

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-FIFTH LEGISLATURE – SECOND SESSION

Juneau, Alaska

Tuesday

January 22, 2008

Eighth Day

Pursuant to adjournment the House was called to order by Speaker Harris at 11:07 a.m.

Roll call showed 36 members present. Representative Hawker was absent.

Representative Samuels moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Joule – from 11:30 a.m. to 1:00 p.m., today

Representative Gruenberg – from today to evening plane time, January 25 (amended from page 1683)

Representative Foster – from today to evening plane time, February 4

The invocation was offered by the Chaplain, the Reverend Thomas Weise of the Cathedral of the Nativity of the Blessed Virgin Mary. Representative Dahlstrom moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following prayer.

From Psalm 51: *Have mercy on me, O Gracious One, according to your steadfast love; according to your abundant kindness, forgive me where my thoughts and deeds have hurt others. Lead me in the paths of justice, guide my steps on paths of peace!*

Teach me, that I may know my weakness, the shortcomings that bind me, the unloving ways that separate me, that keep me from recognizing your life in me; for, I keep company with fear and dwell in the house of ignorance. Yet, I was brought forth in love, and love is my birthright.

Gracious God, you created us and placed us within families to learn how to love and be loved. We praise you for your goodness; we thank you for your gifts. Bless our state with your love. Raise up in Alaska good and holy families, loving husbands and wives, devoted parents and children. Raise up from our families and friends dedicated and generous leaders who will serve as models in our communities. Amen.

The Pledge of Allegiance was led by Representative Edgmon.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the fourth, fifth, sixth, and seventh legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Coghill introduced Victoria Joslin, Guest Page, from Delta Junction.

MESSAGES FROM THE SENATE

A message dated January 18, 2008, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., February 6 to hear the State of the Judiciary Address by Chief Justice Dana Fabe.

HB 29

A message dated January 19, 2008, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 29(FIN)

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

CSHB 29(FIN) was referred to the Chief Clerk for enrollment.

COMMUNICATIONS

The following were received:

Alaska Railroad Corporation
Report to the State of Alaska
January 2008

Dept. of Commerce, Community, & Economic Development
Division of Community & Regional Affairs
National Petroleum Reserve-Alaska
Impact Mitigation Grant Program Report
January 2008
(as required by AS 37.05.530)

Regulatory Commission of Alaska
Annual Report
Fiscal Year 2007
(as required by AS 42.05.211 and AS 42.06.220)

Dept. of Natural Resources
Division of Mining, Land and Water
2008 Report to the Legislature
Report on Identified R.S. 2477 Rights-of-Way
Notification of Annual Mining Report
Land Disposal Income Fund Report
Notification of Annual Report on the
Status of Land in the Land Disposal Bank
Notification of Annual Report on
Water Removals and Exports

Notification of Interim Land Classifications
(Closing Land to Mineral Entry)
Summary of Cooperative Resource Management or
Development Agreements
(as required by AS 19.30.400, 27.05.060, 38.04.022, 38.04.020,
46.15.020, 38.05.300, 38.05.027, respectively)

Dept. of Natural Resources
Division of Geological & Geophysical Surveys
Annual Report 2007
(as required by AS 41.08.030)

REPORTS OF STANDING COMMITTEES

HB 260

The State Affairs Committee considered:

HOUSE BILL NO. 260

"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."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 260(STA)
(same title)

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

Do pass (1): Roses

No recommendation (3): Johnson, Johansen, Lynn

Amend (2): Coghill, Doll

The following fiscal note(s) apply to CSHB 260(STA):

1. Fiscal, Dept. of Administration

HB 260 was referred to the Finance Committee.

