

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SIXTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Tuesday

March 2, 2010

Forty-third Day

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

The roll showed fourteen members present. Senators Bunde, Dyson, Stedman, Thomas, Wagoner were excused from a call of the Senate. Senator McGuire was absent.

Senator Ellis moved and asked unanimous consent that Senator McGuire be excused from a call of the Senate today. Without objection, Senator McGuire was excused.

The prayer was offered by the Chaplain, Pastor Tari Stage-Harvey of Shepherd of the Valley Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

We give thanks for the beauty of this earth, and especially this land. May it give us strength to face the brokenness and darkness of this world with courage and compassion.

We give thanks for the willingness of leaders to serve the people. May they maintain integrity and faithfulness in all that they do.

We give thanks for conflict and disagreement. May it teach us to be people who listen and seek the common good together.

We give thanks for the generous who share resources so freely. May we learn how to use those resources to care for those in prison, those struggling with abuse, those caught in cycles of poverty, and those burdened by mental illness

Give us thankful hearts so we begin every day, every moment, every meeting knowing what a gift it is to be here.
Amen.

Senator Wielechowski led the Senate in the Pledge of Allegiance.

Certification

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

Messages from the House

Message dated March 1 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Resolutions

HJR 40

CS FOR HOUSE JOINT RESOLUTION NO. 40(RES) BY THE HOUSE RESOURCES COMMITTEE,

Opposing the proposed designation by the National Marine Fisheries Service of 3,000 square miles of upper Cook Inlet, the mid-inlet, all of the inlet's western shores, and Kachemak Bay as critical habitat for beluga whales.

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

First Reading and Reference of House Bills**HB 315**

HOUSE BILL NO. 315 BY THE HOUSE LABOR AND COMMERCE COMMITTEE, entitled:

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

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

HB 345

HOUSE BILL NO. 345 BY REPRESENTATIVE RAMRAS, entitled:

"An Act designating the bridge to be built on the Dalton Highway at approximately mile post 308 as the Sam Schuyler Memorial Bridge."

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

Communications

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

Alaska Renewable Energy Legislative Task Force
Report to the Legislature, dated February 28, 2010
from the Alaska Renewable Energy Legislative Task Force
in accordance with Chapter 31, SLA 08

Alaska Commission on Aging FY 09 Annual Report
from Sharon Howerton-Clark, Chair and
Denise Daniello, Executive Director, Alaska Commission on Aging
Department of Health and Social Services
in accordance with AS 47.45.240

Standing Committee Reports**SB 203**

The Resources Committee considered 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" and recommended it be replaced with

CS FOR SENATE BILL NO. 203(RES) "An Act relating to the regulation of a gas storage facility by the Regulatory Commission of Alaska; relating to a tax credit for a facility to store Cook Inlet gas for sale and delivery in the state; and providing for an effective date."

Signing do pass: Senators Wielechowski, McGuire, Cochairs; Senator French. Signing no recommendation: Senator Stevens.

The following fiscal information was published today:
Fiscal Note No. 1, indeterminate, Department of Natural Resources

The bill was referred to the Finance Committee.

SB 277

The Resources Committee considered SENATE BILL NO. 277 "An Act exempting from regulation by the Regulatory Commission of Alaska and by municipalities generators of electricity from renewable energy resources that sell electricity to regulated utilities" and recommended it be replaced with

CS FOR SENATE BILL NO. 277(RES) "An Act exempting from regulation by the Regulatory Commission of Alaska and by municipalities certain generators of electricity from renewable energy resources that sell electricity to regulated utilities."

Signing do pass: Senator McGuire, Cochair. Signing no recommendation: Senator Wielechowski, Cochair; Senators Stevens, French.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Commerce, Community and Economic Development

The bill was referred to the Judiciary Committee.

SB 284

The State Affairs Committee considered SENATE BILL NO. 284 "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." Signing do pass: Senator Menard, Chair; Senators French, Meyer, Paskvan, Kookesh.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Office of the Governor
Fiscal Note No. 2, Department of Administration

President Stevens added a Finance Committee referral to the bill.

