

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

Juneau, Alaska

Tuesday

April 3, 2012

Seventy-eighth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:38 a.m.

Roll call showed 38 members present. Representative Edgmon was absent and his presence was noted later.

Representative Austerman 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 Costello – from 11:30 a.m. to 1:30 p.m., today

Representative Joule – from 10:30 a.m. to 9:00 p.m., today

The invocation was offered by the Chaplain, the Reverend Simeon Johnson of St. Nicholas Russian Orthodox 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.

In any place with an "institutional memory" one is bound to run into some people who are just negative. No matter what you do or say, these people simply don't have anything nice to say about any situation. We all have elements of this personality trait from time to time.

Elder Paisios of Mount Athos (1924-1994) once taught that there are two kinds of people in the world: flies and honeybees. The honeybee, he said, can be placed in a dump

and surrounded by filth, but when you ask him about his surroundings, he will describe the beautiful flower growing and not the trash it is surrounded by. A fly, however, can be placed in a beautiful field of wildflowers. When you ask the fly about his surroundings, he does not see the beauty but only the "present" that the dog left in that field.

In our world, especially in a legislative body, it is easy for us to fall into the trap of being like the fly: overlooking the beauty in our colleagues and our American process. I ask all of you to remember to be honeybees throughout this session and all your lives.

O Lord our God, who created all things, we ask you to come and bless this Chamber and those that work in it. Help them with wisdom and understanding as they do the work of the people. Keep them safe, and grant them the strength to remain "honeybees" as the committee meetings and the debates get difficult and contentious. Amen.

The Pledge of Allegiance was led by Representative Gatto.

CERTIFICATION OF THE JOURNAL

Representative Austerman moved and asked unanimous consent that the journal for the 77th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

A message dated April 2, 2012, was read stating the Senate passed the following, and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 119

CS FOR SENATE BILL NO. 119(L&C) by the Senate Labor and Commerce Committee, entitled:

"An Act relating to athletic trainers."

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

SB 182

CS FOR SENATE BILL NO. 182(EDC) by the Senate Education Committee, entitled:

"An Act amending the amount of state funding provided to school districts for pupil transportation."

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

A Senate letter of intent was attached (Senate Journal page 1989).

REPORTS OF STANDING COMMITTEES

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

Robert Mumford
Teresa Sager-Albaugh

as members of the Board of Game.

The report was signed by Representatives Feige and Seaton, Co-chairs; and Representatives Munoz, Foster, Kawasaki, Dick, and P. Wilson.

HJR 40

The Resources Committee considered:

HOUSE JOINT RESOLUTION NO. 40

Commending the governor and the administration for aggressively working to enforce the rights of the state in R.S. 2477 rights-of-way; urging the governor and the attorney general to develop a working alliance with other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized by R.S. 2477; urging the governor and the attorney general to support the State of Utah and the southern counties of

Utah in a lawsuit against the federal government concerning R.S. 2477 rights-of-way, including filing an amicus brief in support of Utah; urging the governor to dedicate state resources to establish, protect, and enforce the state's interests in R.S. 2477 rights-of-way and to preserve state rights-of-way against encroachment by the federal government; urging the governor to reestablish a federalism section in the Department of Law and sections in the Department of Natural Resources and the Department of Fish and Game to support the preservation of the state's rights and powers in compact cases; and urging the governor to prepare an appropriation request to fund an aggressive effort by the state to resolve issues relating to R.S. 2477 rights-of-way, including possible litigation, and to continue to work to preserve the rights of the state in regard to R.S. 2477 rights-of-way.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 40(RES)

