

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

Juneau, Alaska

Tuesday

May 15, 2007

One Hundred Twentieth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 10:11 a.m.

Roll call showed 32 members present. Representatives Chenault, Johansen, Kelly, Kerttula, LeDoux, Meyer, Nelson, and Ramras were absent and their presence was noted later.

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

Each one of us has different religions and beliefs. I would ask that we take a moment to go to that place or that person we talk to for guidance. We ask for guidance in our decisions. We ask for comfort for those whom we are apart from and for help for those in need - especially those who are serving our country.

Just take a moment of silence to communicate.

Amen.

The Pledge of Allegiance was led by Representative Salmon.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 119th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE**HJR 17**

A message dated May 14, 2007, was read stating the Senate passed:

HOUSE JOINT RESOLUTION NO. 17 am

Encouraging Coeur Alaska, Inc., to pursue all legal options to resolve the issues presented in Southeast Alaska Conservation Council v. United States Army Corps of Engineers on behalf of itself and consistent with the state's efforts to enforce its rights as a state over its resources.

HJR 17 am was referred to the Chief Clerk for enrollment.

HJR 21

A message dated May 14, 2007, was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 21(RES)

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.

CSHJR 21(RES) was referred to the Chief Clerk for enrollment.

HB 205

A message dated May 14, 2007, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 205(FIN)

"An Act relating to real estate broker and real estate salesperson licensing; and providing for an effective date."

CSHB 205(FIN) was referred to the Chief Clerk for enrollment.

SJR 6

A message dated May 14, 2007, was read stating the Senate concurred in the House amendment to CSSJR 6(RES), thus adopting:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO. 6(RES)

Urging the United States Congress to defeat H.R. 39, titled "To preserve the Arctic coastal plain of the Arctic National Wildlife Refuge, Alaska, as wilderness in recognition of its extraordinary natural ecosystems and for the permanent good of present and future generations of Americans."

SB 116

A message dated May 14, 2007, was read stating the Senate concurred in the House amendment to CSSB 116(FIN), thus adopting:

HOUSE CS FOR CS FOR SENATE BILL NO. 116(FIN)

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

**The presence of Representative Chenault was noted.

A message dated May 14, 2007, was read stating the Senate passed the following and it is transmitted for consideration:

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

SB 128

CS FOR SENATE BILL NO. 128(FIN) by the Senate Finance Committee, entitled:

"An Act relating to the sale, distribution, and purchase of alcoholic beverages; relating to a state database for records of certain purchases of alcoholic beverages; relating to the relocation of a license to sell alcoholic beverages; relating to procedures for local option elections for control of alcoholic beverages; and providing for an effective date."

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

**The presence of Representatives Ramras, Kelly, Kerttula, LeDoux, and Nelson was noted.

REPORTS OF STANDING COMMITTEES

SB 69

The Speaker waived the Finance Committee referral for the following at the request of Representative Stoltze, Vice Chair:

CS FOR SENATE BILL NO. 69(FIN)

"An Act relating to the creation of a civil legal services fund."

CSSB 69(FIN) was removed from the Finance Committee and referred to the Rules Committee.

CSSB 69(FIN) is on today's calendar.

**The presence of Representative Johansen was noted.

INTRODUCTION OF CITATIONS

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

Honoring - Statewide 2nd Place Winner of "Poetry Out Loud," Laura Ranney

By Representative LeDoux

Honoring - The Decommissioning of the United States Coast Guard Cutter Storis

By Representative LeDoux; Senator Stevens

In Memoriam - Mark Hickok

By Representative Cissna

In Memoriam - Dr. Lydia Black

By Representative LeDoux; Senator Stevens

The following citations were introduced and taken up later as a Special Order of Business:

Honoring - Sister Diane Bardol
By Representative LeDoux

Honoring - Ned and Elaine Griffin
By Representative LeDoux

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 260

HOUSE BILL NO. 260 by Representative Doogan, entitled:

"An Act relating to a State Officers Compensation Commission and establishing how legislators, the governor, the lieutenant governor, and executive department heads shall be compensated; providing for an effective date by repealing the effective dates of certain sections of ch. 124, SLA 1986; and providing for an effective date."

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

HB 261

HOUSE BILL NO. 261 by Representatives LeDoux, Gardner, and Doll, entitled:

"An Act establishing a clean elections program in the state."

