

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Tuesday

March 22, 2011

Sixty-fourth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 10:46 a.m.

The roll showed sixteen members present. Senators Egan, McGuire, Stedman, Thomas were absent.

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

Gracious and loving God, author of all life; we praise and thank you for this day which you have made, and for the very breath of our bodies which is a gift from you. Remind us to use our life and our breath to care for the land and the people you have given us to love. Continue to uphold and bless the men and women gathered here in service of your people in the state of Alaska. Imbue them with a renewed sense of purpose that when this day is over and their breath is calm in sleep they may rest in the sure knowledge that they have done only the work you have given them to do.

Amen.

Senator Huggins led the Senate in the Pledge of Allegiance.

Certification

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

Standing Committee Reports

The presence of Senators Egan, Thomas was noted.

Report dated March 21 was read stating:

In accordance with AS 39.05.080, the Health and Social Services Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

Commissioner – Department of Health and Social Services

William Streur

Board of Dental Examiners

Cheryl Fellenberg

Dr. Thomas Kovaleski

Dr. Paul Silveira

Dr. Robert Warren

Board of Marital and Family Therapy

Leon Webber

JoAnn Young

Alaska Mental Health Trust Authority Board of Trustees

Mike Barton

Russell Webb

Board of Certified Direct-Entry Midwives

Dr. Peggy Downing

Board of Nursing

Beth Farnstrom

Julie Gillette

Erin Pringle

Board of Examiners in Optometry

Dr. Paul Barney

Board of Pharmacy

Lori DeVito

Dirk White

State Physical Therapy and Occupational Therapy Board

Valerie Phelps

Board of Psychologist and Psychological Associate Examiners

Dr. John DeRuyter

Board of Social Work Examiners

Jen Syzdek

This does not reflect an intent by any of the members to vote for or against the confirmation of the individuals during any further sessions.

Signing the report: Senator Davis, Chair; Senators Meyer, Ellis, Egan.

The presence of Senator McGuire was noted.

SB 30

The Judiciary Committee considered SENATE BILL NO. 30 "An Act providing for the release of certain property in the custody of a law enforcement agency to the owner under certain conditions" and recommended it be replaced with

CS FOR SENATE BILL NO. 30(JUD) "An Act providing for the release of certain property in the custody of a law enforcement agency to a crime victim under certain conditions and relating to requests for that release by the office of victims' rights."

Signing do pass: Senator French, Chair; Senator Coghill. Signing no recommendation: Senators Wielechowski, Paskvan.

The following fiscal information was published today:

Fiscal Note No. 2, indeterminate, Department of Law

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Public Safety

President Stevens added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

SB 42

The Resources Committee considered SENATE BILL NO. 42 "An Act relating to the procurement of supplies, services, professional services, and construction for the Alaska Energy Authority; establishing the Alaska Railbelt energy fund and relating to the fund; relating to and repealing the Railbelt energy fund; relating to the quorum of the board of the Alaska Energy Authority; relating to the powers of the Alaska Energy Authority regarding employees and the transfer of certain employees of the Alaska Industrial Development Export Authority to the Alaska Energy Authority; relating to acquiring or constructing certain projects by the Alaska Energy Authority; relating to the definition of 'feasibility study' in the Alaska Energy Authority Act; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 42(RES) "An Act establishing the Alaska Railbelt energy fund and relating to the fund; relating to and repealing the Railbelt energy fund; relating to the quorum of the Alaska Energy Authority; relating to the powers of the Alaska Energy Authority regarding employees and the transfer of certain employees of the Alaska Industrial Development Export Authority to the Alaska Energy Authority; relating to the acquisition or construction of certain projects by the Alaska Energy Authority; relating to the Alaska Energy Authority's creating subsidiary corporations for

power projects; providing approval by law for the Alaska Energy Authority to create a subsidiary corporation relating to the Watana Hydroelectric Power Project; relating to the definition of 'feasibility study' in the Alaska Energy Authority Act; and providing for an effective date."

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

The following previously published fiscal information applies:

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

Fiscal Note No. 2, Department of Commerce, Community and Economic Development

Fiscal Note No. 3, Department of Commerce, Community and Economic Development

Fiscal Note No. 4, Department of Commerce, Community and Economic Development

Fiscal Note No. 5, Department of Commerce, Community and Economic Development

Fiscal Note No. 6, Department of Commerce, Community and Economic Development

Fiscal Note No. 7, Department of Commerce, Community and Economic Development

The bill was referred to the Finance Committee.

HJR 9

The Resources Committee considered CS FOR HOUSE JOINT RESOLUTION NO. 9(RES) 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, and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE JOINT
RESOLUTION NO. 9(RES)

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

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Legislative Agency

The resolution was referred to the Rules Committee.

Introduction and Reference of Senate Resolutions

SCR 7

SENATE CONCURRENT RESOLUTION NO. 7 BY SENATOR MEYER,

Proclaiming September 9, 2011, as Fetal Alcohol Spectrum Disorders Awareness Day.

was read the first time and referred to the Health and Social Services Committee.