Commending the governor and the administration for aggressively working to protect the interests of the state in rights-of-way under R.S. 2477; urging the governor and the attorney general to develop a working alliance with the governors, attorneys general, and legislatures in other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized by R.S. 2477; urging the governor and the attorney general to support the interests of the State of Utah and southern counties of Utah in R.S. 2477 rights-of-way by actively seeking confirmation of R.S. 2477 rights-of-way through various means, including initiating litigation in this state; urging the governor and the attorney general to develop a strategy for resolving the dispute over the right to continued access using R.S. 2477 rights-of-way in the state, including the possibility of bringing lawsuits against the federal government to preserve the state's interest in rights-of-way; urging the governor to further strengthen the resources of the state for protecting the state's rights by continuing to focus the efforts of the Department of Law, the Department of Natural Resources, the Department of Fish and Game, and other departments on defending the state's rights and powers with regard to access and federalism issues; and urging the United States Congress to enact legislation requiring federal agencies with land

management authority to establish a process to recognize valid R.S. 2477 rights-of-way claims expeditiously after a notice of intent to claim an R.S. 2477 right-of-way has been filed without the need to dispute those claims in court and to participate in good faith in the process.

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

Do pass (4): Dick, P. Wilson, Feige, Seaton

No recommendation (3): Foster, Gardner, Herron

Amend (1): Kawasaki

The following fiscal note(s) apply to CSHJR 40(RES):

1. Zero, Legislative Agency

HJR 40 was referred to the Judiciary Committee.

HB 251

The Labor & Commerce Committee considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 251

"An Act relating to the Board of Veterinary Examiners and the practice of veterinary medicine."

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 251(L&C)

"An Act relating to the Board of Veterinary Examiners; relating to the practice of veterinary medicine; and creating a task force to report on the availability of and need for veterinary services in rural Alaska."

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

Do pass (3): Thompson, Holmes, Olson

No recommendation (2): Saddler, Johnson

The following fiscal note(s) apply to CSSSHB 251(L&C):

1. Zero, Dept. of Commerce, Community, & Economic Development

SSHB 251 was referred to the Finance Committee.

HB 292

The Finance Committee considered:

HOUSE BILL NO. 292

"An Act relating to property exemptions for retirement plans; relating to pleadings, orders, liability, and notices under the Uniform Probate Code; relating to the Alaska Principal and Income Act; relating to the Alaska Uniform Transfers to Minors Act; relating to the disposition of human remains; relating to insurable interests for life insurance policies; relating to transfers of individual retirement plans; relating to the community property of married persons; and amending Rule 301(a), Alaska Rules of Evidence."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 292(L&C)

"An Act relating to property exemptions for retirement plans, individual retirement accounts, and Roth IRAs; relating to pleadings, orders, liability, and notices under the Uniform Probate Code; relating to the appointment of trust property; relating to the Alaska Principal and Income Act; relating to the Alaska Uniform Transfers to Minors Act; relating to the disposition of human remains; relating to insurable interests for life insurance policies; relating to transfers of individual retirement plans; relating to the community property of married persons; and amending Rule 301(a), Alaska Rules of Evidence."

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

Do pass (2): Joule, Thomas

No recommendation (8): Fairclough, Gara, T. Wilson, Guttenberg, Neuman, Costello, Doogan, Stoltze

The following fiscal note(s) apply to CSHB 292(L&C):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 292 was referred to the Rules Committee for placement on the calendar.

HB 345

The State Affairs Committee considered:

HOUSE BILL NO. 345

"An Act relating to regulations adopted by the Department of Administration waiving the commercial motor vehicle driving skills test for certain drivers with military commercial motor vehicle experience."

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

Do pass (7): Johansen, P. Wilson, Keller, Gruenberg, Seaton, Petersen, Lynn

The following fiscal note(s) apply:

1. Zero, Dept. of Administration

HB 345 was referred to the Rules Committee for placement on the calendar.

HB 347

The Judiciary Committee considered:

HOUSE BILL NO. 347

"An Act prohibiting the use of municipal funds to support or oppose an initiative proposal to circulate a petition for a ballot

initiative, or to influence the outcome of an election concerning a ballot initiative, without approval by municipal voters at an election."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 347(JUD)

"An Act prohibiting the use of municipal funds to support or oppose an initiative proposal to circulate a petition for a ballot initiative, or to influence the outcome of an election concerning a ballot initiative, without approval by municipal voters at an election; relating to the reporting of certain expenditures; and providing for an effective date."

