

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Saturday

May 5, 2007

One Hundred Tenth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:24 a.m.

Roll call showed 36 members present. Representatives Kerttula, Kohring, and Salmon had been excused from a call of the House today. Representative Thomas had been excused from a call of the House today and his presence was noted later.

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

Our Heavenly Father, may everything we do begin with you, continue with your help, and be done under your guidance. May we grow in your love and your service.

We ask for thy support all the day long, till the shades lengthen and the evening comes.

Lord, bless our members who are struggling physically or personally. In your name we pray, Amen.

The Pledge of Allegiance was led by Representative Doogan.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 109th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

A letter dated May 4, 2007, was read stating that, in accordance with AS 14.40.150, the Governor submits the following name for legislative confirmation of appointment to the board noted.

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

University of Alaska Board of Regents

Erik Drygas - Fairbanks

Appointed: 5/3/2007 Term Expires: 2/1/2011

A resume for the appointment is on file in the Chief Clerk's office.

MESSAGES FROM THE SENATE**HB 95**

A message dated May 4, 2007, was read stating the President granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE BILL NO. 95(FIN)

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 95(FIN) am S
(same title)

The Speaker granted the limited powers of free conference as requested (page 1087).

HB 96

A message dated May 4, 2007, was read stating the President granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE BILL NO. 96(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 96(FIN)
(same title)

The Speaker granted the limited powers of free conference as requested (page 1088).

A message dated May 4, 2007, was received stating the Senate passed the following and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 125

CS FOR SENATE BILL NO. 125(FIN) by the Senate Finance Committee, entitled:

"An Act relating to the accounting and payment of contributions under the retirement plans of the Public Employees' Retirement System of Alaska and the Teachers' Retirement System, to calculations of contributions under those retirement plans, and to participation in, and termination of and amendments to participation in, the defined benefit plans of those systems; relating to employer contributions to the health reimbursement arrangement plan; making conforming amendments; and providing for an effective date."

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

REPORTS OF STANDING COMMITTEES**HJR 13**

The Labor & Commerce Committee considered:

HOUSE JOINT RESOLUTION NO. 13

Urging the attorney general, the producers of natural gas in the Cook Inlet region, and the Regulatory Commission of Alaska to work to secure long-term and affordable supplies of natural gas for the people and businesses of the state.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 13(L&C)

Urging the United States Department of Energy to consider the needs of the people of the state for natural gas and the status of natural gas reserves in Cook Inlet when considering a possible extension of the Kenai Liquefied Natural Gas Plant's export license; and urging the producers of natural gas in the Cook Inlet region and the Regulatory Commission of Alaska to work to secure long-term and affordable supplies of natural gas for the people and businesses of the state.

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

Do pass (4): Gardner, LeDoux, Buch, Gatto

No recommendation (1): Olson

The following fiscal note(s) apply to CSHJR 13(L&C):

1. Zero, Office of the Governor

HJR 13 was referred to the Rules Committee for placement on the calendar.

HJR 16

The Labor & Commerce Committee considered:

HOUSE JOINT RESOLUTION NO. 16
Opposing imposition of a milk tax on Alaskans.

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

Do pass (5): Gardner, Gatto, Buch, LeDoux, Olson

The following fiscal note(s) apply:

1. Zero, Office of the Governor

HJR 16 was referred to the Rules Committee for placement on the calendar.

HB 88

The Finance Committee considered:

HOUSE BILL NO. 88

"An Act relating to televisions, monitors, portable computers, and similar devices in motor vehicles; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 88(FIN)

"An Act relating to televisions, monitors, portable computers, and similar devices in motor vehicles; relating to the definition of physical injury for the Alaska Uniform Vehicle Code; and providing for an effective date."

The report was signed by Representative Meyer, Co-chair, with the following individual recommendations:

Do pass (4): Gara, Nelson, Foster, Crawford

No recommendation (5): Kelly, Joule, Hawker, Stoltze, Meyer

The following fiscal note(s) apply to CSHB 88(FIN):

1. Zero, Dept. of Law

HB 88 was referred to the Rules Committee for placement on the calendar.

HB 94

The Resources Committee considered:

HOUSE BILL NO. 94

"An Act relating to fishing, hunting, and trapping in marine park units of the Alaska state park system, amending the area within designated marine park units of the Alaska state park system, and adding marine park units to the Alaska state park system."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 94(RES)
(same title)

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

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

No recommendation (2): Guttenberg, Kawasaki

The following fiscal note(s) apply to CSHB 94(RES):

1. Zero, Dept. of Fish & Game
2. Fiscal, Dept. of Natural Resources

HB 94 was referred to the Finance Committee.

