

HB

45

FISCAL NOTE

STATE OF ALASKA
2003 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB 45
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: University of Alaska
 Title SECOND VERSE OF ALASKA'S STATE SONG BRU Systemwide
 Component _____
 Sponsor REPRESENTATIVE(S)WEYHRAUCH, Gruenberg
 Requester _____ Component No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2003) cost: 0.0
 Check this box (X) if funding for this bill is included in the Governor's FY 2004 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: *(Attach a separate page if necessary)*

Prepared by: Paul Jenny Phone 907-474-5889
 Division University of Alaska Date/Time 1/28/03 2:17 PM
 Approved by: _____ Date 1/28/2003
 Agency _____

**COMMITTEE: House
Community and Regional
Affairs Standing Committee**

**SUBJECT:
HB 45 SECOND VERSE OF ALASKA'S STATE
SONG**



DATE: January 30, 2003

PLEASE SIGN IN

REPRESENTING

**PLEASE PRINT:
NAME & TITLE**

ADDRESS

PHONE

**(No acronyms unless for a state agency,
please)**

**DO YOU
WANT TO
TESTIFY ?**

Linda Sylvestre			Rep Weyhrauch	Y
Tom STEWART E-mail address:	928 LAUREN AVE	586-1220	Weyhrauch	Yes
J. Allan MacKinnon	9341 TURN ST.			
E-mail address:	macKINNON@gei.net	989-0320	myself	Yes
Teri Tibbett	6728 Marguerite ^{TUNCA}	586-3529	Rep. Weyhrauch	Yes
E-mail address:				
E-mail address:				
E-mail address:				

ALASKA STATE LEGISLATURE

REPRESENTATIVE BRUCE WEYHRAUCH



ALASKA
STATE CAPITOL
JUNEAU, ALASKA
99801-1182

(907) 465-3744
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HOUSE DISTRICT 4

HB 45

The Second Verse to the "Alaska Flag Song"

This legislation is a vehicle to officially add a second verse, written by Carol Beery Davis, to the Alaska state song.

"Alaska's Flag" written by Marie Drake and composed by Elinor Dusenbery was adopted as the official state song in 1956, and was gifted to the University of Alaska in April 1960. Carol Beery Davis wrote the second verse to the state song and gifted the words to the University of Alaska Foundation in February 1987. This legislation would allow for the gift of a second verse to be recognized and adopted as part of the official state song as was the first verse in 1956.

Further, this legislation would recognize Carol Beery Davis, an Alaskan pioneer and poet laureate, as the maker of the second verse. While the official Alaska state song recognizes and describes Alaska's flag, in the second verse, Davis lauds the contributions of the Native culture and it highlights the dignity of diverse cultures.

"a Native lad chose the Dipper's stars..... for Alaska's flag
that there be no bars among our cultures.

Be it known through the years, the Natives' past has grown to share life's treasures
hand in hand, to keep Alaska our great land! "

It is timely to have this second verse officially added to the Alaska state song this year, the 76th Anniversary of its writing.

Most importantly, the time has come to recognize the contributions of all Alaskans, whether it was our sourdoughs who dreamed of gold in the streams nearby or a young Native lad whose vision gave Alaska a flag of unique symbolism.

Updated January 27, 2003

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About the University of Alaska Foundation



The University of Alaska Foundation is a private nonprofit corporation, operated as a public Foundation, which was established in 1974 to solicit, manage and invest donations for the exclusive benefit of the University of Alaska. The Foundation is a tax-exempt organization as described in Subsection 501 (c) (3) of the Internal Revenue Code and donations made to the Foundation are deductible according to schedules established under income and estate tax regulations. The Foundation qualifies as a public charitable organization under Subsection 170 (b) (1) (A) (vi) of the Internal Revenue Code.

The Foundation is legally separate and distinct from the University of Alaska and is organized under its own Articles of Incorporation and Bylaws. Its members are its College of Fellows and it is governed by its own Board of Trustees. This thirty member board is composed of prominent Alaskans and includes the University President, the three University Chancellors, as well as two members of the Board of Regents. The Board meets three times annually and establishes the Foundation's investment policy for the endowments, manages donated property and oversees the distribution of the Foundation's assets to its sole beneficiary, the University of Alaska system.

