

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE – SECOND SESSION

Juneau, Alaska

Tuesday

April 1, 2008

Seventy-eighth Day

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

Roll call showed 39 members present. Representative Foster had been excused from a call of the House today.

Representative Samuels moved and asked unanimous consent that Representative Guttenberg be excused from a call of the House from 11:00 a.m. to 2:30 p.m., today. There being no objection, it was so ordered.

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

Your might, O God, is everlasting; help us to use our strength for good and not for evil. You are the source of life and blessing; help us to choose life for ourselves and our children. You are the support of the falling; help us to lift up the fallen. You are the author of freedom; help us to set free the captive. You are our hope in death as in life; help us to keep faith with those who sleep in the dust. Your might, O God, is everlasting; help us to use our strength for good.

Have mercy, O Lord our God, upon the righteous and faithful of all people and upon all of us. Uphold all who faithfully put their trust in you, and grant that we may always be numbered among them. Blessed is the Lord, the staff and support of the righteous. Amen.

The Pledge of Allegiance was led by Representative Wilson.

CERTIFICATION OF THE JOURNAL

Representative Samuels moved and asked unanimous consent that the journal for the 77th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HCR 25

A message dated March 31, 2008, was read stating the Senate passed:

HOUSE CONCURRENT RESOLUTION NO. 25

Relating to proclaiming April of 2008 to be Sexual Assault Awareness Month.

HCR 25 was referred to the Chief Clerk for enrollment.

HJR 29

A message dated March 31, 2008, was read stating the Senate passed:

HOUSE JOINT RESOLUTION NO. 29

Urging the President of the United States and the United States Congress to fulfill the federal obligation to provide adequate funding for special education in public schools.

HJR 29 was referred to the Chief Clerk for enrollment.

HJR 34

A message dated March 31, 2008, was read stating the Senate passed:

HOUSE JOINT RESOLUTION NO. 34

Urging the United States Congress to reauthorize the Debbie Smith DNA backlog grant program.

HJR 34 was referred to the Chief Clerk for enrollment.

HB 315

A message dated March 31, 2008, was read stating the Senate passed:

HOUSE BILL NO. 315

"An Act extending the termination date of the Big Game Commercial Services Board; and providing for an effective date."

HB 315 was referred to the Chief Clerk for enrollment.

A message dated March 31, 2008, was read stating the Senate passed the following and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 305

SENATE BILL NO. 305 by the Senate Labor and Commerce Committee, entitled:

"An Act relating to recorking, sealing, or packaging of wine served with a meal and removal of recorked, sealed, or packaged wine from licensed premises."

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

REPORTS OF STANDING COMMITTEES

HJR 40

The Rules Committee considered:

HOUSE JOINT RESOLUTION NO. 40

Relating to defending the state from electromagnetic pulse attacks.

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

Do pass (5): Fairclough, Samuels, Guttenberg, Harris, Coghill

No recommendation (2): Kerttula, Johnson

The following fiscal note(s) apply:

1. Zero, House Rules Committee/Dept. of Military & Veterans' Affairs

HJR 40 is on today's calendar.

HB 207

The Rules Committee considered:

HOUSE BILL NO. 207

"An Act relating to questionnaires and surveys administered in the public schools."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 207(RLS)

(same title)

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

Do pass (2): Kerttula, Guttenberg

No recommendation (5): Johnson, Fairclough, Samuels, Harris, Coghill

The following fiscal note(s) apply to CSHB 207(RLS):

2. Zero, Dept. of Education & Early Development

HB 207 was returned to the Rules Committee for placement on the calendar.

HB 386

The Health, Education & Social Services Committee considered:

HOUSE BILL NO. 386

"An Act relating to an energy subsidy for public schools."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 386(HES)
(same title)

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

Do pass (3): Gardner, Seaton, Wilson

Do not pass (1): Keller

No recommendation (1): Roses

Amend (1): Fairclough

The following fiscal note(s) apply to CSHB 386(HES):

1. Fiscal, Dept. of Education & Early Development

HB 386 was referred to the Finance Committee.