HB 110

The Labor & Commerce Committee considered:

HOUSE BILL NO. 110

"An Act extending the termination date for the Regulatory Commission of Alaska; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 110(L&C)

"An Act amending the powers and duties of the legislative audit division regarding the Regulatory Commission of Alaska; amending annual report requirements for the Regulatory Commission of Alaska; extending the termination date for the Regulatory Commission of Alaska; and providing for an effective date."

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

Do pass (2): Buch, Olson

No recommendation (4): Gardner, LeDoux, Neuman, Gatto

The following fiscal note(s) apply to CSHB 110(L&C):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 110 was referred to the Finance Committee.

HB 111

The Finance Committee considered:

HOUSE BILL NO. 111

"An Act decreasing the fee for a business license; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 111(FIN)

"An Act decreasing the fee for a business license; relating to a civil fine for not having a current business license, to business license penalties under certain laws relating to financial institutions, occupational licensing, employment agencies, and taxation, and to the duration of certain business licenses; and providing for an effective date."

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

Do pass (7): Foster, Thomas, Nelson, Crawford, Kelly, Stoltze, Meyer

No recommendation (3): Joule, Hawker, Chenault

Amend (1): Gara

The following fiscal note(s) apply to CSHB 111(FIN):

5. Zero, Dept. of Commerce, Community, & Economic Development
6. Fiscal, Dept. of Commerce, Community, & Economic Development
7. Fiscal, Dept. of Commerce, Community, & Economic Development
8. Fiscal, Office of the Governor

HB 111 was referred to the Rules Committee for placement on the calendar.

HB 128

The Resources Committee considered:

HOUSE BILL NO. 128

"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."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 128(RES)
(same title)

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

Do pass (1): Gatto

No recommendation (1): Edgmon

Amend (6): Seaton, Guttenberg, Kawasaki, Roses, Wilson, Johnson

The following fiscal note(s) apply to CSHB 128(RES):

1. Zero, Dept. of Environmental Conservation
2. Fiscal, Dept. of Administration
3. Fiscal, Dept. of Revenue
4. Zero, Dept. of Administration
5. Fiscal, Dept. of Administration

The Speaker added a Judiciary Committee referral to precede the Finance Committee referral.

HB 128 was referred to the Judiciary Committee.

HB 200

The Judiciary Committee considered:

HOUSE BILL NO. 200

"An Act relating to the presumption of coverage for a workers' compensation claim for disability as a result of certain diseases for certain occupations."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 200(JUD)
(same title)

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

Do pass (5): Gruenberg, Lynn, Dahlstrom, Holmes, Ramras

The following fiscal note(s) apply to CSHB 200(JUD):

1. Indeterminate, Dept. of Administration
2. Indeterminate, Dept. of Labor & Workforce Development

HB 200 was referred to the Finance Committee.

HB 226

The Finance Committee considered:

HOUSE BILL NO. 226

"An Act repealing the termination of the state training and employment program; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 226(FIN)

"An Act extending the termination of the state training and employment program; requiring a review of the program; and providing for an effective date."

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

Do pass (8): Gara, Nelson, Foster, Stoltze, Joule, Hawker, Meyer, Chenault

No recommendation (2): Thomas, Kelly

Amend (1): Crawford

The following fiscal note(s) apply to CSHB 226(FIN):

3. Fiscal, House Finance Committee/Dept. of Labor & Workforce Development
4. Fiscal, House Finance Committee/Dept. of Labor & Workforce Development

HB 226 was referred to the Rules Committee for placement on the calendar.

