

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-FIFTH LEGISLATURE**  
**FOURTH SPECIAL SESSION**

**Juneau, Alaska**

**Tuesday**

**August 5, 2008**

**Twenty-eighth Day**

The House was called to order by Speaker Harris at 7:31 p.m.

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

Representative Coghill, Acting Majority Leader, moved and asked unanimous consent that Representative Joule be excused from a call of the House today. There being no objection, it was so ordered.

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

With respect to any who choose to pray and believe differently, I invite you to join me as I pray.

Heavenly Father: As a matter of faith I humbly acknowledge you as God and maker of the universe. I invite you to work in our minds, bodies, and spirits to enable us to make the weighty decisions before us tonight and to represent the people of Alaska in a way that brings you pleasure and honor.

I pray in Jesus' name. Amen.

The Pledge of Allegiance was led by Representative Cissna.

### **CERTIFICATION OF THE JOURNAL**

Representative Coghill moved and asked unanimous consent that the journal for the 27<sup>th</sup> legislative day of the Fourth Special Session be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **REPORTS OF STANDING COMMITTEES**

#### **SB 4002**

The Finance Committee considered:

CS FOR SENATE BILL NO. 4002(FIN) am

"An Act relating to grants from the renewable energy grant fund; amending the bulk fuel bridge loan fund and the bulk fuel revolving loan fund; amending the power cost equalization program, repealing the exclusion from eligibility for power cost equalization for certain power projects that take their power from hydroelectric facilities, and amending the definition of 'eligible electric utility' as it applies to the power cost equalization program and the grant program for small power projects for utility improvements; relating to establishing a gas pipeline development fund in the Department of Revenue; establishing the Alaska resource rebate program and relating to that program; relating to heating assistance; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 4002(FIN)

"An Act amending the bulk fuel bridge loan fund and the bulk fuel revolving loan fund; relating to Alaska resource rebates, and increasing the amount of the 2008 permanent fund dividend to provide that rebate; suspending the motor fuel tax; eliminating the authority to make certain provisions of the heating assistance program retroactive to November 1, 2007; and providing for an effective date."

(pending title change resolution)

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

Do pass (4): Foster, Stoltze, Chenault, Meyer

No recommendation (3): Hawker, Thomas, Kelly

Amend (3): Nelson, Crawford, Gara

The following fiscal note(s) apply to HCS CSSB 4002(FIN):

9. Fiscal, Dept. of Commerce, Community, & Economic Development
10. Fiscal, Dept. of Commerce, Community, & Economic Development
11. Fiscal, Dept. of Commerce, Community, & Economic Development
12. Fiscal, Dept. of Health & Social Services
13. Fiscal, Dept. of Health & Social Services
14. Fiscal, Dept. of Revenue
15. Fiscal, Dept. of Revenue

CSSB 4002(FIN) am is on today's calendar.

### **INTRODUCTION OF CITATIONS**

The following citation was introduced and taken up later as a Special Order of Business:

In Memoriam – Margaret Ward  
By Representative Lynn

### **CONSIDERATION OF THE DAILY CALENDAR**

### **SECOND READING OF SENATE BILLS**

#### **SB 4002**

The following was read the second time:

CS FOR SENATE BILL NO. 4002(FIN) am

"An Act relating to grants from the renewable energy grant fund; amending the bulk fuel bridge loan fund and the bulk fuel revolving loan fund; amending the power cost equalization program, repealing the exclusion from eligibility for power cost equalization for certain power projects that take their power from hydroelectric facilities, and amending the definition of 'eligible electric utility' as it applies to the power cost equalization program and the grant program for small power projects for utility improvements; relating to establishing a gas pipeline development fund in the Department of Revenue; establishing the Alaska resource rebate program and relating to that program; relating to heating assistance; and providing for an effective date."

with the:

Journal Page

FIN RPT HCS(FIN) NT 4DP 3NR 3AM

3316

Representative Coghill 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. 4002(FIN)

"An Act amending the bulk fuel bridge loan fund and the bulk fuel revolving loan fund; relating to Alaska resource rebates, and increasing the amount of the 2008 permanent fund dividend to provide that rebate; suspending the motor fuel tax; eliminating the authority to make certain provisions of the heating assistance program retroactive to November 1, 2007; and providing for an effective date."

(pending title change resolution)

Representative Nelson objected.

The question being: "Shall HCS CSSB 4002(FIN) be adopted in lieu of the original bill?" The roll was taken with the following result:

CSSB 4002(FIN) am

Second Reading

Adopt Finance HCS

**YEAS: 22 NAYS: 15 EXCUSED: 3 ABSENT: 0**

Yeas: Chenault, Coghill, Dahlstrom, Fairclough, Foster, Gatto, Harris, Hawker, Johansen, Johnson, Keller, Kelly, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Seaton, Stoltze, Thomas, Wilson

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

Excused: Joule, LeDoux, Samuels

And so, HCS CSSB 4002(FIN) was adopted.