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

HB 262

HOUSE BILL NO. 262 by Representative Kawasaki, entitled:

"An Act relating to interfering with or obstructing a peace officer's performance of official duties."

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

HB 263

HOUSE BILL NO. 263 by Representatives Cissna, Doll, Kawasaki, and Doogan, entitled:

"An Act establishing the Citizens' Health Advisory Board; and providing for an effective date."

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

HB 264

HOUSE BILL NO. 264 by Representatives Dahlstrom, Fairclough, Lynn, and Coghill, entitled:

"An Act relating to the effect of military deployment on child custody, child support enforcement, and children in need of aid; and amending Rules 62, 77, 90.1, and 90.3(h), Alaska Rules of Civil Procedure, and Rules 205 and 603, Alaska Rules of Appellate Procedure."

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

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF SENATE BILLS****SB 27**

The following was read the second time:

CS FOR SENATE BILL NO. 27(FIN) am

"An Act relating to eligibility requirements for medical assistance for certain children, pregnant women, disabled persons, and persons in medical or intermediate care facilities; and providing for an effective date."

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with the:

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FIN RPT HCS(FIN) NT 3DP 5NR 2AM	1292
FN5: ZERO(COR)	1293
FN6: (HSS)	1293
FN7: (HSS)	1293
FN8: (HSS)	1293

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

HOUSE CS FOR CS FOR SENATE BILL NO. 27(FIN)

"An Act relating to eligibility requirements for medical assistance for certain children, pregnant women, and disabled persons; and providing for an effective date."

(technical title change)

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that HCS CSSB 27(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 27(FIN) was read the third time.

The question being: "Shall HCS CSSB 27(FIN) pass the House?"
The roll was taken with the following result:

HCS CSSB 27(FIN)

Third Reading

Final Passage

YEAS: 38 NAYS: 1 EXCUSED: 0 ABSENT: 1

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

Nays: Kelly

Absent: Meyer

And so, HCS CSSB 27(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.

Representative Samuels gave notice of reconsideration of the vote on HCS CSSB 27(FIN).

RECONSIDERATION

SB 27

Representative Samuels moved and asked unanimous consent that reconsideration of HCS CSSB 27(FIN) be taken up on the same day. There being no objection, it was so ordered.

HCS CSSB 27(FIN) was again before the House in third reading.

The question to be reconsidered: "Shall HCS CSSB 27(FIN) pass the House?" The roll was taken with the following result:

HCS CSSB 27(FIN)--RECONSIDERATION

Third Reading

Final Passage

YEAS: 38 NAYS: 1 EXCUSED: 0 ABSENT: 1

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

Nays: Kelly

Absent: Meyer

And so, HCS CSSB 27(FIN) passed the House on reconsideration.

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.

HCS CSSB 27(FIN) was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

(continued)

SB 69

The following was read the second time:

CS FOR SENATE BILL NO. 69(FIN)

"An Act relating to the creation of a civil legal services fund."

with the:

Journal Page

FIN REFERRAL WAIVED (HB 76 COMPANION BILL) 1378

Representative Samuels moved and asked unanimous consent that CSSB 69(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 69(FIN) was read the third time.

**The presence of Representative Meyer was noted.

The question being: "Shall CSSB 69(FIN) pass the House?" The roll was taken with the following result:

CSSB 69(FIN)

Third Reading

Final Passage

YEAS: 31 NAYS: 9 EXCUSED: 0 ABSENT: 0

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Yeas: Buch, Cissna, Doll, Edgmon, Fairclough, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Holmes, Johansen, Johnson, Joule, Kawasaki, Kelly, Kerttula, Kohring, LeDoux, Lynn, Meyer, Nelson, Neuman, Ramras, Roses, Salmon, Samuels, Seaton, Thomas

Nays: Chenault, Coghill, Crawford, Dahlstrom, Doogan, Hawker, Olson, Stoltze, Wilson

And so, CSSB 69(FIN) passed the House and was signed by the Speaker and Chief Clerk.

SB 111

The following was read the second time:

CS FOR SENATE BILL NO. 111(RES)

"An Act creating the Kodiak Narrow Cape Public Use Area."

with the:

Journal Page

RES RPT 7DP 1NR

1236

FN1: ZERO(DNR)

1237

Representative Samuels moved and asked unanimous consent that CSSB 111(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 111(RES) was read the third time.

