

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE

FIRST SESSION

Juneau, Alaska Friday February 16, 2007

Thirty-second Day

Pursuant to adjournment the Senate was called to order by President Green at 10:02 a.m. The Senate was convened for the purpose of a technical session.

Senator Ellis, Acting Majority Leader, moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. Without objection, it was so ordered.

The Alaska Children's Choir of Wasilla, directed by Janet Stotts, performed "Alaska's Flag" and "The Star-Spangled Banner."

The prayer was offered by the Chaplain, the Reverend Bob Stevens of St. Brendan's Episcopal Church.

Senator French led the Senate in the Pledge of Allegiance.

Messages from the Governor

Letter dated February 14 was read, stating in accordance with article III section 25 of the Alaska Constitution, I submit the following name for legislative confirmation of appointment to the position set out below:

Commissioner - Department of Natural Resources

Tom Irwin

Appointed: 2/9/2007

The appointment was referred to the Resources Committee.

In accordance with AS 39.05.080, I submit the following names for legislative confirmation of appointment to the boards and commissions set out below:

Alaska State Board of Public Accountancy

Bruce Gabrys - Eagle River

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

Rebecca Jensen - Pedro Bay

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

Alcoholic Beverage Control Board

Shirley A. Gifford - Soldotna

Appointed: 10/11/2005 Reappointed: 3/1/2007

Term Expires: 3/1/2010

State Assessment Review Board

Don (Marty) M. McGee - Anchorage

Appointed: 10/26/2006

Alaska Labor Relations Agency

Ken Peltier - Palmer

Appointed: 3/1/2007 Term Expires: 3/1/2010

Board of Marine Pilots

Joseph W. Miller - Fairbanks

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

Michael J. O'Hara - Anchorage

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

Board of Certified Real Estate Appraisers

April Moore - Trapper Creek

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

Real Estate Commission

Brad Cole - Girdwood

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

F. Lee Sherman - Wasilla

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

David B. Somers - Fairbanks

Appointed: 4/25/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Regulatory Commission of Alaska

Kate Giard - Anchorage

Appointed: 6/1/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2013

Board of Veterinary Examiners

Martin Buser - Big Lake

Appointed: 3/1/2007 Term Expires: 3/1/2008

Dr. David J. Hunt - Sitka

Appointed: 5/28/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Workers' Compensation Appeals Commission

Stephen T. Hagedorn - Anchorage

Appointed: 3/1/2007 Term Expires: 3/1/2012

Alaska Workers' Compensation Board

Mark A. Crutchfield - Anchorage

Appointed: 10/11/2006 Term Expires: 3/1/2009

Gloria O'Neill - Anchorage

Appointed: 3/1/2007 Term Expires: 3/1/2010

Janet L. Waldron - Chugiak

Appointed: 9/8/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

William (Bill) K. Williams - Ketchikan

Appointed: 3/1/2007 Term Expires: 3/1/2010

The appointments were referred to the Labor and Commerce Committee.

Board of Governors of the Alaska Bar

Dr. Donald McLean - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2010

Commission on Judicial Conduct

Henry K. Novak - Kenai

Appointed: 3/1/2007 Term Expires: 3/1/2013

Alaska Judicial Council

Charles M. Kopp - Kenai

Appointed: 3/1/2007 Term Expires: 3/1/2013

Violent Crimes Compensation Board

Gerad G. Godfrey - Valdez

Appointed: 2/19/2003 Reappointed: 4/6/2004, 3/1/2007

Term Expires: 3/1/2010

The appointments were referred to the Judiciary Committee.

Big Game Commercial Services Board

Richard A. Rohrer - Kodiak

Appointed: 7/24/2005 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Leif Wilson - Tok

Appointed: 3/23/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Board of Game

Robert Bell - Anchorage

Appointed: 11/28/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Ben Grussendorf - Sitka

Appointed: 1/31/2001 Reappointed: 5/4/2004, 3/1/2007

Term Expires: 3/1/2010

Alaska Oil and Gas Conservation Commission

Cathy P. Foerster - Anchorage

Appointed: 3/23/2005 Reappointed: 1/23/2007

Term Expires: 3/1/2013

The appointments were referred to the Resources Committee.

