

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Friday

February 13, 2009

Twenty-fifth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:01 a.m.

Roll call showed 32 members present. Representatives Austerman, Cissna, Gatto, Hawker, Herron, and Salmon had been excused from a call of the House today. Representative Harris was absent.

Representative Johansen moved and asked unanimous consent that Representative Thomas be excused from a call of the House from today to evening plane time, February 15. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Kenneth Chadwick of Glacier Valley Baptist Church. Representative Kelly moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

To you, my God, I lift my prayer - to you, maker of heaven and earth.

I thank you for the many blessings of life. I thank you for shelter from the elements. I thank you for the abundance of food and clothing that you have provided. I read that every good and perfect gift comes from your bountiful hand. It would be unfitting to take for granted all of the material blessings which you give without having a thankful heart. Thank you!

I ask your blessing on this assembled body. I ask you to provide a measure of your wisdom to each one present so that

they may accomplish the work that has been assigned to them. I ask that the end product of their labor would result in better governance for all the people of our state. May none forget that they have been elected to advance the greater good for all the people and not for the personal advancement of any one person or group. At the same time may they champion the cause of the down-trodden and needy people of our state.

I pray that where there is injustice there may be recourse. I pray that where there is selfishness, generosity will overcome it. I pray that where there is pain there may be a soothing ointment. I pray that where there is strife, peace will supplant it. I pray that where there is peace it will be multiplied. I pray that unity will replace division. And I pray that evil will always be overcome with good.

I thank you, God, for hearing my prayer. I pray in the name of Jesus, my Lord and Savior. Amen.

The Pledge of Allegiance was led by Representative Buch.

CERTIFICATION OF THE JOURNAL

Representative Johansen moved and asked unanimous consent that the journal for the 23rd and 24th legislative days and Senate and House Joint Journal Supplement No. 3 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HJR 11

A message dated February 12, 2009, was read stating the Governor read the following resolution and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.
11(FIN)

Relating to the federal stimulus package.

Legislative Resolve No. 1

MESSAGES FROM THE SENATE

A message dated February 11, 2009, was read stating the Senate confirmed the following public members to the Select Committee on Legislative Ethics:

Dennis "Skip" Cook
Herman G. Walker, Jr.

The House ratified the appointments (pages 211-212).

COMMUNICATIONS

The following were received:

Alaska Seafood Marketing Institute
Alaska Seafood 2009
Performance Summary and Posture Statement
(as required by AS 16.51.100)

Dept. of Labor & Workforce Development
Alaska Workforce Investment Board (AWIB)
2007 Training Program Performance Report
Available at www.labor.state.ak.us/awib/home/htm
(as required by AS 23.15.580)

REPORTS OF STANDING COMMITTEES**HB 63**

The State Affairs Committee considered:

HOUSE BILL NO. 63
"An Act relating to the Council on Domestic Violence and Sexual
Assault."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 63(STA)
(same title)

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

Do pass (7): Johnson, Gatto, Seaton, Gruenberg, Wilson, Petersen, Lynn

The following fiscal note(s) apply to CSHB 63(STA):

1. Zero, Dept. of Corrections
2. Fiscal, Dept. of Public Safety

HB 63 was referred to the Finance Committee.

HB 85

The Labor & Commerce Committee considered:

HOUSE BILL NO. 85

"An Act extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

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

Do pass (6): Lynn, Buch, Coghill, Neuman, Holmes, Olson

No recommendation (1): Chenault

The following fiscal note(s) apply:

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 85 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 - Brad Oleson, North Pole Patriot No. 23
By Representative Coghill; Senator Therriault

In Memoriam - Jeffrey Peede
By Representative Coghill

In Memoriam - McKinnon "Mac" Behrends
By Senators Huggins, Elton; Representatives Kerttula, Munoz

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HR 6

HOUSE RESOLUTION NO. 6 by Representatives Stoltze, Thomas, Chenault, Austerman, Coghill, Dahlstrom, Edgmon, Fairclough, Foster, Gatto, Harris, Herron, Johansen, Johnson, Joule, Keller, Kelly, Lynn, Munoz, Neuman, Olson, Ramras, Seaton, and Millett:

Encouraging the Alaska Mental Health Trust Authority to develop its land and resources to the fullest extent possible consistent with its legal and moral responsibility to provide jobs and protect and enhance the lives of those who benefit from the mental health trust.

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

HCR 8

HOUSE CONCURRENT RESOLUTION NO. 8 by Representative Gruenberg:

Proposing amendments to the Uniform Rules of the Alaska State Legislature relating to withdrawing measures, to sponsors of measures, to prefiling measures, and to the three readings of bills.

was read the first time and referred to the State Affairs Committee.

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 127

HOUSE BILL NO. 127 by Representative Stoltze, entitled:

"An Act providing that the Alaska Railroad Corporation is subject to the Executive Budget Act and providing that expenditures of the Alaska Railroad Corporation are subject to appropriation; and providing for an effective date."

