

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-FIFTH LEGISLATURE
SECOND SESSION

Juneau, Alaska **Monday** **February 4, 2008**
Twenty-first Day

Pursuant to adjournment the Senate was called to order by President Green at 11:10 a.m.

The roll showed sixteen members present. Senators Cowdery, French, McGuire, Wilken were excused from a call of the Senire.

The prayer was offered by the Chaplain, Pastor Mike Rose of the Juneau Christian Center. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Heavenly Father, thank you for this great state of Alaska. Today I ask that you pour out your blessings and your wisdom on the men and women of the Senate. I ask that you help them with the decisions that are upon them. God you hear us when we call upon you, you are a help in good times as well as tough times. You are an amazing God, full of promise and hope. Help us to trust you with all our heart and to acknowledge you in all our ways so that you can direct our paths.

I pray this in the name of Jesus. Amen.

Senator Davis led the Senate in the Pledge of Allegiance.

Certification

Senator Ellis moved and asked unanimous consent that the journals for the eighteenth through twentieth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

Fourth Annual Report to the Governor of Alaska
and the Alaska Legislature, Submitted January 31, 2008
from Terry L. Thurbon, Chief Administrative Law Judge
Office of Administrative Hearings, Department of Administration
in accordance with AS 44.64.020(a)(7)

Bradley Lake Hydroelectric Project
Annual Capital Project Status Report
from Sara Fisher-Goad, Acting Executive Director
Alaska Energy Authority
in accordance with AS 44.83.950(b)

Schedule of Compensation for Alaska Court System Supreme Court
Justices, Appellate Court Judges and Administrative Director
Calendar Year 2007
from Stephanie J. Cole, Administrative Director
in accordance with AS 22.20.037(d)

Nonresidents Working in Alaska 2006
from Click Bishop, Commissioner
Department of Labor and Workforce Development
in accordance with AS 36.10.130
available at: <http://almis.labor.state.ak.us>

Report to the Senate, Issued February 1, 2008
from the Alaska State Senate Village Public Safety
Officers (VPSO) Task Force
in accordance with Senate Resolve 6, 2007
available at: www.aksenate.org/?vpsa=view

Notification of availability of 2007 Compensation and Travel Report of Executive Positions from Annette Kreitzer, Commissioner, Department of Administration in accordance with AS 37.05.210 available at:
http://fin.admin.state.ak.us/dof/financial_reports/ctep_toc.jsp

Introduction and Reference of Senate Bills

SB 259

SENATE BILL NO. 259 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL, entitled:

"An Act repealing certain provisions relating to applications for medical assistance coverage; making certain provisions of ch. 96, SLA 2006, retroactive; providing for an effective date by repealing an effective date section in ch. 96, SLA 2006; providing for an effective date for certain sections of ch. 96, SLA 2006; and providing for an effective date."

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

SB 260

SENATE BILL NO. 260 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL, entitled:

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

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

SB 261

SENATE BILL NO. 261 BY SENATOR STEVENS, entitled:

"An Act exempting employers from paying unemployment tax for temporary services provided by fishing vessel crewmembers and related to emergency oil spill training and response activities; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

Consideration of the Calendar

Second Reading of House Bills

HB 37

HOUSE BILL NO. 37(efd add) "An Act establishing the first Saturday of every March as Susan Butcher Day; and providing for an effective date" was read the second time.

Senator Ellis moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE BILL NO. 37(efd add) was read the third time.

The question being: "Shall HOUSE BILL NO. 37(efd add) "An Act establishing the first Saturday of every March as Susan Butcher Day; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

HB 37(efd add)
Third Reading - Final Passage
Effective Date

YEAS: 14 NAYS: 2 EXCUSED: 4 ABSENT: 0

Yeas: Bunde, Davis, Dyson, Ellis, Elton, Hoffman, Kookesh, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski

Nays: Green, Huggins

Excused: Cowdery, French, McGuire, Wilken

and so, HOUSE BILL NO. 37(efd add) passed the Senate.

Senator Ellis moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was signed by the President and Secretary and returned to the House.

Third Reading of House Bills

HB 151

Senator Ellis moved and asked unanimous consent that SENATE CS FOR CS FOR HOUSE BILL NO. 151(JUD) "An Act requiring an indemnification, defense, and hold harmless provision in construction-related professional services contracts of state agencies, quasi-public agencies, municipalities, and political subdivisions" be held to the February 6 calendar. Without objection, it was so ordered.