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

Do pass (4): Lynn, Keller, Pruitt, Thompson

No recommendation (2): Gruenberg, Holmes

The following fiscal note(s) apply to CSHB 347(JUD):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 347 was referred to the Rules Committee for placement on the calendar.

HB 361

The Finance Committee considered:

HOUSE BILL NO. 361

"An Act relating to the Alaska Land Act, including certain lease, sale, and other disposal of state land and materials; relating to production royalties from miners; relating to rights to use state water; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 361(FIN)

"An Act relating to the Alaska Land Act, including certain leases, sales, and other disposals of state land and materials; relating to

production royalties from miners; and providing for an effective date."

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

Do pass (6): T. Wilson, Costello, Neuman, Edgmon, Stoltze, Thomas

No recommendation (2): Doogan, Joule

Amend (3): Fairclough, Gara, Guttenberg

The following fiscal note(s) apply to CSHB 361(FIN):

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Transportation & Public Facilities
4. Indeterminate, Dept. of Natural Resources

HB 361 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 - Aryeh Lax, 2012 Alaska State Poetry Out Loud Champion
By Representative Lynn; Senator Giessel

Honoring - Officer Jennifer Pierce
By Representatives Fairclough, Hawker

Honoring - Ray Kizer
By Representative Stoltze; Senator Huggins

Honoring - Mountain View Community Council
By Representative Gruenberg; Senator Wielechowski

Honoring - The Alaska Quake
By Representative Petersen

Honoring - Senior Citizens Recognition Day
By Representative Kawasaki

Honoring - Lorena Scalp
By Senator Wielechowski; Representative Petersen

Honoring - 673rd Airbase Wing Inspector General's Office, John P. Flynn Inspector General Award Recipient
By Senator Wielechowski; Representative Saddler

Honoring - The Alaska Vets Motorcycle Club
By Senator Huggins; Representatives Thomas, Chenault

In Memoriam - Duke R. Jones
By Representative Austerman; Senator Stevens

In Memoriam - Frances Amanda Rutledge Cater
By Representative Austerman; Senator Stevens

In Memoriam - Kenneth Stephen Burnley
By Representatives Keller, Stoltze, Gatto, Feige, Neuman; Senators Coghill, Huggins, Menard

In Memoriam - Dennis Maloney
By Representatives Doogan, Cissna, Gruenberg

In Memoriam - Robert Kallio
By Representative Miller

In Memoriam - Niles C. Cesar
By Representative Thomas; Senator Kookesh

In Memoriam - Lindsay David Fleshman
By Senator Davis

In Memoriam - Willie James Sykes
By Senator Davis

In Memoriam - Wenona Ward
By Senator Davis

In Memoriam - Edna (Monfor) Linderman
By Senator Wagoner

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

Honoring - Linda S. Hall
By Representatives Johnson, Olson

**The presence of Representative Edgmon was noted.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 64

The following was read the second time:

HOUSE BILL NO. 64

"An Act relating to permanent motor vehicle registration; and providing for an effective date."

with the:

Journal Page

STA RPT 2DP 2NR 3AM	231
FN1: (ADM)	231
FN2: (DEC)	231
TRA RPT CS(TRA) 3DP 3NR 1AM	483
FN2: (DEC)	484
FN3: (ADM)	484
FIN RPT CS(FIN) NT 8DP 1NR 1AM	2132
FN4: (ADM)	2132

Representative Austerman moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 64(FIN)

"An Act relating to permanent motor vehicle registration; relating to the registration fee for noncommercial trailers and to the motor vehicle tax for trailers; and providing for an effective date."

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 64(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 64(FIN) will advance to third reading on tomorrow's calendar.

HB 219

The following was read the second time:

HOUSE BILL NO. 219

"An Act exempting certain emergency medical and fire department services from regulation as insurance."

with the:

Journal Page

CRA RPT 3DP 3NR	1770
FN1: ZERO(CED)	1771
STA RPT CS(STA) NT 5DP 1NR	1952
FN2: ZERO(CED)	1953

Representative Austerman moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 219(STA)

"An Act exempting certain activities of ambulance, emergency, and fire department services from regulation as insurance."

