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TWENTY-SEVENTH LEGISLATURE

FIRST SESSION

Juneau, Alaska

Saturday

April 16, 2011

Eighty-ninth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 1:01 p.m.

The roll showed eighteen members present. Senators Kookesh, McGuire were absent.

The prayer was offered by the Chaplain, Senator Coghill. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord God our heavenly Father, who has given us life:

I am grateful for the gift of love, when you sent your Son to give me everlasting life. I thank you for delivering me from sin and death through your sacrifice and resurrection from the dead. We have been blessed to live in this beautiful state and we are grateful to serve our people. We need ears to hear; from you, our people and each other, so please help us with our understanding. We often ask for wisdom from above, and we come again for wise guidance, and with that help we also request grace to work that wisdom with a degree of humility.

We are often called upon to take strong positions; we desire to do these things with the proper respect for our fellow Alaskans, so we look to you for help in

working compassion in our hearts while debating the issues. We want to express our gratitude for the people who trust us to do the best we can for our homes, our areas, and state. I thank you for the men and women in this chamber that I have the privilege to work with. Please help our families and remind us to be mindful of their needs. We now ask for your guidance as we consider the work of the day. I pray in the name of Jesus Christ the Lord. Amen.

Senator Hoffman led the Senate in the Pledge of Allegiance.

Certification

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

The presence of Senators Kookesh, McGuire was noted.

Messages from the House

SB 78

Message dated April 15 was read stating the House passed and returned:

CS FOR SENATE BILL NO. 78(JUD) "An Act relating to liability of certain limited liability organizations holding liquor licenses; and relating to accidents involving the vehicle of a person under the influence of alcoholic beverages."

The bill was referred to the Secretary for enrollment.

HB 16

Message dated April 15 was read stating the House concurred in the Senate amendment to HOUSE BILL NO. 16 "An Act extending senior benefits" thus adopting:

SENATE CS FOR HOUSE BILL NO. 16(FIN) "An Act extending the senior benefits payment program; and relating to income allowances for medical assistance recipients and Alaska Pioneers' Homes and Alaska Veterans' Homes residents." (Title change SCR 12)

SCR 12

Message dated April 15 was read stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 12
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning House Bill No. 16, extending senior
benefits.

The resolution was referred to the Secretary for enrollment.

HJR 9

Message dated April 15 was read stating the House concurred in the Senate amendment to CS FOR HOUSE JOINT RESOLUTION NO. 9(RES), thus adopting:

SENATE CS FOR 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.

Messages dated April 15 and 16 were read stating the House passed and transmitted for consideration:

**First Reading and Reference of
House Resolutions**

HCR 15

HOUSE CONCURRENT RESOLUTION NO. 15 BY THE HOUSE
RULES COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 1, requiring the state Board of Education and Early Development to provide an annual report to the legislature.

was read the first time and held on the Secretary's desk.

First Reading and Reference of House Bills

HB 104

CS FOR HOUSE BILL NO. 104(RLS) BY THE HOUSE RULES COMMITTEE, entitled:

"An Act renaming the Alaska performance scholarship and relating to the scholarship and tax credits applicable to contributions to the scholarship; relating to AlaskAdvantage education grant funding and to Alaska performance scholarship funding; establishing an account and fund for those purposes; making conforming amendments; and providing for an effective date."

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

HB 106

CS FOR HOUSE BILL NO. 106(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act extending the termination date of the Alaska coastal management program and relating to the extension; relating to the review of activities and regulations of the Alaska coastal management program; establishing the Alaska Coastal Policy Board; relating to the development, review, and approval of district coastal management plans; relating to the duties of the Department of Natural Resources relating to the Alaska coastal management program; relating to the review of certain consistency

determinations; providing for an effective date by amending the effective date of secs. 1 - 13 and 18, ch. 31, SLA 2005; and providing for an effective date."

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

HB 183

CS FOR HOUSE BILL NO. 183(FIN) am BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to the Village Safe Water Act; and providing for an effective date."