The question being: "Shall CSSB 111(RES) pass the House?" The roll was taken with the following result:

CSSB 111(RES)

Third Reading

Final Passage

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

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

Absent: Crawford, Gara, Gardner, Gatto

And so, CSSB 111(RES) passed the House.

Representative Holmes gave notice of reconsideration of the vote on CSSB 111(RES).

RECONSIDERATION

SB 111

Representative Holmes moved and asked unanimous consent that reconsideration of CSSB 111(RES) be taken up on the same day. There being no objection, it was so ordered.

CSSB 111(RES) was again before the House in third reading.

The question to be reconsidered: "Shall CSSB 111(RES) pass the House?" The roll was taken with the following result:

CSSB 111(RES)--RECONSIDERATION

Third Reading

Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 0 ABSENT: 2

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, Kerttula, Kohring, LeDoux, Lynn, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Absent: Meyer, Nelson

And so, CSSB 111(RES) passed the House on reconsideration and was signed by the Speaker and Chief Clerk.

SECOND READING OF SENATE BILLS

(continued)

SB 131

The following was read the second time:

CS FOR SENATE BILL NO. 131(STA)

"An Act naming the state parking garage being constructed in Anchorage north of the Robert B. Atwood Building as the Linny Pacillo Parking Garage."

with the:

Journal Page

CRA RPT 4DP 2NR

1295

FN1: ZERO(ADM)

1296

Representative Samuels moved and asked unanimous consent that CSSB 131(STA) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSSB 131(STA) will advance to third reading on tomorrow's calendar.

SENATE BILLS IN SECOND READING**SB 53**

The Speaker stated that, without objection, the following, which was held in second reading from the May 14, 2007, calendar (page 1369), would be moved to the bottom of the calendar:

CS FOR SENATE BILL NO. 53(FIN)

"An Act making and amending appropriations, including capital appropriations, supplemental appropriations, and appropriations to capitalize funds; ratifying certain expenditures; and providing for an effective date."

SECOND READING OF SENATE RESOLUTIONS**SCR 4**

The following was read the second time:

CS FOR SENATE CONCURRENT RESOLUTION NO. 4(HES)
Relating to public health and a health compact.

with the:

Journal Page

HES RPT HCS(HES) 7DP	848
FN1: ZERO(S.HES)	848

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

HOUSE CS FOR CS FOR SENATE CONCURRENT
RESOLUTION NO. 4(HES)
(same title)

There being no objection, it was so ordered.

The question being: "Shall HCS CSSCR 4(HES) pass the House?"
The roll was taken with the following result:

HCS CSSCR 4(HES)
Second Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 0 ABSENT: 2

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

Absent: Chenault, Meyer

And so, HCS CSSCR 4(HES) passed the House and was referred to the Chief Clerk for engrossment.

SPECIAL ORDER OF BUSINESS

Representative Samuels moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Ned and Elaine Griffin, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - Ned and Elaine Griffin

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

Representative Samuels moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Sister Diane Bardol, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - Sister Diane Bardol

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

The Speaker stated that the House would stand at ease to a call of the Speaker; and so, the House stood at ease at 11:06 a.m.

AFTER AT EASE

The Speaker called the House back to order at 4:18 p.m.

The Speaker stated that, without objection, the House would revert to:

MESSAGES FROM THE SENATE**HB 113**

A message dated May 15, 2007, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 113(HES)

"An Act relating to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists."

with the following amendment and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 113(L&C)

"An Act relating to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists; and providing for an effective date."

(technical title change)

CSHB 113(HES) is under Unfinished Business.

UNFINISHED BUSINESS**SB 128**

The Speaker removed the Community & Regional Affairs Committee and Judiciary Committee referrals for the following:

CS FOR SENATE BILL NO. 128(FIN)

"An Act relating to the sale, distribution, and purchase of alcoholic beverages; relating to a state database for records of certain purchases of alcoholic beverages; relating to the relocation of a license to sell alcoholic beverages; relating to procedures for local option elections for control of alcoholic beverages; and providing for an effective date."

CSSB 128(FIN) was removed from the Community & Regional Affairs Committee and referred to the Finance Committee.

SENATE BILLS IN SECOND READING

(continued)

SB 53

The following, which was moved to the bottom of the calendar (page 1386), was again before the House in second reading:

CS FOR SENATE BILL NO. 53(FIN)

"An Act making and amending appropriations, including capital appropriations, supplemental appropriations, and appropriations to capitalize funds; ratifying certain expenditures; and providing for an effective date."

