



Alaska State Legislature

Chairman
State Affairs Committee

Vice-Chairman
Economic Development, Trade & Tourism
Committee

Member
Judiciary Committee
Joint Armed Services Committee

Finance Subcommittees
Corrections
Labor and Workforce Development
Military and Veterans' Affairs
Public Safety



A Communication From
REPRESENTATIVE BOB LYNN
District 31 Anchorage

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"Bob Lynn's Alaska Blog" RepBobLynnBlog.com

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Alaska State Capitol
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FAX

*Please Call
Dixie Hood
586-2200*

To: Senator McGuire, Chair
Senate State Affairs
FAX: 465-6592

of Pages (including cover): 3

Senator Fred Dyson, Bill Sponsor
SJR 9 Const.AM: Benefits & Marriage
FAX: 465-4587

Dixie Hood's Testimony
FAX: 789-9585

From: Nancy Manly, Committee Aide
House State Affairs Committee
Phone: 465-2794

Re: SJR 9 Const.AM: Benefits & Marriage

5-2-07 - I received a call from Dixie Hood this afternoon concerning SJR 9. She testified on HJR 9 (House Companion Bill to SJR 9) and asked that I fax her testimony to both the bill sponsor and Senate State Affairs Committee and that committee members be given a copy of her testimony. Please distribute according to her wishes. Thanks.

March 26, 2007

Chair and Members
House State Affairs Committee

Gentlemen,

Governing the diverse and independent citizens of Alaska can sometimes be compared to "herding cats." Likewise can the indignant Alaskan public attempting to keep the legislative Majority on a civil and constructive track. I am here this morning to join an effort to herd you cats toward a sense of responsibility.

Alaska is a state that should be governed by humane and just law, not intolerance and emotional tirades. The slick mailers sent out in support of "Vote yes to protect marriage and families" distort the truth. The ruling of the Alaska Supreme Court is not abusive. The Advisory vote and this proposed legislation is abusive to a significant percent of Alaskans, both adults and children who would lose health benefits they already have.

Based on the equal protection clause of our Alaska Constitution, the Supreme Court sought through its ruling to protect persons in committed relationships who are prohibited from marriage by the 1998 Amendment. The ruling called for equal pay, including benefits, for equal work. To characterize that ruling as a demand for "Special Benefits" is dishonest semantics. Every legislator swore to uphold the State Constitution. Failing to support "equal protection" for all Alaskans violates our Constitution as "penders to prejudices based on disregard for our system of justice and ignorance of the nature of sexual orientation."

Whatever the outcome of the Advisory Vote, it is not a representative scientific poll. This Advisory Vote you approved foments fear, hatred and divisiveness in our communities. Recent letters to the Editor are shocking in their tramping of democratic values. The special election is also a waste of the people's money. And, this Bill HJR 9 wastes your time and ours when there are many high priority needs for legislative action. I believe it is an exercise in futility.

If you have homophobic constituents with whom you wish to demonstrate an alliance, this Bill is a political ploy unworthy of elected State Representatives. HJR 9 is shameful and should never come out of Committee. It is not the "Cat's Meow."

Yours truly,
Dixie A. Hood
9350 View Drive
Juneau 99801

Barbara Belknap, 4481 Abby Way, Juneau, Alaska 99801, 780-8602

Public Testimony, HJR 9, March 27, 2007

I am here to testify against HJR 9. Former House Speaker Gail Philips helped me decide what I would say today.

Representative Phillips is in a new television ad for Northern Dynasty Minerals' Pebble Mine. In the ad, she says that fairness is an Alaskan moral value. She is also quoted in yesterday's paper as saying that attacks on the Pebble Mine are "so unfair that I think it is un-American and un-Alaskan."

Fairness is in the eye of the beholder. When our children were young, my husband and I had the final say when they couldn't agree. Inevitably, one would end up crying, "That's not fair!" In our democracy, when two parties cannot agree on what is fair, the issue goes to the courts for an impartial decision.