Board of Dental Examiners

Dr. David L. Eichler, D.M.D. - Fairbanks

Appointed: 3/1/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Cheryl Fellenberg, R.H.D. - Wasilla

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

Dr. Arne R. Pihl, D.M.D. - Ketchikan

Appointed: 5/28/2003 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Dr. Newell Walther, D.D.S. - Wasilla

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

Board of Education and Early Development

Patrick J. Shier - Auke Bay

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

Board of Marital and Family Therapy

Dr. Larry J. Severson - Anchorage

Appointed: 2/14/2007 Term Expires: 3/1/2011

State Medical Board

Dr. Jean Tsigonis - Fairbanks

Appointed: 11/15/2006 Term Expires: 3/1/2008

Board of Nursing

Beth Farnstrom, B.S.N., R.N. - Anchorage

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

Joanne Smith - Wasilla

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

Board of Examiners in Optometry

Dr. Jeffrey A. Gonnason - Anchorage

Appointed: 4/30/2004 Reappointed: 3/1/2007

Term Expires: 3/1/2011

Board of Pharmacy

Dirk T. White, R.Ph. - Sitka

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

Professional Teaching Practices Commission

Cindy Lou Aillaud - Delta Junction

Appointed: 10/26/2006 Term Expires: 3/1/2008

Jeffrey A. Hebard - Fairbanks

Appointed: 5/1/2006 Reappointed: 3/1/2007

Term Expires: 3/1/2010

Michael D. Husa - Bethel

Appointed: 2/13/2007 Term Expires: 3/1/2010

Eddy Jeans - Juneau

Appointed: 1/29/2007 Term Expires: 3/1/2010

Board of Social Work Examiners

Paulette Schuerch - Anchorage

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

The appointments were referred to the Health, Education and Social Services Committee.

State Commission for Human Rights

Karen Rhoades - Wasilla

Appointed: 3/1/2007 Term Expires: 3/1/2012

Alaska Public Offices Commission

Shirley R. Dean - Douglas

Appointed: 3/1/2007 Term Expires: 3/1/2012

Elizabeth Johnston Hickerson - Anchorage

Appointed: 9/8/2006 Term Expires: 3/1/2010

The appointments were referred to the State Affairs Committee.

The resumes for these appointments have been submitted to the Offices of the Senate Secretary and the Chief Clerk.

Messages from the House

SB 46

Message dated February 15 was read, stating the House passed and returned:

CS FOR SENATE BILL NO. 46(RES) "An Act relating to the Alaska coastal management program; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec. 21, ch. 31, SLA 2005; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

HB 69

Message dated February 14 was read, stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 69(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD) "An Act relating to executive clemency."

Standing Committee Reports

SB 15

The Transportation Committee considered SENATE BILL NO. 15 "An Act extending the termination date for the Board of Marine Pilots; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 15(TRA)

Signing do pass: Senator Kookesh, Chair. Signing no recommendation: Senators Olson, Wielechowski, Cowdery.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Commerce, Community and Economic Development

The bill was referred to the Labor and Commerce Committee.

SB 41

The Transportation Committee considered SENATE BILL NO. 41 "An Act repealing the fee imposed on the sale of studded tires" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 149. Signing do pass: Senator Kookesh, Chair; Senators Cowdery, Wielechowski.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Revenue

Fiscal Note No. 2, zero, Department of Transportation and Public Facilities

The bill was referred to the Finance Committee.

SB 49

The Transportation Committee considered SENATE BILL NO. 49 "An Act relating to commemorative license plates celebrating Alaska's 50th anniversary as a state; and providing for an effective date" and recommended the adoption of the State Affairs Committee Substitute offered on page 86. Signing do pass: Senator Kookesh, Chair; Senators Wielechowski, Cowdery. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Finance Committee.

SCR 2

The Health, Education and Social Services Committee considered SENATE CONCURRENT RESOLUTION NO. 2 Relating to establishing March 2007 as brain injury awareness month. Signing do pass: Senator Davis, Chair; Senators Elton, Thomas, Cowdery, Dyson.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Health, Education and Social Services Committee

The resolution was referred to the Rules Committee.