SJR 17

The Resources Committee considered:

SENATE JOINT RESOLUTION NO. 17

Urging the United States Congress to provide a means for consistently sharing, on an ongoing basis, revenue generated from oil and gas development on the outer continental shelf with all coastal energy-producing states to ensure that those states develop, support, and maintain necessary infrastructure and preserve environmental integrity.

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

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

No recommendation (1): Kawasaki

The following fiscal note(s) apply:

1. Zero, Senate Resources Committee

SJR 17 was referred to the Finance Committee.

SB 101

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 101(2d L&C)

"An Act relating to private professional conservators, private and public guardians, and court hearings on the issue of incapacity; and establishing uniform adult guardianship and conservator jurisdiction and procedures."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 101(JUD)
(same title)

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

Do pass (2): Gruenberg, Ramras

No recommendation (4): Coghill, Dahlstrom, Samuels, Holmes

The following fiscal note(s) apply to HCS CSSB 101(JUD):

- 3. Zero, Dept. of Commerce, Community, & Economic Development
- 4. Zero, Dept. of Administration
- 5. Zero, Dept. of Health & Social Services

CSSB 101(2d L&C) was referred to the Rules Committee for placement on the calendar.

SB 120

The Labor & Commerce Committee considered:

CS FOR SENATE BILL NO. 120(FIN)

"An Act relating to disclosure of certain information from the records of the Department of Labor and Workforce Development

and limiting the use of the disclosed information, and to the calculation and payment of unemployment compensation benefits; and providing for an effective date."

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

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

No recommendation (3): LeDoux, Neuman, Ramras

The following fiscal note(s) apply:

2. Fiscal, Dept. of Labor & Workforce Development

CSSB 120(FIN) was referred to the Finance Committee.

SB 229

The Resources Committee considered:

SENATE BILL NO. 229

"An Act relating to the Tanana Valley State Forest and to assignment of certain forest land to the Minto Flats State Game Refuge; and providing for an effective date."

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

Do pass (4): Seaton, Wilson, Edgmon, Guttenberg

No recommendation (4): Fairclough, Kawasaki, Roses, Johnson

The following fiscal note(s) apply:

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

SB 229 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 – Grant Stephen Hicks
By Representative Neuman; Senator Huggins

Honoring – Monica Edwards, State Youth of the Year
By Representative Salmon; Senator Kookesh

Honoring – Roxanna and Elmer Jeske on Their 50th Wedding Anniversary
By Representative Gruenberg

Honoring – Mark Schlereth, Alaska Sports Hall of Fame
By Representative Meyer

Honoring – Colony High School Girls Basketball Team, 4A State Champions
By Representatives Gatto, Keller, Stoltze

Honoring – Anchorage Christian School's 2008 Girls 3A State Basketball Champions
By Representative Meyer

Honoring – Chugiak High School Drama, Debate & Forensics Team, 2008 Alaska State Champions
By Representatives Stoltze, Fairclough, Dahlstrom; Senators Dyson, Huggins

Honoring – Haines High School Boys Basketball Team
By Representative Thomas; Senator Kookesh

Honoring – Village Public Safety Officer John Peratrovich
By Senator Olson

In Memoriam – Jessica Brigida Stevens
By Representative Neuman; Senator Huggins

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 332**

The following was read the second time:

HOUSE BILL NO. 332

"An Act relating to elementary and pre-elementary schools."

with the:

Journal Page

HES RPT 5DP	2211
FN1: ZERO (EED)	2211
FIN RPT CS(FIN) 4DP 4NR	2357
FN1: ZERO (EED)	2357

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. 332(FIN)
(same title)

There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that CSHB 332(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 332(FIN) was read the third time.

The question being: "Shall CSHB 332(FIN) pass the House?" The roll was taken with the following result:

CSHB 332(FIN)

Third Reading

Final Passage

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

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

Excused: Foster

And so, CSHB 332(FIN) passed the House.

Representative Kerttula gave notice of reconsideration of the vote on CSHB 332(FIN).

SECOND READING OF SENATE BILLS

SB 149

The following was read the second time:

CS FOR SENATE BILL NO. 149(L&C)

"An Act relating to redistribution of used eyeglasses and to the Board of Dispensing Opticians."

with the:

Journal Page

L&C RPT 5DP 1NR

2488

FN1: ZERO(CED)

2489

Representative Samuels moved and asked unanimous consent that CSSB 149(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 149(L&C) was read the third time.

