

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SIXTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Tuesday

January 19, 2010

First Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 1:01 p.m.

Roll call showed 39 members present. Representative Johansen moved and asked unanimous consent that Representative Kerttula be excused from a call of the House from today to evening plane time, January 23, 2010. There being no objection, it was so ordered.

An Honor Guard from the Tongass Alaska Girl Scouts Council, composed of Marlena Belknap, Chantel Eckland, Amber Kahklen, Asianna Mazon, Ashley Murphy, Annika Pearson, Catriona Pearson, Nicole Nelson, Jenalee Phang, Summer Putman, Grace Terry, Teja Tolbert, and Sommer Ward, presented the Colors and led the Pledge of Allegiance.

The Alaska Youth Choir sang "Alaska's Flag" and "The Star Spangled Banner" under the direction of Missouri Smyth.

The invocation was offered by the Chaplain, the Reverend George Silides of Holy Trinity Episcopal Church. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deepest appreciation for the religious traditions of all Alaskans, I offer this prayer:

O God our Creator, Provider, and Sustainer:

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From your hands come every wealth of land and sea, every wealth of mind and muscle. We ask your blessing upon those who gather this day to dedicate themselves to use that wealth for the well-being of this great land and all her people. For the opportunity to steward these gifts to the welfare of all Alaskans far into a fruitful future, we are humbly grateful.

Upon this body, upon our governor, our courts, and all who have offered themselves for election and service, we ask your providence and guiding hand. Great tasks lie ahead of them and great strength will be asked of them. Prudence, wisdom, and perseverance will be asked of them as well. As they labor, where there is any danger that these might fail them, we ask that you provide them. But above all things, O Lord, we ask that a great love for the people of this land prevail and permeate every work they do here; a love which sustains and nourishes, a love which calls from each the finest in themselves, a love which curbs a lesser thought for self or advantage over others. Grant us, we pray, also good will and good humor that we may see the best in one another, forgive more easily ourselves and others, and work for the common good across barriers and misunderstandings of every kind.

To newer members of this House, send wise mentors; to those longer serving, inform their leadership with charity and foresight. For the fresh new day and every hope this day provides, we are thankful. Protect those hopes, we pray, and the hopes of every person who looks to this government for their due process and equal protection.

With grateful hearts we pray your blessing upon all those who have given these servants to our service for a season. May their homes and families suffer no hardship for this gift, and may all be timely reunited. Your peace be upon this House. Amen.

CERTIFICATION OF THE JOURNAL

Representative Johansen moved and asked unanimous consent that the journal for the first legislative day of the First Special Session, House

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Journal Supplement No. 4, and Senate and House Joint Journal Supplement No. 8 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Dahlstrom introduced Micaela Bradner, Sergeant-at-Arms, Michael Heumann, Assistant Sergeant-at-Arms, and this session's pages:

Luke Doran - Wasilla
Zurial Ebron - Juneau
Kateland Hilty - Palmer
Nathanael Jenkins - Anchorage
Erin Pratt - Douglas

* * * * *

The Speaker appointed Representatives Tammie Wilson and Neal Foster to advise the Governor that the House is in session and ready to do business.

The Speaker appointed Representatives Joule and Gruenberg to advise the Senate that the House is in session and ready to do business.

* * * * *

The Speaker stated that, without objection, the House would recess for a meeting of the Committee on Committees; and so, the House recessed at 1:21 p.m.

AFTER RECESS

The Speaker called the House back to order at 1:51 p.m.

* * * * *

Representative T. Wilson reported that the Governor was notified that the House is in session and ready to do business.

Representative Gruenberg reported that the Senate was notified that the House is in session and ready to do business.

A delegation from the Senate, composed of Senators Thomas and Huggins, reported that the Senate is organized and ready to do business.

The Speaker stated that, without objection, the House would advance to:

REPORTS OF SPECIAL COMMITTEES

The Committee on Committees has met and has approved new committee assignments as a result of Representatives Tammie Wilson and Neal Foster replacing Representatives Coghill and Richard Foster.

The following report of the Committee on Committees, dated January 19, 2010, was received and reflects the complete listing of current assignments:

Committee on Committees: Chenault, Chair; Dahlstrom, Hawker, Johansen, Stoltze, Guttenberg, Kerttula

Rules: Dahlstrom, Chair; Herron, Vice Chair; Millett, Neuman, Olson, Gardner, Kerttula

Finance: Hawker and Stoltze, Co-chairs; Thomas, Vice Chair; Austerman, Fairclough, Joule, Kelly, Doogan, N. Foster, Gara, Salmon; Chenault, Alternate

Health & Social Services: Keller and Herron, Co-chairs; T. Wilson, Vice Chair; Lynn, Seaton, Cissna, Holmes

Judiciary: Ramras, Chair; Dahlstrom, Vice Chair; Gatto, Herron, Lynn, Gruenberg, Holmes

Resources: Johnson and Neuman, Co-chairs; Edgmon, Olson, Seaton, P. Wilson, Guttenberg, Kawasaki, Tuck

State Affairs: Lynn, Chair; Seaton, Vice Chair; Gatto, Johnson, P. Wilson, Gruenberg, Petersen

Labor & Commerce: Olson, Chair; Neuman, Vice Chair; Chenault, Lynn, T. Wilson, Buch, Holmes

Transportation: P. Wilson, Chair; Johnson, Vice Chair; Johansen, Munoz, T. Wilson, Gruenberg, Petersen

Community & Regional Affairs: Munoz and Herron, Co-chairs; Harris, Keller, Millett, Cissna, Gardner

Education: Seaton, Chair; Munoz, Vice Chair; Edgmon, Keller, P. Wilson, Buch, Gardner

HR 1

House Special Committee on Economic Development, Trade, & Tourism: Ramras, Chair; Chenault, Dahlstrom, Johansen, Joule, Neuman, Crawford, Holmes, Tuck

HR 2

House Special Committee on Energy: Millett and Edgmon, Co-chairs; Dahlstrom, Johansen, Ramras, Petersen, Tuck

HR 3

House Special Committee on Fisheries: Edgmon, Chair; Keller, Vice Chair; Johnson, Millett, Munoz, Buch, Kawasaki

HR 4

House Special Committee on Military & Veterans' Affairs: Gatto, Chair; Harris, Lynn, Ramras, T. Wilson, Buch, Kawasaki

Legislative Council: Harris, Chair; Chenault, Dahlstrom, Gatto, Stoltze, P. Wilson, Guttenberg

Legislative Budget & Audit Committee: Hawker, Vice Chair; Neuman, Stoltze, Thomas, Doogan; Dahlstrom, Tuck, Alternates

Administrative Regulation Review Committee: Keller, Chair; Gatto, Guttenberg

Joint Armed Services Committee: Dahlstrom, Co-chair; Harris, Millett, Ramras, Petersen

Select Committee on Legislative Ethics: Gatto, Gardner; Johnson, Gara, Alternates (pending confirmation as required by AS 24.60.130)

The report was signed by Representative Chenault, Chair; and Representatives Dahlstrom, Hawker, Stoltze, and Guttenberg. Representative Johansen signed recommending "do not pass."

Representative Johansen moved and asked unanimous consent that the House adopt the Committee on Committees report. There being no objection, it was so ordered.

