

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Tuesday

March 1, 2011

Forty-third Day

Pursuant to adjournment the Senate was called to order by President Stevens at 11:08 a.m.

The roll showed fourteen members present. Senators Coghill, Kookesh, Stedman, Thomas were excused from a call of the Senate. Senators Olson, Wagoner were absent.

The prayer was offered by the Chaplain, Reverend Sarah Schurr of the Unitarian Universalist Fellowship of Juneau and Fairbanks. Senator Menard moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

History has so many fine teachers for us and it is good to call on their wisdom. May we be inspired today by the words of the great Boston preacher and abolitionist, Rev. Theodore Parker when he said,

“I do not pretend to understand the moral universe; the arc is a long one, my eye reaches but little ways; I cannot calculate the curve and complete the figure by the experience of sight; I can divine it by conscience. And from what I see I am sure it bends towards justice.”

Theodore Parker’s words still call to us today. May we all do our part, as servant leaders of the people, to help the arc of the universe bend toward justice and create a better world for everyone. May we help create a world of justice, a world of compassion, and a world of love. Amen.

Senator Dyson led the Senate in the Pledge of Allegiance.

Certification

Senator Meyer 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

SCR 6

Message dated February 28 was read stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 6
Authorizing a recess by the Senate for a period of more than three days, those days being March 2, 3, 4, 5, and 6 of 2011.

The resolution was referred to the Secretary for enrollment.

Message dated February 28 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Resolutions

HJR 9

CS FOR HOUSE JOINT RESOLUTION NO. 9(RES) BY THE HOUSE RESOURCES COMMITTEE,

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

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

HCR 6

HOUSE CONCURRENT RESOLUTION NO. 6 BY REPRESENTATIVES COSTELLO, Fairclough, Kerttula, Munoz, Millett, Holmes, P.Wilson, Cissna, Gardner, T.Wilson, Austerman, Johansen, Johnson, Stoltze, Tuck, Herron, Olson, Lynn, Seaton, Pruitt,

Proclaiming the month of April 2011 to be Sexual Assault Awareness Month.

was read the first time and referred to the State Affairs Committee.

First Reading and Reference of House Bills**HB 3**

CS FOR HOUSE BILL NO. 3(STA) BY THE HOUSE STATE AFFAIRS COMMITTEE, entitled:

"An Act relating to issuance of driver's licenses."

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

HB 7

CS FOR HOUSE BILL NO. 7(JUD) BY THE HOUSE JUDICIARY COMMITTEE, entitled:

"An Act classifying certain substances as schedule IIIA controlled substances; and providing for an effective date."

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

Standing Committee Reports**SB 27**

The Health and Social Services Committee considered SENATE BILL NO. 27 "An Act relating to flame retardants and to the manufacture, sale, and distribution of products containing flame retardants; relating to bioaccumulative toxic chemicals; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 27(HSS) "An Act relating to flame retardants and to the manufacture, sale, and distribution of products containing flame retardants; relating to a multistate chemicals clearinghouse; and providing for an effective date."

Signing do pass: Senator Davis, Chair; Senators Ellis, Egan. Signing no recommendation: Senator Meyer.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Public Safety
Fiscal Note No. 2, Department of Health and Social Services
Fiscal Note No. 3, Department of Environmental Conservation

The bill was referred to the Finance Committee.

SB 91

The Resources Committee considered SENATE BILL NO. 91 "An Act amending the termination date of the licensing of sport fishing operators and sport fishing guides; and providing for an effective date." Signing do pass: Senators Wagoner, Paskvan, Cochairs; Senators McGuire, French.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Fish and Game

The bill was referred to the Finance Committee.

SCR 5

The Rules Committee considered SENATE CONCURRENT RESOLUTION NO. 5 Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2010 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; and providing for an effective date for the amendments. Signing do pass: Senator Ellis, Chair; Senators Stevens, Meyer, Hoffman.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

The resolution is in the Rules Committee.

**Introduction and Reference of
Senate Resolutions****SJR 7**

SENATE JOINT RESOLUTION NO. 7 BY SENATORS WAGONER, Paskvan, Stevens, Stedman, McGuire, Menard, Wielechowski, Ellis, Hoffman, Davis,

Urging the United States Senate to ratify the United Nations Convention on the Law of the Sea (the Law of the Sea Treaty).

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 1**

SENATE BILL NO. 1 "An Act requiring the state Board of Education and Early Development to provide an annual report to the legislature" was read the second time.

Senator Meyer, Cochair, moved and asked unanimous consent for the adoption of the Education Committee Substitute offered on page 336. Without objection, CS FOR SENATE BILL NO. 1(EDC) was adopted.