Consideration of the Calendar

Citations

Honoring - Richard Toymil, 2010 National Distinguished Principal
Senator(s) Dyson, Stevens, Coghill, Davis, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner, Wielechowski

Honoring - Michael Rehe, Eagle Scout
Senator(s) Wielechowski, Stevens, Coghill, Davis, Dyson, Egan, Ellis, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Thomas, Wagoner
Representative(s) Petersen

Honoring - John Quniaq Baker, 2011 Iditarod Champion

Representative(s) Joule

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

In Memoriam - Susan Joy "Sue" Thompson

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

Representative(s) Austerman

In Memoriam - James "Jimbo" Edwards

Representative(s) Doogan, Holmes

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

In Memoriam - Barbara Newell

Representative(s) Gruenberg

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

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

Recess

Senator Meyer moved and asked unanimous consent that the Senate stand in recess to the Joint Session. Without objection, the Senate recessed at 10:53 a.m.

Joint Session in the House

The presence of Senator Stedman was noted.

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 11:02 a.m.

The purpose of the Joint Session was to hear an address by the Honorable Mark Begich, United States Senator.

Senator Meyer 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 Austerman 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 Representative Holmes and Senator Ellis to escort Senator Begich to the Joint Session.

The Senate Sergeant at Arms, Zachary Mannix, announced Senator Mark Begich's entrance to the House Chamber.

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

Senator Begich delivered his address. This address appears in Senate and House Joint Journal Supplement No. 5.

Following his address, there was a question and answer period. Senator Begich received a standing ovation and was escorted from the chamber by Senator Ellis and Representative Holmes.

Senator Meyer moved and asked unanimous consent that the Joint Session stand in adjournment. Without objection, President Stevens adjourned the Joint Session at 11:46 a.m.

After Recess

In the Senate

The Senate reconvened at 11:50 a.m.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 23, 2011. Without objection, the Senate adjourned at 11:50 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 22	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HB 130	RESIDENTIAL SPRINKLER SYSTEMS		
+	Alaska Tsunami Modeling & Emergency Preparedness		
	John Aho, Chair		
	Alaska Seismic Hazards Safety Commission		
	Rod Combellick, Deputy Director		
	Division of Geological & Geophysical Surveys		
	Roger Hansen, Alaska Earthquake Info Center		
+	Bills Previously Heard/Scheduled		
 Mar 24	 Thursday	 Beltz 105 (tsbldg)	 3:00 PM
+	Planning for Alaska's Regional Ports and Harbors		
 Mar 29	 Tuesday	 Beltz 105 (tsbldg)	 3:30 PM
	-- Note Time Change --		
+	Price of Oil's Impact to State and Municipal Governments		
	<Above Item Removed from Agenda>		
+	Bills Previously Heard/Scheduled		
 Mar 31	 Thursday	 Beltz 105 (tsbldg)	 3:30 PM
+	Confirmation Hearing:		
	Susan Bell, Commissioner, Department of Commerce, Community and Economic Development		

EDUCATION

Mar 23 Wednesday Beltz 105 (tsbldg) 8:00 AM
 + Parent Teacher Association (PTA) Presentation

Mar 25 Friday Beltz 105 (tsbldg) 8:00 AM
 += SB 6 PREKINDERGARTEN SCHOOL PROGRAMS/PLANS
 + Bills Previously Heard/Scheduled

FINANCE

Mar 22 Tuesday Senate Finance 532 9:00 AM
 Subcommittee Reports
 + HB 108 APPROP: OPERATING BUDGET/LOANS/FUNDS
 + HB 109 APPROP: MENTAL HEALTH BUDGET
 + Bills Previously Heard/Scheduled

Mar 23 Wednesday Senate Finance 532 8:30 AM
 -- Note Meeting Time --
 += HB 108 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 109 APPROP: MENTAL HEALTH BUDGET
 Statewide Public Testimony
 Public Testimony 2 Minute Limit
 (Testifiers should be signed in no later than
 15 minutes prior to the end of their allotted
 time period)
 8:30 - 9:45 a.m. Juneau
 9:45 - 10:45 a.m. Kenai, Valdez, Kodiak, Seward,
 Mat-Su, Glennallen, Tok
 1:00 - 2:15 p.m. Anchorage
 2:15 - 3:15 p.m. Fairbanks
 3:30 - 4:30 p.m. Ketchikan, Sitka, Wrangell,
 Petersburg, Homer, Dillingham, Cordova
 4:45 - 5:45 p.m. Bethel, Kotzebue, Barrow, Nome,
 Delta Junction, Unalaska, Offnets

Mar 24 Thursday Senate Finance 532 3:00 PM
 -- Meeting Postponed from 9 am to 3 pm --
 += HB 108 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 109 APPROP: MENTAL HEALTH BUDGET
 + Bills Previously Heard/Scheduled

FINANCE (continued)

Mar 25 Friday Senate Finance 532 9:00 AM
 + Department of Transportation Overview: Roads to Resources
 Uniform Rule 23 Waived
 += HB 108 APPROP: OPERATING BUDGET/LOANS/FUNDS
 += HB 109 APPROP: MENTAL HEALTH BUDGET
 + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Mar 23 Wednesday Butrovich 205 1:30 PM
 += SB 5 MEDICAL ASSISTANCE ELIGIBILITY
 Bills Previously Heard/Scheduled