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

Concur Messages**SB 1**

Message dated April 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 1(EDC) "An Act requiring the state Board of Education and Early Development to provide an annual report to the legislature" with the following amendment:

HOUSE CS FOR CS FOR SENATE BILL NO. 1(RLS) "An Act requiring the state Board of Education and Early Development to provide an annual report to the legislature; and establishing a joint legislative task force on theme-based education." (Title change HCR 15)

Senator Meyer moved that the Senate concur in the House amendment.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 1(RLS)

Shall the Senate Concur in the House

Amendment to CSSB 1(EDC)?

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stevens, Thomas, Wagoner, Wielechowski

Absent: Stedman

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 1(RLS) "An Act requiring the state Board of Education and Early Development to provide an annual report to the legislature; and establishing a joint legislative task force on theme-based education."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

HCR 15

Senator Meyer moved and asked unanimous consent to take up HOUSE CONCURRENT RESOLUTION NO. 15 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 1, requiring the state Board of Education and Early Development to provide an annual report to the legislature, which had been held on the Secretary's desk (page 893). Without objection, it was so ordered.

HOUSE CONCURRENT RESOLUTION NO. 15 was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 15 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 1, requiring the state Board of Education and Early Development to provide an annual report to the legislature, pass the Senate?" The roll was taken with the following result:

HCR 15

Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 0 ABSENT: 1

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stevens, Thomas, Wagoner, Wielechowski

Absent: Stedman

and so, HOUSE CONCURRENT RESOLUTION NO. 15 passed the Senate, was signed by the President and Secretary and returned to the House.

Standing Committee Reports

SB 66

The Finance Committee considered SENATE BILL NO. 66 "An Act creating a new markets tax credit assistance guarantee and loan program within the Alaska Industrial Development and Export Authority; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 538. Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, Egan, McGuire, Ellis. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

SB 98

The Judiciary Committee considered SENATE BILL NO. 98 "An Act relating to biometric information" and recommended it be replaced with

CS FOR SENATE BILL NO. 98(JUD)

Signing no recommendation: Senator French, Chair. Signing do pass: Senators Coghill, Wielechowski. Signing do not pass: Senator Paskvan.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Law

The bill is on today's calendar.

SB 119

Forthcoming fiscal information (page 873) for CS FOR SENATE BILL NO. 119(L&C) "An Act relating to athletic trainers" published today:

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

HB 7

The Finance Committee considered CS FOR HOUSE BILL NO. 7(JUD) "An Act classifying certain substances as schedule IIIA controlled substances; and providing for an effective date" and recommended the adoption of the Judiciary Senate Committee Substitute offered on page 628. Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, Egan, Olson, Ellis.

The following fiscal information was published today:

Fiscal Note No. 7, indeterminate, Department of Corrections

The following previously published fiscal information applies:

Fiscal Note No. 4, zero, House Finance Committee

Fiscal Note No. 5, zero, Department of Law

The bill is on today's calendar.

HB 13

The Finance Committee considered HOUSE BILL NO. 13 "An Act relating to fees and charges for medical treatment or services as they relate to workers' compensation; and providing for an effective date." Signing do pass: Senator Stedman, Cochair; Senator Thomas. Signing no recommendation: Senator Hoffman, Cochair; Senators McGuire, Olson, Ellis.

The following previously published fiscal information applies:
Fiscal Note No. 2, House Finance Committee

The bill was referred to the Rules Committee.

HB 24

The Finance Committee considered CS FOR HOUSE BILL NO. 24(FIN) "An Act extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL
NO. 24(FIN)

Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, McGuire, Ellis. Signing no recommendation: Senator Olson.

The following fiscal information was published today:
Fiscal Note No. 3, Senate Finance Committee

The bill was referred to the Rules Committee.

HB 97

The Finance Committee considered HOUSE BILL NO. 97 "An Act extending a provision relating to noxious weeds, invasive plants, and agricultural pest management and education; providing for an effective date by repealing the effective date of sec. 2, ch. 102, SLA 2008; and providing for an effective date." Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, Egan, McGuire, Ellis. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Natural Resources

The bill was referred to the Rules Committee.

