The Pledge of Allegiance was led by Representative Seaton.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 72nd legislative day and House Journal Supplement No. 1 and Senate and House Joint Journal Supplement No. 5 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Seaton introduced Jude Murphy, Guest Page, from Homer.

MESSAGES FROM THE SENATE

A message dated March 28, 2007, was read stating the Senate passed the following and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE RESOLUTIONS

SCR 4

CS FOR SENATE CONCURRENT RESOLUTION NO. 4(HES) by the Senate Health, Education and Social Services Committee:

Relating to public health and a health compact.

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

FIRST READING AND REFERENCE OF SENATE BILLS

SB 105

CS FOR SENATE BILL NO. 105(TRA) by the Senate Transportation Committee, entitled:

"An Act extending, for purposes of a program of debt reimbursement to municipalities, the date by which debt must be incurred for a small boat harbor; and providing for an effective date."

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

REPORTS OF STANDING COMMITTEES

HB 155

The Labor & Commerce Committee considered:

HOUSE BILL NO. 155

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

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

Do pass (7): Gardner, LeDoux, Buch, Neuman, Gatto, Ramras, Olson

The following fiscal note(s) apply:

1. Fiscal, Dept. of Public Safety

HB 155 was referred to the Finance Committee.

HB 157

The Health, Education & Social Services Committee considered:

HOUSE BILL NO. 157

"An Act relating to charter school funding."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 157(HES)

(same title)

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

Do pass (4): Neuman, Fairclough, Gardner, Roses

No recommendation (2): Seaton, Wilson

The following fiscal note(s) apply to CSHB 157(HES):

1. Zero, Dept. of Education & Early Development

HB 157 was referred to the Finance Committee.

HB 168

The Finance Committee considered:

HOUSE BILL NO. 168

"An Act authorizing two exchanges of land between the Alaska Railroad Corporation and the Department of Transportation and Public Facilities; and providing for an effective date."

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

Do pass (4): Thomas, Kelly, Meyer, Chenault

No recommendation (6): Gara, Crawford, Hawker, Joule, Nelson, Stoltze

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development
2. Zero, Dept. of Transportation & Public Facilities

HB 168 was referred to the Rules Committee for placement on the calendar.

HB 186

The Resources Committee considered:

HOUSE BILL NO. 186

"An Act relating to sharing with certain federal agencies records required of sport fishing guides."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 186(FSH)

"An Act relating to sharing with certain federal agencies records required of sport fishing guides; and providing for an effective date."

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

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

No recommendation (2): Kawasaki, Guttenberg

The following fiscal note(s) apply to CSHB 186(FSH):

1. Zero, Dept. of Fish & Game

HB 186 was referred to the Rules Committee for placement on the calendar.

SB 45

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 45(JUD)

"An Act relating to murder in the first degree."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 45(JUD)

(same title)

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

Do pass (6): Gruenberg, Lynn, Coghill, Dahlstrom, Samuels, Ramras

The following fiscal note(s) apply to HCS CSSB 45(JUD):

1. Zero, Dept. of Corrections
2. Zero, Dept. of Law
3. Zero, Alaska Court System
4. Zero, Dept. of Administration
5. Zero, Dept. of Administration

CSSB 45(JUD) was referred to the Rules Committee for placement on the calendar.

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HJR 15

HOUSE JOINT RESOLUTION NO. 15 by Representatives LeDoux, Thomas, Coghill, Lynn, Foster, Roses, Harris, Johnson, Johansen, Ramras, Fairclough, Dahlstrom, Kerttula, Kawasaki, Buch, Guttenberg, Nelson, Wilson, and Gruenberg:

Supporting the passage of a Filipino Veterans Equity Act and a Filipino Veterans Family Reunification Act.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 228**

HOUSE BILL NO. 228 by Representative Kelly, entitled:

"An Act relating to fees for certain medical treatment and service under the Alaska Workers' Compensation Act; and providing for an effective date."