The House reverted to:

MESSAGES FROM THE GOVERNOR

Messages dated January 18, 2010, were read stating pursuant to AS 15.40.320 the Governor appointed Neal Foster to the vacant seat in House District 39 on November 10, 2009 and Tammie Wilson to the vacant seat in House District 11 on November 24, 2009

A letter dated September 2, 2009, was read stating that, in accordance with AS 44.19.040 and art. III, sec. 13, Constitution of the State of Alaska, the Governor submits the following name for legislative confirmation of appointment to the position noted.

The Speaker referred the following to the State Affairs Committee:

Lieutenant Governor Successor

Lawrence L. Hartig

COMMUNICATIONS

The following letter dated November 15, 2009, from Representative Kerttula was received:

"Dear Speaker Chenault:

This letter affirms that the members of the House of Representatives who are Democrats confirmed the Governor's appointment of Neal

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Foster to fill the vacant seat in House District 39 on November 15, 2009.

I sign this letter on behalf of the House Minority Caucus and the other members of the House of Representatives who are Democrats.

/s/

Beth Kerttula
House Minority Leader"

Representative Neal Foster took the oath of office on November 16, 2009.

* * * * *

A letter dated October 27, 2009, from Representative Coghill, District 11, to Speaker Chenault, was received tendering his resignation from the House effective October 27, 2009.

The following memorandum dated January 18, 2010, from Speaker Chenault was received:

"The House Republican Caucus met on Wednesday, December 2, 2009, and unanimously agrees to the appointment of Tammie Wilson as State Representative for District 11, as determined by district Republicans and recommended by Governor Parnell.

We respectfully ask that Ms. Wilson be assigned a seat in the House Chamber."

Representative Tammie Wilson took the oath of office on December 3, 2009.

* * * * *

The following were received:

Alaska Industrial Development and Export Authority
2009 Annual Report
www.aidea.org
(as required by AS 44.88.210)

Alaska Municipal Bond Bank Authority
2009 Annual Report

Alaska Railroad Corporation
Report to the State of Alaska
January 2010

Dept. of Commerce, Community, & Economic Development
Division of Corporations, Business and Professional Licensing
Annual Performance Reports
Fiscal Year 2009
http://commerce.state.ak.us/occ/annual_reports.htm
(as required by AS 08.01.070)

Office of the Governor
Office of Management and Budget
Lease Purchases in FY 2009

Dept. of Health & Social Services
Alaska Health Care Commission
2009 Report
Available at: <http://hss.state.ak.us/healthcommission/default.htm>
(as required by Administrative Order 246)

Dept. of Law
Office of the Attorney General
Activities of the National Conference of
Commissioners on Uniform State Laws
Annual Report
September 30, 2009

The following audit reports were received from the Division of
Legislative Audit, Legislative Budget & Audit Committee, as required
by AS 24.20.311:

Dept. of Administration
Follow-up of Information System Controls over
Alaska Data Enterprise Reporting (ALDER)
September 21, 2009

Dept. of Commerce, Community, & Economic Development
Board of Marital and Family Therapy
Sunset Review
September 21, 2009

Dept. of Commerce, Community, & Economic Development
Board of Pharmacy
November 12, 2009

Dept. of Commerce, Community, & Economic Development
Board of Professional Counselors
Sunset Review
September 30, 2009

Dept. of Commerce, Community, & Economic Development
Board of Psychologist and Psychological Associate Examiners
October 28, 2009

Dept. of Commerce, Community, & Economic Development
Board of Certified Real Estate Appraisers
October 30, 2009

Dept. of Commerce, Community, & Economic Development
Board of Social Work Examiners
Sunset Review
September 30, 2009

Dept. of Corrections
Selected Health and Safety Issues Part 1
July 21, 2009

Dept. of Public Safety
Alcoholic Beverage Control Board
Sunset Review
July 27, 2009

Dept. of Transportation & Public Facilities
Gravina Island Access Project
October 30, 2009

Dept. of Transportation & Public Facilities
Ted Stevens Anchorage International Airport
Capital Projects Review
September 4, 2009

University of Alaska
Unit Cost Analysis and Other Selected Issues
Part 3
January 16, 2009

The following was received at 10:30 a.m., January 19, 2010, and will be published in a joint journal supplement:

Local Boundary Commission
Statement of Decision
City of Fairbanks Annexation
(pursuant to art. X, sec. 12, Alaska Constitution)

The Speaker referred the Commission's recommendation to the Community & Regional Affairs Committee.

INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Kyle Wentz
By Representative Seaton; Senator Stevens

Honoring - Tyler Wentz
By Representative Seaton; Senator Stevens

Honoring - Kevin DeVaney
By Representative Seaton; Senator Stevens

Honoring - The Boy Scouts of America, 100 Years of Scouting
By Representative Munoz; Senator Huggins

In Memoriam - George Patrick "Pat" Spartz
By Representatives Kerttula, Munoz; Senator Egan

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

In Memoriam - Neal Richard Foster
By Representative Hawker

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS**

(Note: Capitalized names of prefiled bills and resolutions indicate joint prime sponsorship.)

HCR 18

HOUSE CONCURRENT RESOLUTION NO. 18 by Representative Ramras:

Requesting the governor, the commissioner of natural resources, the commissioner of revenue, and TransCanada Alaska Company, LLC, and Foothills Pipe Lines Ltd., jointly as licensee, to enter into a memorandum of understanding concerning the state's potential liability to the licensee under the Alaska Gasline Inducement Act should the state pursue the development of an intrastate gas pipeline.

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

HJR 35

(Prefile released January 8, 2010)
HOUSE JOINT RESOLUTION NO. 35 by Representatives KELLY, KELLER, P. WILSON, GATTO, and Ramras:

Proposing amendments to the Constitution of the State of Alaska prohibiting passage of laws that interfere with direct payments for health care services and the right to purchase health care insurance from a privately owned company, and that compel a person to participate in a health care system.

was read the first time and referred to the Health & Social Services, Judiciary, and Finance Committees.

HJR 36

(Prefile released January 8, 2010)

HOUSE JOINT RESOLUTION NO. 36 by Representative Ramras:

Proposing an amendment to the Constitution of the State of Alaska authorizing a contractual limitation on taxes related to the production of gas for the purpose of providing fiscal certainty for the construction of a natural gas pipeline.

was read the first time and referred to the Resources, Judiciary, and Finance Committees.

HJR 37

(Prefile released January 8, 2010)

HOUSE JOINT RESOLUTION NO. 37 by Representative Crawford:

Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund, establishing the earnings reserve account, and relating to the permanent fund dividend.

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

HJR 38

HOUSE JOINT RESOLUTION NO. 38 by Representative P. Wilson:

Proposing amendments to the Constitution of the State of Alaska relating to and increasing the number of members of the house of representatives to forty-eight and the number of members of the senate to twenty-four.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS**

HB 227

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 227 by Representatives Herron and Neuman, entitled:

"An Act relating to the establishment of state fish and game reserves; creating the Holitna River Basin Hunting, Fishing, and Trapping Reserve; and providing for an effective date."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

HB 247

(Prefile released January 8, 2010)

HOUSE BILL NO. 247 by Representative Hawker, entitled:

"An Act requiring the state to vacate rights to easements along state highways."