Unfinished Business

President Green made the following appointments:

Education Commission of the States

Senator Bunde

Western States Legislative Forestry Task Force

Senator Stedman

Senator Wagoner

Pacific Fisheries Task Force

Senator Elton

Senator Stevens

Senator Kookesh (alternate)

Alaska Aerospace Development Corporation

Senator Thomas

Alaska Climate Impact Assessment Commission

Senator Stevens

Senator Therriault

Alaska Commission on Postsecondary Education

Senator Wagoner

Alaska Statehood Celebration Commission

Senator Stevens
Senator Wilken

Bond Reimbursement and Grant Review Committee

Senator Hoffman
Senator Therriault

Exxon Valdez Oil Spill Trustee Council Public Advisory Committee

Senator Wilken
Senator Cowdery

Interstate Compact for Adult Offender Supervision

Senator French

Metropolitan Planning Organization

Senator Cowdery

Parks Bail Advisory Committee

Senator Wielechowski

Statewide Suicide Prevention Council

Senator Elton
Senator Therriault

Senate Majority Whip

Senator Huggins

Announcements

Announcements are at the end of the journal.

Enrollment**SB 46**

CS FOR SENATE BILL NO. 46(RES) "An Act relating to the Alaska coastal management program; providing for an effective date by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec. 21, ch. 31, SLA 2005; and providing for an effective date" was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:18 a.m., February 16, 2007.

Adjournment

Senator Ellis, Acting Majority Leader, moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 19, 2007. Without objection, the Senate adjourned at 10:16 a.m.

Kirsten Waid
Secretary of the Senate

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference

= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

Feb 20 Tuesday Beltz 211 3:30 PM
 += SB 16 EXTEND REGULATORY COMMISSION OF ALASKA
 Bills Previously Heard/Scheduled

Feb 22 Thursday Beltz 211 3:30 PM
 + Joint w/ (H) Community & Regional Affairs
 Confirmation Hearing: Emil Notti
 Commissioner - Dept of Commerce,
 Community & Economic Development
 (Senate CRA immediately following a five
 minute recess)
 += SB 72 COMMUNITY REVENUE SHARING
 Bills Previously Heard/Scheduled

FINANCE

Feb 16 Friday Senate Finance 532 9:00 AM
 No Meeting Scheduled

Feb 19 Monday Senate Finance 532 9:00 AM
 No Meeting Scheduled

Feb 20 Tuesday Senate Finance 532 8:30 AM
 -- Note Early Start Time --
 + PERS/TRS Funding Status & Review
 -- Testimony <Invitation Only> --

FINANCE (continued)

Feb 21	Wednesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Feb 22	Thursday	Senate Finance 532	9:00 AM
+ SB 61	SUPPLEMENTAL APPROPRIATIONS		
+ SB 82	SUPPLEMENTAL APPROPRIATIONS: OIL & GAS		
+ SB 83	SUPPLEMENTAL APPROPRIATIONS		
Feb 23	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 01	Thursday	Senate Finance 532	9:00 AM
+	Joint w/ (H) Finance		
	Alaska Permanent Fund Corporation		
	Presentation; APFC Board of Directors		
	-- Testimony <Invitation Only> --		

HEALTH, EDUCATION & SOCIAL SERVICES

Feb 16	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Feb 19	Monday	Butrovich 205	1:30 PM
+	Alaska Primary Care		
+	Presentation: Alaska's Community Health Centers		
+ SJR 1	MEDICAL ASSISTANCE FOR CHILDREN		
	<Above Bill Hearing Postponed>		
+ SB 4	SENIOR CARE PROGRAM		
Feb 21	Wednesday	Butrovich 205	1:30 PM
+ SB 81	EXTEND BOARD OF MIDWIVES		
+	Overview: Foundation Formula		
	Bills Previously Heard/Scheduled		
Feb 23	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Feb 19	Monday	Beltz 211	1:30 PM
	No Meeting Scheduled		
Feb 21	Wednesday	Beltz 211	1:30 PM
+ SB 69	CIVIL LEGAL SERVICES FUND		
+ HB 76	CIVIL LEGAL SERVICES FUND		
+ SB 5	FAILURE TO REPORT CRIMES		
Feb 22	Thursday	Butrovich 205	3:30 PM
	No Meeting Scheduled		

