

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

**Juneau, Alaska**

**Wednesday**

**January 20, 2010**

**Second Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 11:03 a.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, The Reverend George Silides of the Holy Trinity Episcopal Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

O God of Grace and Peace, from whom cometh every good and perfect gift, we thank you for this new day. Bless this Body, we pray with your Peace; put far from us every anxiety which steals our attention from the tasks and opportunities at hand. Make us ever thankful for the blessings obvious to us, and mindful there are more still awaiting to be discovered. Shed your blessing upon those we have left at home; keep them from all harm today. Keep us ever mindful of the needy, the poor, the addicted, the orphans and widows, and those in prison. As much as it is within our power, assist to lessen their suffering, and work to build a society where opportunity of every kind abounds: for economic advancement, for healing, for reconciliation, for recovery from life's misfortunes of every kind. We thank you for every mentor and inspiration which has led us to this responsibility, for their wisdom and courage. We thank you for our own heritage which has shaped us, which informs us still,

and is our sacred trust; and for the mix of lives and histories in which ours is placed, which make up this Body, and make it a greater, more vital whole. Bless, we pray, those who support our work; every staff and aide and officer. May they know the value of their contribution, the satisfaction of work well done, and the appreciation of all who depend upon them. And we remember the suffering people of the world, especially our sisters and brothers in Haiti. May the fearful complexity of their plight not prevent our making what contribution we can - in prayer, in person, in material. In the frailty of their human condition, help us by your Grace to respond from the strength of ours. May your Peace be upon us all, evermore. Amen.

Senator Olson led the Senate in the Pledge of Allegiance.

### **Certification**

Senator Ellis moved and asked unanimous consent that the journal for the first legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

### **Communications**

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

Alaska Annual Report on Activities of the National Conference of Commissioners on Uniform State Laws  
from Deborah E. Behr, Alaska Uniform Law Commissioner, Office of the Attorney General, Department of Law

Alaska Railroad Corporation Report to the State of Alaska, January 2010  
from Pat Gamble, President and CEO  
in accordance with AS 42.40

Department of Commerce, Community and Economic Development,  
Division of Corporations, Business and Professional Licensing, FY  
2009 Annual Reports and Statistical Overviews  
from Lynne Smith, Director

Report Examining Court Decisions and Opinions of the Attorney  
General Construing Alaska Statutes  
from MaryEllen Duffy, Special Assistant, Division of Legal and  
Research Services, Legislative Affairs Agency  
in accordance with 24.20.065

The following Budget and Audit Reports were received from Pat  
Davidson, Legislative Auditor, in accordance with AS 24.20.311 and  
are on file in the Office of the Secretary of the Senate:

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

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

Department of Administration, Follow-up of Information System  
Control over Alaska Data Enterprise Reporting, September 21, 2009

Department of Transportation and Public Facilities, Ted Stevens  
Anchorage International Airport Capital Projects Review, September  
4, 2009

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

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

Department of Commerce, Community and Economic Development,  
Board of Social Work Examiners, Sunset Review, September 30, 2009

Department of Commerce, Community and Economic Development,  
Board of Professional Counselors, Sunset Review, September 30,  
2009

Department of Transportation and Public Facilities, Gravina Island Access, October 30, 2009

Department of Commerce, Community and Economic Development, Board of Certified Real Estate Appraisers, Sunset Review, October 30, 2009

Department of Commerce, Community and Economic Development, Board of Pharmacy, Sunset Review, November 12, 2009

Department of Commerce, Community and Economic Development, Board of Psychologist and Psychological Associate Examiners, Sunset Review, October 28, 2009

**Introduction and Reference of  
Senate Resolutions**

**SJR 26**

SENATE JOINT RESOLUTION NO. 26 BY SENATOR DYSON,

Relating to support for the Parental Rights Amendment; and urging the United States Congress to submit the Parental Rights Amendment to the states for ratification.

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

**Consideration of the Calendar**

**Citations**

Honoring - The Boy Scouts of America, 100 Years of Scouting  
Representative(s) Munoz

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

Honoring - Kyle Wentz

Representative(s) Seaton

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

Honoring - Tyler Wentz

Representative(s) Seaton

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

Honoring - Kevin DeVaney

Representative(s) Seaton

Senator(s) Stevens, Bunde, Coghill, Davis, Dyson, Egan, Ellis, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, 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**

#### **HB 162**

President Stevens added a Finance Committee referral to HOUSE BILL NO. 162 "An Act establishing the Southeast State Forest and relating to the Southeast State Forest; and providing for an effective date."

The bill was referred to the Resources, then Finance Committees.

#### **SB 127**

President Stevens added a Finance Committee referral to SENATE BILL NO. 127 "An Act establishing the Southeast State Forest and relating to the Southeast State Forest; and providing for an effective date."

The bill was referred to the Resources, then Finance Committees.

**HB 19**

President Stevens added a Finance Committee referral to CS FOR HOUSE BILL NO. 19(L&C) "An Act exempting the state and its political subdivisions from daylight saving time; and providing for an effective date."