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

HB 248

(Prefile released January 8, 2010)

HOUSE BILL NO. 248 by Representative Crawford, entitled:

"An Act establishing a separate primary ballot for voters registered as nonpartisan or undeclared."

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

HB 249

(Prefile released January 8, 2010)

HOUSE BILL NO. 249 by Representative Joule, entitled:

"An Act relating to regulations adopted by the Big Game Commercial Services Board and to the definition of 'transportation services' in relation to big game hunting."

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

HB 250

(Prefile released January 8, 2010)

HOUSE BILL NO. 250 by Representatives KELLY and GUTTENBERG, entitled:

"An Act relating to the repeal of the establishment of the Goldstream Public Use Area."

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

HB 251

(Prefile released January 8, 2010)

HOUSE BILL NO. 251 by Representative Ramras, entitled:

"An Act relating to liens on vehicles; and providing for an effective date."

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

HB 252

(Prefile released January 8, 2010)

HOUSE BILL NO. 252 by Representatives AUSTERMAN, GATTO, and Chenault, entitled:

"An Act relating to the duty of the commissioner of natural resources to administer and supervise promotional and marketing work for agricultural and aquatic farm products."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

HB 253

(Prefile released January 8, 2010)

HOUSE BILL NO. 253 by Representative Ramras, entitled:

"An Act relating to the time periods affecting certain liens related to providing labor, material, service, or equipment to real property, including buildings and other improvements."

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

HB 254

(Prefile released January 8, 2010)

HOUSE BILL NO. 254 by Representative Lynn, entitled:

"An Act relating to confidentiality of ethics complaints filed under the Alaska Executive Branch Ethics Act."

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

HB 255

(Prefile released January 8, 2010)

HOUSE BILL NO. 255 by Representative Gatto, entitled:

"An Act relating to enhanced identification cards and enhanced drivers' licenses; and providing for an effective date."

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

HB 256

(Prefile released January 8, 2010)

HOUSE BILL NO. 256 by Representatives Hawker and P. Wilson, entitled:

"An Act allowing the commissioner of transportation and public facilities to designate a portion of a highway within a traffic safety corridor as a zero tolerance district and setting out the penalties for a traffic violation within a zero tolerance district."

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

HB 257

(Prefile released January 8, 2010)

HOUSE BILL NO. 257 by Representatives DOOGAN, BUCH, P. Wilson, and Munoz, entitled:

"An Act relating to prohibiting the use of cellular telephones when driving a motor vehicle; and providing for an effective date."

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

HB 258

(Prefile released January 8, 2010)

HOUSE BILL NO. 258 by Representatives PETERSEN, GRUENBERG, BUCH, and HOLMES, entitled:

"An Act relating to criminal use of a computer."

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

HB 259

(Prefile released January 8, 2010)

HOUSE BILL NO. 259 by Representatives KELLER, GATTO, and Kelly, entitled:

"An Act relating to citizenship requirements and an alcohol impairment and drug testing program for applicants for and recipients of adult public assistance."

was read the first time and referred to the Health & Social Services, Judiciary, and Finance Committees.

HB 260

(Prefile released January 8, 2010)

HOUSE BILL NO. 260 by Representative Keller, entitled:

"An Act relating to preventive care and disease management services for medical assistance recipients; and providing for an effective date."

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

HB 261

(Prefile released January 8, 2010)

HOUSE BILL NO. 261 by Representative Keller, entitled:

"An Act requiring the Department of Transportation and Public Facilities to publish on the department's Internet website reports regarding contracts awarded for transportation projects."

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

HB 262

(Prefile released January 8, 2010)

HOUSE BILL NO. 262 by Representatives KELLER, HERRON, PETERSEN, LYNN, SEATON, Stoltze, and Ramras, entitled:

"An Act establishing the month of May as Motorcycle Awareness Month."

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

HB 263

(Prefile released January 8, 2010)

HOUSE BILL NO. 263 by Representative Doogan, entitled:

"An Act relating to procedures and confidentiality under the Alaska Executive Branch Ethics Act."

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

HB 264

(Prefile released January 8, 2010)

HOUSE BILL NO. 264 by Representative Ramras, entitled:

"An Act relating to the right-of-way for, and a state property tax exemption concerning, a pipeline transporting oil produced on the outer continental shelf to an established pipeline in the state."

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

HB 265

(Prefile released January 8, 2010)

HOUSE BILL NO. 265 by Representatives GARDNER, PETERSEN, and GARA, entitled:

"An Act providing for a two-year funding cycle for medical assistance coverage for dentures."

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

HB 266

(Prefile released January 8, 2010)

HOUSE BILL NO. 266 by Representatives STOLTZE, KELLER, NEUMAN, and Fairclough, entitled:

"An Act providing for a priority for a fishery that is restricted to residents when fishing restrictions are implemented to achieve an escapement goal."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

HB 267

(Prefile released January 8, 2010)

HOUSE BILL NO. 267 by Representatives KELLY and NEUMAN, entitled:

"An Act relating to travel by snow machine within five miles of the right-of-way of the James Dalton Highway."

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

HB 268

(Prefile released January 8, 2010)

HOUSE BILL NO. 268 by Representative Chenault, entitled:

"An Act relating to management of salmon and other fish stocks and salmon fisheries and to the use of funds received by an enhancement facility from the sale of fish."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

HB 269

(Prefile released January 8, 2010)

HOUSE BILL NO. 269 by Representatives GARDNER and CRAWFORD, entitled:

"An Act relating to deferred deposit advances."

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

HB 270

(Prefile released January 8, 2010)

HOUSE BILL NO. 270 by Representatives MUÑOZ, SEATON, HERRON, GRUENBERG, and Gara, entitled:

"An Act amending the eligibility threshold for medical assistance for persons in a medical or intermediate care facility."

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

HB 271

(Prefile released January 8, 2010)

HOUSE BILL NO. 271 by Representative Hawker, entitled:

"An Act relating to the offenses of driving while under the influence of an alcoholic beverage, inhalant, or controlled substance and refusal to submit to a chemical test."

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

HB 272

This prefile was not introduced.

HB 273

(Prefile released January 8, 2010)

HOUSE BILL NO. 273 by Representative P. Wilson, entitled:

"An Act relating to general grant land entitlements for the City and Borough of Wrangell; and providing for an effective date."

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

HB 274

(Prefile released January 8, 2010)

HOUSE BILL NO. 274 by Representatives DAHLSTROM, GARDNER, BUCH, KELLER, PETERSEN, LYNN, GATTO, TUCK, DOOGAN, THOMAS, HAWKER, GUTTENBERG, RAMRAS, FAIRCLOUGH, JOHNSON, MILLETT, HERRON, P. Wilson, Austerman, and Munoz, entitled:

"An Act establishing August 7 as Purple Heart Day."

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs and the State Affairs Committee.

