

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Friday

February 19, 2010

Thirty-second Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:33 a.m.

Roll call showed 28 members present. Representatives Dahlstrom, Gatto, Holmes, Johnson, Neuman, and Ramras had been excused from a call of the House today. Representative Crawford was absent and his presence was noted later. Representatives Hawker and Joule were absent.

Representative Johansen moved and asked unanimous consent that Representatives Millett, Olson, and T. Wilson be excused from a call of the House today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Doctor Douglas Dye of Chapel by the Lake Presbyterian 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.

I offer this prayer for your blessing and the benefit of our state.

Dear God, my Heavenly Father,

In the Hebrew scriptures you remind us that "this is the day that the Lord has made" and that we are to "rejoice and be glad in it." So I give you thanks for this new day and the many blessings you give to us. Thank you for the work you

have called us to. Thank you for the strength of body and mind to perform our vocations. Thank you for the beauty of your creation and the way you renew us through it. Thank you for sustaining us with abundant amounts of food and shelter, and keep us mindful of those in our world who live in desperate poverty and want.

You also tell us, O God, what you require of us, which is to do justice, love kindness, and walk humbly with God. And so I pray that you will enable these women and men to live and govern according to these aims: justice, kindness, and living humbly before you. We recognize, O God, that in the rough and tumble world of politics, solutions are not always clear and compromise is demanded. So I pray that you will grant us grace, forbearance, understanding, and an authentic hunger to do justice and love kindness. And give to these men and women joy in their work that they may see good things happen as they serve the people of Alaska.

Bless these legislators, O God, with energy, good health, and wisdom. Enable them to work together for our common good so that Alaska will be a place where its citizens experience justice, act kindly, and walk humbly with you.

I pray all of this in your holy name. Amen.

The Pledge of Allegiance was led by Representative Gruenberg.

CERTIFICATION OF THE JOURNAL

Representative Johansen moved and asked unanimous consent that the journal for the 30th and 31st legislative days and House and Senate Joint Journal Supplement No. 13 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

SB 59

A message dated February 16, 2010, was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 59(TRA)
"An Act relating to the operation of low-speed vehicles."

Chapter No. 1, SLA 2010
Effective Date: May 17, 2010

MESSAGES FROM THE SENATE

A message dated February 17, 2010, was read stating the Senate passed the following, and it is transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 83

CS FOR SENATE BILL NO. 83(L&C) by the Senate Labor and Commerce Committee, entitled:

"An Act repealing the Governor's Committee on Employment of People with Disabilities; creating the State Vocational Rehabilitation Committee and relating to the committee; and providing for an effective date."

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

REPORTS OF STANDING COMMITTEES

The Judiciary Committee reviewed the qualifications of the following and recommends the appointments be forwarded to the House for ratification:

H. Conner Thomas
Gary Turner

as members of the Select Committee on Legislative Ethics.

The reports were signed by Representative Ramras, Chair; and Representatives Lynn, Gruenberg, Gatto, Herron, and Holmes.

The Judiciary Committee reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Donald McLean

as a member of the Board of Governors of the Alaska Bar.

Quinlan Steiner

as the Public Defender.

Nora G. Barlow

as a member of the Violent Crimes Compensation Board.

The report was signed by Representative Ramras, Chair; and Representatives Lynn, Gruenberg, Gatto, Herron, and Holmes.

**The presence of Representative Crawford was noted.

HJR 38

The State Affairs Committee considered:

HOUSE JOINT RESOLUTION NO. 38

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.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 38(STA)

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-four and the number of members of the senate to twenty-two.

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

Do pass (4): Seaton, Gruenberg, P. Wilson, Petersen

Do not pass (1): Gatto

No recommendation (1): Lynn

The following fiscal note(s) apply to CSHJR 38(STA):

1. Fiscal, Office of the Governor
2. Fiscal, Legislative Agency

HJR 38 was referred to the Judiciary Committee.