We are here today because some members of the administrative and legislative branches didn't like a decision made about fairness by the judicial branch. The judges ruled that it was not fair for some public employees to get employment benefits by virtue of marriage, while their co-workers who were in committed same-sex relationships were denied benefits. *This Res. appears to go even further, prohibiting all employers from offering benefits to any couples who are not married.*

The state constitution guarantees equal protection, and, since the ^{state} workers were prohibited by the constitution from marrying, the fair and just thing to do was to provide equal benefits for equal work.

The overarching goal of good government ^{policy} should be making ^{that} sure that as many people as possible have health benefits, not trying to take them away. ~~This resolution will take away health benefits from public employees who are not married. It is not fair to take away benefits from people who have worked hard for them.~~
I am an Alaskan and I have to respectfully disagree with Representative Phillips. ^{As a public employee}
Fairness is not an inherent moral value for Alaskans or we wouldn't be here today. ^{public employees}
"Live and let live" used to be an Alaskan philosophy, but obviously that is no longer ^{the} true.

This resolution will further divide Alaskans. The us versus them public discourse will continue to hurt our gay and lesbian family members, friends and neighbors who contribute so much to our state. Ultimately, if the two proposed amendments to the constitution pass, existing ^{in the future} benefits will be taken away from hard-working Alaska ^{Public} employees.

Now, that is really unfair.

Bob Doll

27 MARCH 2007

HJR 9

THANK YOU MR. CHAIRMAN.

MY SUBJECT TODAY IS "WHAT ARE WE FIGHTING FOR?"

I BEGAN MY 36 YEARS OF MILITARY SERVICE BY ENLISTING AS A PRIVATE OF INFANTRY IN THE US ARMY RESERVE IN 1955. AT THAT TIME WE STILL HAD IN OUR UNIT MANY VETERANS OF THE KOREAN WAR, AND SOME OF WW II, WHO REMEMBERED THE OLD CLICHE, "WHAT ARE WE FIGHTING FOR?" IT WAS MOST OFTEN SAID IN JEST, AND THE STANDARD RESPONSE WAS USUALLY THAT WE WERE FIGHTING FOR SOME PINUP QUEEN OR FOR THE CHANCE TO CHASE SOME PROSPECTIVE PINUP.

BUT THE QUESTION ALSO HAD A POTENTIAL
HARD EDGE, AND THE DEPARTMENT OF THE
ARMY MADE SEVERAL TRAINING FILMS WITH
THE SAME TITLE. THE FILMS INVARIABLY
CONVEYED THE MESSAGE THAT WE WERE
FIGHTING TO RID THE WORLD OF BULLIES, BE
THEY GERMAN, JAPANESE, OR SOVIET. AND
THAT SEEMED TO ME LIKE A GOOD THING TO
INVEST ONE'S LIFE TOWARD.

I HAD OCCASION TO REMEMBER THAT MESSAGE,
OFTEN, IN THE NEXT 36 YEARS. WHEN THE RIFLE,
HELMET, AND PACK SEEMED LIKE TOO MUCH TO
CARRY, OR WHEN GREEN WATER CAME OVER

THE BOW AND NEARLY CARRIED ME
OVERBOARD, OR WHEN THE ^{VIETNAM} CANAL I WAS
TAKING MY BOAT ALONG SEEMED TOO LONG,
TOO STRAIGHT, AND TOO NARROW, I THOUGHT A
LOT ABOUT WHAT I WAS FIGHTING FOR.