HB 127

The Finance Committee considered CS FOR HOUSE BILL NO. 127(FIN) "An Act relating to the crimes of stalking, online enticement of a minor, unlawful exploitation of a minor, endangering

the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration; and providing for an effective date" and recommended the adoption of the Judiciary Senate Committee Substitute offered on page 860. Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, McGuire, Olson, Ellis.

The following fiscal information was published today:

Fiscal Note No. 8, zero, Department of Law

Fiscal Note No. 9, indeterminate, Department of Corrections

The following previously published fiscal information applies:

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

Fiscal Note No. 3, indeterminate, Department of Administration

Fiscal Note No. 5, zero, Department of Health and Social Services

Fiscal Note No. 6, indeterminate, Department of Administration

The bill is on today's calendar.

HB 173

The Finance Committee considered HOUSE BILL NO. 173 "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 Hoffman, Stedman, Cochairs; Senators Thomas, Egan, McGuire, Ellis. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:

Fiscal Note No. 2, Department of Fish and Game

The bill was referred to the Rules Committee.

HB 214

The Finance Committee considered HOUSE BILL NO. 214 am "An Act naming the Ketchikan ferry terminal the Walter L. Kubley Ketchikan Ferry Terminal." Signing do pass: Senators Hoffman, Stedman, Cochairs; Senators Thomas, Egan, McGuire, Olson, Ellis.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Transportation and Public Facilities

The bill is on today's calendar.

**Introduction and Reference of
Senate Resolutions**

SCR 15

SENATE CONCURRENT RESOLUTION NO. 15 BY THE SENATE FINANCE COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 126, extending the termination dates of the Board of Nursing, the Board of Dental Examiners, and the Board of Barbers and Hairdressers.

was read the first time and held on the Secretary's desk.

Introduction and Reference of Senate Bills

SB 131

SENATE BILL NO. 131 BY THE SENATE STATE AFFAIRS COMMITTEE BY REQUEST, entitled:

"An Act relating to certain investments of the Alaska permanent fund, the state's retirement systems, the State of Alaska Supplemental Annuity Plan, and the deferred compensation program for state employees in certain companies that do business in Iran, and restricting those investments; and providing for an effective date."

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

SB 132

SENATE BILL NO. 132 BY SENATOR MEYER BY REQUEST, entitled:

"An Act relating to requirements for persons holding provisional drivers' licenses; and providing for an effective date."

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 42**

Senator Meyer moved and asked unanimous consent that 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" be moved to the bottom of the calendar. Without objection, it was so ordered.

SB 98

SENATE BILL NO. 98 "An Act relating to biometric information" was read the second time.

Senator French, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 539. Without objection, CS FOR SENATE BILL NO. 98(JUD) was adopted.

Senator Meyer moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 98(JUD) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 98(JUD) "An Act relating to biometric information" pass the Senate?" The roll was taken with the following result:

CSSB 98(JUD)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, CS FOR SENATE BILL NO. 98(JUD) passed the Senate and was referred to the Secretary for engrossment.

Second Reading of House Bills

HB 7

CS FOR HOUSE BILL NO. 7(JUD) "An Act classifying certain substances as schedule IIIA controlled substances; and providing for an effective date" was read the second time.

Senator French, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 628. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 7(JUD) "An Act classifying certain substances as schedule IIIA controlled substances and relating to penalties for possession of those substances; and providing for an effective date" was adopted.

Senator Meyer moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 7(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 7(JUD) "An Act classifying certain substances as schedule IIIA controlled substances and relating to penalties for possession of those substances; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 7(JUD)

Third Reading - Final Passage

Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 7(JUD) passed the Senate.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SCR 8

Senator Meyer moved and asked unanimous consent to take up SENATE CONCURRENT RESOLUTION NO. 8, which had been held on the Secretary's desk (page 630). Without objection, it was so ordered.

SENATE CONCURRENT RESOLUTION NO. 8 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 8 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 7, relating to classifying certain substances as schedule IIIA controlled substances, pass the Senate?" The roll was taken with the following result:

SCR 8

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CONCURRENT RESOLUTION NO. 8 passed the Senate and was referred to the Secretary for engrossment.