President Stevens stated CS FOR SENATE BILL NO. 1(EDC) will advance to third reading on the March 7 calendar.

Unfinished Business

Senators French, Ellis moved and asked unanimous consent to be excused from a call of the Senate on March 7, to morning plane time. Without objection, Senators French, Ellis were excused.

Senator Meyer moved and asked unanimous consent to return to reports of standing committees. Without objection, the Senate returned to:

Standing Committee Reports**SB 93**

The State Affairs Committee considered SENATE BILL NO. 93 "An Act relating to special request specialty organization registration plates; and providing for an effective date." Signing do pass: Senator Wielechowski, Chair; Senator Paskvan. Signing no recommendation: Senators Giessel, Meyer.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Transportation Committee.

Announcements

Announcements are at the end of the journal.

Enrollment**SCR 6**

SENATE CONCURRENT RESOLUTION NO. 6 Authorizing a recess by the Senate for a period of more than three days, those days being March 2, 3, 4, 5, and 6 of 2011, was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 3:00 p.m., March 1, 2011.

Legislative Resolve No. 3

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 7, 2011. Without objection, the Senate adjourned at 11:26 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 01	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 03	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 08	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HB 65	SENIOR CITIZEN HOUSING DEV. FUND GRANTS		
+ SB 94	SECOND VERSE OF ALASKA'S STATE SONG		
Mar 10	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		

EDUCATION

Mar 02	Wednesday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Mar 04	Friday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Mar 07	Monday	Beltz 105 (tsbldg)	8:00 AM
+ SB 84	VOC ED FUNDING/BASE STUDENT ALLOCATION		
+ SB 73	EDUC. FUNDING: BASIC/SPEC NEEDS/TRANSPORT		
+	Bills Previously Heard/Scheduled		
Mar 09	Wednesday	Barnes 124	8:00 AM
+	Joint House/Senate Education Committee Meeting		
	Presentation: Best Beginnings/Early Childhood Program		

EDUCATION (continued)

Mar 11	Friday	Barnes 124	8:00 AM
	Joint House/Senate Education Committee Meeting		
+	Presentation:		
	Higher Education and Career Readiness Task Force		
Mar 18	Friday	Barnes 124	8:00 AM
	Joint House/Senate Education Committee Meeting		
+	Presentation:		
	State Board of Education and Early Development		

FINANCE

Mar 01	Tuesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 02	Wednesday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 03	Thursday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Mar 04	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		

HEALTH & SOCIAL SERVICES

Mar 02	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 04	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 07	Monday	Butrovich 205	1:30 PM
+	SB 14	PROTECT HEALTH CARE PROVIDER CONSCIENCE	
+	SB 5	MEDICAL ASSISTANCE ELIGIBILITY	
	Bills Previously Heard/Scheduled		

HEALTH & SOCIAL SERVICES (continued)

Mar 09 Wednesday Butrovich 205 1:30 PM
 + Report on Homelessness:
 Suzi Pearson, Alaska Coalition on Housing and
 Homelessness (online)
 Dan Fauske - Chair of the Alaska Council on the
 Homeless (state appointed council) and CEO of
 AHFC and Jim Gurke of AHFC (both online)
 Mark Romick, AHFC, and Stacy Schubert, AHFC
 (Voucher Program) - Juneau
 Deb Mahoney and Michael Courtney, Neighbor
 Works Anchorage - Affordable Housing (Juneau)
 Kate Burkhart, Alaska Mental Health Board
 and the Advisory Board on Alcohol and Drug
 Abuse - (Juneau)
 Kenny Scollan, Rural Cap - (Juneau)
 Bills Previously Heard/Scheduled

Mar 11 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Mar 02 Wednesday Beltz 105 (tsbldg) 1:30 PM
 No Meeting Scheduled

Mar 04 Friday Beltz 105 (tsbldg) 1:30 PM
 No Meeting Scheduled

LABOR & COMMERCE

Mar 01 Tuesday Beltz 105 (tsbldg) 2:00 PM
 -- Note Time Change from 1:30 p.m. --
 + SB 87 GRANTS FOR SENIORS' MEDICAL CARE
 + Bills Previously Heard/Scheduled
 += SB 68 COMMERCIAL FISHING & AGRICULTURE BANK
 += SB 92 DENTISTS/DENTAL HYGIENISTS/ASSISTANTS

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

RESOURCES

Mar 02 Wednesday Butrovich 205 3:30 PM
No Meeting Scheduled

Mar 04 Friday Butrovich 205 3:30 PM
No Meeting Scheduled

Mar 07 Monday Butrovich 205 3:30 PM
Bills Previously Heard/Scheduled
+= SB 85 TAX CREDIT FOR NEW OIL & GAS DEVELOPMENT
-- Invited and Public Testimony --
+ HJR 11 OPPOSING ANWR WILDERNESS DESIGNATION
Presentation by Sponsor - Public Testimony