I BELIEVED, MR CHAIRMAN, THAT I WAS
FIGHTING TO PREVENT THE KIND OF BULLYING
THAT SINGLES OUT SOME OF OUR CITIZENS FOR
INFERIOR STATUS; THAT APPLIES SOME KIND OF
TEST THAT UNDERMINES THEIR CITIZENSHIP;
THE KIND OF BULLYING THAT MADE POSSIBLE
THE RISE OF NAZIS, FASCISTS, AND COMMUNISTS
TO THE CONTROL OF ONCE-PROUD NATIONS,
AND WHICH REQUIRED ALL OF OUR MANPOWER
AND TREASURE TO OVERCOME. I WAS, AND

REMAIN, PROUD OF WHATEVER SMALL ROLE I
HAD BEEN ABLE TO PLAY IN THAT EFFORT, AND I
BELIEVE THAT MOST AMERICANS SHARE IN THE
PRIDE THAT COMES WITH HAVING OVERCOME
THAT KIND OF BULLYING.

AND SO I ASK THE COMMITTEE TO TABLE THIS
RESOLUTION, AND REASSURE THOSE OF US WHO
THOUGHT WE KNEW WHAT WE WERE FIGHTING
FOR, THAT THE ALASKA LEGISLATURE
UNDERSTANDS WHAT WE HAVE ALL FOUGHT
FOR.

HOUSE STATE AFFAIRS COMMITTEE
MARCH 27, 2007
TESTIMONY ON HJR 9

My name is Marsha Buck and I am here representing PFLAG Juneau. PFLAG stands for Parents, Families, and Friends of Lesbians and Gays. I am a parent.

Alaskan voters recently gave you, the Legislature, a mandate, didn't they! They shortened the legislative session from 120 days to 90 days beginning next January. Alaskans appear to be giving you the message that they want you to use your time wisely not frivolously during the legislative session. It seems to me that this hearing today may be the very type of activity that Alaskan voters had in mind when we made the 90 day vote.

You do not need to be here this morning, nor do I. The advisory vote scheduled one week from today does not need to be occurring either. And especially, BOTH this hearing and the advisory vote TOGETHER do not need to be happening. Together they give the appearance of a huge waste of time and money.

Unless, of course, a particular group is into political maneuvering or a particular group is somehow using the removal of my daughter's health benefits for some purposes I don't understand, purposes that go against the Alaskan value of fairness. But I would love to trust that you, our legislators, would not use my daughter and her rights to try and trick people into voting the way a minority group would like them to vote next Tuesday.

No, I would love to trust that you, our legislators, would render unto Caesar that which is Caesar's, in this case your time and loyalty to the process of running one third of the balanced 3 part state government, and would render unto God what is God's, which is in all cases your deeply religious side that follows the commandment to love your neighbor as yourself, and that neighbor includes my daughter and many Alaskans like her. The way a legislative body shows love is not by going out individually to shovel driveways, although we all know that help has been badly needed this winter, but by making certain that Alaskans who are like my daughter have the health care benefits that they have worked to earn.

Please: do not pass HJR 9 out of this committee. It is time to VOTE NO today just like we will Vote NO on April 3rd.

Marsha Buck
8445 Kimberly St.
Juneau

Testimony on HJR 9 March 27, 2008
Lin Davis

This bears repeating: I like what Pres Bush said at Coretta Scott King's funeral: "Her work made us whole." Let's use Coretta's life and Pres. Bush's words as a measuring stick, and see how HJR 9 holds up.

First, HJR 9 will take away the health insurance and survivor benefits that I am now able to offer my same sex life partner. Imagine, taking away health benefits. We've been together 19 yrs, and we're on our 3rd set of dogs. My partner is self employed, and my health insurance is all that she has. As an older couple, we are very financially vulnerable: if she had a major medical crisis and had no health insurance, we could quickly lose our home and slide into bankruptcy. If my partner had to enter a nursing home, I would not be able to remain in our home.

We could lose so much so quickly. And how does taking away her health insurance serve the public good?

How will it help our community if she is prevented from getting my last paycheck and death benefits?

Because HJR 9 makes us financially very vulnerable, our whole community loses if the 2 of us are in health financial crisis. It costs everyone: local businesses, the hospital, the city, the state, when we can't financially survive. HJR 9 does not strengthen our communities. HJR 9 is clearly bad public policy. It appears to be punishing those of us who are different. This is not a Coretta.