The Board of Regents of the University of Alaska has recognized the University of Alaska Foundation as the entity which should manage private gifts and governmental gifts restricted to 501 (c) (3) organizations made to support all campuses of the University of Alaska system. The Regents Policies further direct that all unrestricted gifts to the University of Alaska must be transferred to the Foundation. It further states that restricted gifts, too, may be transferred to


**University of Alaska
Foundation**

Foundation.

The Foundation is a well established non-profit in Alaska with 25 years of experience in the management of funds to support the University of Alaska. The Foundation has a full time staff of four including an executive director with fourteen years of experience in fund raising and fund management within higher education institutions.

The Foundation has access to University based expertise in tax law and corporate taxing, land management and land development services, real estate marketing, a full range of legal services, fund management and investment services.

The Foundation has assets of more than \$56 million and a pooled endowment fund of more than \$42 million which is managed by several investment firms selected by the Foundation's Investment Committee. This allows the Foundation to invest in larger blocks with accompanying higher returns on investment. Since inception, thirteen years ago, the Foundation's Pooled Endowment fund has earned a total return rate of a little over 13%.



Updated November 2001
Maintained by
amanda.wall@alaska.edu

The Foundation has experience with the acceptance, valuation and management of such diverse donations as government grants, developed and undeveloped real estate (raw land and office buildings, single family residences and condominiums), stocks, bonds, and a large variety of tangible personal property gifts including gifts of raw gold, collections of Ivory, fine art pieces, copyrights, musical instruments, etc.

The Foundation has experience assisting donors in making gifts through trusts, bequests, life insurance policies and similar instruments and has the ability to provide such instruments to donors depending upon their needs.

The Foundation adheres to the highest ethical standards with regard to fundraising and fund management and subscribes to the Code of Ethics adopted by and is a member of, the Council of Advancement and Support of Education. The Foundation staff regularly (at least annually) attends continuing education seminars to remain current in the field of charitable giving.

The accounts at the Foundation are overseen by a treasurer who is the Vice President of Finance of the University of Alaska and who is assisted by a staff including two certified Public Accountants. The Foundation's financial books are audited annually by the accounting firm of KPMG Peat Marwick and the audited financial statement appears in the Foundation's annual report.

VOL 1078 PAGE 401

GIFT OF MUSICAL WORK

KNOW ALL MEN BY THESE PRESENTS: That we, MARIE C. DRAKE and ELINOR DUSENBURY, respectively the author and composer of the song "ALASKA'S FLAG", for and in consideration of the sum of One (\$1.00) Dollar, the receipt whereof is hereby acknowledged, and other good and valuable consideration, do hereby give, donate, transfer and assign unto the Board of Regents of the University of Alaska, as trustees for and on behalf of the benefit of said university, all of their right, title and interest in and to that certain musical work known as "ALASKA'S FLAG" together with all of their right, title and interest in and to the copyright thereof.

Dated this 3 day of April, 1960.

Witnessed in the presence of:

<u>Ma. Margaret King</u>	<u>Marie C. Drake</u> Marie C. Drake
<u>Harold L. Kinnear</u>	
<u>W. West. Polinski</u>	<u>Elinor Dusenbury</u> Elinor Dusenbury
<u>J.D. Eastman</u>	

GIFT OF MUSICAL WORK

KNOW ALL MEN BY THESE PRESENTS: That I, Carol Beery Davis, the author of the attached lyrics entitled "Alaska's Flag (second verse)," for and in consideration of the sum of One (\$1.00) Dollar, the receipt whereof is hereby acknowledged, and other good and valuable consideration, do hereby give, donate, transfer and assign unto the Board of Trustees of the University of Alaska Foundation, all of my rights, title and interest in and to those certain lyrics known as "Alaska Flag (second verse)" together with all of my rights, title and interest in and to the copyright thereof.

Dated this 24th day of February, 1987.

Carol Beery Davis

STATE OF ALASKA)
) ss.
 FIRST JUDICIAL DISTRICT)

THIS IS TO CERTIFY that on this 24th day of February, 1987, before me, the undersigned, a Notary Public and for the State of Alaska, personally appeared Carol Beery Davis, known to me and to me known to be the individual named in and who executed the foregoing document and she acknowledged to me that she executed the foregoing document as her free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and notarial seal the day and year first hereinabove writte.