HB 227

The Judiciary Committee considered:

HOUSE BILL NO. 227

"An Act relating to the Uniform Money Services Act, to money transmission services, and to currency exchange services; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 227(JUD)
(same title)

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

Do pass (5): Gruenberg, Lynn, Dahlstrom, Holmes, Ramras

The following fiscal note(s) apply to CSHB 227(JUD):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 227 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 - Valorie Miller
By Representative LeDoux; Senator Stevens

Honoring - Scott Davis and Todd Palin, 2007 Tesoro Iron Dog
Winners
By Representative Olson; Senator Wagoner

Honoring - Alaska Coast Guard Person of the Year, Petty Officer 1st
Class Andrea Bisignani
By Representative LeDoux

Honoring - Soldotna Chamber of Commerce, 2006 Community
Service Awards
By Representative Olson; Senator Wagoner

Honoring - Seward High School Girls Cross Country Team, 2006
State Girls Champions
By Senator Stevens; Representative Seaton

Honoring - Kenai Chamber of Commerce, 2006 Community Service Awards

By Senator Wagoner; Representative Olson

In Memoriam - John E. Feero

By Senator Wagoner; Representative Chenault

In Memoriam - Paul "Doc" Isaak

By Senator Wagoner; Representative Olson

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 14

The following was read the second time:

HOUSE BILL NO. 14

"An Act relating to the purchase of alcoholic beverages and to access to licensed premises; relating to civil liability for certain persons accessing licensed premises; requiring driver's licenses and identification cards to be marked if a person is restricted from consuming alcoholic beverages as a result of a conviction or condition of probation or parole and relating to fees for the marked license; and requiring the surrender and cancellation of driver's licenses under certain circumstances."

with the:

Journal Page

L&C RPT CS(L&C) NT 2DP 5NR	357
FN1: ZERO(LAW)	358
FN2: INDETERMINATE(ADM)	358
JUD RPT CS(JUD) NT 3DP 2NR	793
FN1: ZERO(LAW)	794
FN2: INDETERMINATE(ADM)	794
FIN RPT CS(JUD) NT 6DP 2NR	1009
FN1: ZERO(LAW)	1010
FN2: INDETERMINATE(ADM)	1010
FN3: ZERO(CRT)	1010
FN4: ZERO(COR)	1010

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. 14(JUD)

"An Act relating to the purchase of alcoholic beverages and to access to licensed premises; relating to civil liability for certain persons accessing licensed premises; requiring driver's licenses and identification cards to be marked if a person is restricted from consuming alcoholic beverages as a result of a conviction or condition of probation or parole and relating to fees for the marked license or card; relating to the information contained on driver's licenses; requiring the surrender and cancellation of driver's licenses and identification cards under certain circumstances; and providing for an effective date."

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 14(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 14(JUD) was read the third time.

The question being: "Shall CSHB 14(JUD) pass the House?" The roll was taken with the following result:

CSHB 14(JUD)

Third Reading

Final Passage

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

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

Excused: Kerttula, Kohring, Salmon, Thomas

And so, CSHB 14(JUD) 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 14(JUD) was referred to the Chief Clerk for engrossment.

HB 133

The following was read the second time:

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."

with the:

Journal Page

JUD RPT CS(JUD) NT 5DP 2NR	577
FN1: ZERO(LAW)	577
FN2: INDETERMINATE(ADM)	577
FN3: INDETERMINATE(COR)	577
FN4: INDETERMINATE(CRT)	577
FIN RPT CS(FIN) NT 4DP 6NR	820
FN1: ZERO(LAW)	820
FN2: INDETERMINATE(ADM)	820
FN3: INDETERMINATE(COR)	820
FN4: INDETERMINATE(CRT)	820

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. 133(FIN)

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

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 133(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 133(FIN) was read the third time.

The question being: "Shall CSHB 133(FIN) pass the House?" The roll was taken with the following result:

CSHB 133(FIN)

Third Reading

Final Passage

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

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

Excused: Kerttula, Kohring, Salmon, Thomas

And so, CSHB 133(FIN) passed the House and was referred to the Chief Clerk for engrossment.

HB 164

The following was read the second time:

HOUSE BILL NO. 164

"An Act relating to reporting of vessel location by certain commercial passenger vessels operating in the marine waters of the state, to access to vessels by licensed marine engineers for purposes of monitoring compliance with state and federal requirements, and to the obligations of those engineers while aboard the vessels; and providing for an effective date."