Mar 25 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Mar 23 Wednesday Beltz 105 (tsbldg) 1:30 PM
 + Board Confirmations:
 Violent Crimes Compensation Board
 Alaska Police Standards Council
 Alaska Commission on Judicial Conduct
 Alaska Judicial Council
 + Bills Previously Heard/Scheduled

Mar 25 Friday Beltz 105 (tsbldg) 1:30 PM
 += HB 7 SYNTHETIC CANNABINOIDS
 + SB 101 ENTITY TRANSACTIONS ACT
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

Mar 22 Tuesday Beltz 105 (tsbldg) 2:00 PM
 -- Note: Meeting Time --
 + SB 78 LIQUOR LICENSE HOLDER LIABILITY
 + HB 28 TEMP LICENSE/FEE WAIVER FOR PROFESSIONALS
 <Bill Hearing Rescheduled to 3/24/11>
 + Bills Previously Heard/Scheduled
 += SB 70 ALASKA HEALTH BENEFIT EXCHANGE

LABOR & COMMERCE (continued)

Mar 24 Thursday Beltz 105 (tsbldg) 2:00 PM

-- Note: Meeting Time --

- + Presentation:
Economic Security for Women in AK by Portia Wu
VP National Partnership for Women & Families
- + SB 32 APPROP: ALTERNATIVE ENERGY REV. LOAN FUND
Bills Previously Heard/Scheduled
- + HB 28 TEMP LICENSE/FEE WAIVER FOR PROFESSIONALS
<Pending Referral>
<Bill Hearing Rescheduled from 3/22/11>
-

RESOURCES

Mar 23 Wednesday Butrovich 205 3:30 PM

- + Confirmation Hearings:
Cora Campbell, Commissioner, DF&G
Dan Sullivan, Commissioner, DNR
Bills Previously Heard/Scheduled

Mar 25 Friday Butrovich 205 3:30 PM

- + SJR 2 LIMIT FEDERAL INTERVENTION IN STATE
- + SB 85 TAX CREDIT FOR NEW OIL & GAS DEVELOPMENT
Bills Previously Heard/Scheduled
-

STATE AFFAIRS

Mar 22 Tuesday Butrovich 205 9:00 AM

- + HB 28 TEMP LICENSE/FEE WAIVER FOR PROFESSIONALS
-- Public Testimony Closed --
- + SB 94 SECOND VERSE OF ALASKA'S STATE SONG
-- Public Testimony Closed --
Overview:
- + Japan's Nuclear Crisis: What it Means for Alaska
What is Being Done to Monitor Radiation Levels?
Is There Cause for Concern?
What Are the Health Effects from Small Doses of
Radiation?
What Steps Can Alaskans Take to be Better Prepared?
Bills Previously Heard/Scheduled

STATE AFFAIRS (continued)

Mar 24 Thursday Butrovich 205 9:00 AM
 + SB 53 COMMISSION ON THE STATUS OF WOMEN
 + HCR 6 SEXUAL ASSAULT AWARENESS MONTH
 + Confirmation Hearing:
 Bryan Butcher, Commissioner Designee for the
 Department of Revenue
 Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 22 Tuesday Butrovich 205 1:00 PM
 -- MEETING CANCELED --
 + SB 95 FRANK PALMER FERRY TERMINAL
 <Bill Hearing Moved to March 24>
 + Bills Previously Heard/Scheduled

Mar 24 Thursday Butrovich 205 1:00 PM
 += SB 95 FRANK PALMER FERRY TERMINAL
 Uniform Rule 23 Waived

JOINT COMMITTEES**HIGHER EDUC/CAREER READINESS TASK FORCE**

Mar 26 Saturday Capitol 106 9:00 AM
 + Final Meeting
 Draft Final Recommendations
 -- Testimony <Invitation Only> --

LEGISLATIVE BUDGET & AUDIT

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

LEGISLATIVE COUNCIL

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

OTHER MEETINGS**BUSH CAUCUS**

Mar 24 Thursday H Conf Rm 102 Tsb 12:00 PM
 Legislature and Staff are Invited to a
 Demonstration of Digital Learning Via the iPad.
 Participants Will Enjoy Hands-On Demonstrations
 of Learning Opportunities through Applications
 and Digital Content on an iPad in a Very
 Learner-Friendly Format.
 Coordinators: Assn of Alaska School Boards
 through the Consortium for Digital Learning

FISH CAUCUS

Mar 22 Tuesday Capitol 106 12:00 PM
 + Marine Invasive Species, Tammy Davis, ADF&G

JOINT LEGISLATIVE HEALTH CAUCUS

Mar 24 Thursday Beltz 105 (tsbldg) 12:00 PM
 + Highways to Health
 Transportation from Alaska

JOINT SESSION

Mar 22 Tuesday House Chamber 11:00 AM
 Annual Address by the Honorable
 Mark Begich, U.S. Senator