HB 275

(Prefile released January 15, 2010)

HOUSE BILL NO. 275 by Representatives GRUENBERG, BUCH, CISSNA, CRAWFORD, N. FOSTER, GARA, GARDNER, GUTTENBERG, HOLMES, KAWASAKI, KERTTULA, and PETERSEN, entitled:

"An Act authorizing certain causes of action for relief for direct or indirect injuries sustained as a result of antitrust violations; repealing the provision limiting to the attorney general the recovery of monetary relief for injury directly or indirectly sustained as a result of an antitrust violation; and relating to criminal and civil penalties for antitrust violations."

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

HB 276

(Prefile released January 15, 2010)

HOUSE BILL NO. 276 by Representative P. Wilson, entitled:

"An Act amending the description of parcels within the Fort Rousseau Causeway State Historical Park; and providing for an effective date."

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

HB 277

(Prefile released January 15, 2010)

HOUSE BILL NO. 277 by Representatives P. WILSON and LYNN, entitled:

"An Act establishing a program in the Department of Health and Social Services to certify certain individuals to be issued a prescription to administer epinephrine and to possess and administer epinephrine in certain situations."

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

HB 278

(Prefile released January 15, 2010)

HOUSE BILL NO. 278 by Representatives TUCK, MUÑOZ, PETERSEN, HERRON, JOULE, and N. FOSTER, entitled:

"An Act relating to the administration of the Alaska energy efficient home grant fund by the Alaska Housing Finance Corporation."

was read the first time and referred to the House Special Committee on Energy and the Finance Committee.

HB 279

(Prefile released January 15, 2010)

HOUSE BILL NO. 279 by Representatives PETERSEN, TUCK, and GARA, entitled:

"An Act relating to the power of the Regulatory Commission of Alaska to adjust a rate charged or to be charged by a public utility that is a commercial enterprise operating for profit when the commission determines that the rate or a factor affecting that rate compensates for a utility's negligent conduct, recklessness, or intentional violation of a law."

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

HB 280

(Prefile released January 15, 2010)

HOUSE BILL NO. 280 by Representatives HAWKER, CHENAULT, Johnson, Olson, Thomas, Ramras, Harris, and Millett, entitled:

"An Act relating to natural gas; relating to a gas storage facility; relating to the Regulatory Commission of Alaska; relating to the participation by the attorney general in a matter involving the approval of a rate or a gas supply contract; relating to an income tax credit for a gas storage facility; relating to oil and gas production tax credits; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to production tax credits for certain losses and expenditures, including exploration expenditures; relating to the powers and duties of the director of the division of lands and to lease fees for the storage of gas on state land; and providing for an effective date."

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

HB 281

(Prefile released January 15, 2010)

HOUSE BILL NO. 281 by Representatives Millett, Hawker, Thomas, Fairclough, Olson, Harris, and Johnson, entitled:

"An Act relating to the duties of the commissioner of fish and game and to the interest of the Board of Game in public safety as it relates to game."

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

HB 282

(Prefile released January 15, 2010)

HOUSE BILL NO. 282 by Representative Munoz, entitled:

"An Act relating to naturopaths and to the practice of naturopathy; establishing an Alaska Naturopathic Medical Board; authorizing medical assistance program coverage of naturopathic services; amending the definition of 'practice of medicine'; and providing for an effective date."

was read the first time and referred to the Labor & Commerce, Health & Social Services, Judiciary, and Finance Committees.

HB 283

(Prefile released January 15, 2010)

HOUSE BILL NO. 283 by Representative Crawford, entitled:

"An Act relating to the purchasing of and restrictions concerning alcoholic beverages."

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

HB 284

(Prefile released January 15, 2010)

HOUSE BILL NO. 284 by Representatives DAHLSTROM, GARA, and HERRON, entitled:

"An Act requiring the Department of Health and Social Services to accept federal prescription drug benefits or to provide comparable benefits for residents of the Alaska Pioneers' Home."

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

HB 285

(Prefile released January 15, 2010)

HOUSE BILL NO. 285 by Representatives GARA and TUCK, entitled:

"An Act supporting parental involvement in schools through employment of parental involvement coordinators."

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

HB 286

(Prefile released January 15, 2010)

HOUSE BILL NO. 286 by Representatives GARA and GRUENBERG, entitled:

"An Act amending the eligibility threshold for medical assistance for persons in a medical or intermediate care facility."

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

HB 287

(Prefile released January 15, 2010)

HOUSE BILL NO. 287 by Representatives RAMRAS and GRUENBERG, entitled:

"An Act relating to the adoption of the Uniform Disclaimer of Property Interests Act, and to the disclaimer of property rights under the Uniform Probate Code."

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

HB 288

(Prefile released January 15, 2010)

HOUSE BILL NO. 288 by Representative Gruenberg, entitled:

"An Act relating to bilingual voting; and relating to the definition of 'political party.'"

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

HB 289

(Prefile released January 15, 2010)

HOUSE BILL NO. 289 by Representative Gruenberg, entitled:

"An Act authorizing state agencies to pay private legal fees and costs incurred by persons exonerated of alleged Alaska Executive Branch Ethics Act violations; allowing certain public officers and former public officers to accept state payments to offset private legal fees and costs related to defending against an Alaska Executive Branch Ethics Act complaint; and creating certain exceptions to Alaska Executive Branch Ethics Act limitations on the use of state resources to provide or pay for transportation of spouses and children of the governor and the lieutenant governor."

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

HB 290

HOUSE BILL NO. 290 by the House Rules Committee by request of the Governor, entitled:

"An Act suspending the motor fuel tax; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Dept. of Revenue

The Governor's transmittal letter dated January 12, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill that provides for a two-year suspension of the State's motor fuel tax.

Alaskans continue to face some of the highest food, fuel, and living costs in the nation. These costs are placing a very difficult burden on many Alaskans. In order to help every Alaskan family I am proposing that the State motor fuel tax be suspended for a period of two years. The actual amount of money saved by suspending the fuel tax would vary depending on the type of fuel being purchased; however, most consumers should save eight cents per gallon when filling up their vehicles.

It is important to note that while the motor fuel tax suspension program would provide temporary assistance, we still need to work together to seek long term solutions to the energy cost issues facing us. My administration's goals to make greater in-state use of our own oil, gas, and coal, increase our renewables, support greater conservation efforts, and continue to provide help for Alaskans who need it, will help reduce energy costs in the long term.

It is the needs of Alaska's families, communities, and businesses that justify the proposal contained in this legislation. I believe that we should lighten the burden placed on residents by our higher gasoline costs, whenever we can.

I urge your prompt and favorable action on this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 291

HOUSE BILL NO. 291 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to the issuance of state-guaranteed revenue bonds by the Alaska Housing Finance Corporation to finance mortgages for qualifying veterans; and providing for an effective date."

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs and the State Affairs and Finance Committees.

The following fiscal note(s) apply:

1. Fiscal, Office of the Governor

The Governor's transmittal letter dated January 12, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the issuance of state-guaranteed revenue bonds by the Alaska Housing Finance Corporation to finance mortgages for qualifying veterans.

Alaska has one of the largest percentages of veterans of any state in the nation. This bill will provide continuation of guaranteed veteran housing loans, by the Alaska Housing Finance Corporation. Passage of this legislation is necessary to assure this progress continues.

The State of Alaska is one of only a few states that receives favorable treatment under the Internal Revenue Code for guaranteed veterans bonds. This program is designed to provide the lowest possible interest rates to our veterans, without any income limitations.