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

HB 114

The Transportation Committee considered CS FOR HOUSE BILL NO. 114(TRA) am "An Act relating to availability of state transportation facilities and state-owned or state-operated transportation modes for delivering compassionate aid" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL
NO. 114(TRA)

Signing do pass: Senator Kookesh, Chair; Senators Davis, Meyer, Paskvan, Menard.

The following fiscal information was published today:

Fiscal Note No. 5, zero, Department of Military and Veterans Affairs

Fiscal Note No. 6, zero, Department of Fish and Game

Fiscal Note No. 7, zero, Department of Transportation and Public Facilities

The bill was referred to the Finance Committee.

HJR 16

The State Affairs Committee considered CS FOR HOUSE JOINT RESOLUTION NO. 16(L&C) Relating to federal procurement preferences for small businesses in the state that are owned and controlled by service-disabled veterans. Signing do pass: Senator Menard, Chair; Senators French, Meyer, Paskvan, Kookesh.

The following previously published fiscal information applies:

Fiscal Note No. 2, zero, House Rules Committee

The resolution was referred to the Rules Committee.

Consideration of the Calendar

Citations

Honoring - Jim Hickerson

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

Honoring - Alaska Office of Boating Safety, Raising Boater Awareness

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

Representative(s) Neuman

SENATE JOURNAL

March 2, 2010

1707

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

In accordance with AS 24.20.650 and in conjunction with Speaker Chenault, President Stevens made the following appointment:

Joint Armed Services Committee

William S. (Bill) Brophy

Senators French, Ellis moved and asked unanimous consent to be excused from a call of the Senate on March 8, to morning plane time. Without objection, Senators French, Ellis were excused.

Senator Paskvan moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 2 through morning plane time, March 8. Without objection, Senator Paskvan was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate from March 7 through plane time, March 8. Without objection, Senator Olson was excused.

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., March 4, 2010. 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

Mar 02	Tuesday	Beltz 105 (tsbldg)	3:30 PM
		-- MEETING CANCELED --	
+		Bills Previously Heard/Scheduled	
Mar 04	Thursday	Beltz 105 (tsbldg)	3:30 PM
		No Meeting Scheduled	
Mar 09	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HJR 46		SUPPORTING DENALI COMMISSION	
+ SJR 29		TRIBAL SEATS ON N. PAC. FISHERIES COUNCIL	
+		Bills Previously Heard/Scheduled	
Mar 11	Thursday	Beltz 105 (tsbldg)	3:30 PM
+		Bills Previously Heard/Scheduled	

EDUCATION

Mar 03	Wednesday	Beltz 105 (tsbldg)	8:00 AM
		No Meeting Scheduled	
Mar 05	Friday	Beltz 105 (tsbldg)	8:00 AM
		No Meeting Scheduled	

SENATE JOURNAL

March 2, 2010

1709

FINANCE

Mar 02	Tuesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 03	Wednesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 04	Thursday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 05	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		

HEALTH & SOCIAL SERVICES

Mar 03	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 05	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 08	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 10	Wednesday	Beltz 105 (tsbldg)	1:30 PM
	-- Location Change --		
	Confirmation of Governor's Appointments		
+ SB 46	CHILD SUPPORT AWARDS		
+ SB 172	ALASKA HEALTH CARE COMMISSION		
	Bills Previously Heard/Scheduled		
Mar 12	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Mar 03	Wednesday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		

JUDICIARY (continued)

Mar 05	Friday	Beltz 105 (tsbldg)	1:30 PM
No Meeting Scheduled			
Mar 08	Monday	Beltz 105 (tsbldg)	1:30 PM
+= SB 209	STATE COUNCIL ON THE ARTS; REGULATIONS		
+= SB 260	ELECTRIC & TELEPHONE COOPERATIVES' VOTING		
+ SB 202	HATE CRIMES		
+ SB 284	CAMPAIGN EXPENDITURES		
+	Bills Previously Heard/Scheduled		
Mar 10	Wednesday	Butrovich 205	1:30 PM
-- Location Change --			
+	Confirmation Hearing: Attorney General		
Daniel S. Sullivan			
Mar 12	Friday	Beltz 105 (tsbldg)	1:30 PM
+= SB 239	IGNITION INTERLOCK DEVICES/DUI/CHEM. TEST		
+= SB 92	U.S. PRESIDENTIAL ELECTION COMPACT		
+	Bills Previously Heard/Scheduled		