LABOR & COMMERCE

Feb 20	Tuesday	Beltz 211	1:30 PM
	No Meeting Scheduled		
Feb 22	Thursday	Beltz 211	1:30 PM
+ SJR 2	WASHINGTON CONTAINER FEE		
+ HJR 8	WASHINGTON CONTAINER FEE		
	<Pending Referral>		
+	Briefing: Identity Theft Issues		

RESOURCES

Feb 16	Friday	Butrovich 205	3:30 PM
	No Meeting Scheduled		
Feb 19	Monday	Butrovich 205	3:30 PM
	Continuation of 2/14/07 Presentations		
+	Presentation:		
	After the Pipeline Shutdown: Update on		
	Corrosion		
	Dept of Natural Resources		
	Dept of Environmental Conservation		
	Dept of Law		
	Jt Pipeline Office/State Pipeline		
	Coordinator's Office		
	Oil & Gas Conservation Commission		
	BP		
	-- Testimony <Invitation Only> --		

RESOURCES (continued)

Feb 21 Wednesday Butrovich 205 3:30 PM
 + SB 80 OIL & GAS PRODUCTION TAX: EXPENDITURES

Feb 23 Friday Butrovich 205 3:30 PM
 + Bills Previously Heard/Scheduled
 + Presentations Previously Heard/Scheduled

STATE AFFAIRS

Feb 20 Tuesday Beltz 211 9:00 AM
 Confirmation of Governor's Appointments
 Commissioner - Dept of Administration
 Annette Kreitzer
 Commissioner - Dept of Corrections
 Joe Schmidt
 Commissioner - Dept of Public Safety
 Walt Monegan
 + SB 75 EXTENDING COUNCIL ON DOMESTIC VIOLENCE
 + SB 43 CONTRIBUTIONS FROM PERM. FUND DIVIDENDS
 + HB 21 DISPOSAL OF STATE FLAG

Feb 22 Thursday Beltz 211 9:00 AM
 += SB 7 FELONS' RIGHT TO VOTE
 + SB 35 APPROP: FUNDS
 += SB 36 SENTENCING FOR ALCOHOL-RELATED CRIMES
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Feb 20 Tuesday Butrovich 205 1:30 PM
 Overview of the Alaska Railroad

Feb 22 Thursday Butrovich 205 1:30 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES**ADMINISTRATION**

Feb 26	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview		
Mar 05	Monday	Senate Finance 532	3:00 PM
	Department Budget Detail		
Mar 12	Monday	Senate Finance 532	3:00 PM
	Department Budget Detail		
Mar 19	Monday	Senate Finance 532	3:00 PM
	Department Budget Detail		

COURT SYSTEM

Feb 22	Thursday	Fahrenkamp 203	3:30 PM
+	Court System Budget and Overview of the Commission on Judicial Conduct		

EDUCATION & EARLY DEVELOPMENT

Mar 07	Wednesday	Butrovich 205	8:00 AM
	-- Meeting Canceled -- FY'08 Proposed Budget		
Mar 14	Wednesday	Butrovich 205	8:00 AM
	Postsecondary Education Commission FY'08 Proposed Budget Overview		
Mar 16	Friday	Butrovich 205	8:00 AM
	Dept of Education & Early Development FY'08 Proposed Budget		
Mar 21	Wednesday	Butrovich 205	8:00 AM
	Dept of Education & Early Development FY'08 Proposed Budget		

FINANCE SUBCOMMITTEES (continued)**FISH & GAME**

Feb 27	Tuesday Budget Overview	Senate Finance 532	8:00 AM
Mar 01	Thursday Budget Detail	Senate Finance 532	3:00 PM
Mar 13	Tuesday Budget Detail	Senate Finance 532	8:00 AM

HEALTH & SOCIAL SERVICES

Feb 22	Thursday -- Agenda Change -- Division of Senior & Disability Services Division of Public Health	Fahrenkamp 203	8:00 AM
Mar 08	Thursday Department Budget Detail	Fahrenkamp 203	8:00 AM
Mar 22	Thursday Department Budget Detail	Fahrenkamp 203	8:00 AM
Apr 05	Thursday Department Budget Close-Out	Fahrenkamp 203	8:00 AM