The accompanying bill would provide for a statewide vote at the next general election on authorizing \$600 million in Alaska Housing Finance Corporation (AHFC) bonds for qualifying veterans. This would be the sixth such bond approval; the voters authorized a total of \$2.7 billion in state-guaranteed AHFC veterans bonds in five elections between 1982 and 2002. AHFC has issued nearly all of those bonds, requiring new authorization.

The need for continuing this guaranteed housing loan program for veterans may well increase. Congress has recently expanded the current Internal Revenue Service Code definition of "qualified veterans" to include participants who have served in the more recent years and who were honorably discharged.

I urge your prompt and favorable action on this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 292

HOUSE BILL NO. 292 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to grants to victims of a disaster in this state; and providing for an effective date."

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs and the State Affairs and Finance Committees.

The following fiscal note(s) apply:

1. Fiscal, Dept. of Military & Veterans' Affairs

The Governor's transmittal letter dated January 8, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill that increases the existing limit on State grants for major disaster victims in the State of Alaska.

This bill would change an existing limitation on the Governor's authority to issue assistance grants to victims of a major disaster in this state, which has not been updated for nearly 20 years. Under current law, when the Governor declares a disaster emergency, a grant can only be provided to a victim of the disaster in this state in an amount not to exceed \$5,000. After witnessing the widespread disaster of the 2009 spring floods, it has become obvious that the maximum amount of \$5,000 per household is not enough to cover incurred costs from

damages in today's economy. It is clearly time to revise the limit and give the State the ability to provide improved relief to victims of major disasters in this state.

This proposed legislation increases the maximum amount that can be granted to a household in 2010 to \$14,950 for a State-declared disaster. This is calculated by setting it at half of the amount of a federally declared disaster. The amount will be adjusted each year based upon the consumer price index.

I urge your prompt and favorable action on this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 293

HOUSE BILL NO. 293 by Representative P. Wilson, entitled:

"An Act relating to qualifications for licensure as a veterinarian."

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

HB 294

HOUSE BILL NO. 294 by Representative Neuman, entitled:

"An Act amending the termination date of certain statutes relating to the use, operation, and regulation of boats, a uniform state waterway marking system, and civil liability for boat owners; providing for an effective date by amending the effective date of secs. 3, 5, 7, 9, 11, 14, 16, 18, 20, 23, 26, and 27, ch. 28, SLA 2000, as amended; and providing for an effective date."

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

HB 295

HOUSE BILL NO. 295 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to the grant of certain state land to the University of Alaska; relating to the duties of the Board of Regents; relating to deposits made to the Alaska permanent fund received from certain lands conveyed to the University of Alaska; ratifying and reauthorizing certain prior conveyances of land to the University of Alaska; making conforming amendments; and providing for an effective date."

was read the first time and referred to the Education, Resources, and Finance Committees.

The following fiscal note(s) apply:

1. Zero, Dept. of Revenue
2. Indeterminate, Dept. of Natural Resources
3. Fiscal, University of Alaska

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill relating to: the grant of certain State lands to the University of Alaska; the duties of the Board of Regents; the deposits made to the Alaska Permanent Fund received from lands conveyed to the University of Alaska; ratifying and reauthorizing certain prior conveyances of land to the University of Alaska; and making conforming amendments.

This bill will fulfill a promise made at the turn of the 20th century, when Congress promised 350,000 acres of land to the former Alaska Territorial College and School of Mines. However, since Statehood in 1959, most of this promised land has never materialized. Today, at 140,000 acres, the University of Alaska has one of the smallest land grants in the United States. Even Rhode Island's university land grant is larger. The intent of the land grants is to provide the university with a portfolio of land that will enhance its financial position and further its educational mission. Land grant colleges and universities are common throughout the United States.

Final resolution to this much overdue commitment is something I have and continue to strongly support. During my tenure in the Legislature I advocated for, and the Legislature passed, several pieces of University Land Grant legislation. By introducing this legislation I've committed to the purpose of the legislation passed in 2005 and removed constitutional issues created by that legislation.

The bill will convey approximately 199,838 acres of State land to the University of Alaska. The Legislature will specify revenue generated by the University of Alaska's management of the land be managed as university receipts, subject to appropriation each year by the Legislature. This bill ratifies and reauthorizes the land conveyances in legislation enacted in 2000 (ch. 136, SLA 2000) and 2005 (ch. 8, FSSLA 2005). These statutes were found by the Alaska Supreme Court, in *Southeast Alaska Conservation Council v. State*, 202 P.3d 1162 (Alaska 2009) to violate Art. IX, Sec. 7 (the dedicated funds section) of the Constitution of the State of Alaska, because the statutes specified that revenue generated from the University of Alaska's management of the land was to be deposited in the University of Alaska's endowment trust fund.

The Alaska Supreme Court found that the dedication provisions of the statutes could not be severed from the land conveyance provisions, rendering the entirety of the legislation unconstitutional, except for the provisions pertaining to the university research forest. The bill explicitly states the intent to convey the land to the University of Alaska, notwithstanding that revenue generated from the land may not be dedicated to the University of Alaska's endowment trust. The bill addresses the constitutional infirmity by specifying that revenue generated from the University of Alaska's management of the land is to be managed as university receipts, subject to appropriation each year by the Legislature.

The land to be conveyed in this bill to the University of Alaska will be the land originally designated in the final 2005 legislation (ch. 8, FSSLA 2005), with the exception of two parcels that were conveyed under separate statutory authority and the university research forest. The bill refers to the land identified in the document titled, "University of Alaska Land Grant List 2005," dated January 12, 2005. This land list was arrived at after more than a year of intense work by the

Department of Natural Resources (department) and the University of Alaska to identify land that may be conveyed to the University of Alaska without unreasonably conflicting with programs associated with, and uses of, State land managed by the department.

The land list in the bill reflects changes made by the Legislature during the 2005 session, including the Legislature's decision to drop certain parcels that were on the original list provided in January 2005. The bill will also include language added by the Legislature to protect land for possible municipal entitlement selections by the City and Borough of Wrangell and possible borough in the Petersburg area. Before the Alaska Supreme Court declared the prior land conveyance statutes unconstitutional (ch. 136, SLA 2000 and ch. 8, FSSLA 2005), the department had completed conveyance of 31 of the 52 available parcels identified in the land list. The bill ratifies and reauthorizes these conveyances, as well as provides authority for conveyance of the remaining 21 parcels.

The bill also includes requirements for management of university land, such as public notice and comment opportunities on proposals for land development, exchange, or sale. Additionally, the bill exempts certain sensitive business and economic information regarding sale, lease, or development of university land from the public records production requirements of AS 40.25.100 - 40.25.295 (Alaska Public Records Act). These provisions reflect the 2005 legislation.

The prior land conveyance statutes included a provision for establishment of a university research forest. This provision is not included in this bill since the Alaska Supreme Court found that the provision in the prior legislation could be severed from the unconstitutional dedication provisions, and it was therefore upheld as constitutional.

The bill also contains a provision authorizing the deposit to the Alaska Permanent Fund of 25 percent of receipts from certain lands conveyed to the University of Alaska. A copy of the "University of Alaska Land Grant List 2005" has been provided to the Legislature and is available upon request from the Department of Natural Resources.