[Signature]

 Notary Public in and for Alaska
 My Commission Expires: _____
 District Court Judge

For the Committee on the Second Verse of the Alaska Flag Song

I would like to give you a little summary of my family history on this eventful occasion. My paternal grandfather arrived in Juneau early in 1891 for a short stay, working for the Nowell Mining Co. as a bookkeeper. With paints, brushes and canvas, my grandmother landed at the Juneau docks a few months later. She planned to paint Alaskan scenery for a month or two. The following year they were married in the Log Cabin church. Both of them came from England.

My mother came to Juneau in 1920 to play for the silent movies at the Palace Theater, a three-month, temporary job that lasted for seven years. By that time, Marie Drake was a good friend, the contest to choose a flag for Alaska was underway, and my father was a member of the Final Awards Committee to choose the flag. Mother took notes of the events at that time. Later she wrote that once the design was chosen, Marie felt that the school children of Alaska would understand the historical event better if they had words to recite, something like those in her head. The Territorial Commissioner of Education gave his approval, and so the first step towards a song was born.

When mother was approached to add a second verse to the state song, she believed that it was important to do so, and that her old friend, Marie, would approve. Using the themes of unity, history, progress and the state's natural beauty, she carefully composed the verse with her enduring love for Alaska. It was her last gift. She was 95 years old.

Submitted by Constance Davis

Testimony
Constance Davis

Flag song addition



SEANNA O'SULLIVAN / THE ASSOCIATED PRESS

Connie Davis, left, and Harriet H. Roberts of Alaska Native Sisterhood of Juneau Camp 2 react to a House of Representatives vote to add a second verse to the Alaska State Flag song on Wednesday at the Capitol. Davis is the daughter of Carol Beery Davis, who wrote the verse approved by the House.

Original AK flag surprises visitors by Kristin Price

Relatives of Benny Benson, the designer of Alaska's State Flag, were met with a pleasant surprise on a recent visit to Juneau. Charlotte Benson-Irvin and Sherry Irvin, daughter and granddaughter of the late Benny Benson, who were in Juneau for the opening of an Alaska Flag exhibit at the State

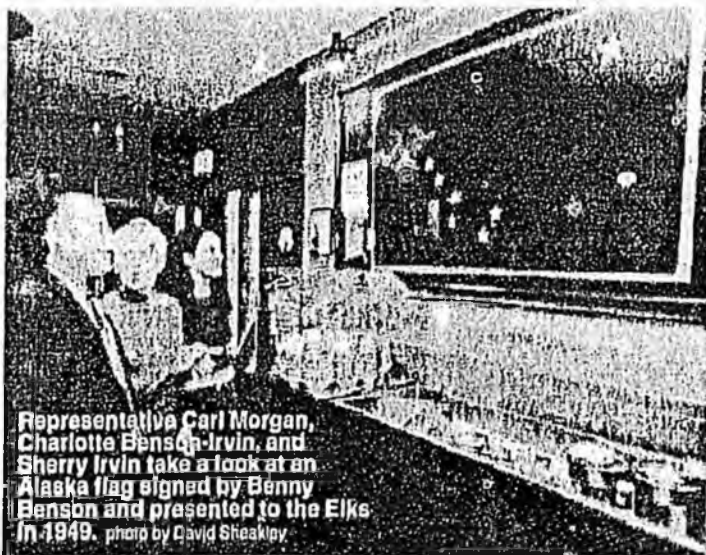
Museum, were delighted to discover that there is another original flag located at the Elk's Lodge in Juneau.

The Irvins, along with Connie David, whose mother wrote the second verse of the Alaska State song, arrived at the Juneau Elks Lodge to find an Alaska State Flag

handmade and signed by Benny Benson and presented to the Elks in 1949. "They were very pleased to see the flag, which has some family significance," said Bill Lawrence, staff to Rep. Carl Morgan, and past Elk's Exalted Ruler.

In addition to the flag, the visitors also found a photograph taken of Benson, after his flag design was selected in 1927. "They were really surprised," said Susan Bushnell, Elk's Lodge Exalted Ruler. "They didn't think anyone had this picture."

Benny Benson submitted his design for Alaska's State Flag in a territorial contest in 1926. Benson's design was selected from 242 entries in a contest as best and most representative of Alaska. The design was adopted by the Alaska territorial legislature in 1927.