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 219(STA) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 219(STA) will advance to third reading on tomorrow's calendar.

HB 289

The following was read the second time:

HOUSE BILL NO. 289

"An Act relating to a gas storage facility; relating to the tax credit for a gas storage facility; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to the regulation of natural gas storage as a utility; relating to the powers and duties of the director of the division of lands and to lease fees for a gas storage facility on state land; and providing for an effective date."

with the:

Journal Page

RES RPT CS(RES) NT 5DP 3NR 1AM	1731
FN1: ZERO(ADM)	1731
FN2: ZERO(CED)	1731
FN3: INDETERMINATE(DNR)	1731
FN4: INDETERMINATE(DNR)	1731
FN5: INDETERMINATE(REV)	1731
FIN RPT CS(FIN) NT 8DP 1NR	2133
FN6: ZERO(ADM)	2134
FN7: ZERO(CED)	2134
FN8: INDETERMINATE(DNR)	2134
FN9: INDETERMINATE(REV)	2134
FN10: (DNR)	2134

Representative Austerman moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 289(FIN)

"An Act relating to a liquefied natural gas storage facility; relating to the tax credit for an investment in a liquefied natural gas storage facility; relating to the regulation of liquefied natural gas storage as a utility; relating to the powers and duties of the

director of the division of lands and to lease fees for a liquefied natural gas storage facility on state land; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Gara:

Page 5, lines 9 - 10:

Delete "The tax credit in this section is in addition to any other credit under this chapter for which the person is eligible."

Insert "A person taking a credit under this section may not take another credit under this chapter for the same expenditure."

Representative Gara moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Thompson objected.

Representative Gara moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 289(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

**Representative Costello, who was excused (page 2149), left the Chamber.

CSHB 289(FIN) was read the third time.

The question being: "Shall CSHB 289(FIN) pass the House?" The roll was taken with the following result:

CSHB 289(FIN)
Third Reading
Final Passage

YEAS: 36 NAYS: 1 EXCUSED: 2 ABSENT: 1

Yea: Austerman, Chenault, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Nay: Cissna

Excused: Costello, Joule

Absent: Herron

And so, CSHB 289(FIN) passed the House.

Representative Austerman moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 289(FIN) was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SCR 16

The following was read the second time:

SENATE CONCURRENT RESOLUTION NO. 16
Proclaiming May 2012 to be Celiac Disease Awareness Month.

with the:

Journal Page

HSS RPT 6DP	2106
FN1: ZERO(S.STA)	2106

The question being: "Shall SCR 16 pass the House?" The roll was taken with the following result:

SCR 16
Second Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

Yea: Austerman, Chenault, Cissna, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Excused: Costello, Joule

And so, SCR 16 passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

LEGISLATIVE CITATIONS

Representative Austerman 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 - Peter Micciche

By Representatives Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Hope Steffensen

By Representatives Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - John Gadomski

By Representatives Tuck, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Jyotsna "Jo" Heckman on the Occasion of Her Retirement
By Representatives Guttenberg, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Thomas

Honoring - Team Pelagic Magic, 2012 Tsunami Bowl Champions
By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

Honoring - Noorvik High School Bears, 2012 Class 2A Boys Basketball State Champions
By Representatives Joule, Chenault, Austerman, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Olson

Honoring - Eklutna Native Corporation's 40th Anniversary
By Representatives Saddler, Stoltze, Chenault, Austerman, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Seaton, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - 1/25th Stryker Brigade Combat Team
By Senator Paskvan; Representatives Thompson, Chenault, Austerman, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Tuck, P. Wilson, T. Wilson

In Memoriam - Francis "Frank" Cashen

By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

In Memoriam - Constance "Connie" Davis

By Representatives Kerttula, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Davis

In Memoriam - Mark Notar

By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

In Memoriam - LaVera "Jacque" F. Breedon

By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

In Memoriam - Kim Francine Jenkins

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Marvin Charles Hamilton III

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Ashley Udelhoven

By Representatives Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Wagoner

In Memoriam - Dennis Biastock

By Senator French; Representatives Gara, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Ronald "Ron" Sam