I urge your prompt and favorable action on this measure, which will complete the State's efforts to provide a beneficial educational and income-producing land base to the University of Alaska, while complying with the dedicated funds section of the Constitution of the State of Alaska.

Sincerely,
/s/
Sean Parnell
Governor"

HB 296

HOUSE BILL NO. 296 by the House Rules Committee by request of the Governor, entitled:

"An Act authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation; establishing the Alaska energy efficiency revolving loan fund and relating to the fund; authorizing municipalities and the State of Alaska to borrow money from the Alaska Housing Finance Corporation for the purposes of the Alaska energy efficiency revolving loan fund; and providing for an effective date."

was read the first time and referred to the House Special Committee on Energy and the Finance Committee.

The following fiscal note(s) apply:

1. Zero, Dept. of Revenue
2. Zero, Dept. of Transportation & Public Facilities

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill authorizing and relating to the issuance of bonds by the Alaska Housing Finance Corporation (AHFC); establishing the Alaska Energy Efficiency Revolving Loan Fund and relating to the fund; and authorizing municipalities and the State of Alaska to borrow

money from the Alaska Housing Finance Corporation for the purposes of the Alaska Energy Efficiency Revolving Loan Fund.

The Federal American Recovery and Reinvestment Act of 2009 appropriated \$28.3 million to Alaska for the State Energy Program. Of that, I recommended spending \$18 million to make energy efficiency improvements to public buildings. The bill leverages that \$18 million by allowing AHFC to issue up to \$250 million in bonds for the purpose of financing energy efficiency improvements to State and municipal buildings in the state.

The bill creates the Alaska energy efficiency revolving loan fund within AHFC. All earnings and loan payments will be retained by the fund for future loans. Money and other assets of the Alaska energy efficiency revolving loan fund may be used to make loans to municipal governments or to State agencies for the purpose of financing energy efficiency improvements to buildings owned by municipalities in the state or by the State of Alaska.

As an example, a municipal government or school district will have an energy audit performed on its building. That audit might determine that \$120,000 in work will make the building more energy efficient and that those improvements will reduce energy costs by \$20,000 a year. The local government can take out a loan with the AHFC to do the work and then repay the loan with the funds made available due to the savings achieved through the energy efficiency improvements. After the debt is settled, those funds will be available to that government for other purposes or to reduce the size of the budget.

This program will result in less energy used by public buildings as well as ultimately saving public money. Alaska's economy will also benefit from contracted projects, and will put Alaskans to work.

I urge your prompt and favorable consideration of this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 297

HOUSE BILL NO. 297 by the House Rules Committee by request of the Governor, entitled:

"An Act establishing the governor's performance scholarship program and relating to the program; establishing the governor's performance scholarship fund and relating to the fund; relating to student records; making conforming amendments; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Dept. of Education & Early Development
2. Fiscal, Dept. of Education & Early Development
3. Fiscal, Dept. of Labor & Workforce Development
4. Fiscal, Dept. of Revenue

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill that will create a merit-based scholarship program for Alaska high school students who pursue higher education in Alaska.

This legislation, referred to as the Governor's Performance Scholarship (GPS), is patterned after successful scholarship programs in 22 other states. The GPS will improve high school graduation rates, prepare students for college or job training, provide Alaskan students with affordable opportunities for higher education, sustain Alaska's economy with a capable workforce, and retain equipped, hardworking Alaskan students.

This bill provides four tiers of scholarship payment for qualified high school graduates. Three of these tiers would be designated for

academic scholarships, and the fourth for career and technical school scholarships.

The key feature of the scholarship program is that it is merit-based. All students who participate will be required to complete a more rigorous high school curriculum consisting of four years of language arts, mathematics, and science, and three years of social studies. Students will also be evaluated according to standards established for their grade-point averages and scores on college entrance or work-ready examinations.

The program will provide an incentive for students to challenge themselves in high school and to graduate. It also provides an impetus for schools to enhance curriculum. Studies have shown that students who take a rigorous curriculum in high school are more likely to do well in college and job training programs. Thus, the scholarship recipients will be more likely to achieve their certification or degree.

Students who achieve the highest attainable grade point average and examination scores will be awarded the highest tier of the academic scholarship for an Alaska-based college or university. This tier will equal the full cost of tuition at an Alaskan university for the 2010-2011 school year. The second and third tiers of the academic scholarship will be 75 and 50 percent the amount of respective tuition. Students will be eligible for the academic scholarship for a maximum of eight semesters. Students who qualify for a career or technical school scholarship will receive an award of full fees for training, the maximum at \$3,000 per year. The career and technical scholarship may be used by a student for up to two years.

The GPS will only be accessible to Alaska residents. However, this bill will allow that Alaskan military members and their families will not lose eligibility on account of their service.

The bill will require that money from these scholarships will only be spent at qualified Alaska post-secondary institutions or training programs. Students educated in the state are more likely to remain in the state. This provision encourages our best and brightest young people to remain in the state and prepare qualified Alaskan workers for Alaskan jobs.

The GPS program contains a "use it or lose it" provision: students will have a six-year window to apply the scholarship to a postsecondary institution. This protects the State of Alaska from an extended liability. As previously stated, the bill will provide extensions for Alaskans who serve in the military.

The GPS will be administered by the Alaska Department of Education and Early Development, the Department of Labor and Workforce Development, and the Alaska Commission on Postsecondary Education. Regulations will be adopted to govern the program, grade-point average standard, eligibility criteria and an appeals process to consider extraordinary circumstances. The Alaska Commission on Postsecondary Education will adopt regulations for streamlined application, award, and continuing eligibility standards.

Also, this bill will establish a fund whose earnings could be used to pay for scholarships. The proposed fund is based on other funds established in statute, such as the Alaska Veterans' Memorial endowment fund, and will be managed by the Department of Revenue. Nothing in this bill will establish a dedicated fund.

The GPS is modeled after the famous "Taylor plan," established by private businessman, Patrick Taylor, to keep students in school and motivate them to pursue successful postsecondary education. Currently, twenty-two states have "Taylor like" state-sponsored plans. I urge your prompt and favorable action on this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 298

HOUSE BILL NO. 298 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to the crimes of harassment, possession of child pornography, and distribution of indecent material to a minor; relating to suspending imposition of sentence and conditions of probation or parole for certain sex offenses; relating to

aggravating factors in sentencing; relating to registration as a sex offender or child kidnapper; amending Rule 16, Alaska Rules of Criminal Procedure; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Zero, Dept. of Administration
2. Zero, Dept. of Administration
3. Zero, Dept. of Law
4. Fiscal, Dept. of Corrections

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill that provides Alaska law enforcement and other agencies the resources needed to prevent sexual assault and domestic violence crimes in Alaska. Sexual assault and domestic violence crimes destroy individuals and families, eroding the foundation of a just society. Alaska's challenge is to stop child pornography, sexual assault, and sexual abuse of minors in addition to ending the cycle of domestic violence.