LABOR & COMMERCE

Mar 02	Tuesday	Beltz 105 (tsbldg)	1:30 PM
+= SB 279	MORTGAGE LENDING		
+ SB 258	DENTAL CARE INSURANCE		
+ SB 129	RESIDENTIAL SPRINKLER SYSTEMS		
+	Bills Previously Heard/Scheduled		
Mar 04	Thursday	Beltz 105 (tsbldg)	2:00 PM
No Meeting Scheduled			

RESOURCES

Mar 03	Wednesday	Butrovich 205	10:00 AM
-- Time Change --			
+	Overview: AHFC Weatherization Program		
Mar 04	Thursday	Butrovich 205	3:30 PM
No Meeting Scheduled			

SENATE JOURNAL

March 2, 2010

1711

RESOURCES (continued)

Mar 05 **Friday** **Butrovich 205** **3:30 PM**
No Meeting Scheduled

STATE AFFAIRS

Mar 02	Tuesday	Beltz 105 (tsbldg)	9:00 AM
+	SB 190	BIOMETRIC INFORMATION FOR ID	
+	SB 284	CAMPAIGN EXPENDITURES	
+	HJR 16	DISABLED VETERANS PROCUREMENT PREFERENCE	
+		Bills Previously Heard/Scheduled	

Mar 04 **Thursday** **Beltz 105 (tsbldg)** **9:00 AM**
No Meeting Scheduled

TRANSPORTATION

Mar 02 **Tuesday** **Butrovich 205** **1:00 PM**
No Meeting Scheduled

Mar 04 **Thursday** **Butrovich 205** **1:00 PM**
No Meeting Scheduled

FINANCE SUBCOMMITTEES

ADMINISTRATION

Mar 19 **Friday** **Beltz 105 (tsbldg)** **3:30 PM**
Dept Closeout

CORRECTIONS

Mar 02 **Tuesday** **Fahrenkamp 203** **5:00 PM**
-- MEETING CANCELED --
Population Management (if necessary)

FINANCE SUBCOMMITTEES (continued)**CORRECTIONS (continued)**

Mar 09	Tuesday	Fahrenkamp 203	5:00 PM
	Inmate Health Care		
Mar 16	Tuesday	Fahrenkamp 203	5:00 PM
	Closeout		

COURT SYSTEM

Mar 02	Tuesday	Sen Conf Rm 103 Tsb	4:00 PM
	-- MEETING CANCELED --		
+	FY11 Budget Request		
Mar 11	Thursday	Sen Conf Rm 103 Tsb	4:00 PM
+	FY11 Budget Request		
Mar 18	Thursday	Sen Conf Rm 103 Tsb	4:00 PM
+	Closeout		

EDUCATION & EARLY DEVELOPMENT

Mar 10	Wednesday	Sen Conf Rm 103 Tsb	12:00 PM
+	FY11 Budget Request		
Mar 17	Wednesday	Sen Conf Rm 103 Tsb	12:00 PM
+	Closeout		

ENVIRONMENTAL CONSERVATION

Mar 02	Tuesday	Fahrenkamp 203	3:30 PM
	-- MEETING CANCELED --		
	Division of Water (if necessary)		
Mar 09	Tuesday	Fahrenkamp 203	3:30 PM
	Spill Prevention & Response		

SENATE JOURNAL

March 2, 2010

1713

FINANCE SUBCOMMITTEES (continued)

ENVIRONMENTAL CONSERVATION (continued)