HB 281

The State Affairs Committee considered:

HOUSE BILL NO. 281

"An Act extending the statute of limitations for the filing of complaints with the Alaska Public Offices Commission involving state election campaigns."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 281(STA)

"An Act relating to the Alaska Public Offices Commission; relating to the Select Committee on Legislative Ethics; relating to public officials' financial disclosure; relating to certain records required to be kept by businesses, persons, or groups that provide certain services, facilities, or supplies to a candidate or group involved in a state election; relating to records of the reports required of candidates, groups, nongroup entities, or persons under AS 15.13; relating to records required to be kept by certain lobbyists and persons who employ, retain, or contract for the services of lobbyists; and providing for an effective date."

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

Do pass (1): Lynn

No recommendation (3): Roses, Coghill, Doll

Amend (2): Johnson, Johansen

The following fiscal note(s) apply to CSHB 281(STA):

1. Fiscal, Dept. of Administration

HB 281 was referred to the Judiciary Committee.

HB 296

The State Affairs Committee considered:

HOUSE BILL NO. 296

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

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

Do pass (4): Roses, Coghill, Doll, Lynn

No recommendation (2): Johnson, Johansen

The following fiscal note(s) apply:

1. Fiscal, Dept. of Corrections

HB 296 was referred to the Finance Committee.

HB 301

The Judiciary Committee considered:

HOUSE BILL NO. 301

"An Act relating to partial-birth abortions."

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

Do pass (5): Lynn, Coghill, Dahlstrom, Samuels, Ramras

Do not pass (1): Holmes

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services

HB 301 was referred to the Rules Committee for placement on the calendar.

HB 313

The State Affairs Committee considered:

HOUSE BILL NO. 313

"An Act providing for and relating to the issuance of general obligation bonds for the purpose of paying the cost of a scientific crime detection laboratory; and providing for an effective date."

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

Do pass (3): Roses, Doll, Lynn

No recommendation (3): Johnson, Johansen, Coghill

The following fiscal note(s) apply:

1. Fiscal, Office of the Governor

HB 313 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:

In Memoriam – Juliette Danguilan
By Representative Gara

In Memoriam – Tyler Beckham
By Representatives Gatto, Keller

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 335**

HOUSE BILL NO. 335 by Representatives Johnson, Harris, and Ramras, entitled:

"An Act making a special appropriation for a study regarding a Susitna hydroelectric project; and providing for an effective date."

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

HB 336

HOUSE BILL NO. 336 by Representatives Johnson, Harris, and Ramras, entitled:

"An Act directing the Alaska Energy Authority to conduct a study of and to prepare a proposal for an appropriately sized Susitna River hydroelectric power project; and providing for an effective date."

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

HB 337

HOUSE BILL NO. 337 by the House Rules Committee by request of the Governor, entitled:

"An Act establishing the Alaska Health Care Commission and the Alaska health care information office; relating to health care planning and information; repealing the certificate of need program for certain health care facilities and relating to the repeal; annulling certain regulations required for implementation of the certificate of need program for certain health care facilities; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Health & Social Services
2. Fiscal, Dept. of Health & Social Services
3. Fiscal, Dept. of Health & Social Services
4. Fiscal, Dept. of Health & Social Services

The Governor's transmittal letter dated January 18, 2008, follows:

"Dear Speaker Harris:

Under the authority of art. III, sec. 18 of the Alaska Constitution, I am transmitting a bill to further the provision of affordable and quality health care services for all Alaskans. This bill is my administration's Alaska Health Care Transparency Act.

Access to affordable, quality health care services is one of the most pressing issues facing Alaska families. Providing these services in Alaska is particularly challenging, given our small population and wide geographic area to be served.

Dynamic health care planning, that involves both the public and private sectors, is essential to providing affordable, quality health care services. This bill would further health care planning by establishing an Alaska Health Care Commission to look at health care services from a statewide perspective. It would encourage non-traditional stakeholders, including businesses and civic organizations, to share their expertise to address the important issues facing the provision of these essential services.

Finally, now is the time to recognize that market mechanisms, not static governmental restrictions, are the best way to ensure that proper business decision-making guides the development of health care services. Therefore, to allow business decision-making to take place more efficiently, this bill would repeal the certificate of need program. The bill would also establish an Alaska health care information office to give consumers factually based information on quality, cost, and other important matters to make better informed decisions about health care facilities in the state.