HB 110

The Labor & Commerce Committee considered:

HOUSE BILL NO. 110

"An Act relating to the practice and licensing of psychologists."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 110(HSS)

(same title)

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

Do pass (2): Holmes, T. Wilson

No recommendation (3): Buch, Neuman, Olson

The following fiscal note(s) apply to CSHB 110(HSS):

1. Zero, Dept. of Health & Social Services
2. Zero, Dept. of Commerce, Community, & Economic Development

HB 110 was referred to the Rules Committee for placement on the calendar.

HB 292

The State Affairs Committee considered:

HOUSE BILL NO. 292

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

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

Do pass (5): Gruenberg, P. Wilson, Petersen, Seaton, Lynn

No recommendation (1): Gatto

The following fiscal note(s) apply:

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

HB 292 was referred to the Finance Committee.

HB 311

The Education Committee considered:

HOUSE BILL NO. 311

"An Act providing the Alaska State Council on the Arts the authority to adopt regulations relating to its statutory powers and duties; and providing for an effective date."

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

Do pass (6): Munoz, P. Wilson, Edgmon, Gardner, Buch, Seaton

No recommendation (1): Keller

The following fiscal note(s) apply:

1. Zero, Dept. of Education & Early Development

HB 311 was referred to the Rules Committee for placement on the calendar.

HB 319

The Finance Committee considered:

HOUSE BILL NO. 319

"An Act relating to firearms."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 319(FIN)

"An Act relating to firearms; and providing for an effective date."

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

Do pass (7): Kelly, Thomas, Doogan, Austerman, Fairclough, Stoltze, Hawker

The following fiscal note(s) apply to CSHB 319(FIN):

1. Zero, Dept. of Law
3. Zero, Dept. of Public Safety

HB 319 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

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

Honoring - Dr. George Brown

By Representatives Kerttula, Munoz; Senator Egan

Honoring - Service High School Boys Cross Country Running, 2009
4A State Champions

By Representative Millett; Senator Meyer

Honoring - Dr. Roberta Stell
By Senator Egan; Representatives Kerttula, Munoz

Honoring - Donna Kirby
By Senator Wielechowski; Representative Petersen

In Memoriam - Frank Jackson Schreiber
By Representative Fairclough; Senator Dyson

In Memoriam - William Demmert, Jr.
By Senator Kookesh; Representative Thomas

In Memoriam - Sarah Kerr 'Sally' Ramaglia
By Senator Stevens; Representative Austerman

In Memoriam - Florence Welch
By Senator Stevens; Representative Austerman

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

Honoring - 2010 Inductees, Alaska Sports Hall of Fame
By Senator Olson; Representative Edgmon

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HJR 46

HOUSE JOINT RESOLUTION NO. 46 by the House Community and Regional Affairs Committee:

Urging Congressional support for the reauthorization of the Denali Commission.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 352**

HOUSE BILL NO. 352 by Representatives Salmon, Austerman, and Gara, entitled:

"An Act directing preparation of a feasibility study report relating to expanding the Alaska marine highway system to Yukon and Kuskokwim River locations and amending legislative findings regarding marine highway transportation to recognize benefits to Yukon and Kuskokwim River communities that would come from an expansion of the system to serve them."

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

HB 353

HOUSE BILL NO. 353 by Representative Guttenberg, entitled:

"An Act amending the Alaska Executive Branch Ethics Act to permit limited state-sponsored travel by the spouse or children of the governor or the lieutenant governor."

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

HB 354

HOUSE BILL NO. 354 by Representative Keller, entitled:

"An Act relating to eligibility for loans from the Alaska capstone avionics revolving loan fund."

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

HB 355

HOUSE BILL NO. 355 by Representatives Gruenberg and Crawford, entitled:

"An Act relating to criminal fines for organizations."

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

HB 356

HOUSE BILL NO. 356 by the House Transportation Committee, entitled:

"An Act making a special appropriation to the transportation infrastructure fund; and providing for an effective date."

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

HB 357

HOUSE BILL NO. 357 by Representative Stoltze, entitled:

"An Act relating to the sale of land owned by the Alaska Railroad that is not needed for railroad purposes."