Citations

In Memoriam – Liv Cheryl Gray, Yis Tu Du

Representative(s) Thomas

Senator(s) Kookesh, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

In Memoriam – Frank Wallace

Representative(s) Thomas

Senator(s) Kookesh, Green, Bunde, Cowdery, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, McGuire, Olson, Stedman, Stevens, Therriault, Thomas, Wagoner, Wielechowski, Wilken

Senator Ellis moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Unfinished Business

SJR 14

President Green added a State Affairs Committee referral to SENATE JOINT RESOLUTION NO. 14 Proposing an amendment to the Constitution of the State of Alaska relating to appropriations from the budget reserve fund.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 10:45 a.m., February 6, 2008. Without objection, the Senate adjourned at 11:36 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 05 Tuesday Beltz 211 3:30 PM
 += SB 122 MUNICIPAL PROPERTY TAX EXEMPTION
 += SB 182 CLEAN ELECTIONS
 += SB 204 MUNI TAX EXEMPTION: COMBAT DEATHS
 += SB 235 ALCOHOL: LOCAL OPTION/LICENSING/MINORS
 + Bills Previously Heard/Scheduled

Feb 07 Thursday Beltz 211 3:30 PM
 += SB 161 COASTAL MANAGEMENT PROGRAM
 + Bills Previously Heard/Scheduled

FINANCE

Feb 04 Monday Senate Finance 532 9:00 AM
 += SJR 14 BUDGET RESERVE FUND VOTE REQUIREMENT
 += SB 242 OIL & GAS PRODUCTION TAX DATES
 -- Public Testimony on Above Bill --
 + Bills Previously Heard/Scheduled

Feb 05 Tuesday Senate Finance 532 9:00 AM
 No Meeting Scheduled

Feb 06 Wednesday Senate Finance 532 9:00 AM
 + SB 8 MENTAL HEALTH PATIENT RIGHTS:STAFF GENDER
 + SB 101 GUARDIANSHIP AND CONSERVATORS
 + Bills Previously Heard/Scheduled

FINANCE (continued)

Feb 07 Thursday Senate Finance 532 9:00 AM
No Meeting Scheduled

Feb 08 Friday Senate Finance 532 9:00 AM
+ SB 57 MARINE PARKS ADDITIONS/HUNTING ALLOWED
+ HB 13 RETIREMENT SYSTEM LIABILITY/BONDS/CORP.
+ Bills Previously Heard/Scheduled

HEALTH, EDUCATION & SOCIAL SERVICES

Feb 04 Monday Butrovich 205 1:30 PM
+ SJR 11 SUPPORTING U.S. VETERANS' HEALTH CARE
Bills Previously Heard/Scheduled
+= SB 231 LOW-INCOME HOUSING; HOMELESSNESS
+= SB 233 TEACHERS/HEALTH CARE PROFESS HOUSING LOAN

Feb 06 Wednesday Butrovich 205 1:30 PM
+ SCR 17 BRAIN INJURY AWARENESS MONTH: MARCH 2008
Alaska Brain Injury Network Presentation
Presenters: Capt. Barker, Dr. Cherry,
Sergeant Tanner, Stephanie Tanner, Jill Hodges
+ HB 252 LEAVE FOR ORGAN/BONE MARROW DONATIONS
Bills Previously Heard/Scheduled

Feb 08 Friday Butrovich 205 1:30 PM
+= SB 245 HEALTH CARE: PLAN/COMMISSION/FACILITIES
Bills Previously Heard/Scheduled

JUDICIARY

Feb 04 Monday Beltz 211 1:30 PM
No Meeting Scheduled

Feb 06 Wednesday Beltz 211 1:30 PM
No Meeting Scheduled

Feb 08 Friday Beltz 211 1:30 PM
No Meeting Scheduled

LABOR & COMMERCE

- Feb 05 Tuesday Beltz 211 1:30 PM**
 + SB 230 FILM OFFICE/ FILM PRODUCTION TAX CREDIT
 Bills Previously Heard/Scheduled
 Including But Not Limited to:
 += SB 117 WORKERS' COMP: DISEASE PRESUMPTION
 += SB 120 UNEMPLOYMENT COMPENSATION BENEFITS
 <Bill Hearing Canceled>
 += SB 196 PRESCRIPTION DATABASE
- Feb 07 Thursday Beltz 211 1:30 PM**
 -- MEETING CANCELED --
 + HJR 25 SUPPORTING RIGHT TO FORM LABOR UNIONS
 Bills Previously Heard/Scheduled
 Including But Not Limited to:
 += SB 153 PEACE OFFICERS/FIRE FIGHTER RETIREMENT
- Feb 09 Saturday Beltz 211 1:30 PM**
 Bills Previously Heard/Scheduled
 += HJR 25 SUPPORTING RIGHT TO FORM LABOR UNIONS
 += SB 120 UNEMPLOYMENT COMPENSATION BENEFITS

RESOURCES

- Feb 04 Monday Butrovich 205 3:30 PM**
 + Presentation:
 Little Susitna Construction & Prime
 Subcontractor: SINOPEC
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled, if Necessary
- Feb 06 Wednesday Butrovich 205 3:30 PM**
 + Presentation: TransCanada
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled, if Necessary
- Feb 08 Friday Butrovich 205 3:30 PM**
 No Meeting Scheduled