HOUSE JOURNAL

1128

May 5, 2007

with the:	Journal Page
TRA RPT 2DP 1DNP 3NR	452
FN1: (DEC)	452
JUD RPT CS(JUD) NT 2DP 1DNP 3NR 1AM	887
FN1: (DEC)	888
FN2: ZERO(LAW)	888
FIN RPT CS(FIN) NT 3DP 1DNP 5NR 2AM	991
FN3: ZERO(LAW)	992
FN4: (H.FIN/DEC)	992

**The presence of Representative Thomas was noted.

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. 164(FIN)

"An Act relating to reporting of vessel location by certain commercial passenger vessels operating in the marine waters of the state, to access to vessels by a wastewater treatment operator for purposes of monitoring compliance with state and federal marine discharge and pollution requirements, to the obligations of that operator while aboard the vessels, and to the qualifications of the wastewater treatment operator; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Stoltze:

Page 1, line 5, following "**operator;**" (title amendment):

Insert "**repealing provisions authorizing gambling on cruise ships and the taxation of those gambling activities;**"

Page 2, following line 25:

Insert a new bill section to read:

"* **Sec. 3.** AS 05.16.010, 05.16.020, and 05.16.030 are repealed."

Renumber the following bill sections accordingly.

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

Objection was heard.

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

CSHB 164(FIN)
Second Reading
Amendment No. 1

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

Yeas: Chenault, Coghill, Crawford, Dahlstrom, Fairclough, Harris, Hawker, Kelly, Lynn, Meyer, Neuman, Ramras, Stoltze, Thomas

Nays: Buch, Cissna, Doll, Doogan, Edgmon, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Holmes, Johansen, Johnson, Joule, Kawasaki, LeDoux, Nelson, Olson, Roses, Samuels, Seaton, Wilson

Excused: Kerttula, Kohring, Salmon

And so, Amendment No. 1 was not adopted.

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

Amendment No. 2 was offered by Representative Seaton:

Page 2, lines 23 - 25:

Delete "Level III wastewater treatment operator certified by the department under the authority of AS 46.30.080"

Insert "person who is licensed by the United States Coast Guard as an able-bodied seaman or who has a higher certificate and has been appropriately trained and certified by the Department of Environmental Conservation for the duties on board a large commercial passenger vessel"

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

Representative Gatto objected.

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

CSHB 164(FIN)
Second Reading
Amendment No. 2

YEAS: 3 NAYS: 32 EXCUSED: 4 ABSENT: 1

Yeas: Crawford, Foster, Seaton

Nays: Buch, Chenault, Cissna, Coghill, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Holmes, Johansen, Johnson, Kawasaki, Kelly, LeDoux, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Samuels, Stoltze, Thomas, Wilson

Excused: Kerttula, Kohring, Nelson, Salmon

Absent: Joule

And so, Amendment No. 2 was not adopted.

Representative Samuels moved and asked unanimous consent that Representative Joule's excused absence (page 1054) be amended to begin at noon, today. There being no objection, it was so ordered.

Amendment No. 3 was offered by Representatives Johansen and Thomas:

Page 2, line 5, following "operator":

Insert "or a marine engineer licensed by the United States Coast Guard"

Page 2, line 10, following "operator":

Insert "or a marine engineer licensed by the United States Coast Guard"

Page 2, line 20, following "operator":

Insert "or a marine engineer licensed by the United States Coast Guard"

Representative Johansen moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Doogan objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 164(FIN)
Second Reading
Amendment No. 3

YEAS: 20 NAYS: 12 EXCUSED: 4 ABSENT: 4

Yeas: Coghill, Fairclough, Foster, Gara, Gardner, Harris, Hawker, Holmes, Johansen, Johnson, Joule, Kelly, Lynn, Meyer, Olson, Ramras, Roses, Samuels, Thomas, Wilson

Nays: Buch, Crawford, Dahlstrom, Doll, Doogan, Gatto, Gruenberg, Guttenberg, LeDoux, Neuman, Seaton, Stoltze

Excused: Kerttula, Kohring, Nelson, Salmon

Absent: Chenault, Cissna, Edgmon, Kawasaki

And so, Amendment No. 3 was adopted.

Representative Samuels moved and asked unanimous consent that CSHB 164(FIN) am be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 164(FIN) am will advance to third reading on the May 7, 2007, calendar.

HB 165

The following was read the second time:

HOUSE BILL NO. 165

"An Act relating to providing field accommodations for big game hunters."

with the:	Journal Page
RES RPT 8DP 1NR	516
FN1: ZERO(CED)	516

Representative Samuels moved and asked unanimous consent that HB 165 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 165 was read the third time.

**Representative Joule, who was excused (page 1130), left the Chamber.

The question being: "Shall HB 165 pass the House?" The roll was taken with the following result:

HB 165
Third Reading
Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 5 ABSENT: 0

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

Excused: Joule, Kerttula, Kohring, Nelson, Salmon

And so, HB 165 passed the House and was referred to the Chief Clerk for engrossment.