Representative Coghill moved and asked unanimous consent that HCS CSSB 4002(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSB 4002(FIN) will advance to third reading on tomorrow's calendar.

### **THIRD READING OF HOUSE BILLS**

#### **HB 4001**

The following, which was advanced to third reading from the August 4, 2008, calendar (page 3309), was read the third time:

CS FOR HOUSE BILL NO. 4001(FIN)

"An Act making supplemental appropriations, capital appropriations, and other appropriations; making appropriations to capitalize funds; and providing for an effective date."

Representative Kerttula moved and asked unanimous consent that CSHB 4001(FIN) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHB 4001(FIN) would be returned to second reading for all amendments.

Amendment No. 1 was offered by Representatives Holmes, Kerttula, Gara, Cissna, Doll, Kawasaki, Buch, Gruenberg, Edgmon, Gardner, Nelson, Guttenberg, Salmon, and Crawford:

Page 3, following line 14:

Insert a new bill section to read:

**\*\* Sec. 9. FUND TRANSFER.** (a) The sum of \$150,000,000 is appropriated from the general fund to the renewable energy grant fund (AS 42.45.045(a)).

(b) It is the intent of the legislature that the

(1) \$50,000,000 a year mentioned in sec. 1(b), ch. 31, SLA 2008, is a guideline and not a cap on appropriations to the renewable energy grant fund (AS 42.45.045); and

(2) Alaska Energy Authority may consider qualified projects that cost more than \$50,000,000."

Renumber the following bill sections accordingly.

Page 3, line 15:

Delete "and 5(b)"

Insert "5(b), and 9(a)"

Page 3, following line 22:

Insert a new bill section to read:

**\*\* Sec. 13.** Section 9(a) of this Act takes effect July 1, 2009."

Renumber the following bill section accordingly.

Page 3, line 23:

Delete "This"

Insert "Except as provided in sec. 13 of this Act, this"

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

Representative Chenault objected.

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

CSHB 4001(FIN)  
Second Reading  
Amendment No. 1

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

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

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

Excused: Joule, LeDoux, Samuels

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Gara, Salmon, Kerttula, Gruenberg, and Gardner:

Page 3, following line 14:

Insert a new bill section to read:

**"\* Sec. 9. DEPARTMENT OF HEALTH AND SOCIAL SERVICES.** The amount necessary to fund the dollar value of a community heating cost point at \$170 is appropriated from the general fund to the Department of Health and Social Services, public assistance energy assistance program, for heating assistance for low-income households for the fiscal year ending June 30, 2009."

Renumber the following bill sections accordingly.

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

Representative Meyer objected.

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

CSHB 4001(FIN)  
Second Reading  
Amendment No. 2

**YEAS: 15 NAYS: 22 EXCUSED: 3 ABSENT: 0**

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

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

Excused: Joule, LeDoux, Samuels

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representatives Crawford and Gardner:

Page 2, following line 7:

Insert a new subsection to read:

"(c) The sum of \$2,000,000 is appropriated from the general fund to the Alaska Energy Authority for environmental, engineering, and related feasibility studies for the Chakachamna hydroelectric project."

Page 3, line 17, following "secs. 1(b),":

Delete "2(c),"

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

Representative Meyer objected.

Amendment to Amendment No. 3 was offered by Representative Gruenberg:

Delete "Delete"

Insert "Insert"



Representative Gruenberg moved and asked unanimous consent that Amendment to Amendment No. 3 be adopted. There being no objection, it was so ordered.

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

CSHB 4001(FIN)

Second Reading

Amendment No. 3 as amended

**YEAS: 12 NAYS: 22 EXCUSED: 3 ABSENT: 3**

Yeas: Buch, Cissna, Crawford, Doll, Doogan, Edgmon, Gara, Gardner, Gruenberg, Guttenberg, Holmes, Kerttula

Nays: Chenault, Coghill, Dahlstrom, Fairclough, Foster, Gatto, Harris, Hawker, Johansen, Johnson, Keller, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Salmon, Seaton, Stoltze, Thomas, Wilson

Excused: Joule, LeDoux, Samuels

Absent: Kawasaki, Kelly, Nelson

And so, Amendment No. 3 as amended was not adopted.

Representative Coghill moved and asked unanimous consent that Representative Nelson be excused from a call of the House until 10:00 p.m., today. There being no objection, it was so ordered.

Amendment No. 4 was offered by Representatives Crawford and Gardner:

Page 3, following line 14:

Insert a new bill section to read:

**"\* Sec. 9.** DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT. The sum of \$3,750,000 is appropriated from the general fund to the Department of Commerce, Community, and Economic Development for payment as a grant under AS 37.05.315 to the Municipality of Anchorage for construction of a gas to energy power plant at the Anchorage Regional Landfill."

