

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-SIXTH LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Monday**

**February 2, 2009**

**Fourteenth Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:00 a.m.

The roll showed nineteen members present. Senator Wagoner was excused from a call of the Senate.

The prayer was offered by the Chaplain, Pastor Kenneth Chadwick of Glacier Valley Baptist Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Father God,

I thank you for the privilege we have of serving you.  
I thank you for each man and woman who has given  
their time and talents for the great state of Alaska. I  
thank you, Father, for their families who have  
supported them. I thank you for the education they  
have received. I thank you, Father, for the challenges  
set before them.

I pray that you give them wisdom and understanding  
in all things. I pray, Father, that they might try their  
very best to represent the people of the state of  
Alaska for the greater good. I pray, God, that you will  
work in their hearts and lives to realize your plan for  
each one of them.

I pray for the state of Alaska. I pray for the economy that we find ourselves in. I pray, Father, for those that are suffering due to job loss. Father, I pray that you will be with them and their families. Father, this day may you guide, direct and lead each person here that everything done might be for the betterment of the people whom they serve.

This I pray in the name of my savior, Jesus Christ.  
Amen.

Senator French led the Senate in the Pledge of Allegiance.

### **Certification**

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

### **Messages from the House**

Message dated January 29 was read, stating:

The House of Representatives respectfully invites the Senate to a Joint Session of the Twenty-sixth Alaska Legislature at 11:00 a.m. on Tuesday, April 7 for the purpose of hearing Senator Mark Begich's annual message to the Legislature.

Senator Ellis moved and asked unanimous consent that the Senate accept the House invitation to meet in Joint Session. Without objection, it was so ordered.

The Secretary was requested to notify the House.

**Communications**

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

Investment Earnings Report for Alaska Marine Highway System Fund from Patrick S. Galvin, Commissioner, Department of Revenue in accordance with AS 19.65.070(c)

Notification of Availability:

Compensation and Travel Report of Executive Positions for 2008 from Annette Kreitzer, Commissioner, Department of Administration in accordance with AS 37.05.210

available at:

[http://fin.admin.state.ak.us/dof/financial\\_reports/ctep\\_toc.jsp](http://fin.admin.state.ak.us/dof/financial_reports/ctep_toc.jsp)

**Standing Committee Reports****SB 57**

The Education Committee considered SENATE BILL NO. 57 "An Act relating to charter school funding." Signing do pass: Senator Elton, Chair; Senators Olson, Davis, Huggins.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Education and Early Development

The bill was referred to the Finance Committee.

**Introduction and Reference of  
Senate Resolutions****SR 4**

SENATE RESOLUTION NO. 4 BY THE SENATE FINANCE COMMITTEE,

Relating to the federal stimulus package.

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

### **Introduction and Reference of Senate Bills**

#### **SB 91**

SENATE BILL NO. 91 BY THE SENATE FINANCE COMMITTEE, entitled:

"An Act relating to the emergency energy relief program of the Alaska Energy Authority; and providing for an effective date."

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

#### **SB 92**

SENATE BILL NO. 92 BY SENATOR DAVIS, entitled:

"An Act ratifying an interstate compact to elect the President and Vice-President of the United States by national popular vote; and making related changes to statutes applicable to the selection by voters of electors for candidates for President and Vice-President of the United States and to the duties of those electors."

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

### **Consideration of the Calendar**

#### **Citations**

Honoring – Alev Kelter

Senator(s) Dyson, Stevens, Bunde, Davis, Ellis, Elton, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Therriault, Thomas, Wagoner, Wielechowski

In Memoriam – Sally Rogers-Jantzi

Representative(s) Seaton

Senator(s) Stevens, Bunde, Davis, Dyson, Ellis, Elton, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Therriault, Thomas, Wagoner, Wielechowski

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

### **Unfinished Business**

Senator Bunde moved and asked unanimous consent to be excused from a call of the Senate from plane time, February 6 through plane time, February 9. Without objection, Senator Bunde was excused.

Senator Thomas moved and asked unanimous consent to be excused from a call of the Senate from noon, February 13 through morning plane time, February 17; and from morning plane time, March 4 through evening plane time, March 9. Without objection, Senator Thomas was excused.

Senator Menard moved and asked unanimous consent to be excused from a call of the Senate from plane time, February 6, through plane time, February 9. Without objection, Senator Menard was excused.

Senator Ellis moved and asked unanimous consent to extend to March 3, 2009 the deadline for the report from the Alaska Energy Authority on the Renewable Energy Grant Fund (Ch. 31, SLA 2008). Without objection, it was so ordered.

### **Announcements**

Announcements are at the end of the journal.

**Adjournment**

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 4, 2009. Without objection, the Senate adjourned at 11:22 a.m.