LABOR & WORKFORCE DEVELOPMENT

Feb 20	Tuesday Department Overview - Commissioner Bishop	Fahrenkamp 203	12:00 PM
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FINANCE SUBCOMMITTEES (continued)**LAW**

Feb 27	Tuesday Budget Overview	Fahrenkamp 203	1:30 PM
Mar 06	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 13	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 20	Tuesday Budget Detail	Fahrenkamp 203	1:30 PM

MILITARY AND VETERANS AFFAIRS

Mar 14	Wednesday Overview by Major General Craig Campbell FY'08 Proposed Budget	Beltz 211	12:00 PM
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NATURAL RESOURCES

Mar 06	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM
Mar 13	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM
Mar 20	Tuesday FY'08 Proposed Budget	Fahrenkamp 203	4:00 PM

PUBLIC SAFETY

Feb 19	Monday Department Budget Overview	Beltz 211	8:00 AM
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FINANCE SUBCOMMITTEES (continued)**PUBLIC SAFETY (continued)**

Mar 05	Monday Department Budget Detail	Beltz 211	8:00 AM
Mar 19	Monday Department Budget Detail	Beltz 211	8:00 AM
Apr 02	Monday Department Budget Close-Out	Beltz 211	8:00 AM

REVENUE

Mar 01	Thursday Budget Overview	Fahrenkamp 203	1:30 PM
Mar 08	Thursday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 15	Thursday Budget Detail	Fahrenkamp 203	1:30 PM
Mar 22	Thursday Budget Detail	Fahrenkamp 203	1:30 PM

TRANSPORTATION & PUBLIC FACILITIES

Feb 22	Thursday DOT/PF Budget	Beltz 211	8:00 AM
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UNIVERSITY OF ALASKA

Mar 01	Thursday Budget Overview	Senate Finance 532	7:30 AM
Mar 08	Thursday Budget Detail	Senate Finance 532	7:30 AM

FINANCE SUBCOMMITTEES (continued)**UNIVERSITY OF ALASKA (continued)**

Mar 15	Thursday Budget Detail	Senate Finance 532	7:30 AM
Mar 22	Thursday Budget Detail	Senate Finance 532	7:30 AM

SPECIAL COMMITTEES**SPECIAL COMMITTEE ON EDUCATION**

Feb 16	Friday -- Meeting Canceled -- Consideration: Requirement of 70% of Funds to be Spent on Instruction	Butrovich 205	8:00 AM
Feb 21	Wednesday Consideration: Requirement for 70% of Funds to be Spent on Instruction <Above Item Removed from Agenda> HB 18 POSTSECONDARY MEDICAL & OTHER EDUC. PROG. <Pending Referral> Bills Previously Heard/Scheduled = SB 73 WWAMI MEDICAL SCHOOL	Butrovich 205	8:00 AM
Feb 23	Friday No Meeting Scheduled	Butrovich 205	8:00 AM

OTHER MEETINGS**JOINT LEGISLATIVE HEALTH CAUCUS**

Feb 21	Wednesday "Filling the Need: Mid-Level Health Providers"	Butrovich 205	12:00 PM
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OTHER MEETINGS (continued)**JOINT LEGISLATIVE HEALTH CAUCUS (continued)**

Mar 21	Wednesday	Butrovich 205	12:00 PM
	"Filling the Need: Complimentary Medicine Workforce"		
Apr 18	Wednesday	Butrovich 205	12:00 PM
	"Filling the Need: Other Forms of Health Care"		
May 02	Wednesday	Butrovich 205	12:00 PM
	"Week of the Uninsured: Alaska's Workforce"		

JOINT SESSION

Feb 22	Thursday	House Chamber	11:00 AM
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		
Feb 28	Wednesday	House Chamber	11:00 AM
	Chief Justice Dana Fabe's Annual State of the Judiciary Message		
Mar 19	Monday	House Chamber	11:00 AM
	Annual Address by the Honorable Ted Stevens, U.S. Senator		