Renumber the following bill sections accordingly.

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

Representative Hawker objected.

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

CSHB 4001(FIN)  
Second Reading  
Amendment No. 4

**YEAS: 12 NAYS: 24 EXCUSED: 4 ABSENT: 0**

Yeas: Buch, Cissna, Crawford, Doll, Doogan, Edgmon, Gara, Gardner, Gruenberg, Guttenberg, Holmes, Kerttula

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

Excused: Joule, LeDoux, Nelson, Samuels

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representative Cissna:

Page 2, following line 16:

Insert a new bill section to read:

**"\* Sec. 5.** DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT. The sum of \$270,000 is appropriated from the general fund to the Division of Community Advocacy for payment of a high-risk residence weatherization and crisis preparation program."

Renumber the following bill sections accordingly.

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

There was objection.

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

CSHB 4001(FIN)  
Second Reading  
Amendment No. 5

**YEAS: 12 NAYS: 22 EXCUSED: 4 ABSENT: 2**

Yeas: Buch, Cissna, Crawford, Doll, Doogan, Edgmon, Gara, Gardner, Gruenberg, Guttenberg, Kerttula, Salmon

Nays: Chenault, Coghill, Dahlstrom, Fairclough, Gatto, Harris, Hawker, Johansen, Johnson, Kawasaki, Keller, Kelly, Lynn, Meyer, Neuman, Olson, Ramras, Roses, Seaton, Stoltze, Thomas, Wilson

Excused: Joule, LeDoux, Nelson, Samuels

Absent: Foster, Holmes

And so, Amendment No. 5 was not adopted.

Amendment No. 6 was offered by Representatives Buch, Doll, and Guttenberg:

Page 3, following line 14:

Insert new bill sections to read:

**\* Sec. 9. DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT.** The sum of \$5,300,000 is appropriated from the general fund to the Department of Labor and Workforce Development, business services, for the career and technical education grant program for the fiscal year ending June 30, 2009.

**\* Sec. 10. DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT.** The sum of \$2,287,500 is appropriated from the general fund to the Department of Commerce, Community, and Economic Development for payment as a grant under AS 37.05.316 to the Alaska Works Partnership for acquisition of pipeline training equipment and materials.

**\* Sec. 11. UNIVERSITY OF ALASKA.** The sum of \$1,072,000 is appropriated from the general fund to the University of Alaska for acquisition of surface machinery simulators."

Renumber the following bill sections accordingly.

Page 3, line 17:

Delete "and 8"

Insert "8, 10, and 11"

Representative Buch moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Coghill objected.

\*\*The presence of Representative Nelson, who was excused (page 3323), was noted.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

CSHB 4001(FIN)

Second Reading

Amendment No. 6

**YEAS: 16 NAYS: 21 EXCUSED: 3 ABSENT: 0**

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

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

Excused: Joule, LeDoux, Samuels

And so, Amendment No. 6 was not adopted.

CSHB 4001(FIN) was automatically in third reading.

The question being: "Shall CSHB 4001(FIN) pass the House?" The roll was taken with the following result:

CSHB 4001(FIN)

Third Reading

Final Passage

**YEAS: 34 NAYS: 3 EXCUSED: 3 ABSENT: 0**

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

Nays: Crawford, Doogan, Holmes

Excused: Joule, LeDoux, Samuels

And so, CSHB 4001(FIN) passed the House.

Representative Coghill 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 4001(FIN) was referred to the Chief Clerk for engrossment.

### LEGISLATIVE CITATIONS

Representative Coghill 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:

In Memoriam – Marie Quirk Fate Haggard

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

In Memoriam – Franc Guiliano Fallico

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

**UNFINISHED BUSINESS**

Representative Coghill 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 Holmes – from 6:00 a.m., August 21 to evening plane time, September 2; from 6:00 a.m., September 5 to evening plane time, September 14; from 6:00 a.m., September 26 to evening plane time, October 3; and from 6:00 a.m., November 14 to evening plane time, December 21

Representative Nelson - from August 8 to December 31

**SPECIAL ORDER OF BUSINESS**

Representative Coghill moved and asked unanimous consent that the notice and publication requirements be waived and the citation, In Memoriam – Margaret Ward, be taken up as a Special Order of Business. There being no objection, it was so ordered.

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

In Memoriam – Margaret Ward

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

**ENGROSSMENT****HB 4001**

CSHB 4001(FIN) was engrossed.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Coghill moved and asked unanimous consent that the House adjourn until 10:00 a.m., August 6, 2008. There being no objection, the House adjourned at 10:24 p.m.

Suzi Lowell  
Chief Clerk

HOUSE JOURNAL

3330

August 5, 2008

**HOUSE JOURNAL INDEX**

HB4001 3319-3328

SB4002 3316-3319