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

HB 128

HOUSE BILL NO. 128 by Representative Gruenberg, entitled:

"An Act relating to introduction of measures and to fiscal notes for measures."

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

HB 129

HOUSE BILL NO. 129 by Representative Ramras, entitled:

"An Act providing authority to the Real Estate Commission to revoke real estate salesperson licenses of persons convicted of certain crimes."

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

HB 130

HOUSE BILL NO. 130 by Representative Wilson, entitled:

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

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

HB 131

HOUSE BILL NO. 131 by Representatives Holmes, Harris, Gruenberg, and Millett, entitled:

"An Act relating to use of child safety seats and seat belts."

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

HB 132

HOUSE BILL NO. 132 by Representatives Seaton and Gruenberg, entitled:

"An Act authorizing municipalities and nonprofit organizations to sponsor a program to encourage the safe use of bicycles as an alternative or supplement to motor vehicles; amending the duties of the Department of Commerce, Community, and Economic Development to include administration of state funds appropriated for that purpose; and amending provisions of the program by which state and federal aid allocated for highways may be used to support bicycle paths."

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

HB 133

HOUSE BILL NO. 133 by Representative Wilson, entitled:

"An Act relating to traffic control devices on highways and claims related to those devices; relating to designation of highway systems; making conforming amendments; and providing for an effective date."

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

HB 134

HOUSE BILL NO. 134 by Representatives Harris, Kelly, Millett, Johansen, Foster, Keller, Chenault, Coghill, Johnson, Wilson, and Munoz, entitled:

"An Act relating to the terms and conditions of commercial vessel permits for the discharge of graywater, treated sewage, and other waste water; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs and Resources Committees.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 100

The following was read the second time:

HOUSE BILL NO. 100

"An Act relating to the Joseph C. Williams, Sr., Coastal Trail."

with the:	Journal Page
TRA RPT 6DP	223
FN1: ZERO(H.TRA/DOT)	223

Representative Johansen moved and asked unanimous consent that HB 100 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 100 was read the third time.

The question being: "Shall HB 100 pass the House?" The roll was taken with the following result:

HB 100

Third Reading

Final Passage

YEAS: 31 NAYS: 0 EXCUSED: 7 ABSENT: 2

Yeas: Buch, Chenault, Coghill, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Foster, Gara, Gardner, Gruenberg, Guttenberg, Holmes, Johansen, Johnson, Joule, Keller, Kelly, Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Ramras, Seaton, Stoltze, Tuck, Wilson

Excused: Austerman, Cissna, Gatto, Hawker, Herron, Salmon, Thomas

Absent: Harris, Kawasaki

And so, HB 100 passed the House and was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS

Representative Johansen moved and asked unanimous consent that Representative Crawford's excused absence (page 228) be extended to morning plane time, February 17. There being no objection, it was so ordered.

HJR 3

Representative Wilson added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 3

Proposing an amendment to the Constitution of the State of Alaska requiring an affirmative vote of the people before any form of gambling for profit may be authorized in Alaska and setting other requirements.

HJR 17

Representative Kelly added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 17

Urging the United States Congress to reject H.R. 45, the Blair Holt's Firearm Licensing and Record of Sale Act of 2009.

HJR 18

Representative Kelly added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 18

Urging the United States Congress to refrain from passing legislation that designates land in Area 1002 of the Arctic National Wildlife Refuge as wilderness.

HB 30

Representatives Edgmon and Gruenberg added their names as cosponsors to:

HOUSE BILL NO. 30

"An Act repealing the defined contribution retirement plans for teachers and for public employees; providing a defined benefit retirement plan for teachers and public employees; making conforming amendments; and providing for an effective date."

HB 87

Representatives Harris and Keller added their names as cosponsors to:

HOUSE BILL NO. 87

"An Act waiving payment of premiums for major medical insurance under the defined benefit retirement plan for public employees for disabled peace officers who have at least 20 years of credited service as peace officers."

HB 117

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 117

"An Act relating to locations of the meetings of the Board of Fisheries."

HB 119

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 119

"An Act relating to manufacturing from natural gas products and limiting the production tax applicable to natural gas produced from a lease or property outside the Cook Inlet sedimentary basin and used for an end product that is manufactured in the state."

HB 123

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 123

"An Act extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

HB 125

Representative Gruenberg added his name as cosponsor to:

HOUSE BILL NO. 125

"An Act increasing the minimum hourly wage and creating an annual adjustment to the minimum hourly wage based on the rate of inflation; and providing for an effective date."

HB 126

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 126

"An Act relating to continuing the secondary public education of a homeless student; relating to the purpose of certain laws as they relate to children; relating to tuition waivers, loans, and medical assistance for a child placed in out-of-home care by the state; relating to foster care; relating to children in need of aid; relating to foster care transition to independent living; and relating to juvenile programs and institutions."

ENGROSSMENT**HB 100**

HB 100 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Johansen moved and asked unanimous consent that the House adjourn until 11:00 a.m., February 16, 2009. There being no objection, the House adjourned at 11:43 a.m.

Suzi Lowell
Chief Clerk