Kirsten Waid  
Secretary of the Senate

**Announcements**

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

**STANDING COMMITTEES**

+ indicates teleconference

= indicates bill previously heard/scheduled

**COMMUNITY & REGIONAL AFFAIRS**

**Feb 03      Tuesday                                      Beltz 211              3:30 PM**  
 + SB 85 ALCOHOL: LOCAL OPTION/LICENSING/MINORS  
 + SB 19 COMPLAINTS AGAINST PEACE OFFICERS/VPSOS

**Feb 05      Thursday                                      Beltz 211              3:30 PM**  
 + SB 3 CFEC AS INFORMATION RESOURCE  
 + SB 4 COASTAL MANAGEMENT PROGRAM  
 Bills Previously Heard/Scheduled  
 -----

**EDUCATION**

**Feb 02      Monday                                      Beltz 211              8:00 AM**  
 += SB 57 CHARTER SCHOOL FUNDING

**Feb 04      Wednesday                                      Beltz 211              8:00 AM**  
 -- MEETING CANCELED --  
 += SB 57 CHARTER SCHOOL FUNDING  
 If Necessary

**Feb 06      Friday                                      Beltz 211              8:00 AM**  
 -- MEETING CANCELED --  
 += SB 57 CHARTER SCHOOL FUNDING  
 If Necessary  
 -----

**FINANCE**

**Feb 02      Monday                      Senate Finance 532              9:00 AM**  
 No Meeting Scheduled

**Feb 03      Tuesday                      Senate Finance 532              9:00 AM**  
 +    SR   4    FEDERAL ECONOMIC STIMULUS PACKAGE  
 +    SB   88    POWER COST EQUALIZATION  
 +    SB   89    RETIREMENT BENEFITS: TERRITORIAL GUARD  
 +    SB   90    APPROP: AK TERRITORIAL GUARD BENEFITS  
 +    SJR   5    AK TERRITORIAL GUARD RETIREMENT BENEFITS  
 +               Bills Previously Heard/Scheduled

**Feb 04      Wednesday                      Senate Finance 532              9:00 AM**  
 +               FY10 Budget Overviews & FY09 Supplemental  
                  Karen Rehfeld, Dir. Office of Management and Budget  
                  Bills Previously Heard/Scheduled

**Feb 05      Thursday                      Senate Finance 532              9:00 AM**  
 +               Revenue Forecast: Pat Galvin,  
                  Commissioner, Dept of Revenue  
                  Bills Previously Heard/Scheduled

**Feb 06      Friday                      Senate Finance 532              9:00 AM**  
 +               Presentation:  
                  State Budget Reserves/Savings Accounts  
                  and Sweep Mechanics  
                  Bills Previously Heard/Scheduled

-----

**HEALTH & SOCIAL SERVICES**

**Feb 02      Monday                      Beltz 211              1:30 PM**  
 +    SB   65    MEDICAID FOR ADULT DENTAL SERVICES  
 +    SB   82    MEDICAID FOR ADULT DENTAL SERVICES  
 +               Bills Previously Heard/Scheduled

**Feb 04      Wednesday                      Butrovich 205              1:30 PM**  
 +    SB   32    MEDICAID:HOME/COMMUNITY BASED SERVICES  
 +               Bills Previously Heard/Scheduled

**Feb 06      Friday                      Butrovich 205              1:30 PM**  
 No Meeting Scheduled

-----



**JUDICIARY**

<b>Feb 02</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+	Institute of Social and Economic Research Presentation: "The Cost of Crime: Could the State Reduce Crime & Save Money by Expanding Education & Treatment Programs?"		
	-- Steve Colt & Stephanie Martin, ISER		
	-- Testimony <Invitation Only> --		
<b>Feb 04</b>	<b>Wednesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+	Confirmation Hearings:		
	Select Committee on Legislative Ethics		
	Herman G. Walker, Jr.		
	Dennis "Skip" Cook		
<b>Feb 06</b>	<b>Friday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	No Meeting Scheduled		

**LABOR & COMMERCE**

<b>Feb 03</b>	<b>Tuesday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
	No Meeting Scheduled		
<b>Feb 05</b>	<b>Thursday</b>	<b>Beltz 211</b>	<b>1:30 PM</b>
+ SB 83	VOCATIONAL REHABILITATION COMMITTEE		
+ SB 1	ALASKA MINIMUM WAGE		

**RESOURCES**

<b>Feb 02</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
	Overview: Alaska Oil & Gas Fiscal Terms		
	Presenters:		
	Rich Ruggerio & Gaffney Cline -		
	Administration Consultants		
	Dan Dickinson - LB&A Consultant		
<b>Feb 04</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
	Overview:		
	Anadarko-Gubik Update		
	Flint Hills Update		
<b>Feb 06</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
	No Meeting Scheduled		

**STATE AFFAIRS**

**Feb 03      Tuesday                                      Beltz 211              9:00 AM**  
No Meeting Scheduled

**Feb 05      Thursday                                      Beltz 211              9:00 AM**  
No Meeting Scheduled

-----

**TRANSPORTATION**

**Feb 03      Tuesday                                      Butrovich 205              1:00 PM**  
+    SB 24    LOUIS MILLER BRIDGE