Mar 16	Tuesday	Fahrenkamp 203	3:30 PM
	Closeout		

FISH & GAME

Mar 15	Monday	Senate Finance 532	3:00 PM
	Closeout		

GOVERNOR

Mar 17	Wednesday	Senate Finance 532	3:00 PM
	Closeout		

HEALTH & SOCIAL SERVICES

Mar 12	Friday	Beltz 105 (tsbldg)	3:30 PM
+	Pre-Closeout and Question/Answer Session		
	-- Testimony <Invitation Only> --		

Mar 17	Wednesday	Beltz 105 (tsbldg)	3:00 PM
+	Budget Closeout		
	-- Testimony <Invitation Only> --		

LAW

Mar 09	Tuesday	Sen Conf Rm 103 Tsb	1:30 PM
	Budget Detail		

Mar 16	Tuesday	Fahrenkamp 203	1:30 PM
	Closeout		

FINANCE SUBCOMMITTEES (continued)

LEGISLATURE

Mar 17 Wednesday Senate Finance 532 3:15 PM
Closeout

MILITARY & VETERANS' AFFAIRS

Mar 08 Monday Sen Conf Rm 103 Tsb 12:15 PM
Committee Discussion and Close Out
-- Testimony <Invitation Only> --

NATURAL RESOURCES

Mar 02 Tuesday Sen Conf Rm 103 Tsb 1:30 PM
Division of Mining, Land and Water
Division of Geological and Geophysical
Services
-- Testimony <Invitation Only> --

Mar 09 **Tuesday** **Fahrenkamp 203** **1:00 PM**
Discussion
-- Testimony <Invitation Only> --

PUBLIC SAFETY

Mar 11 **Thursday** **Fahrenkamp 203** **1:00 PM**
+ Pre-Closeout & Question/Answer Session
-- Testimony <Invitation Only> --

Mar 18 **Thursday** **Fahrenkamp 203** **1:00 PM**
+ Budget Closeout
-- Testimony <Invitation Only> --

SENATE JOURNAL

March 2, 2010

1715

FINANCE SUBCOMMITTEES (continued)

REVENUE

Mar 11	Thursday Budget Detail	Sen Conf Rm 103 Tsb	1:30 PM
Mar 18	Thursday Subcommittee closeout	Sen Conf Rm 103 Tsb	1:30 PM

TRANSPORTATION & PUBLIC FACILITIES

Mar 09	Tuesday Budget Details	Fahrenkamp 203	8:00 AM
Mar 16	Tuesday Closeout	Fahrenkamp 203	8:00 AM

UNIVERSITY OF ALASKA

Mar 16	Tuesday Closeout	Senate Finance 532	3:00 PM
---------------	----------------------------	---------------------------	----------------

JOINT COMMITTEES

ADMINISTRATIVE REGULATION REVIEW

Mar 08	Monday	Capitol 17	3:00 PM
+	(18 AAC 32) Proposed Regulations Relating to Cheese Production -- Public Testimony --		
+	(11 AAC 65.010 - 11 AAC 65.900, particularly 11 AAC 65.010) Regulations Relating to Personal Use Cabin Permits -- Public Testimony -- Executive Session		

OTHER MEETINGS

BUSH CAUCUS

Mar 03 **Wednesday** **Capitol 106** **4:00 PM**
+ -- MEETING CANCELED --
+ Presentation to Full Legislature:
+ Native Education Issues

JOINT LEGISLATIVE HEALTH CAUCUS

Mar 24 **Wednesday** **Butrovich 205** **12:00 PM**
+ The State of the Uninsured: Let's Ensure
Their Health

JOINT SESSION

Mar 31 Wednesday House Chamber 11:00 AM
Annual Address by the Honorable
Mark Begich, U.S. Senator

MISCELLANEOUS MEETINGS

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

UNIVERSITY BOOSTERS CAUCUS

Mar 08 Monday House Finance 519 4:00 PM
Q & A with UA Regents

Mar 17 Wednesday House Finance 519 4:00 PM
Business Leaders to Legislature: We need
to Grow Our Own Alaska Workforce