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

HOUSE CS FOR CS FOR SENATE BILL NO. 53(FIN)
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Meyer:

Under Section 1, Department of Commerce, Community and Economic Development, Grants to Named Recipients (AS 37.05.316):

Insert: Gulf of Alaska Keeper - Gore Point Cleanup 150,000
General Funds and Program Match

Redirect the following grants into the proper grant recipients and conform bill accordingly:

Under Section 1, Department of Commerce, Community and Economic Development, Grants to Municipalities (AS 37.05.315):

Delete: Kenai Peninsula Borough - Kenai Peninsula 4-H

And under **Sec. 4., University of Alaska:**

Insert: Cooperative Extension Service 4-H Program - Kenai
Program Assistance (HD-33-35)

Under **Section 1, Department of Commerce, Community and Economic Development, Grants to Municipalities (AS 37.05.315):**

Delete: Kenai Peninsula Borough - Sterling Community Center

Insert: Sterling Community Club, Inc. - Sterling Community Center

Delete: Kenai Peninsula Borough - Sterling Senior Center Improvements

Insert: Sterling Area Senior Center, Inc. (SASCI) - Sterling Senior Center Improvements

Page 55, lines 25 - 28:

Delete all material.

Page 175, line 25:

Delete "\$48,100,000"

Insert "\$48,153,052"

Page 176, lines 5 - 7:

Delete "under AS 37.05.315 for the fiscal year ending June 30, 2008, for the purpose of defraying increased energy and other costs to each of the following municipalities"

Insert "to the following municipalities for the purpose of defraying increased energy and other costs"

Page 181, line 3:

Delete "\$97,639"

Insert "\$150,691"

Page 181, lines 21 - 22:

Delete "under AS 37.05.317 for the fiscal year ending June 30, 2008,"

Renumber and conform bill accordingly.

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

Objection was heard and withdrawn. There being no further objection, Amendment No. 1 was adopted.

Amendment No. 2 was offered by Representative Meyer:

Page 184, following line 1:

Insert a new subsection to read:

"(d) The following amounts are appropriated from the general fund to the Department of Commerce, Community, and Economic Development for payment as grants to the following boroughs for the purpose of defraying increased energy and other costs in the following unincorporated communities:

MUNICIPALITY	UNINCORPORATED	
	COMMUNITY	APPROPRIATION
Aleutians East Borough	Nelson Lagoon	\$20,000
	King Salmon	20,000
Bristol Bay Borough	Naknek	20,000
	South Naknek	20,000
Denali Borough	Cantwell	20,000
	Healy	20,000
	McKinley Park	20,000
Kenai Peninsula Borough	Anchor Point	20,000
	Cooper Landing	20,000
	Hope	20,000
	Nanwalek	20,000
	Nikiski	20,000
	Nikolaevsk	20,000
	Ninilchik	20,000
	Port Graham	20,000
	Seldovia Village	20,000
	Tyonek	20,000
Kodiak Island Borough	Karluk	20,000
Lake and Peninsula Borough	Chignik Lagoon	20,000
	Chignik Lake	20,000
	Igiugig	20,000
	Iliamna	20,000
	Kokhanok	20,000
	Levelock	20,000

	Pedro Bay	20,000
	Perryville	20,000
	Port Alsworth	20,000
Matanuska-Susitna Borough	Chickaloon	20,000
	Talkeetna	20,000
North Slope Borough	Point Lay	20,000
Northwest Arctic Borough	Noatak	20,000"

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

Objection was heard and withdrawn. There being no further objection, Amendment No. 2 was adopted.

Amendment No. 3 was offered by Representative Meyer:

Page 167, following line 31:

Insert a new subsection to read:

"(e) The sum of \$55,000 is appropriated from the anatomical gift awareness fund (AS 13.50.160) to the Department of Commerce, Community, and Economic Development for payment as a grant under AS 37.05.316 to Life Alaska Donor Services, Inc., for promoting the donation program for the fiscal year ending June 30, 2008."

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

Representative Gardner objected and withdrew the objection. There being no further objection, Amendment No. 3 was adopted.

Amendment No. 4 was offered by Representative Guttenberg:

Insert:

Agency: University of Alaska
 Project: Biosciences Facility
 Amount: \$12,500,000
 Funding Source: General Fund

Representative Guttenberg moved and asked unanimous consent that Amendment No. 4 be adopted.