FINANCE SUBCOMMITTEES (continued)

COMMERCE, COMMUNITY & ECONOMIC DEV (continued)

Feb 15 Friday House Finance 519 12:15 PM
 Joint with House
 FY09 Budget Request

COURT SYSTEM

Feb 04 Monday Fahrenkamp 203 4:00 PM
 -- MEETING CANCELED --
 + Court System Budget

EDUCATION & EARLY DEVELOPMENT

Feb 05 Tuesday House Finance 519 5:00 PM
 -- MEETING CANCELED --
 Joint with House

Feb 11 Monday Fahrenkamp 203 12:00 PM
 FY09 Budget Overview

Feb 15 Friday Butrovich 205 8:00 AM
 FY09 Budget Overview

Feb 29 Friday Butrovich 205 8:00 AM
 FY09 Budget Overview

Mar 07 Friday Butrovich 205 8:00 AM
 FY09 Budget Overview

Mar 12 Wednesday Butrovich 205 12:00 PM
 FY09 Budget Overview

FISH & GAME

Feb 07 Thursday Senate Finance 532 3:30 PM
 Joint with House

FINANCE SUBCOMMITTEES (continued)

LABOR & WORKFORCE DEVELOPMENT

Feb 04	Monday Joint with House FY09 Budget Request	House Finance 519	5:15 PM
Feb 06	Wednesday Joint with House FY09 Budget Request	House Finance 519	5:15 PM
Feb 11	Monday Joint with House FY09 Budget Request	House Finance 519	5:15 PM
Feb 13	Wednesday Joint with House FY09 Budget Request	House Finance 519	5:15 PM

MILITARY AND VETERANS AFFAIRS

Feb 07 +	Thursday Joint with House Budget Overview Presentation by General Campbell -- Testimony <Invitation Only> --	House Finance 519	12:00 PM
Mar 05	Wednesday FY09 DMVA Budget Closeout	Fahrenkamp 203	1:00 PM

NATURAL RESOURCES

Feb 05	Tuesday -- MEETING CANCELED -- FY09 Budget Overview	Fahrenkamp 203	4:00 PM
Feb 12	Tuesday -- Location Change -- FY09 Budget Overview	Butrovich 205	4:00 PM

FINANCE SUBCOMMITTEES (continued)**NATURAL RESOURCES**

Feb 19	Tuesday FY09 Budget Overview	Fahrenkamp 203	4:00 PM
Feb 26	Tuesday FY09 Budget Overview	Fahrenkamp 203	4:00 PM
Mar 04	Tuesday FY09 Budget Closeout	Fahrenkamp 203	4:00 PM
Mar 11	Tuesday FY09 Budget Overview	Fahrenkamp 203	4:00 PM

SPECIAL COMMITTEES**SPECIAL COMMITTEE ON EDUCATION**

Feb 06	Wednesday	Butrovich 205	8:00 AM
+ SCR 16	EDUCATION FUNDING/COST FACTOR COMMISSION <Bill Hearing Rescheduled from 2/1/08>		
+ SB 219	GOV PANEL ON SCHOOL DISTRICT COST FACTORS		
Feb 08	Friday	Butrovich 205	8:00 AM
	Bills Previously Heard/Scheduled		
Feb 09	Saturday	Butrovich 205	10:00 AM
	Bills Previously Heard/Scheduled		

JOINT COMMITTEES**ARMED SERVICES COMMITTEE**

Feb 12	Tuesday	Senate Finance 532	1:00 PM
	Presentations by: Lt. General Douglas M. Frasier Alaska Army National Guard Alaska Air National Guard		

OTHER MEETINGS**JOINT LEGISLATIVE HEALTH CAUCUS**

Feb 06 **Wednesday** **Beltz 211** **12:00 PM**
 The Constitution: Protecting Public Health

Mar 19 **Wednesday** **Butrovich 205** **12:00 PM**
 Measuring Success: Improving Health Indicators

JOINT SESSION

Feb 06 **Wednesday** **House Chamber** **11:00 AM**
 State of the Judiciary Address by Chief Justice Dana Fabe

Feb 19 **Tuesday** **House Chamber** **11:00 AM**
 Annual Address by the Honorable Ted Stevens, U.S. Senator

Mar 17 **Monday** **House Chamber** **11:00 AM**
 Annual Address by the Honorable
 Lisa Murkowski, U.S. Senator

MAJORITY CAUCUS

Feb 07 **Thursday** **Senate Finance 532** **1:00 PM**
 + SENATE BIPARTISAN WORKING GROUP
 Open Caucus Regarding a Long Range Fiscal Plan

MISCELLANEOUS MEETINGS

Feb 11 **Monday** **Senate Finance 532** **2:00 PM**
 SCHOOL DISTRICT LEGISLATIVE FLY-IN
 Informal Q & A Session Regarding Alaska's
 Public School System