Alaska families deserve the best health care that Alaska can offer. This bill would play a major role in improving the health care system in Alaska.

I urge your prompt and favorable consideration of this bill.

Sincerely,

/s/

Sarah Palin

Governor"

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 15**

The following was read the second time:

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."

with the:	Journal Page
FSH RPT CS(FSH) 2DP 3NR 1AM	580
FN1: ZERO(DFG)	581
RES RPT CS(RES) NT 6DP 3NR	1174
FN1: ZERO(DFG)	1175
FN2: ZERO(LAW)	1175

The Rules Committee submitted the following updated fiscal notes:

3. Zero, Dept. of Fish & Game
4. Zero, Dept. of Law

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. 15(RES)

"An Act relating to participation in matters before the Board of Fisheries by members of the board and to the definition of 'immediate family member' under the Alaska Executive Branch Ethics Act as that Act applies to members of the Board of Fisheries; and providing for an effective date."

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 15(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 15(RES) was read the third time.

The question being: "Shall CSHB 15(RES) pass the House?" The roll was taken with the following result:

CSHB 15(RES)

Third Reading

Final Passage

YEAS: 33 NAYS: 2 EXCUSED: 3 ABSENT: 2

Yeas: Buch, Chenault, Cissna, Coghil, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Harris, Holmes, Johansen, Johnson, Kawasaki, Keller, Kelly, Kerttula, LeDoux, Lynn, Meyer, Nelson, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Thomas, Wilson

Nays: Neuman, Stoltze

Excused: Foster, Gruenberg, Joule

Absent: Guttenberg, Hawker

And so, CSHB 15(RES) 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 Stoltze gave notice of reconsideration of the vote on CSHB 15(RES).

LEGISLATIVE CITATIONS

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

Honoring – Alaska Federation of Natives, 2007 Parents of the Year,
Wilfred and Vivian Lane

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

UNFINISHED BUSINESS

HB 281

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 281

"An Act extending the statute of limitations for the filing of
complaints with the Alaska Public Offices Commission involving
state election campaigns."

HB 281 is in the Judiciary Committee.

HB 334

The Speaker waived the Health, Education & Social Services
Committee referral for the following at the request of Representative
Wilson, Chair:

HOUSE BILL NO. 334

"An Act extending the termination date of the Council on
Domestic Violence and Sexual Assault; and providing for an
effective date."

HB 334 was removed from the Health, Education & Social Services
Committee and referred to the Finance Committee.

HB 193

Representative Gara added his name as cosponsor to:

HOUSE BILL NO. 193

"An Act relating to the composition of the Alaska Police
Standards Council; and providing for an effective date."

HB 251

Representative Gara added his name as cosponsor to:

HOUSE BILL NO. 251

"An Act relating to the use of credited military service by retired peace officers and fire fighters to meet certain requirements for major medical insurance coverage benefits."

HB 283

Representative Dahlstrom added her name as cosponsor to:

HOUSE BILL NO. 283

"An Act designating the Alaska Highway and a portion of the Richardson Highway as the Purple Heart Trail."

HB 306

Representative Salmon added his name as cosponsor to:

HOUSE BILL NO. 306

"An Act relating to providing a pre-elementary program within a school district; and providing for the certification of early childhood education plans."

HB 307

Representative Salmon added his name as cosponsor to:

HOUSE BILL NO. 307

"An Act relating to penalizing certain misdemeanor domestic violence offenses as felonies."

HB 308

Representative Salmon added his name as cosponsor to:

HOUSE BILL NO. 308

"An Act establishing a state heating assistance program in addition to the federal heating assistance program."

HB 319

Representative Salmon added his name as cosponsor to:

HOUSE BILL NO. 319

"An Act relating to the practice of dentistry and to dental assistants."

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., January 23, 2008. There being no objection, the House adjourned at 11:53 a.m.

Suzi Lowell
Chief Clerk