Objection was heard.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

HCS CSSB 53(FIN) am H
Second Reading
Amendment No. 4

YEAS: 14 NAYS: 26 EXCUSED: 0 ABSENT: 0

Yeas: Cissna, Crawford, Doll, Doogan, Edgmon, Gardner, Gatto, Gruenberg, Guttenberg, Holmes, Joule, Kawasaki, Kerttula, Nelson

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

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representatives Gara and Gruenberg:

Page 89, following line 14, insert:
Project: Head Start Grants, HD1-40
Amount: \$630,000
Funding Source: General Fund

Representative Gara moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Meyer objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

HCS CSSB 53(FIN) am H
Second Reading
Amendment No. 5

YEAS: 15 NAYS: 25 EXCUSED: 0 ABSENT: 0

Yeas: Buch, Cissna, Crawford, Doll, Edgmon, Gara, Gardner, Gruenberg, Guttenberg, Holmes, Joule, Kerttula, Nelson, Salmon, Wilson

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

And so, Amendment No. 5 was not adopted.

Amendment No. 6 was offered by Representatives Nelson, Chenault, and Meyer:

Insert a new bill section to read:

"* **Sec. _.** The sum of \$325,000 is appropriated from the Power Cost Equalization Fund (AS 42.45.070) to the Department of Commerce, Community, and Economic Development, Alaska Energy Authority Power Cost Equalization for increased operating costs for the fiscal year ending June 30, 2007."

Representative Chenault moved and asked unanimous consent that Amendment No. 6 be adopted. There being no objection, it was so ordered.

The Speaker stated that the House would stand at ease until 6:00 p.m.; and so, the House stood at ease at 4:59 p.m.

AFTER AT EASE

The Speaker called the House back to order at 7:11 p.m.

SENATE BILLS IN SECOND READING

(continued)

SB 53

The following was again before the House in second reading:

HOUSE CS FOR CS FOR SENATE BILL NO. 53(FIN) am H
"An Act making and amending appropriations, including capital appropriations, supplemental appropriations, and appropriations to capitalize funds; ratifying certain expenditures; and providing for an effective date."

Amendment No. 7 was offered by Representative Crawford:

Page 173, lines 6 - 8:

Delete all material and insert: "the sole purpose of transmission lines connecting a Fire Island wind farm to existing electrical infrastructure in Anchorage."

Page 173, lines 12 - 14:

Delete all material and insert: "the sole purpose of transmission lines connecting a Fire Island wind farm to existing electrical infrastructure in Anchorage."

Representative Crawford moved and asked unanimous consent that Amendment No. 7 be adopted.

Representative Meyer objected.

Representative Joule moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Joule was required to vote.

The question being: "Shall Amendment No. 7 be adopted?" The roll was taken with the following result:

HCS CSSB 53(FIN) am H
Second Reading
Amendment No. 7

YEAS: 16 NAYS: 24 EXCUSED: 0 ABSENT: 0

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

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

And so, Amendment No. 7 was not adopted.

Amendment No. 8 was offered by Representatives Gara, Gardner, Crawford, Kerttula, Buch, Guttenberg, Kawasaki, and Gruenberg:

Page 168, line 17, following "SERVICES.":

Insert "(a)"

Page 168, following line 20:

Insert a new subsection to read:

"(b) GENERAL RELIEF ASSISTANCE - SENIOR ASSISTANCE PROGRAM. The sum of \$11,044,600 from the general fund to the Department of Health and Social Services, Division of Public Assistance, General Relief Assistance Program for the Senior Assistance program costs for the fiscal year ending June 30, 2008."

Page 184, line 26:

Delete "49"

Insert "49(a)"

Page 185, line 10:

Delete "49 - 51"

Insert "49(a), 50, 51"

Representative Gara moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative Coghill objected.

Representative Johnson moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Johnson was required to vote.

Representative Samuels rose to a point of order.

The Speaker cautioned members to confine remarks to the amendment.

The question being: "Shall Amendment No. 8 be adopted?" The roll was taken with the following result:

HCS CSSB 53(FIN) am H

Second Reading

Amendment No. 8

YEAS: 16 NAYS: 24 EXCUSED: 0 ABSENT: 0

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

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

And so, Amendment No. 8 was not adopted.