Alaska's criminal laws concerning domestic violence, sexual assault, sexual abuse of a minor, and child pornography are strong. However, a few changes would improve prosecution of these offenses. The bill will adopt a class A misdemeanor for offensive touching that does not arise to sexual assault in the first, second, or third degree. It will also adopt a class C felony, the offense of knowingly accessing child pornography on a computer, and extend the prohibition of distributing indecent material to a minor to all forms of distribution.

The bill provides that a person convicted of human trafficking possession, or distribution of child pornography may not be given a suspended imposition of sentence. It will specify conditions of

probation for child predators that allow a court to forbid the defendant from using a computer or internet site, and prohibit contact with children.

The bill will give the courts more discretion in sentencing defendants. Specifically, it will allow a court to increase a person's sentence above the usual sentencing range if the defendant knew that the victim was particularly vulnerable as a result of having consumed alcohol or drugs. It will also allow an increased sentence if the crime is a felony and is committed against a person whom the offender is in a relationship of trust, such as dating or sexual relationship, or the offense involves a defendant who is 18 years of age or older and has sexual contact with a minor under 13 years of age.

Sex offenders and child kidnappers required to register elsewhere should not be able to move to Alaska and avoid registration. The bill will make it mandatory for a registered sex offender or child kidnapper from another state to register in Alaska when the intention is to live in Alaska. This would apply even when Alaska does not have a substantive law that is similar to the crime the person committed.

Finally, the bill protects victims of child pornography from being victimized or traumatized by the pre-trial discovery process in a criminal prosecution. While it allows the pornographic material to be inspected by the defendant, defense counsel, and experts the defense may use, copying the material would be prohibited and required to remain in the possession of law enforcement.

I urge your prompt and favorable consideration of this bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 299

HOUSE BILL NO. 299 by the House Rules Committee by request of the Governor, entitled:

"An Act providing for, relating to, and approving the issuance of certificates of participation for the construction, acquisition, and equipping of the Alaska Scientific Crime Detection Laboratory in Anchorage; providing notice of and authorizing the commissioner of the Department of Administration to enter into a lease-purchase agreement with the Department of Public Safety for the Alaska Scientific Crime Detection Laboratory; providing for, relating to, and approving the issuance of certificates of participation for the design, construction, acquisition, and equipping of the University of Alaska Fairbanks Life Sciences Building in Fairbanks; providing notice of and authorizing the commissioner of the Department of Administration to enter into a lease-purchase agreement with the University of Alaska for the University of Alaska Fairbanks Life Sciences Building; authorizing the University of Alaska to issue revenue bonds for the construction, acquisition, and equipping of the University of Alaska Fairbanks Life Sciences Building in Fairbanks; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Dept. of Revenue

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill allowing the issuance of certificates of participation for the Alaska Scientific Crime Detection Laboratory and the University of Alaska Fairbanks Life Sciences Building.

The Alaska Scientific Crime Detection Laboratory will serve Alaska's citizens by providing a modern facility with advanced technological capabilities to effectively and efficiently process and analyze evidence. Many necessary improvements in the existing facility have not taken place since its original construction in 1986. While staff are currently able to ensure that evidence is protected and tested according

to the highest standards, increasing demands and modernization require better facilities for the work of forensic science in criminal justice investigations.

New technologies and added analysis will assist Alaska's law enforcement with arson investigations, cases involving trace evidence, latent fingerprints, ballistic identification, and more. Unfortunately, the existing outdated and overcrowded crime lab is insufficient to accommodate the increased workloads. The design of the new crime lab includes all the necessary elements to optimize the use of DNA evidence and other crucial tools for solving crimes. Providing justice to victims and ensuring Alaska remains on the leading edge for implementing effective criminal justice tools is critically important.

The University of Alaska Fairbanks Life Sciences Facility will meet critical needs for modern classrooms, teaching laboratories, and crucial research space to allow continued growth in many successful life sciences programs. Every dollar of State funds invested in research yields six dollars in research funding from other sources - funding that leads to new jobs and spending throughout the state. In 2007, 2,392 jobs were supported by University of Alaska research spending, resulting in a combined payroll of \$92,000,000.

Life science research benefits Alaska and her citizens through advances made in biological sciences, biomedicine and health, ecosystem and global change science, wildlife biology, population genetics, and Alaska Native health issues. Potential discoveries related to obesity, SIDS, avian flu, food safety, and nutrition, climate change, wildlife management, heart attacks, and traumatic brain injury are just a few examples of research projects currently underway with long-term statewide benefits. It is appropriate that these advances be made by Alaskans in Alaska. By educating our young people in these fields, we can prepare students for high-demand biological science careers. Investment in both of these projects will inject new dollars into the statewide economy. Construction of the facilities will also provide jobs for Alaskans.

Section 1 of the bill sets out legislative findings and intent related to the financing of the construction, acquisition, and equipping of the Alaska Scientific Crime Detection Laboratory in Anchorage.

Section 2 of the bill provides that the lease payments under the lease-purchase agreements for the Alaska Scientific Crime Detection Laboratory are subject to annual appropriation by the Legislature.

Section 3 of the bill authorizes the Department of Public Safety to enter into a lease-purchase agreement related to the Alaska Scientific Crime Detection Laboratory. This section also authorizes the issuance of certificates of participation to finance the construction, acquisition, and equipping of the laboratory.

Section 4 of the bill authorizes the University of Alaska to enter into a lease-purchase agreement related to the University of Alaska Fairbanks Life Sciences Building. This section also authorizes the issuance of certificates of participation to finance the design, construction, acquisition, and equipping of the building.

Section 5 of the bill authorizes the University of Alaska to issue revenue bonds to partially finance the construction, acquisition, and equipping of the University of Alaska Fairbanks Life Sciences Building.

Section 6 of the bill provides that Sections 3 - 5 of the bill constitute the legislative notice and approval of lease-purchase agreements required by AS 36.30.085, and the legislative notice and approval of certain University of Alaska financing required by AS 14.40.253.

I urge your prompt and favorable action on this measure.

Sincerely,
/s/
Sean Parnell
Governor"

HB 300

HOUSE BILL NO. 300 by the House Rules Committee by request of the Governor, entitled:

"An Act making appropriations for the operating and loan program expenses of state government, for certain programs, and to capitalize funds; making supplemental appropriations; making

appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska; and providing for an effective date."

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

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the State's operating budget for Fiscal Year 2011 (FY2011).

My number one mission as Governor is to promote economic growth and opportunities for families in Alaska. My budget proposal for FY 2011 is based on clear priorities from our constitutional mandates for spending: education, public safety, transportation, and responsible resource development.

With the mission and priorities set, I established guiding principles for the budget. First, we maintain budget discipline by limiting State agency growth; second, we focus on results for Alaskans; and third, we will take the long-term view for budget and policy decisions that will promote the economic growth necessary to allow Alaskans to prepare for the future. This budget also recognizes that responsible resource development has allowed Alaska the opportunity to grow and prosper, and remains the foundation for our future prosperity.

The improved fall revenue forecast is good news for Alaska. Increased revenue and fiscal restraint means there will be surplus revenue in the current year and next. The projected surplus means we will not have to draw on our savings in 2010 or 2011.