The bill was referred to the Community and Regional Affairs, Labor and Commerce, then Finance Committees.

**SB 192**

President Stevens added a Finance Committee referral to SENATE BILL NO. 192 "An Act relating to the tax applicable to the production of natural gas used in the state as fuel or feedstock in producing a manufactured end product."

The bill was referred to the Senate Special Committee on Energy, Resources, then Finance Committees.

**SB 201**

Senator Ellis moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 201 "An Act relating to the municipal property tax exemption on residences of certain seniors and others; and providing for an effective date." Without objection, it was so ordered.

**SB 203**

Senator Ellis moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 203 "An Act relating to a tax credit for a facility to store Cook Inlet gas for sale and delivery in the state; relating to an exemption from the oil and gas exploration, production, and pipeline transportation property tax for a facility that stores Cook Inlet gas for sale and delivery in the state; and providing for an effective date." Without objection, it was so ordered.

Senator Wagoner moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, January 21 through morning plane time, January 25. Without objection, Senator Wagoner was excused.

Senators Meyer, Dyson, McGuire moved and asked unanimous consent to be excused from a call of the Senate from the morning of January 22 through morning plane time, January 25. Without objection, Senators Meyer, Dyson, McGuire were excused.

President Stevens made the following appointments:

**Fishery Industrial Technology Center Policy Council**

Senator Stevens, ex officio member

**Anchorage Economic Development Corporation Board of Directors**

Senator McGuire, ex officio member

Senator Ellis, ex officio member

**Alaska Commissioners for Education Commission of the States**

Senator Davis

**Statewide Suicide Prevention Council**

Senator Dyson

Senator Ellis

**Education Funding District Cost Factor Commission**

Senator Meyer

**National Conference of State Legislatures**

**Education Committee**

Senator Davis

**Announcements**

Announcements are at the end of the journal.

**Recess**

Senator Ellis moved and asked unanimous consent that the Senate stand in recess to the Joint Session. Without objection, the Senate recessed at 11:23 a.m.

**After Recess****Joint Session in the House**

Speaker Chenault called the House to order and in accordance with Uniform Rule 51 turned the gavel over to President Stevens, who called the Joint Session to order at 7:00 p.m.

The purpose of the Joint Session was to hear an address by the Honorable Sean Parnell, Governor.

Senator Ellis moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. Without objection, it was so ordered.

Representative Johansen moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. Without objection, it was so ordered.

President Stevens appointed Senator Stedman and Representative Austerman to escort Governor Parnell to the Joint Session.

The Senate Sergeant at Arms, Emily Peyton, announced Governor Parnell's entrance to the House Chamber.

The Honorable Sean Parnell was escorted to the rostrum and welcomed by President Stevens.

Governor Parnell delivered his address. This address appears in House and Senate Joint Journal Supplement No. 9.

Governor Sean Parnell received a standing ovation and was escorted from the chamber by Representative Austerman and Senator Stedman.

Senator Ellis moved and asked unanimous consent that the Joint Session stand in adjournment. Without objection, President Stevens adjourned the Joint Session at 7:38 p.m.

**After Recess****In the Senate**

The Senate reconvened at 7:44 p.m.

**Adjournment**

Senator Ellis moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., January 22, 2010. Without objection, the Senate adjourned at 7:45 p.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**

<b>Jan 21</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
No Meeting Scheduled			

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**EDUCATION**

<b>Jan 20</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
No Meeting Scheduled			

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<b>Jan 22</b>	<b>Friday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
No Meeting Scheduled			

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**FINANCE**

<b>Jan 20</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
No Meeting Scheduled			

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<b>Jan 21</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
No Meeting Scheduled			

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<b>Jan 22</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
No Meeting Scheduled			

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**HEALTH & SOCIAL SERVICES**

<b>Jan 20</b>	<b>Wednesday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>1:30 PM</b>
<b>Jan 22</b>	<b>Friday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>1:30 PM</b>
<b>Jan 25</b> + SB 199	<b>Monday</b> MEDICAID COVERAGE FOR DENTURES	<b>Butrovich 205</b>	<b>1:30 PM</b>
<b>Jan 27</b>	<b>Wednesday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>1:30 PM</b>
<b>Jan 29</b>	<b>Friday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>1:30 PM</b>

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**JUDICIARY**

<b>Jan 20</b>	<b>Wednesday</b> -- Location Change -- + Overview: Cost of Crime ISER Recommendations and Update Stephanie Martin, Institute of Social and Economic Research (ISER) Joe Schmidt, Commissioner, Department of Corrections Dwayne Peeples, Deputy Commissioner, Department of Corrections Bryan Brandenburg, Deputy Director of Institutions, DOC -- Testimony <Invitation Only> --	<b>Butrovich 205</b>	<b>1:30 PM</b>
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**LABOR & COMMERCE**

<b>Jan 21</b>	<b>Thursday</b> No Meeting Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
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**RESOURCES**