Representative Samuels moved and asked unanimous consent that HCS CSSB 53(FIN) am H be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 53(FIN) am H was read the third time.

The Speaker stated that, without objection, HCS CSSB 53(FIN) am H would be held in third reading to tomorrow's calendar.

CONCUR IN SENATE AMENDMENTS**HB 113**

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 1389) on the following:

CS FOR HOUSE BILL NO. 113(HES)

"An Act relating to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 113(L&C)

"An Act relating to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists; and providing for an effective date."

(technical title change)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 113(HES), thus adopting SCS CSHB 113(L&C), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 113(HES)?" The roll was taken with the following result:

SCS CSHB 113(L&C)

Concur

YEAS: 38 NAYS: 2 EXCUSED: 0 ABSENT: 0

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

Nays: Crawford, Doogan

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 113(L&C).

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.

The Chief Clerk notified the Senate.

SCS CSHB 113(L&C) was referred to the Chief Clerk for enrollment.

HB 90

Representative Samuels moved and asked unanimous consent that the House consider the Senate message (page 1349) on the following:

CS FOR HOUSE BILL NO. 90(FIN)

"An Act relating to credit toward service of a sentence of imprisonment; relating to violation of probation and parole conditions by sex offenders; relating to bail; relating to distribution of certain materials to minors; relating to time limitations for prosecution of certain crimes; relating to sex offender registration; relating to the maximum time for probation; relating to certain post-conviction relief applications; relating to good time; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 90(FIN) am S

"An Act relating to the reporting of certain crimes; 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; relating to prostitution; relating to the DNA registration system; relating to credit toward service of a sentence of imprisonment; relating to violation of probation and parole conditions by sex offenders; relating to bail; relating to distribution of certain materials to minors; relating to time limitations for prosecution of certain crimes; relating to sex offender registration; relating to the maximum time for probation; relating to certain post-conviction relief applications; relating to good time; and providing for an effective date."

(SCR 9 - title change resolution)

There being no objection, it was so ordered.

Representative Samuels moved that the House concur in the Senate amendment to CSHB 90(FIN), thus adopting SCS CSHB 90(FIN) am S, and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 90(FIN)?" The roll was taken with the following result:

SCS CSHB 90(FIN) am S

Concur

YEAS: 39 NAYS: 1 EXCUSED: 0 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, Kelly, Kerttula, Kohring, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Nays: Kawasaki

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 90(FIN) am S.

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.

The Chief Clerk notified the Senate.

SCS CSHB 90(FIN) am S was referred to the Chief Clerk for enrollment.

SPECIAL ORDER OF BUSINESS

SCR 9

Representative Samuels moved and asked unanimous consent that the following be taken up as a Special Order of Business:

SENATE CONCURRENT RESOLUTION NO. 9

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 90, relating to criminal activity and criminal law and procedure.

There being no objection, it was so ordered.

The question being: "Shall SCR 9 pass the House?" The roll was taken with the following result:

SCR 9

Special Order of Business

YEAS: 39 NAYS: 0 EXCUSED: 0 ABSENT: 1

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

Absent: Chenault

And so, SCR 9 passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

UNFINISHED BUSINESS**SB 27**

Representatives Gardner, Lynn, Wilson, and Cissna added their names as cross sponsors to:

HOUSE CS FOR CS FOR SENATE BILL NO. 27(FIN)

"An Act relating to eligibility requirements for medical assistance for certain children, pregnant women, and disabled persons; and providing for an effective date."

SB 69

Representatives Johnson and Gardner added their names as cross sponsors to:

CS FOR SENATE BILL NO. 69(FIN)

"An Act relating to the creation of a civil legal services fund."

SB 131

Representative Lynn added his name as cross sponsor to:

CS FOR SENATE BILL NO. 131(STA)

"An Act naming the state parking garage being constructed in Anchorage north of the Robert B. Atwood Building as the Linny Pacillo Parking Garage."

ENGROSSMENT**SCR 4**

HCS CSSCR 4(HES) was engrossed and signed by the Speaker and Chief Clerk.

SB 27

HCS CSSB 27(FIN) was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ENROLLMENT**HB 217**

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 7:04 p.m., May 15, 2007:

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."

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.

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 10:00 a.m., May 16, 2007. There being no objection, the House adjourned at 8:01 p.m.

Suzi Lowell
Chief Clerk