HB 217

The following was read the second time:

HOUSE BILL NO. 217

"An Act relating to required onboard disclosures and displays about tours, flightseeing operations, other shoreside activities, and visitors bureaus; and providing for an effective date."

with the:	Journal Page
EDT RPT CS(EDT) NT 4NR 2AM	821
FN1: ZERO(CED)	821
JUD RPT CS(JUD) NT 3DP 3NR	933
FN1: ZERO(CED)	933
FN2: ZERO(LAW)	933

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. 217(JUD)

"An Act relating to required onboard disclosures about promotions, tours, flightseeing operations, other shoreside activities, shoreside vendors, and visitors bureaus; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Ramras:

Page 3, line 2:

Delete "a new subsection"
Insert "new subsections"

Page 3, following line 5:

Insert a new subsection to read:

"(f) In (b) of this section, "port of call" does not include a privately owned port that is part of a private resort, whether or not the resort is located in a municipality."

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

Representative Holmes objected.

Representative Ramras declared a conflict of interest.

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

CSHB 217(JUD)
Second Reading
Amendment No. 1

YEAS: 12 NAYS: 23 EXCUSED: 5 ABSENT: 0

Yeas: Chenault, Coghill, Foster, Harris, Hawker, Johansen, Johnson, Ramras, Roses, Samuels, Thomas, Wilson

Nays: Buch, Cissna, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Holmes, Kawasaki, Kelly, LeDoux, Lynn, Meyer, Neuman, Olson, Seaton, Stoltze

Excused: Joule, Kerttula, Kohring, Nelson, Salmon

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Stoltze:

Page 1, line 2, following "**bureaus;**" (title amendment):

Insert "**repealing provisions authorizing gambling on cruise ships and the taxation of those gambling activities;**"

Page 3, following line 5:

Insert a new bill section to read:

"* **Sec. 5.** AS 05.16.010, 05.16.020, and 05.16.030 are repealed."

Renumber the following bill section accordingly.

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

Objection was heard.

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

CSHB 217(JUD)
Second Reading
Amendment No. 2

YEAS: 14 NAYS: 21 EXCUSED: 5 ABSENT: 0

Yeas: Chenault, Coghill, Crawford, Dahlstrom, Fairclough, Harris, Hawker, Kelly, Lynn, Meyer, Neuman, Ramras, Stoltze, Thomas

Nays: Buch, Cissna, Doll, Doogan, Edgmon, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Holmes, Johansen, Johnson, Kawasaki, LeDoux, Olson, Roses, Samuels, Seaton, Wilson

Excused: Joule, Kerttula, Kohring, Nelson, Salmon

And so, Amendment No. 2 was not adopted.

Representative Samuels moved and asked unanimous consent that CSHB 217(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 217(JUD) will advance to third reading on the May 7, 2007, calendar.

THIRD READING OF HOUSE BILLS

HB 163

The following, which was advanced to third reading from the May 4, 2007, calendar (page 1095), was read the third time:

CS FOR HOUSE BILL NO. 163(JUD)

"An Act relating to real property foreclosures, to the sale of property on execution, and to deeds of trust."

The question being: "Shall CSHB 163(JUD) pass the House?" The roll was taken with the following result:

CSHB 163(JUD)

Third Reading

Final Passage

YEAS: 34 NAYS: 1 EXCUSED: 5 ABSENT: 0

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

Nays: Guttenberg

Excused: Joule, Kerttula, Kohring, Nelson, Salmon

And so, CSHB 163(JUD) passed the House.

Representative Gara gave notice of reconsideration of the vote on CSHB 163(JUD) and it was taken up later.

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 - Carlene Sanders

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

Honoring - Nancy Groszek

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

Honoring - Stephanie Wonchala, Miss Alaska 2006

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

Honoring - James B. Gottstein

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

Honoring - Anderson School

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

Honoring - Fairbanks Resource Agency, 40th Anniversary

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

Honoring - Sidney Huntington

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

Honoring - Roy J. Burkhart

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

In Memoriam - Elmer T. Feltz

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

In Memoriam - Emil Gunderson Sr.