**Feb 03      Tuesday                                      Butrovich 205              1:30 PM**  
+              Joint w/(H) Transportation  
Overview: Aviation by Christine Klein,  
Deputy Commissioner of Aviation, DOT

**Feb 05      Thursday                                      Butrovich 205              1:00 PM**  
Bills Previously Heard/Scheduled

-----

**FINANCE SUBCOMMITTEES****COMMERCE, COMMUNITY & ECONOMIC DEV**

**Feb 04      Wednesday                                      Senate Finance 532              5:00 PM**  
Joint w/(H) CCED  
Commissioner  
Department Overview & FY10 Budget Request

-----

**CORRECTIONS**

**Feb 10      Tuesday                                      Fahrenkamp 203              3:00 PM**  
Committee Meeting

-----

**ENVIRONMENTAL CONSERVATION**

**Feb 06      Friday                                      Butrovich 205              4:00 PM**  
Joint w/(H) DEC  
Committee Meeting

-----

**FINANCE SUBCOMMITTEES (continued)****HEALTH & SOCIAL SERVICES**

<b>Feb 05</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Department Budget Overview		
	-- Testimony <Invitation Only> --		
<b>Feb 10</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Department Budget Overview continuation		
	-- Testimony <Invitation Only> --		
<b>Feb 12</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Medicaid, FMAP, Provider Rates		
	-- Testimony <Invitation Only> --		
<b>Feb 17</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Office of Children's Services, Bring the Kids Home		
	-- Testimony <Invitation Only> --		
<b>Feb 19</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Division of Public Assistance, including Heating Assistance		
	-- Testimony <Invitation Only> --		
<b>Mar 03</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Public Health Initiatives		
	-- Testimony <Invitation Only> --		
<b>Mar 05</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>8:00 AM</b>
+	Governor's Amendments, Q & A		
	-- Testimony <Invitation Only> --		

**MILITARY & VETERANS' AFFAIRS**

<b>Feb 03</b>	<b>Tuesday</b>	<b>Capitol 17</b>	<b>7:00 AM</b>
+	Joint w/(H) Military & Veterans Affairs Budget Overview Presentation: General Campbell		
	-- Testimony <Invitation Only> --		

**FINANCE SUBCOMMITTEES (continued)****PUBLIC SAFETY**

<b>Feb 12</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	Department Budget Overview		
	-- Testimony <Invitation Only> --		
<b>Feb 17</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	Status of VPSO Program & Recruitment		
	Efforts for Them and the State Troopers		
	-- Testimony <Invitation Only> --		
<b>Mar 03</b>	<b>Tuesday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	Governor's Amendments - Q & A Session		
	-- Testimony <Invitation Only> --		

**SPECIAL COMMITTEES****ENERGY**

<b>Feb 05</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>10:30 AM</b>
+	Overview: Biomass Energy in Alaska		

**JOINT COMMITTEES****LEGISLATIVE BUDGET & AUDIT**

<b>Feb 04</b>	<b>Wednesday</b>	<b>House Finance 519</b>	<b>6:00 PM</b>
	-- Time Change --		
	Introductions: Pat Davidson, Legislative		
	Audit; David Teal, Legislative Finance;		
	Bob Pawlowski, Denali Commission		
	Executive Session: Staff Pay		
	RPL Consideration: National Forests		
	Receipts Program (Commerce)		
	Discussion of Alaska Renewable Energy Fund (AEA)		
	Other Committee Business		
	-- Teleconferenced <Invitation Only> --		

**OTHER MEETINGS**

**CHILDREN'S CAUCUS**

<b>Feb 03</b> +	<b>Tuesday</b> Presentation by: Children's Justice Act Task Force	<b>Butrovich 205</b>	<b>12:00 PM</b>
--------------------	---	----------------------	-----------------

-----

**FISH CAUCUS**

<b>Feb 05</b> +	<b>Thursday</b> Presentation: The Seafood Industry: Broad Benefits for the Alaskan Economy by Chris McDowell, McDowell Group Brown Bag Lunch	<b>Barnes 124</b>	<b>12:00 PM</b>
--------------------	---	-------------------	-----------------

-----

**JOINT LEGISLATIVE HEALTH CAUCUS**

<b>Feb 04</b>	<b>Wednesday</b> Health(y) Education	<b>Fahrenkamp 203</b>	<b>12:30 PM</b>
---------------	---	-----------------------	-----------------

-----

**JOINT SESSION**

<b>Feb 11</b>	<b>Wednesday</b> State of the Judiciary Address by Chief Justice Dana Fabe	<b>House Chamber</b>	<b>11:00 AM</b>
---------------	--	----------------------	-----------------

<b>Feb 19</b>	<b>Thursday</b> Annual Address by the Honorable Lisa Murkowski, U.S. Senator	<b>House Chamber</b>	<b>11:00 AM</b>
---------------	--	----------------------	-----------------

<b>Apr 07</b>	<b>Tuesday</b> Annual Address by the Honorable Mark Begich, U.S. Senator	<b>House Chamber</b>	<b>11:00 AM</b>
---------------	--	----------------------	-----------------