The question being: "Shall CSSB 149(L&C) pass the House?" The roll was taken with the following result:

CSSB 149(L&C)

Third Reading

Final Passage

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

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

Excused: Foster

Absent: Nelson

And so, CSSB 149(L&C) passed the House, was signed by the Speaker and Chief Clerk and returned to the Senate.

THIRD READING OF SENATE BILLS

SB 249

The following, which was advanced to third reading from the March 31, 2008, calendar (page 2517), was read the third time:

SENATE BILL NO. 249

"An Act establishing the Alaska capstone avionics revolving loan fund and relating to the fund; and providing for an effective date."

The question being: "Shall SB 249 pass the House?" The roll was taken with the following result:

SB 249

Third Reading

Final Passage

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

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

Excused: Foster

Absent: Nelson

And so, SB 249 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.

SB 249 was signed by the Speaker and Chief Clerk and returned to the Senate.

SECOND READING OF HOUSE RESOLUTIONS

HJR 40

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 40

Relating to defending the state from electromagnetic pulse attacks.

with the:

Journal Page

RLS RPT 5DP 2NR

2527

FN1: ZERO(H.RLS/MVA)

2527

Amendment No. 1 was offered by Representatives Kerttula and Dahlstrom:

Page 2, line 19, following "system":

Insert ", and also to develop other methods,"

Representative Kerttula moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

Representative Samuels moved and asked unanimous consent that HJR 40 am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HJR 40 am was read the third time.

The question being: "Shall HJR 40 am pass the House?" The roll was taken with the following result:

HJR 40 am
Third Reading
Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2

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

Excused: Foster

Absent: Meyer, Nelson

And so, HJR 40 am passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

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

Honoring – William A. Ferguson

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

Honoring – Captain Cory John Young

By Senator Wilken; Representatives Harris, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes,

Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Thomas, Wilson

Honoring – Alva and Axel Carlson on Their 60th Anniversary

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

Honoring – Harold and Rose Skonberg

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

Honoring – Galena High School Hawks Basketball Team

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, Keller, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Samuels, Seaton, Stoltze, Thomas, Wilson

Honoring – Delta Elementary School

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

Honoring – Angoon High School Eagles Basketball Team

By Senator Kookesh; Representatives Thomas, Harris, Buch, Chenault, Cissna, Coghill, Crawford, Dahlstrom, Doll, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg,

Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Meyer, Nelson, Neuman, Olson, Ramras, Roses, Salmon, Samuels, Seaton, Stoltze, Wilson

In Memoriam – Julia Josephine Munyon

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

In Memoriam – Kenneth Leroy Follett

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

In Memoriam – Rhoda Talugnaqtuaq Atoruk

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

In Memoriam – Thomas Byrd Stewart

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

UNFINISHED BUSINESS**HB 294**

The Speaker waived the Finance Committee referral for the following at the request of Representative Meyer, Co-chair:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 294

"An Act establishing the division of marine transportation; establishing the Alaska Marine Transportation Authority Board and the position of director of the division of marine transportation, and assigning the powers and duties of each; making conforming amendments; and providing for an effective date."

SSHB 294 was removed from the Finance Committee and referred to the Rules Committee for placement on the calendar.

HB 152

Representative Ramras added his name as cosponsor to:

CS FOR HOUSE BILL NO. 152(FIN)

"An Act establishing a renewable energy project account and a renewable energy fund and describing their uses and purposes."

HB 332

Representatives Kawasaki and Kerttula added their names as cosponsors to:

CS FOR HOUSE BILL NO. 332(FIN)

"An Act relating to elementary and pre-elementary schools."

SB 149

Representatives Kerttula and Dahlstrom added their names as cross sponsors to:

CS FOR SENATE BILL NO. 149(L&C)

"An Act relating to redistribution of used eyeglasses and to the Board of Dispensing Opticians."

ENGROSSMENT

HJR 40

HJR 40 am was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published daily under separate cover.

ADJOURNMENT

Representative Samuels moved and asked unanimous consent that the House adjourn until 10:00 a.m., April 2, 2008. There being no objection, the House adjourned at 11:09 a.m.

Suzi Lowell
Chief Clerk