By Senator Kookesh; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Ellen J. Thomas

By Senator Kookesh; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Doloresa Cadiente-Hardin

By Senators Kookesh, Egan; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Margaret Ritchie

By Senator Davis; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

SPECIAL ORDER OF BUSINESS

Representative Austerman moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Linda S. Hall, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Austerman 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 - Linda S. Hall

By Representatives Johnson, Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

UNFINISHED BUSINESS**HJR 40**

Representative Feige added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 40

Commending the governor and the administration for aggressively working to enforce the rights of the state in R.S. 2477 rights-of-way; urging the governor and the attorney general to develop a working alliance with other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized by R.S. 2477; urging the governor and the attorney general to support the State of Utah and the southern counties of Utah in a lawsuit against the federal government concerning R.S. 2477 rights-of-way, including filing an amicus brief in support of Utah; urging the governor to dedicate state resources to establish, protect, and enforce the state's interests in R.S. 2477 rights-of-way and to preserve state rights-of-way against encroachment by the federal government; urging the governor to reestablish a federalism section in the Department of Law and sections in the Department of Natural Resources and the Department of Fish and Game to support the preservation of the state's rights and powers in compact cases; and urging the governor to prepare an appropriation request to fund an aggressive effort by the state to resolve issues relating to R.S. 2477 rights-of-way, including possible litigation, and to continue to work to preserve the rights of the state in regard to R.S. 2477 rights-of-way.

HB 64

Representative Johnson added his name as cosponsor to:

CS FOR HOUSE BILL NO. 64(FIN)

"An Act relating to permanent motor vehicle registration; relating to the registration fee for noncommercial trailers and to the motor vehicle tax for trailers; and providing for an effective date."

HB 182

Representative P. Wilson removed her name as cosponsor to:

CS FOR HOUSE BILL NO. 182(FIN)

"An Act relating to electronic publication of certain municipal notices and publication and electronic distribution of reports by state agencies."

HB 255

Representative Petersen added his name as cosponsor to:

HOUSE BILL NO. 255

"An Act prohibiting the driver of a motor vehicle from reading or typing a text message or other nonvoice message or communication on a cellular telephone, computer, or personal data assistant while driving a motor vehicle."

HB 289

Representatives Johnson, Hawker, and Lynn added their names as cosponsors to:

CS FOR HOUSE BILL NO. 289(FIN)

"An Act relating to a liquefied natural gas storage facility; relating to the tax credit for an investment in a liquefied natural gas storage facility; relating to the regulation of liquefied natural gas storage as a utility; relating to the powers and duties of the director of the division of lands and to lease fees for a liquefied natural gas storage facility on state land; and providing for an effective date."

HB 319

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 319

"An Act requiring a study of the health effects of airport security screening."

SCR 16

Representative P. Wilson added her name as cross sponsor to:

SENATE CONCURRENT RESOLUTION NO. 16

Proclaiming May 2012 to be Celiac Disease Awareness Month.

SJR 14

Representative Petersen added his name as cross sponsor to:

CS FOR SENATE JOINT RESOLUTION NO. 14(STA)
Urging the United States Department of Defense to protect
military bases and military personnel in the state for the defense
and protection of the state and the nation.

SJR 16

Representative Petersen added his name as cross sponsor to:

SENATE JOINT RESOLUTION NO. 16
Urging the United States Congress to approve legislation allowing
members of the military to receive promised retirement benefits.

SB 136

Representatives Petersen and P. Wilson added their names as cross
sponsors to:

CS FOR SENATE BILL NO. 136(FIN) am
"An Act providing a tax credit for employing a veteran that may
be taken against a liability for the tax on corporation income; and
providing for an effective date."

SB 202

Representative Kerttula added her name as cross sponsor to:

SENATE BILL NO. 202
"An Act relating to resuscitation protocol documents that may be
adopted by reference in regulations."

ENGROSSMENT**HB 289**

CSHB 289(FIN) was engrossed, signed by the Speaker and Chief
Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Austerman moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 4, 2012. There being no objection, the House adjourned at 12:00 p.m.

Suzi Lowell
Chief Clerk