Representative Carl Morgan, Charlotte Benson-Irvin, and Sherry Irvin take a look at an Alaska flag signed by Benny Benson and presented to the Elks in 1949. photo by David Sheakley



(L-R) Bill Lawrence, Susan Bushnell, Sherry Irvin, Rep. Carl Morgan, Charlotte Benson-Irvin, Connie Davis, and Lori Nottingham gathered to look at an original Alaska flag made by Benny Benson. Photo by David Sheakley

we made camp in tents. Each team would find two trees about the right distance apart for a lean-to. Then we'd cut down everything else in sight. We needed poles to lash together for the lean-to frame and lots of boughs — to weave into the poles and to make beds for our sleeping bags. We also needed firewood. We never left a winter survival site looking like anything but a British Columbia clear-cut.

Once we had the shelter built, we turned our attention to the fire. The Scouts taught lots of ways to make a fire with nothing but available materials. But we didn't use any of them. Instead, we employed a form of fire starting first explained to me by a friend of my dad.

"The best way to start a fire is our way, the Indian way," he said.

"How's that?" I asked.
 "Blazo," he said, "and a steel-jacketed bullet."

Our scout leaders had an irrational — nay, un-American — aversion to having us kids go out into the woods armed. So we had to make do with lighter fluid and kitchen matches. Nothing like lighter fluid to get one of those black spruce fires smoldering real good.

After that, it was charring some meat for dinner, crawling into our bags and falling asleep, while the adults snuck back to the vehicles to warm up.

Piece of cake, really. In fact, I can only think of one better way to survive winter. The way I use now. The way every real Alaskan teaches his children: Stay indoors, and try to make it to Hawaii for a couple of weeks every winter.

■ Mike Doogan's opinion column appears each Tuesday, Friday and Sunday. His telephone number is 257-4350, and his e-mail address is mdoogan@adn.com.

■ **TUSSLE:** Jerome Logan accused of killing man after basketball game.

By NICOLE TSONG
 Anchorage Daily News

Billy Watterson's life ended on a summer night in 2000 when a fight fueled by alcohol exploded in racial taunts after a pickup basketball game, attorneys said as Jerome Logan's murder trial began Monday in Anchorage Superior Court.

Prosecutors say Logan — who faces one count of first-degree murder, two counts of second-degree murder and one count of third-degree assault — shot and killed 21-year-old Watterson at a party in East Anchorage.

In opening statements before Judge Mike Wolverton, assistant district attorney Hollis French told the jury that Logan had opportuni-

ties to leave the party after a fight. Instead, he took a gun from his car and returned, French said.

"Jerome Logan should have walked away. Anger and alcohol clouded his judgment," the prosecutor said.

But defense attorney Rex Butler said Logan, 22, didn't intend to shoot anyone when he brandished the gun. Logan was angry because of racial taunts directed at him after the basketball game, Butler said. The gun went off during a struggle between Logan and other people, he said.

"I suspect evidence will show that during the course of this fight ... that the gun ended up discharging at least twice, maybe three times, and unfortunately Billy Watterson is dead," Butler said.

See Page B-3, SHOOTING

Billy Watterson was 21 when he was shot and killed in 2000 at a party in East Anchorage.



Jerome Logan faces assault charges as well as first- and second-degree murder charges.

■■■■■

■ **PICKLE:** In: troubles create Joshua Wade c

BY SHEILA TOOMEY
 Anchorage Daily News

Prosecutors in murder case have on their way to Their most impc the ones who wore ed Wade apparen he killed Della Br fall 2000, have b armed robbery.

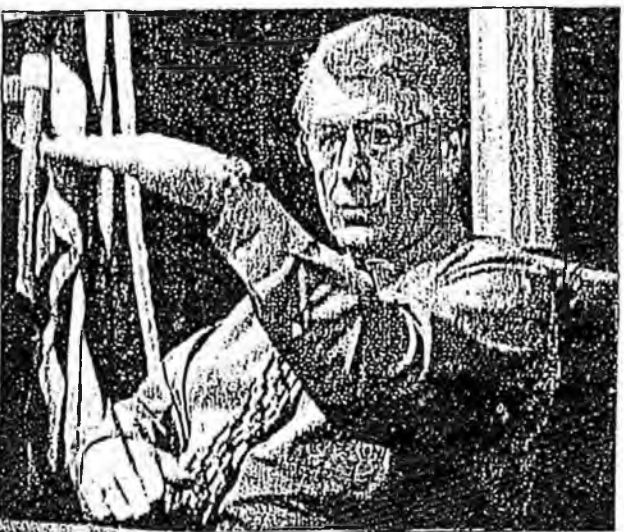
The fact that wi be criminals isn't t mants often have I get worked out by know about some havior for reduce own case.