HB 87

CS FOR HOUSE BILL NO. 87(L&C) "An Act relating to civil and criminal penalties for antitrust violations" was read the second time.

Senator Meyer moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 87(L&C) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 87(L&C) "An Act relating to civil and criminal penalties for antitrust violations" pass the Senate?" The roll was taken with the following result:

CSHB 87(L&C)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, CS FOR HOUSE BILL NO. 87(L&C) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 101

CS FOR HOUSE BILL NO. 101(STA) "An Act establishing the fourth Saturday of July each year as Ted Stevens Day" was read the second time.

Senator Meyer moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 101(STA) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 101(STA) "An Act establishing the fourth Saturday of July each year as Ted Stevens Day" pass the Senate?" The roll was taken with the following result:

CSHB 101(STA)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, CS FOR HOUSE BILL NO. 101(STA) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 127

CS FOR HOUSE BILL NO. 127(FIN) "An Act relating to the crimes of stalking, online enticement of a minor, unlawful exploitation of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration; and providing for an effective date" was read the second time.

Senator French, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 860. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 127(JUD) "An Act relating to the crimes of stalking, sexual assault in the third degree, sexual assault in the fourth degree,

unlawful exploitation of a minor, distribution of child pornography, online enticement of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; making the installation, enabling, or use of keystroke loggers or other devices criminal use of a computer; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to conditions of probation in criminal cases involving sex offenses; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration; and providing for an effective date" was adopted.

Senator Meyer moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 127(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 127(JUD) "An Act relating to the crimes of stalking, sexual assault in the third degree, sexual assault in the fourth degree, unlawful exploitation of a minor, distribution of child pornography, online enticement of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; making the installation, enabling, or use of keystroke loggers or other devices criminal use of a computer; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to conditions of probation in criminal cases involving sex offenses; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 127(JUD)

Third Reading - Final Passage

Court Rule Changes Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 127(JUD) passed the Senate.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the Court Rule changes. Without objection, it was so ordered.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SCR 14

Senator Meyer moved and asked unanimous consent to take up SENATE CONCURRENT RESOLUTION NO. 14 which had been held on the Secretary's desk (page 877). Without objection, it was so ordered.

SENATE CONCURRENT RESOLUTION NO. 14 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 14 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 127, relating to the crimes of stalking, online enticement of a minor, unlawful exploitation of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial

officer after arrest; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; and amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration, pass the Senate?" The roll was taken with the following result:

SCR 14

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CONCURRENT RESOLUTION NO. 14 passed the Senate and was referred to the Secretary for engrossment.

HB 130

CS FOR HOUSE BILL NO. 130(L&C) "An Act relating to municipal building code requirements for fire sprinkler systems in certain residential buildings" was read the second time.

Senator Meyer moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 130(L&C) was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 130(L&C) "An Act relating to municipal building code requirements for fire sprinkler systems in certain residential buildings" pass the Senate?" The roll was taken with the following result:

CSHB 130(L&C)

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, CS FOR HOUSE BILL NO. 130(L&C) passed the Senate, was signed by the President and Secretary and returned to the House.

HB 164

CS FOR HOUSE BILL NO. 164(FIN) "An Act relating to health care insurance, exemption of certain insurers, reporting, notice, and record-keeping requirements for insurers, biographical affidavits, qualifications of alien insurers assuming ceded insurance, risk-based capital for insurers, insurance holding companies, licensing, federal requirements for nonadmitted insurers, surplus lines insurance, insurance fraud, life insurance policies and annuity contracts, rate filings by health care insurers, long-term care insurance, automobile service corporations, guaranty fund deposits of a title insurer, joint title plants, fraternal benefit societies, multiple employer welfare arrangements, hospital and medical service corporations, health maintenance organizations, and alternate forms of payment to policyholders; and providing for an effective date" was read the second time.

Senator Egan, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Senate Committee Substitute offered on page 875. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 164(L&C) was adopted.