Instead, we have the opportunity to save for the future. I am recommending that we save surplus revenue to forward fund K-12 education. I am also proposing to save \$400 million and utilize the earnings to fund the Governor's Performance Scholarship aimed at increasing academic rigor and high school completion rates, which will translate into a skillfully trained workforce ready to lead Alaska's economy in the future.

I look forward to working with the Legislature to finalize the operating budget for the upcoming fiscal year.

Sincerely,
/s/
Sean Parnell
Governor"

HB 301

HOUSE BILL NO. 301 by the House Rules Committee by request of the Governor, entitled:

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

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

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the State of Alaska's capital budget for Fiscal Year 2011 (FY2011).

My number one mission as Governor is to promote economic growth and opportunities for families. My budget proposal for Fiscal Year 2011 is based on clear priorities from our constitutional mandates for spending: education, public safety, transportation, and responsible resource development.

The proposed capital budget will fuel Alaska's economy and put Alaskans to work. The budget includes \$85.4 million to leverage over \$700 million in federal funds, as well as other funds. The budget also includes a request for \$100 million for the first year of a five-year deferred maintenance plan to repair the buildings and infrastructure already in place and to provide continuing maintenance on these structures, thereby taking care of the State of Alaska's assets. This bill

will also keep Alaska's contractors employed. Energy and gas line development, including in-state gas, are key elements of the proposed capital budget.

My proposed capital budget recognizes that responsible resource development has allowed Alaska the opportunity to prosper and grow, and remains the foundation for our future prosperity. We must leverage our funds to fight for safe, sound development, and to promote private-sector investment and job creation. The capital budget represents a significant investment in Alaska's infrastructure, including surface transportation, airport improvements, water and wastewater projects, schools, and State facilities maintenance.

I have met with numerous Alaskans, including community and business leaders, as well as legislators regarding funding requests for many worthy projects in our State. As you know, I received far more requests than I could possibly propose in the budget submitted today. I look forward to working with the Legislature to finalize the capital budget for the upcoming fiscal year.

Sincerely,
/s/
Sean Parnell
Governor"

HB 302

HOUSE BILL NO. 302 by the House Rules Committee by request of the Governor, entitled:

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

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

A letter dated January 15, 2010, with an accompanying spreadsheet, to the Alaska Mental Health Trust Authority from Karen J. Rehfeld, Director, Office of Management and Budget, was attached (as required by AS 37.14.003) and is on file in the Chief Clerk's office.

The Governor's transmittal letter dated January 15, 2010, follows:

"Dear Speaker Chenault:

Under the authority of Art. III, Sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the State's comprehensive mental health program for Fiscal Year 2011 (FY2011). As required by statute, it includes both operating and capital appropriations and is accompanied by a report outlining the differences between the recommendations of the Alaska Mental Health Trust Authority and my proposed budget.

The proposed mental health budget represents a cooperative effort between State agencies and the Alaska Mental Health Trust Authority. These productive working relationships have made and will continue to make a positive difference for Alaska's mental health beneficiaries.

I look forward to working with the Legislature to secure passage of this budget bill.

Sincerely,
/s/
Sean Parnell
Governor"

HB 303

HOUSE BILL NO. 303 by Representatives Olson, Buch, P. Wilson, and Neuman, entitled:

"An Act establishing the Alaska energy efficient small business grant fund and program."

was read the first time and referred to the House Special Committee on Energy and the Labor & Commerce and Finance Committees.

HB 304

HOUSE BILL NO. 304 by Representatives Salmon and Buch,
entitled:

"An Act relating to smoking."

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

HB 305

HOUSE BILL NO. 305 by the House Special Committee on Energy, entitled:

"An Act relating to energy; relating to the board of directors of the Alaska Energy Authority; amending the size and composition of the board of directors of the Alaska Energy Authority by removing the members of the Alaska Industrial Development and Export Authority as directors of the Alaska Energy Authority and providing for designation or appointment of other members; amending the quorum requirement for the board of directors of the Alaska Energy Authority; and relating to nuclear waste material."

was read the first time and referred to the House Special Committee on Energy and the Resources and Finance Committees.

HB 306

HOUSE BILL NO. 306 by the House Special Committee on Energy, entitled:

"An Act declaring a state energy policy."

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

HB 307

HOUSE BILL NO. 307 by Representatives Holmes, Fairclough, Millett, Munoz, P. Wilson, Dahlstrom, T. Wilson, Cissna, Gardner, Herron, and Buch, entitled:

"An Act relating to sexual assault protective orders."

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

HB 308

HOUSE BILL NO. 308 by Representatives Johnson, Neuman, Ramras, Millett, Johansen, and Hawker, entitled:

"An Act relating to the tax rate applicable to the production of oil and gas; relating to credits against the oil and gas production tax; and relating to the period in which oil and gas production taxes may be assessed."

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

HB 309

HOUSE BILL NO. 309 by Representative Thomas, entitled:

"An Act prohibiting health care insurers that provide dental care coverage from setting a minimum age for receiving dental care coverage, allowing those insurers to set a maximum age for receiving dental care coverage as a dependent, and prohibiting those insurers from setting fees that a dentist may charge for dental services not covered under the insurer's policy."

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

HB 310

HOUSE BILL NO. 310 by the House Education Committee, entitled:

"An Act extending the deadline for authorizing school construction debt reimbursed by the state."

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

The Speaker stated that the prefile bills introduced today will be held for joint prime sponsorship in the Chief Clerk's office until 4:00 p.m.

UNFINISHED BUSINESS

Representative Johansen 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 Harris – from evening plane time, January 21 to evening plane time, January 24

Representative Johnson – from evening plane time, January 21 to evening plane time, January 24

Representative Johansen – from evening plane time, January 21 to evening plane time, January 24

SPECIAL ORDER OF BUSINESS

Representative Johansen moved and asked unanimous consent that the notice and publication requirements be waived and the citation, In Memoriam - Neal Richard Foster, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Hawker moved and asked unanimous consent to remove his name as prime sponsor and add Representative N. Foster as prime sponsor to the citation, In Memoriam - Neal Richard Foster. There being no objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that the House approve the citation and that all members of the House be shown as cosponsors of the citation. There being no objection, the following citation was approved and sent to enrolling:

In Memoriam - Neal Richard Foster

By Representatives N. Foster, Chenault, Austerman, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Harris, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kelly, Kerttula, Lynn, Millett, Munoz, Neuman, Olson, Petersen, Ramras, Salmon, Seaton, Stoltze, Thomas, Tuck, P. Wilson, T. Wilson

UNFINISHED BUSINESS

The Speaker made the following appointment:

Redistricting Planning Committee

Ron Miller

HB 205

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 205

"An Act relating to the permanent fund dividend of an otherwise qualified individual who dies during the qualifying year; and providing for an effective date."

HB 235

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 235

"An Act relating to professional student exchange program availability and conditions for loan forgiveness."

SB 171

Representative Kerttula added her name as cross sponsor to:

CS FOR SENATE BILL NO. 171(FIN)

"An Act relating to the permanent fund dividend of an otherwise qualified individual who dies during the qualifying year; and providing for an effective date."

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Johansen moved and asked unanimous consent that the House adjourn until 6:45 p.m., January 20, 2010, for a joint session. There being no objection, the House adjourned at 2:54 p.m.

Suzi Lowell
Chief Clerk