The intent of HJR 9 is to make sure that certain groups of people are kept financially and socially vulnerable and marginalized. Why would anyone want to do that to a group of their fellow Americans?

At a time when most states are figuring out how to provide health insurance for ALL citizens, Alaska will be in a race to the bottom by proposing to take away health and survivor benefits from gay employees who are in committed long term relationships. Note, the net has widened and now unmarried men and women are also targets of HJR 9.

2) HJR 9 is so un-Alaskan. We know these exact words are imported from Michigan where this policy has been damaging to the public good.

Alaskans believe in fairness and equal pay for equal work. What kind of example are we setting for our youth when they see it is okay to treat gay people and unmarried people as 2nd class citizens? My co-workers at the job center are pleased that after 10 years of working there, I am finally making a salary equal to theirs. Our benefits are 40% of our pay.

Alaskans are proud of our constitution and its eloquent equal protection which indeed lives up to Coretta's life work. HJR 9 appears to be another prong in a movement called "No Gays Left in the Constitution."

What if the signers of this resolution are unknowingly writing their child or niece or nephew or grandchild out of constitutional equal protection? What a deeply harmful action toward a family member you didn't know is gay or doesn't plan to get married.

Last Sunday's headlines said that 75 Juneau high school students have tried to kill themselves in the last year. Not that all of them or any of them are gay, but that they cannot see themselves happily alive and working and making a living and feeling tenderly connected in a society that is constantly dividing people against each other and not respecting differences.

HJR 9 targets certain groups of people, and it does not make us whole. Constitutional equal protection makes us whole.

HJR 9 will prevent employers from providing the work-related merit-based benefits that they deem necessary. Here in Juneau, CBJ, Bartlett Hospital, the university, Alaska Airlines, Blockbuster, Freds, Laidlaw, McDonalds, Radio Shack, Safeway, Starbucks, Tesoro, UPS, Wells Fargo and Home Depot and Wal-Mart have successfully offered same sex benefits for years. These large companies know that offering equal pay for equal work gives them the ability to hire and retain talented workers. Good public policy. Everyone wins.

It's interesting that 6 of the 12 states that offer same sex domestic partner benefits also offer them for heterosexual couples who can show all the documents that indicate financial interdependence and life partnership.

HJR 9 will tangle with the rights of Alaskan employers and that doesn't sound like good public policy either.

As someone who graduated from a Christian college, there is something very wrong, very un-Christian, very un-Jesus-like, when certain minorities are constantly targeted with harmful legislation like HJR 9.

Here in Alaska, we have so many important issues to deal with, and we need minds and hearts and energies ready to tackle a gas line and coastal villages falling into the sea.

A mind is a precious thing to waste on the politics of inequality.

Word 7
44723

FEBRUARY 13
Friday, 2004

SCHEDULE	ACTION LIST
8	HJR9 is NOT About
9	MARRIAGE. It IS About
10	Taking away rights -
11	And benefits from -
12	A segment of Alaska's
1	Population. -
2	Alaska's State -
3	Constitution Guarantees
4	Equal Rights to All
5	Its Citizens. There
6	is nothing Exclusionary
7	About its Working -
8	And to have some -
9	members of this -
10	Legislative body -
11	try to take away -
12	these rights for -
1	strictly Political -
2	Reasons IS wrong -
3	I Ask this Legislative
4	body to do what is -
5	Right and Just -
6	DO NOT PASS HJR9
NOTES THANK YOU.	
Rolando Rivas	
7247 Duben Ave	
Anch AK 99504	

Good morning. I can see no reason whatsoever to amend our constitution to further define marriage and its benefits. I am a happily married woman. My husband and I have a blended family of five adult children and 12 grandchildren. I do not see how this legislation will in any way improve my life, my husband's life, or the lives of any of my children or grandchildren. In fact, I see the very harmful effects this legislation will have on our gay son and his partner. These two young men work hard at their jobs, work hard at higher education, contribute to our family culture, and society *at as a whole* large. These two men are truly as dedicated to one another as my husband and I are to each other. To remove benefits from them that they have worked for and truly earned is hateful and criminal. The only basis for HJR 9 is hate. Hate of a minority population in this state. Forgive me, but I thought the legislative body was elected by the people to represent the people and protect their rights. How does HJR 9 protect the earned rights of my son and his partner? Our Constitution should not have been amended in 1998 and should not be amended now. HJR 9 is nothing more than a hate crime. Please defeat HJR 9 in this committee.