Senator Meyer moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 164(L&C) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 164(L&C) "An Act relating to health care insurance, exemption of certain insurers, reporting, notice, and record-keeping requirements for insurers, biographical affidavits, qualifications of alien insurers assuming ceded insurance, risk-based capital for insurers, insurance holding companies, licensing, federal requirements for nonadmitted insurers, surplus lines insurance, insurance fraud, life insurance policies and annuity contracts, rate filings by health care insurers,

long-term care insurance, automobile service corporations, guaranty fund deposits of a title insurer, joint title plants, fraternal benefit societies, multiple employer welfare arrangements, hospital and medical service corporations, health maintenance organizations, and alternate forms of payment to policyholders; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 164(L&C)

Third Reading - Final Passage

Effective Dates

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 164(L&C) passed the Senate.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 188

HOUSE BILL NO. 188 "An Act relating to the interest that may be charged by express agreement" was read the second time.

Senator Meyer moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE BILL NO. 188 was read the third time.

The question being: "Shall HOUSE BILL NO. 188 "An Act relating to the interest that may be charged by express agreement" pass the Senate?" The roll was taken with the following result:

HB 188

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE BILL NO. 188 passed the Senate, was signed by the President and Secretary and returned to the House.

HB 214

HOUSE BILL NO. 214 am "An Act naming the Ketchikan ferry terminal the Walter L. Kubley Ketchikan Ferry Terminal" was read the second time.

Senator Meyer moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE BILL NO. 214 am was read the third time.

The question being: "Shall HOUSE BILL NO. 214 am "An Act naming the Ketchikan ferry terminal the Walter L. Kubley Ketchikan Ferry Terminal" pass the Senate?" The roll was taken with the following result:

HB 214 am

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE BILL NO. 214 am passed the Senate, was signed by the President and Secretary and returned to the House.

Third Reading of House Bills**HB 119**

SENATE CS FOR CS FOR HOUSE BILL NO. 119(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 119(FIN) "An Act relating to the procurement of supplies, services, professional services, and construction for the Alaska Industrial Development and Export Authority; relating to the definition of 'own' for the economic development account; relating to the definitions of 'development project,' 'plant,' 'facility,' and 'project' for the Alaska Industrial Development and Export Authority; relating to the Alaska Industrial Development and Export Authority creating subsidiaries regarding projects financed under AS 44.88.172; authorizing the Alaska Development and Export Authority to issue bonds to finance the expansion, modification, and upgrading of the Skagway Ore Terminal; relating to the operation and management of public housing projects and housing for low-income households by the Alaska Housing Finance Corporation; relating to subsidiary corporations of the Alaska Housing Finance Corporation; relating to harbor facility grants; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 119(FIN)

Third Reading - Final Passage

Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 119(FIN) passed the Senate.

Senator Meyer moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SCR 13

Senator Meyer moved and asked unanimous consent to take up SENATE CONCURRENT RESOLUTION NO. 13, which had been held on the Secretary's desk (page 749). Without objection, it was so ordered.

SENATE CONCURRENT RESOLUTION NO. 13 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 13 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 119, relating to the procurement of supplies, services, professional services, and construction for the Alaska Industrial Development and Export Authority; relating to the definition of "own" for the economic development account; relating to the definitions of "development project," "plant," "facility," and "project" for the Alaska Industrial Development and Export Authority; and relating to the Alaska Industrial Development and Export Authority creating subsidiaries regarding projects financed under AS 44.88.172, pass the Senate?" The roll was taken with the following result:

SCR 13

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, SENATE CONCURRENT RESOLUTION NO. 13 passed the Senate and was referred to the Secretary for engrossment.

Second Reading of House Resolutions**HJR 24**

HOUSE JOINT RESOLUTION NO. 24 Urging the United States Congress to reauthorize the Secure Rural Schools and Communities Self-Determination Act of 2000, was read the second time.

Senator Meyer moved and asked unanimous consent that the resolution be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE JOINT RESOLUTION NO. 24 was read the third time.

The question being: "Shall HOUSE JOINT RESOLUTION NO. 24 Urging the United States Congress to reauthorize the Secure Rural Schools and Communities Self-Determination Act of 2000, pass the Senate?" The roll was taken with the following result:

HJR 24

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE JOINT RESOLUTION NO. 24 passed the Senate, was signed by the President and Secretary and returned to the House.