Mar 09 Wednesday Butrovich 205 12:00 PM
+
Senate Resources Briefing:
SDMI - Statewide Digital Mapping Initiative
Commissioner Mark Luiken (DOT) and
Deputy Commissioner Fogels (DNR)

Mar 09 Wednesday Butrovich 205 3:30 PM
Bills Previously Heard/Scheduled
+= SB 85 TAX CREDIT FOR NEW OIL & GAS DEVELOPMENT
+ SB 49 PRODUCTION TAX ON OIL AND GAS
Presentation by Sponsor

Mar 11 Friday Butrovich 205 3:30 PM
Bills Previously Heard/Scheduled
+= SB 49 PRODUCTION TAX ON OIL AND GAS
Presentation by Sponsor

STATE AFFAIRS

Mar 01 Tuesday Butrovich 205 9:00 AM
+= SB 93 SPECIALTY LICENSE PLATES
Delegating Authority to DMV
+= SB 2 LICENSE PLATES: NATIONAL RIFLE ASSN.
+= SB 16 SPECIAL REQUEST LICENSE PLATES
Choose Life and Pro-Family, Pro-Choice
+ SB 36 OPT-OUT CHARITABLE GIVING PROGRAM
+ SCR 1 LUPUS AWARENESS MONTH
Bills Previously Heard/Scheduled

SENATE JOURNAL

March 1, 2011

421

STATE AFFAIRS (continued)

Mar 03 Thursday Butrovich 205 9:00 AM
 No Meeting Scheduled

TRANSPORTATION

Mar 01 Tuesday Butrovich 205 1:00 PM
 -- Meeting Postponed to March 8 --
 + SB 37 TRANSPORTATION INFRASTRUCTURE FUND
 + Bills Previously Heard/Scheduled

Mar 03 Thursday Butrovich 205 1:00 PM
 No Meeting Scheduled

Mar 08 Tuesday Butrovich 205 1:00 PM
 -- Meeting Postponed from March 1 --
 + SB 37 TRANSPORTATION INFRASTRUCTURE FUND
 + Bills Previously Heard/Scheduled

FINANCE SUBCOMMITTEES

COMMERCE, COMMUNITY & ECONOMIC DEV

Mar 08 Tuesday Senate Finance 532 3:00 PM
 Divisions TBA

Mar 15 Tuesday Senate Finance 532 3:00 PM
 Closeout

CORRECTIONS

Mar 08 Tuesday Fahrenkamp 203 5:30 PM
 -- Rescheduled from 3/3/11 --
 Rehabilitation and Parole Initiatives

Mar 10 Thursday Fahrenkamp 203 5:30 PM
 Inmate Health Care, Medical Information System
 Community Residential Centers, Community Jails

Mar 17 Thursday Fahrenkamp 203 5:30 PM
 Closeout

COURT SYSTEM

Mar 15 **Tuesday** **Sen Conf Rm 103 Tsb** **3:00 PM**
+ Closeout

EDUCATION & EARLY DEVELOPMENT

Mar 01 **Tuesday** **Fahrenkamp 203** **4:00 PM**
+ FY12 Budget Request

Mar 10 **Thursday** **Fahrenkamp 203** **4:00 PM**
+ FY12 Budget Request

Mar 17 **Thursday** **Fahrenkamp 203** **4:00 PM**
+ Closeout

ENVIRONMENTAL CONSERVATION

Mar 07 **Monday** **Butrovich 205** **12:00 PM**
+ Department Overview and FY 12 Budget Request

Mar 10 **Thursday** **Fahrenkamp 203** **2:30 PM**
+ Department Overview and FY 12 Budget Request

Mar 14 **Monday** **Butrovich 205** **12:00 PM**
+ Department Overview and FY 12 Budget Request

FISH & GAME

Mar 10 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
+ Other topics of interest to the committee not
covered previously, Budget Amendments,
Q&A
-- Testimony <Invitation Only> --

Mar 17 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
+ Budget Close Out
-- Testimony <Invitation Only> --

GOVERNOR

Mar 16 **Wednesday** **Senate Finance 532** **3:00 PM**
 Closeout

HEALTH & SOCIAL SERVICES

Mar 09 **Wednesday** **Beltz 105 (tsbldg)** **3:30 PM**
 +
 Other topics of interest to the committee not covered previously, Q&A, Governor's Budget Amendments
 -- Testimony <Invitation Only> --

Mar 16 **Wednesday** **Beltz 105 (tsbldg)** **3:30 PM**
 +
 Budget Close Out
 -- Testimony <Invitation Only> --