<b>Jan 20</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
Overview: Senate Omnibus Energy Bill & Proposed Alaska Energy Policy			
SB 220		ENERGY EFFICIENCY/ ALTERNATIVE ENERGY	
Bills Previously Heard/Scheduled			
<b>Jan 21</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
Continuation of Overview & Consideration of Senate Omnibus Energy Bill			
= SB 220		ENERGY EFFICIENCY/ ALTERNATIVE ENERGY	
Bills Previously Heard/Scheduled			
<b>Jan 22</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
No Meeting Scheduled			

**STATE AFFAIRS**

<b>Jan 21</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>9:00 AM</b>
-- Location Change --			
Overview by Department of Corrections			
Bills Previously Heard/Scheduled			

**TRANSPORTATION**

<b>Jan 21</b>	<b>Thursday</b>	<b>Barnes 124</b>	<b>1:00 PM</b>			
+	Joint with House Transportation					
Presentation on Port of Anchorage by Governor Sheffield						
<Above Item Removed from Agenda>						
DOT Update by Frank Richards, Deputy Commissioner						
Draft Report from the Governor's Community Transportation Task Force						

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**FINANCE SUBCOMMITTEES**

**ADMINISTRATION**

<b>Jan 27</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	Office of Public Advocacy		
	Commissioner Departmental Overview		
	Office of Administrative Hearings		
	Division of Retirement & Benefits		
	Office of Risk Management		
	Public Defender Agency		
	<Above Item Removed from Agenda>		
	Office of Public Advocacy		
	<Above Item Removed from Agenda>		
<b>Feb 03</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	Division of General Services		
	Division of Motor Vehicles		
	Public Communications Services		
	Public Defender Agency		
	Office of Public Advocacy		
	<Above Item Removed from Agenda>		
<b>Feb 10</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	Division of Finance		
	Division of Personnel & Labor Relations		
	Office of Public Advocacy		
	Violent Crimes Compensation Board		
	Division of Retirement & Benefits		
	<Above Item Removed from Agenda>		
<b>Feb 17</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	Oil & Gas Conservation Commission		
	Public Offices Commission		
<b>Feb 24</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	Enterprise Technology Services		

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**HEALTH & SOCIAL SERVICES**

<b>Feb 02</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
+	Department Budget Overview		
	-- Testimony <Invitation Only> --		

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

<b>Feb 04</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
+	Department Budget Overview Continuation -- Testimony <Invitation Only> --		
<b>Feb 09</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
+	Medicaid, FMAP, Provider Rates -- Testimony <Invitation Only> --		
<b>Feb 11</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
+	To Be Determined -- Testimony <Invitation Only> --		
<b>Feb 16</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>8:00 AM</b>
+	To Be Determined -- Testimony <Invitation Only> --		

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**PUBLIC SAFETY**

<b>Feb 04</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	Department Budget Overview -- Testimony <Invitation Only> --		
<b>Feb 11</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	Status of VPSO Program and Recruitment Efforts for Them and the State Troopers -- Testimony <Invitation Only> --		
<b>Feb 25</b>	<b>Thursday</b>	<b>Fahrenkamp 203</b>	<b>1:30 PM</b>
+	To Be Determined -- Testimony <Invitation Only> --		

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**JOINT COMMITTEES**

**ARMED SERVICES COMMITTEE**

<b>Feb 02</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>11:30 AM</b>
+	Briefings from Alaska Marines; Updates on VA Health Care, Education Benefits, Alaska Territorial Guard, and Fisher House; Veterans Summit and PTA Report Summaries. -- Testimony <Invitation Only> --		
<b>Feb 04</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>11:30 AM</b>
+	Briefings from Alaskan Command and Alaska Army National Guard -- Testimony <Invitation Only> --		

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**SELECT COMMITTEE ON LEGISLATIVE ETHICS**

<b>Jan 29</b>	<b>Friday</b>	<b>Fahrenkamp 203</b>	<b>12:00 PM</b>
	Update - Campaign Year Restrictions and Prohibitions		

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**OTHER MEETINGS**

**FISH CAUCUS**

<b>Jan 21</b>	<b>Thursday</b>	<b>Capitol 106</b>	<b>12:00 PM</b>
+	Marine Advisory Program Presenter: Paula Cullenberg, Program Leader, Alaska Sea Grant Marine Advisory Program Catered seafood lunch provided.		

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**JOINT SESSION**

<b>Jan 20</b>	<b>Wednesday</b>	<b>House Chamber</b>	<b>7:00 PM</b>
	Annual State of the State by the Honorable Sean Parnell, Governor of Alaska		

<b>Feb 18</b>	<b>Thursday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		

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**MISCELLANEOUS MEETINGS**

<b>Feb 08</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
		School District Legislative Fly-In	
		Informal Q&A Session Regarding Alaska's	
		Public School System	
<b>Mar 29</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
		School District Legislative Fly-In	
		Informal Q&A Session Regarding Alaska's	
		Public School System	