HCR 7

HOUSE CONCURRENT RESOLUTION NO. 7 was read the second time and was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 7 Relating to awarding the Alaska Decoration of Honor to certain members of the military, pass the Senate?" The roll was taken with the following result:

HCR 7

Second Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Coghill, Davis, Dyson, Egan, Ellis, French, Giessel, Hoffman, Huggins, Kookesh, McGuire, Menard, Meyer, Olson, Paskvan, Stedman, Stevens, Thomas, Wagoner, Wielechowski

and so, HOUSE CONCURRENT RESOLUTION NO. 7 passed the Senate, was signed by the President and Secretary and returned to the House.

SB 42

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" which had been moved to the bottom of the calendar (page 902), was in the Finance Committee.

Citations

Honoring - Janet Athanas, Alaska Recreation and Parks Association, 2010 Distinguished Service Award

Representative(s) Herron

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

Honoring - Ashton Compton, 2009-2011 UA Student Regent

Representative(s) Guttenberg

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

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.

Unfinished Business**Citations**

Senator Meyer moved and asked unanimous consent that the following citations be made a special order of business. Without objection, it was so ordered.

Special Order of Business

Honoring - Senate Sergeant-at-Arms, Senate Assistant Sergeant-at-Arms, Senate Pages

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

Honoring - The House Floor Staff

Representative(s) Johnson

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

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.

HB 214

Senators Coghill, Olson, Stedman, McGuire, Egan, Kookesh, Stevens moved and asked unanimous consent to be shown as cross sponsors on HOUSE BILL NO. 214 am "An Act naming the Ketchikan ferry terminal the Walter L. Kubley Ketchikan Ferry Terminal." Without objection, it was so ordered.

HCR 7

Senators Wagoner, French, Olson, Coghill, Giessel, McGuire, Stedman, Stevens moved and asked unanimous consent to be shown as cross sponsors on HOUSE CONCURRENT RESOLUTION NO. 7 Relating to awarding the Alaska Decoration of Honor to certain members of the military. 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, April 20 through morning plane time, April 23. Without objection, Senator Wagoner was excused.

Senator Giessel moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, August 7 through morning plane time, August 12. Without objection, Senator Giessel was excused.

Recess

Senator Meyer moved and asked unanimous consent that the Senate stand in recess to a call of the Chair. Without objection, the Senate recessed at 3:11 p.m.

After Recess

The Senate reconvened at 5: 31 p.m.

Announcements

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

Announcements are at the end of the journal.

Engrossment**SB 98**

CS FOR SENATE BILL NO. 98(JUD) "An Act relating to biometric information" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

HB 7

SENATE CS FOR CS FOR HOUSE BILL NO. 7(JUD) "An Act classifying certain substances as schedule IIIA controlled substances and relating to penalties for possession of those substances; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 119

SENATE CS FOR CS FOR HOUSE BILL NO. 119(FIN) "An Act relating to the procurement of supplies, services, professional services, and construction for the Alaska Industrial Development and Export Authority; relating to the definition of 'own' for the economic development account; relating to the definitions of 'development project,' 'plant,' 'facility,' and 'project' for the Alaska Industrial

Development and Export Authority; relating to the Alaska Industrial Development and Export Authority creating subsidiaries regarding projects financed under AS 44.88.172; authorizing the Alaska Development and Export Authority to issue bonds to finance the expansion, modification, and upgrading of the Skagway Ore Terminal; relating to the operation and management of public housing projects and housing for low-income households by the Alaska Housing Finance Corporation; relating to subsidiary corporations of the Alaska Housing Finance Corporation; relating to harbor facility grants; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 127

SENATE CS FOR CS FOR HOUSE BILL NO. 127(JUD) "An Act relating to the crimes of stalking, sexual assault in the third degree, sexual assault in the fourth degree, unlawful exploitation of a minor, distribution of child pornography, online enticement of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; making the installation, enabling, or use of keystroke loggers or other devices criminal use of a computer; relating to probation; relating to the subpoena power of the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to conditions of probation in criminal cases involving sex offenses; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 164