LABOR & WORKFORCE DEVELOPMENT

Mar 09 **Wednesday** **Fahrenkamp 203** **4:00 PM**
 Budget Overview Continued (if necessary)

Mar 10 **Thursday** **Fahrenkamp 203** **11:00 AM**
 Budget: Department Addresses Additional Questions and Overview of House Budget Actions

Mar 14 **Monday** **Fahrenkamp 203** **4:00 PM**
 Budget Closeout

LAW

Mar 01 **Tuesday** **Fahrenkamp 203** **1:30 PM**
 -- MEETING CANCELED --
 Budget Detail

Mar 08 **Tuesday** **Fahrenkamp 203** **1:30 PM**
 Budget Detail

Mar 15 **Tuesday** **Fahrenkamp 203** **1:30 PM**
 Subcommittee Closeout

LEGISLATURE

Mar 16 **Wednesday** **Senate Finance 532** **3:10 PM**
 Closeout

MILITARY & VETERANS' AFFAIRS

Mar 08 **Tuesday** **Butrovich 205** **12:00 PM**
 + Overview of the Department & FY12 Budget Request

Mar 10 **Thursday** **Butrovich 205** **12:00 PM**
 + Overview of the Department & FY 12 Budget Request

Mar 15 **Tuesday** **Butrovich 205** **12:00 PM**
 + Overview of the Department & FY12 Budget Request

NATURAL RESOURCES

Mar 08 **Tuesday** **Fahrenkamp 203** **12:00 PM**
 Budget & Department Overview Continued
 (if necessary)

Mar 11 **Friday** **Fahrenkamp 203** **12:00 PM**
 Budget - Department Addresses Committee Questions
 Overview of House Budget Actions

Mar 17 **Thursday** **Fahrenkamp 203** **12:00 PM**
 Budget Closeout

PUBLIC SAFETY

Mar 08 **Tuesday** **Beltz 105 (tsbldg)** **8:00 AM**
 + Pre-Close-Out and Question/Answer Session
 -- Testimony <Invitation Only> --

Mar 15 **Tuesday** **Beltz 105 (tsbldg)** **8:00 AM**
 + Budget Close-Out
 -- Testimony <Invitation Only> --

SENATE JOURNAL

March 1, 2011

425

REVENUE

Mar 03 Thursday Fahrenkamp 203 1:30 PM
-- MEETING CANCELED --
Budget Detail

Mar 10 Thursday Fahrenkamp 203 1:30 PM
-- Agenda Change to Include Alaska PFD Corp --
Budget Detail Including Perm Fund Dividend Corp

Mar 17 Thursday Fahrenkamp 203 1:30 PM
Subcommittee Closeout

TRANSPORTATION & PUBLIC FACILITIES

Mar 01 Tuesday Fahrenkamp 203 8:00 AM
-- MEETING CANCELED --
Budget Detail

Mar 08 Tuesday Fahrenkamp 203 8:00 AM
-- Agenda Changed to Include AMHS --
Budget Detail Including Alaska Marine Hwy System

Mar 15 Tuesday Fahrenkamp 203 8:00 AM
Subcommittee Closeout

UNIVERSITY OF ALASKA

Mar 17 Thursday Senate Finance 532 8:30 AM
Closeout

JOINT COMMITTEES

ALASKA NORTHERN WATERS TASK FORCE

Mar 14 Monday Capitol 106 12:00 PM
+ Organizational

HIGHER EDUC/CAREER READINESS TASK FORCE

Mar 10	Thursday	Terry Miller Gym	9:00 AM
+	Discuss Preliminary (Draft) Recommendations to the Legislature Detailed Agenda to be Announced		
Mar 11	Friday	Terry Miller Gym	1:00 PM
+	Discuss Preliminary (Draft) Recommendations to the Legislature Detailed Agenda to be Announced		

LEGISLATIVE BUDGET & AUDIT

Mar 29	Tuesday	House Finance 519	8:00 AM
+	Audits: Executive Session Other Committee Business -- Teleconference <Invitation Only> --		

LEGISLATIVE COUNCIL

Mar 17	Thursday	House Finance 519	11:00 AM
	Agenda Forthcoming		
Apr 07	Thursday	House Finance 519	11:00 AM
	Agenda Forthcoming		

OTHER MEETINGS

FISH CAUCUS

Mar 01	Tuesday	Capitol 106	12:00 PM
+	Tongass Mariculture, Rodger Painter		

JOINT SESSION

Mar 09	Wednesday	House Chamber	11:00 AM
	State of the Judiciary Address by Chief Justice Walter Carpeneti		
Mar 22	Tuesday	House Chamber	11:00 AM
	Annual Address by the Honorable Mark Begich, U.S. Senator		