The problem I Daniel Troxel an are charged with first-degree rob felonies that co prison for 10 years ed. According to ment, the robbery beatings.

It is unlikely I can be resolved b al, scheduled fo That means Tr could be called a: Wade with the ch them.

If prosecutor puts the two on th lorney Cindy Str tainly have a righ the robberies. T

Choir belts out 2nd verse to state song



SEANNA O'SULLIVAN / The Associated Press

House Speaker Brian Porter, R-Anchorage, has joined 14 representatives in sponsoring a bill to add a verse to "Alaska's Flag."

■ **BILL:** House of Representatives hears the proposed addition to 'Alaska's Flag.'

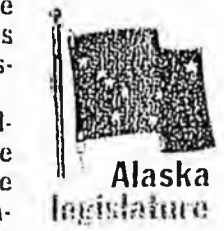
By CATHY BROWN
 The Associated Press

JUNEAU — The Alaska Youth Choir gave the state House of Representatives a chance to hear — literally — one of the bills they'll probably vote on this year.

During opening ceremonies in the House on Monday, the children's choir chimed out two verses of "Alaska's Flag" instead of one.

Fourteen representatives, including House Speaker Brian Porter, are sponsoring a bill to officially add the second verse, which honors the contributions of Alaska Natives, to the state song.

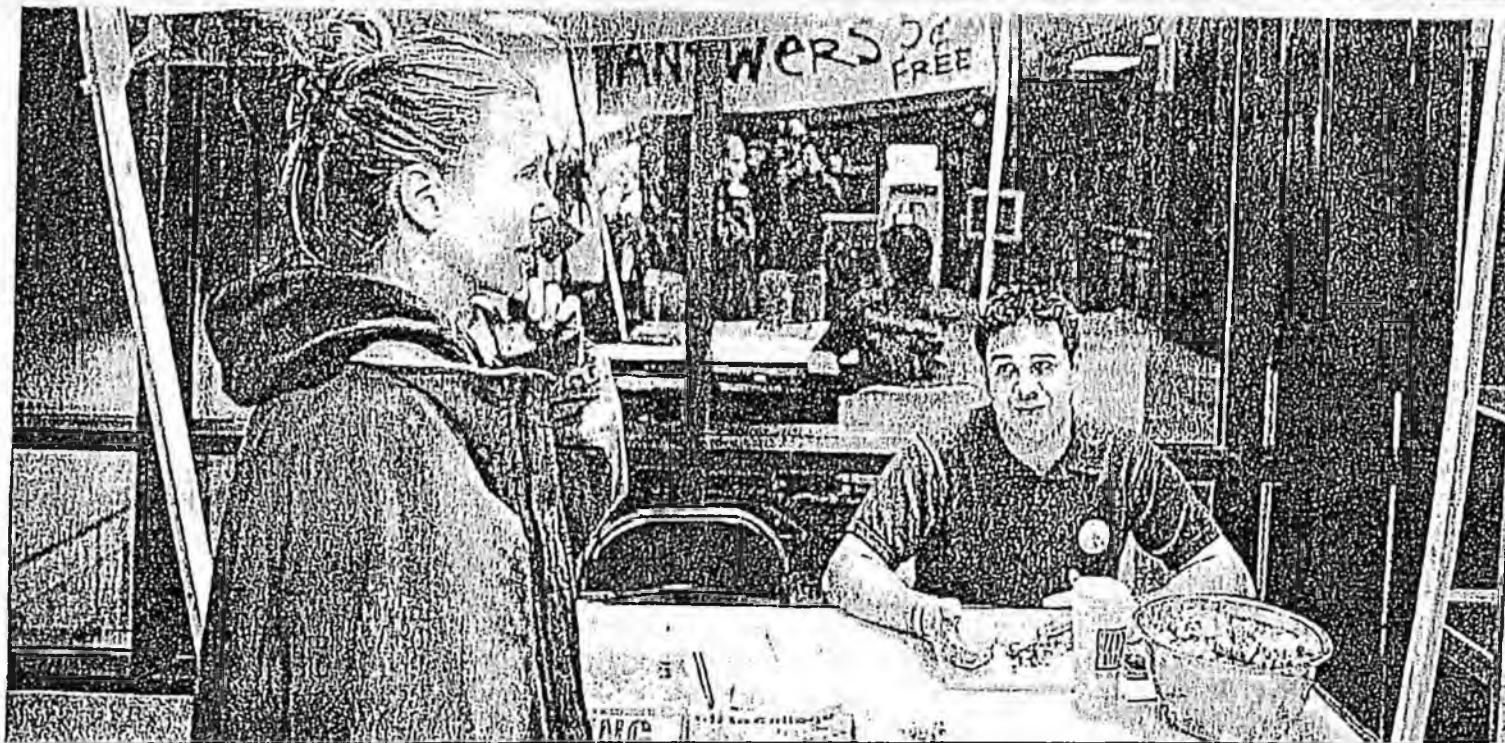
Adoption of the second verse was among more than 100 measures Gov. Tony Knowles' Commission on Tol-