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

In Memoriam - William Hoover Jacobs

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

In Memoriam - Larry Buster

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

In Memoriam - Virginia Ketchum

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

In Memoriam - Chad LaRoy Gunter

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

In Memoriam - Lawrence "Larry" Musarra

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

In Memoriam - Marilyn Freymueller

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

In Memoriam - Emma Olsen

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

In Memoriam - Susan Marie Schreib

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

RECONSIDERATION

HB 163

Representative Gara moved and asked unanimous consent that reconsideration of CSHB 163(JUD) (page 1136) be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

CS FOR HOUSE BILL NO. 163(JUD)

"An Act relating to real property foreclosures, to the sale of property on execution, and to deeds of trust."

The question to be reconsidered: "Shall CSHB 163(JUD) pass the House?" The roll was taken with the following result:

CSHB 163(JUD)--RECONSIDERATION

Third Reading

Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 5 ABSENT: 0

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

Excused: Joule, Kerttula, Kohring, Nelson, Salmon

And so, CSHB 163(JUD) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

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 Kelly - from 7:00 a.m. to 10:00 p.m., May 6

SB 84

The Speaker waived the Judiciary Committee referral for the following at the request of Representative Ramras, Chair:

CS FOR SENATE BILL NO. 84(JUD)

"An Act relating to the testing and packaging of cigarettes to be sold, offered for sale, or possessed in this state; and providing for an effective date."

SB 84 was removed from the Judiciary Committee and referred to the Finance Committee.

HB 236

The Speaker waived the State Affairs Committee referral for the following at the request of Representative Lynn, Chair:

HOUSE BILL NO. 236

"An Act relating to providing a death certificate for a deceased veteran without cost; relating to a program to honor the memory of a deceased veteran; and providing for an effective date."

HB 236 was removed from the State Affairs Committee and referred to the Finance Committee.

HJR 21

Representative Wilson added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 21

Opposing the designation of any area in the state as a world heritage site, biosphere reserve, or any other type of international designation without the consent of the Alaska State Legislature and affected local governments; and urging the United States

Congress to enact legislation to require congressional approval before an area in the United States may be considered for an international designation.

HB 14

Representatives Wilson, Edgmon, Gardner, Holmes, Dahlstrom, Joule, Doogan, Kawasaki, and Doll added their names as cosponsors to:

CS FOR HOUSE BILL NO. 14(JUD)

"An Act relating to the purchase of alcoholic beverages and to access to licensed premises; relating to civil liability for certain persons accessing licensed premises; requiring driver's licenses and identification cards to be marked if a person is restricted from consuming alcoholic beverages as a result of a conviction or condition of probation or parole and relating to fees for the marked license or card; relating to the information contained on driver's licenses; requiring the surrender and cancellation of driver's licenses and identification cards under certain circumstances; and providing for an effective date."

HB 15

Representative Edgmon added his name as cosponsor to:

HOUSE BILL NO. 15

"An Act relating to participation in matters before the Board of Fisheries by members of the board; and providing for an effective date."

HB 94

Representative Wilson added her name as cosponsor to:

HOUSE BILL NO. 94

"An Act relating to fishing, hunting, and trapping in marine park units of the Alaska state park system, amending the area within designated marine park units of the Alaska state park system, and adding marine park units to the Alaska state park system."

HB 133

Representatives Gardner, Olson, Harris, and Johnson added their names as cosponsors to:

CS FOR HOUSE BILL NO. 133(FIN)

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

HB 200

Representative Johansen added his name as cosponsor to:

HOUSE BILL NO. 200

"An Act relating to the presumption of coverage for a workers' compensation claim for disability as a result of certain diseases for certain occupations."

SB 109

Reconsideration of the following was not taken up on this legislative day. It was signed by the Speaker and Chief Clerk and returned to the Senate:

CS FOR SENATE BILL NO. 109(RES)

"An Act relating to the regulation and permitting of drilling and other operations by the Alaska Oil and Gas Conservation Commission, to civil penalties assessed by the commission, to reconsideration and appeal of decisions and the allocation of costs in investigations and hearings before the commission, and to information filed with and fees of the commission; and providing for an effective date."

ENGROSSMENT**HB 14**

CSHB 14(JUD) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 133

CSHB 133(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 163

CSHB 163(JUD) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

HB 165

HB 165 was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 27, 2007.

House committee schedules are published daily under separate cover.

The following meeting today was changed:

Community & Regional Affairs

CHANGED TO:

upon adjournment

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 11:00 a.m., May 7, 2007. There being no objection, the House adjourned at 12:35 p.m.

Suzi Lowell
Chief Clerk