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

HB 358

HOUSE BILL NO. 358 by Representatives Kawasaki, Gara, Tuck, Gardner, Guttenberg, Crawford, Buch, Gruenberg, and Petersen, entitled:

"An Act relating to state election campaigns, the duties of the Alaska Public Offices Commission, the reporting and disclosure of expenditures and independent expenditures, the filing of reports, and the identification of certain communications in state election campaigns; and providing for an effective date."

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

HB 359

HOUSE BILL NO. 359 by Representatives Gara, Gardner, Kawasaki, Kerttula, Petersen, and Tuck, entitled:

"An Act providing that for-profit corporations and limited liability companies organized in this state are not persons for purposes of

influencing the outcomes of public office elections, initiatives, referendums, or recalls."

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

HB 360

HOUSE BILL NO. 360 by Representative Dahlstrom, entitled:

"An Act relating to the provision of information regarding a student by a school district to the Department of Military and Veterans' Affairs, Alaska Challenge Youth Academy."

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

CONSIDERATION OF THE DAILY CALENDAR**LEGISLATIVE CITATIONS**

Representative Johansen moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring - Miranda Rizzo

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

Honoring - Vienna Schmitter-Schrier

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

Honoring - Yuut Elitnaurviat, The People's Learning Center

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

Honoring - Bethel Warriors Cross-Country Running, 2009 Region I Champions

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

In Memoriam - Frank Anthony Roetman

By Representatives Harris, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, 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

In Memoriam - Kenneth M. Johnson

By Senator Bunde; Representatives Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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

In Memoriam - Marian Leman

By Senators Dyson, Wagoner; Representatives Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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

In Memoriam - Marie Ann Skonberg

By Senator Stevens; Representatives Austerman, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Edgmon, Fairclough, N. Foster, 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

HB 115

The Speaker added a Judiciary Committee referral for the following:

HOUSE BILL NO. 115

"An Act establishing a permanent absentee voting option for qualified voters; and providing for an effective date."

HB 115 is in the State Affairs Committee with further referrals to the Judiciary and Finance Committees.

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 T. Wilson – from noon, today to morning plane time, February 22

Representative Chenault – from afternoon plane time, today to morning plane time, February 22

Representative Olson – from noon, today to evening plane time, February 21

Representative Harris – from noon, today to evening plane time, February 21

SPECIAL ORDER OF BUSINESS

Representative Johansen moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - 2010 Inductees, Alaska Sports Hall of Fame, be taken up as a Special Order of Business. There being no objection, it was so ordered.

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

Honoring - 2010 Inductees, Alaska Sports Hall of Fame
By Senator Olson; Representatives Edgmon, Chenault, Buch, Cissna, Crawford, Dahlstrom, Doogan, Fairclough, N. Foster, 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, Thomas, Tuck, P. Wilson, T. Wilson

UNFINISHED BUSINESS**HJR 45**

Representative Kelly added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 45

Urging the United States Congress not to enact Cap and Trade legislation.

HB 115

Representative Gruenberg added his name as cosponsor to:

HOUSE BILL NO. 115

"An Act establishing a permanent absentee voting option for qualified voters; and providing for an effective date."

HB 187

Representatives Guttenberg, Edgmon, Cissna, and Buch added their names as cosponsors to:

HOUSE BILL NO. 187

"An Act requiring insurance coverage for autism spectrum disorders, describing the method for establishing a treatment plan for those disorders, and defining the treatment required for those disorders; and providing for an effective date."

HB 266

Representative Johnson added his name as cosponsor to:

HOUSE BILL NO. 266

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

HB 328

Representative Munoz added her name as cosponsor to:

HOUSE BILL NO. 328

"An Act establishing a traumatic or acquired brain injury program and registry within the Department of Health and Social Services; and relating to medical assistance coverage for traumatic or acquired brain injury services."

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 22, 2010. There being no objection, the House adjourned at 10:58 a.m.

Suzi Lowell
Chief Clerk