Alaska legislature

See Page B-3, SONG

11/15/02
 Juneau
 Empire



MARC LESTER / Anchorage Daily News

Junior Hollenbeck offers some advice about the UAA campus to Theresa Rzeczeki at the student center. The booth at the University of Alaska Anchorage was provided by the Campus Life group for new student orientation. Hollenbeck said most people just wanted directions to a building or room. Spring semester began last week.

SONG: Youth Choir sings proposed second verse

Continued from B-1

erance recommended to heal the racial divide between whites and minority groups. The commission was appointed after public outrage last winter over paint ball attacks by three white teens on Natives in downtown Anchorage.

More sweeping recommendations included new hate crime laws, increased funding for rural schools attended mostly by Natives and an end to the decade-long stalemate over subsistence.

Porter, R-Anchorage, said he didn't know whether the House Republican majority would accept all the commission's recommendations, but members want to address the racial divide.

"Certainly the intent of the House is to work toward urban-rural respect as opposed to gap," Porter said. Having both verses of the song performed Monday seemed like a nice beginning to that pursuit, he said. An aide to Porter

arranged the opening-day ceremony.

Adding the second verse is not a new idea. Democratic Lt. Gov. Fran Ulmer introduced a bill to do so around 1987, when she was representing Juneau in the House.

The second verse was written by the late Carol Berry Davis, who lived in Juneau. She was disturbed that the original song did not recognize Alaska Natives, Ulmer said.

That time around, the bill passed in the House but died in a Senate committee, Ulmer said.

Senate President Rick Halford said Monday that he had no initial objection to adding the verse but he wanted to listen to a tape of Monday's House floor session to ensure the two verses fit well together.

The bill's first hearing will be at 8 a.m. Thursday in the House State Affairs Committee.

Adding the second verse is not a new idea. Democratic Lt. Gov. Fran Ulmer introduced a bill to do so around 1987, when she was representing Juneau in the House.

8.08, Stokesbury said. means about \$12 less in per \$100,000 in property.

The overall budget, including state and federal revenues totals \$454.9 million, at 1.4 percent increase from year.

Comeau's proposed budget includes a number of new positions and programs. He has outlined \$234,350 for new vice principals at the district's largest middle school and \$156,100 for two new

SHOOTING says tussle to Watter.

Continued from B-1

According to the police report, the players shot back to pick teams, which happened to fall largely along racial lines. After Logan's taunts of four black men lost to a group of three white men and a black man, taunts from a player, Chris Twete, changed the atmosphere, French said.

Twete told Logan, "Welcome you to school," and "All of white boys beat French said, adding Twete also may have used a racial slur.

Logan and Twete got into a fight, and Logan punched Twete in the face, the police report said. Another man, L. Sherburne, tackled Logan and told him to leave.

French said Logan and Twete walked to his car with some friends but once they reached in and

found a handgun in Logan's

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Sourdough Jack says....

Column Last Updated:
Wednesday, January 16, 2002 - 4:58:37 AM MST



Alaskans should all weigh in on 'Alaska's Flag' verse

By Dermot Cole

Wednesday, January 16, 2002 - HOW ABOUT A statewide contest to write a second verse for "Alaska's Flag?"

That would be in keeping with the way in which the elegant flag described by the song was created. It would also bring together people from across Alaska for this, the 75th anniversary of the simple flag of a last frontier.

I make this suggestion because a legislative committee chaired by Rep. John Coghill plans a hearing Thursday morning in Juneau on plans to add a second verse to "Alaska's Flag," the official state song.