SENATE CS FOR CS FOR HOUSE BILL NO. 164(L&C) "An Act relating to health care insurance, exemption of certain insurers, reporting, notice, and record-keeping requirements for insurers, biographical affidavits, qualifications of alien insurers assuming ceded insurance, risk-based capital for insurers, insurance holding companies, licensing, federal requirements for nonadmitted insurers, surplus lines insurance, insurance fraud, life insurance policies and

annuity contracts, rate filings by health care insurers, long-term care insurance, automobile service corporations, guaranty fund deposits of a title insurer, joint title plants, fraternal benefit societies, multiple employer welfare arrangements, hospital and medical service corporations, health maintenance organizations, and alternate forms of payment to policyholders; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 8

SENATE CONCURRENT RESOLUTION NO. 8 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 7, relating to classifying certain substances as schedule IIIA controlled substances, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SCR 13

SENATE CONCURRENT RESOLUTION NO. 13 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 119, relating to the procurement of supplies, services, professional services, and construction for the Alaska Industrial Development and Export Authority; relating to the definition of "own" for the economic development account; relating to the definitions of "development project," "plant," "facility," and "project" for the Alaska Industrial Development and Export Authority; and relating to the Alaska Industrial Development and Export Authority creating subsidiaries regarding projects financed under AS 44.88.172, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SCR 14

SENATE CONCURRENT RESOLUTION NO. 14 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 127, relating to the crimes of stalking, online enticement of a minor, unlawful exploitation of a minor, endangering the welfare of a child, sending an explicit image of a minor, harassment, and misconduct involving confidential information; relating to probation; relating to the subpoena power of

the attorney general in cases involving use of an Internet service account; relating to an appearance before a judicial officer after arrest; relating to penalties for operating a vehicle without possessing proof of motor vehicle liability insurance or a driver's license; relating to penalties for certain arson offenses; and amending Rule 5(a)(1), Alaska Rules of Criminal Procedure, and Rule 43.10, Alaska Rules of Administration, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Meyer moved and asked unanimous consent that the Senate stand in adjournment until 1:00 p.m., April 17, 2011. Without objection, the Senate adjourned at 5:31 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

FINANCE

Apr 16 Saturday Senate Finance 532 10:00 AM

-- Recessed --

+ SB 66 AIDEA: NEW MARKETS TAX CREDIT PROGRAM
 + SB 42 POWER PROJECT; ALASKA ENERGY AUTHORITY
 + HB 7 SYNTHETIC CANNABINOIDS
 + HB 127 OMNIBUS CRIME BILL
 += HB 13 WORKERS' COMPENSATION: MEDICAL FEES
 += HB 24 EXTEND REGULATORY COMM. OF ALASKA SUNSET
 += HB 97 EXTEND INVASIVE PLANTS LAW
 += HB 173 SPORT FISHING GUIDING SERVICES
 + HB 214 WALTER L. KUBLEY FERRY TERMINAL
 + Bills Previously Heard/Scheduled

Apr 17 Sunday Senate Finance 532 10:00 AM

+ SB 99 HEATING FUEL ENERGY RELIEF
 + HB 155 PUBLIC CONSTRUCTION CONTRACTS
 + HB 183 APPLICATION OF VILLAGE SAFE WATER ACT
 + HB 106 COASTAL MANAGEMENT PROGRAM
 + Bills Previously Heard/Scheduled

Apr 18 Monday Senate Finance 532 9:00 AM

+ SB 42 POWER PROJECT; ALASKA ENERGY AUTHORITY
 + Bills Previously Heard/Scheduled

Apr 19 Tuesday Senate Finance 532 9:00 AM

+ SB 42 POWER PROJECT; ALASKA ENERGY AUTHORITY
 + Bills Previously Heard/Scheduled

JOINT COMMITTEES**ALASKA NORTHERN WATERS TASK FORCE**

May 17	Tuesday	Location Tba	9:00 AM
	Hearings in Bethel:		
+	Coastal Erosion and Flooding		
May 18	Wednesday	Anch Lio Conf Rm	9:00 AM
	Hearings in Anchorage:		
+	Current Research on the Arctic Ocean		