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

HB 229

HOUSE BILL NO. 229 by Representative Chenault, entitled:

"An Act authorizing the Alaska Railroad Corporation to participate in a project consisting of the acquisition, construction, improvement, maintenance, equipping, or operation of real and personal property, including facilities and equipment, for the Kenai gasification project, authorizing the corporation to issue bonds to finance all or a portion of the project, and identifying these as bonds for an essential public and governmental purpose; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 125**

The following was read the second time:

HOUSE BILL NO. 125

"An Act relating to budget planning and a long-range fiscal plan for the State of Alaska."

with the:

Journal Page

W&M RPT CS(W&M) NT 7DP	380
FN1: INDETERMINATE(REV)	381
FN2: (GOV)	419
FIN RPT CS(FIN) NT 5DP 2NR 1AM	478
FN1: INDETERMINATE(REV)	478
FN2: (GOV)	478

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. 125(FIN)

"An Act relating to budget planning and a fiscal plan for the State of Alaska."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Gara:

Page 3, line 1:

Insert new paragraphs to read:

"(5) must identify whether total state, federal and local oil or gas tax rates are comparable to or different from the average rate charged around the world, in North American jurisdictions, and in other comparable jurisdictions;

(6) may include recommendations on whether changes in oil or gas laws are needed to promote production, exploration, and maximum long term revenue from Alaska's oil and gas resources;"

Renumber the following paragraph accordingly.

Representative Gara moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Hawker objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 125(FIN)
Second Reading
Amendment No. 1

YEAS: 14 NAYS: 23 EXCUSED: 3 ABSENT: 0

Yeas: Buch, Cissna, Crawford, Doll, Doogan, Gara, Gardner, Gruenberg, Holmes, Joule, Kawasaki, Kerttula, Nelson, Salmon

Nays: Chenault, Coghill, Dahlstrom, Fairclough, Foster, Gatto, Harris, Hawker, Johansen, Johnson, Kelly, Kohring, LeDoux, Lynn, Meyer, Neuman, Olson, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Edgmon, Guttenberg, Ramras

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Cissna:

Page 6, line 31, following "it":

Insert "**The legislature shall provide its advice on the fiscal plan through a concurrent resolution.**"

Representative Cissna moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Hawker objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 125(FIN)
Second Reading
Amendment No. 2

YEAS: 10 NAYS: 27 EXCUSED: 3 ABSENT: 0

Yeas: Buch, Cissna, Crawford, Doll, Gara, Gruenberg, Holmes, Kerttula, Nelson, Salmon

Nays: Chenault, Coghill, Dahlstrom, Doogan, Fairclough, Foster, Gardner, Gatto, Harris, Hawker, Johansen, Johnson, Joule, Kawasaki, Kelly, Kohring, LeDoux, Lynn, Meyer, Neuman, Olson, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Excused: Edgmon, Guttenberg, Ramras

And so, Amendment No. 2 was not adopted.

Representative Samuels moved and asked unanimous consent that CSHB 125(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 125(FIN) was read the third time.

The question being: "Shall CSHB 125(FIN) pass the House?" The roll was taken with the following result:

CSHB 125(FIN)

Third Reading

Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

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

Excused: Edgmon, Guttenberg, Ramras

And so, CSHB 125(FIN) passed the House and was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE BILLS

HB 48

The following, which was advanced to third reading from the March 28, 2007, calendar (page 601), was read the third time:

CS FOR HOUSE BILL NO. 48(FIN)

"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; relating to transferable tax credit certificates issued under the oil and gas production tax; and providing for an effective date."

The question being: "Shall CSHB 48(FIN) pass the House?" The roll was taken with the following result:

CSHB 48(FIN)

Third Reading

Final Passage

YEAS: 36 NAYS: 0 EXCUSED: 3 ABSENT: 1

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

Excused: Edgmon, Guttenberg, Ramras

Absent: Kohring

And so, CSHB 48(FIN) 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 48(FIN) was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS**HB 48**

Representative Gardner added her name as cosponsor to:

CS FOR HOUSE BILL NO. 48(FIN)

"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; relating to transferable tax credit certificates issued under the oil and gas production tax; and providing for an effective date."

HB 72

Representative Nelson added her name as cosponsor to:

HOUSE BILL NO. 72

"An Act relating to the district cost factors for state funding of public education; providing for an effective date by repealing the delayed effective date of sec. 6, ch. 41, SLA 2006; and providing for an effective date."

HB 186

Representatives Seaton, Johnson, and Wilson added their names as cosponsors to:

HOUSE BILL NO. 186

"An Act relating to sharing with certain federal agencies records required of sport fishing guides."

HB 220

Representatives Gatto, Fairclough, and Thomas added their names as cosponsors to:

HOUSE BILL NO. 220

"An Act prohibiting computer-assisted remote hunting."

SB 45

Representatives Dahlstrom, Ramras, and Lynn added their names as cross sponsors to:

CS FOR SENATE BILL NO. 45(JUD)

"An Act relating to murder in the first degree."

ENGROSSMENT**HB 48**

CSHB 48(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 125

CSHB 125(FIN) 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.

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 10:00 a.m., March 30, 2007. There being no objection, the House adjourned at 11:43 a.m.

Suzi Lowell
Chief Clerk