The committee is considering a proposed second verse written by the late Carol Beery Davis, former poet laureate of Alaska.

But many artists across the state may have good ideas on a second verse for the official song that would recognize Alaska Native cultures and other important themes and do so in words that are both as simple and as memorable as those in the original.

The Thursday hearing on the flag song will be teleconferenced to Fairbanks and testimony will be taken at the Legislative Information Office in Fairbanks in the Denali State Bank building at 8 a.m.

The story of the flag song begins with Benny Benson, a Native student at the Jessie Lee Home in Seward who submitted the winning design for an Alaska flag when the territory held a contest among schoolchildren in 1927.

In his written description of his flag, Benson made it clear why he chose a blue

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Judy Niemela

Gary Moore

background and the stars: "The blue field is for the Alaska sky and the forget-me-not, an Alaskan flower. The North Star is for the future state of Alaska, the most northerly in the union. The Dipper is for the Great Bear--symbolizing strength."

Based on Benson's text, Marie Drake wrote the poem that became the flag song. Drake was a secretary to the commissioner of Education and her poem was set to music by Elinor Dusenbury in 1938. It became Alaska's official song in 1955.

"When they sing 'Alaska's Flag,'" Dusenbury once said, "People always stand, and older ones cry when they come to the words, 'Alaska's Flag to Alaskans dear, the simple flag of the last frontier.'"

With the exception of the images added by Drake, "The gold of the early sourdough's dreams, the precious gold of the hills and streams," the song follows Benson's explanation of what the flag meant to him.

THE PROPOSED NEW verse begins, "A Native lad chose the Dipper's stars, For Alaska's flag that there be no bars, Among our cultures. Be it known, Through years the Natives' past has grown..."

In subjective matters like this there is always poetic license, but the line makes it seem as if Benson's motivation for choosing the Dipper as a symbol was something other than what he said it was.

The proposed second verse also contains a line that will take some explaining, namely, "With nature's flag to Alaskans dear..."

When Lt. Gov. Fran Ulmer was a legislator she introduced a bill to add the words by Davis as the second verse. The bill was approved by the House in 1997, but rejected by the Senate.

Among the 23 House members who have already signed on to back the bill this year, HB 285, four are from the Fairbanks area--Coghill and Reps. Jim Whitaker, Jeannette James and John Davies.

The proposed second verse is as follows:

"A Native lad chose the Dipper's stars
for Alaska's flag that there be no bars
Among our cultures. Be it known
Through years the Natives' past has grown
To share life's treasures, hand in hand,
To keep Alaska our Great Land;
We love the northern, midnight sky,
The mountains, lakes and streams nearby.
The great North Star with its steady light
Will guide all cultures, clear and bright,
With nature's flag to Alaskans dear,
The simple flag of the last frontier."

Channels

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Find y

AN EXHIBIT ABOUT Alaska's flag opens Thursday in Juneau at the Alaska State Museum. It includes 36 of the original 142 proposed flag designs submitted by children in Alaska in 1927. Among the students with designs in the exhibit are Bob DeArmond, Paul Solka, Steve McCutcheon, Mary Walsh and Frances Meals.

The exhibit is designed to be a traveling one and I hope that someone will arrange to get it to Fairbanks as it tours the state over the next two years. The display includes the gold watch Benson received for winning the flag contest and other items.

The catalog to the flag exhibit, written by UAF archivist India Spartz, quotes a letter that William Paul, a Native lawyer and legislator, sent to Benson after the flag was chosen.

"I had the honor of writing the bill--now a law--which made your winning design the official flag of Alaska ... Altogether, this should encourage the Native races in Alaska to enter competition with all others, to do so without fear, and to stick to it until we win something," Paul wrote.

Paul's bill said the flag was selected for its "simplicity, its originality and its symbolism."

Spartz writes that Benson, who died in 1972, often said that the biggest thrill of his life was when he received a standing ovation from the delegates of the Alaska Constitutional Convention in Fairbanks. "The noise was so loud I couldn't hear a thing; people whistled and hollered and stamped," he said.

ON THE WAY: Elementary school report cards should be personally delivered by local scholars this week. In the interests of seeing that the middle school and high school report cards reach parents, those are sent by mail and should show up by the end of the week.

Dermot Cole can be reached at cole@newsminer.com or 459-7530.



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