It is very clear to me

*Shirley Rivers
7247 Duben Ave
Anchorage, AK 99504
333-6168
d.20@gci.net*

My name is Steven Jacquer and I am speaking on behalf of myself and my family.

My partner is a retired UAA professor and small business owner. I am a teacher, have taught for many years in Alaska's rural villages, and now also own and operate a small business. This is a second relationship for both of us; Doran lost his first partner, Frank, to diabetes after they were together for 27 years. I lost my first partner, Robb, after 13 years. Doran and I have now been together for 5 going on 6 years and will doubtless remain a couple for the rest of our lives; between the two of us we have worked in Alaska for 43 years so far. Our family resides in South Anchorage. Our daughter, Kristina, is in high school and our son, Andrew, is in college; raising children and putting them through college is indeed expensive.

We pull our own weight and are not a burden upon anyone else.

My partner and I have worked long and hard in Alaska and continue to do so now; our payroll contributions have funded the coverage of our married coworkers for decades. I am currently covered by my partner's insurance but if this bill succeeds, though, then after having paid in once already via our payroll deductions we would be forced to also seek private health coverage, pulling out our wallets a second time to pay at private rates, on top of our labor having subsidized coverage for our coworkers' spouses for 43 years. Obtaining equivalent medical insurance at private rates is very expensive; money which could be much better spent on our children's needs and college tuition fees.

Bills like this in the South were called Jim Crow laws; they marginalized and disenfranchised people of color, forced white folks to be parasites upon the labor of people of color, and were bad for everyone. Jim Crow laws existed because a righteous majority was content to tyrannically exploit and abuse a minority, not an admirable exercise of good Christian values. This is *no different*. Gay people are just as God created us; we have no more choice about that than we do about our skin color.

Just as women should receive pay equal with that of men for performing equal work, Alaskans in longstanding committed relationships contributing to our community with their labor yet who are prohibited from marriage absolutely do merit treatment equal with that accorded our married coworkers. The Alaska constitution says so, the highest court in this state says so, and common decency says so. We work just as hard, pay in just as much, we too have children in school and college, we would go to city hall and sign a civil marriage contract if we could, and many of us have certainly been together as committed *unmarried* couples far longer than most heterosexual *married* couples. If the situation were turned around, with this bill directly targeting our married coworkers and forcing us to become parasites upon them, then as fair-minded good neighbors we would not stand for it!

This bill turns our married coworkers into parasites. Yes, parasites. Parasites benefitting at the expense of others--like bloodsucking leeches and tapeworms--by taking from the labor of coworkers with families who are barred from marriage. Parasites do not make for good coworkers, nor good neighbors, nor a healthy Alaska. Parasites are without any shred of honor or dignity, and people who embrace being parasites should not even think about trying to claim the high moral ground on this issue.

Pandering to prejudice, HJR 9 seeks to pervert the Alaska constitution by inverting the whole purpose of a constitution to strip away equal treatment and unfairly target a specific group (unmarried families) for harm while creating special protections and special privileges for others (married families), thus effectively forcing the latter to be parasites upon their coworkers and neighbors, whether they want that despicable role or not.

Quite likely some members of this committee actually are listening to testimony with an open mind and a genuine desire to sort out that which will best serve our community here in Alaska. Unfortunately, it is also fairly likely that some of you are so enmeshed in partisan politics that you are merely making a cynical pretense at listening for the sake of form. Whichever group you fall into I hope that you can recognize that such a divisive, fiscally

irresponsible, and maliciously prejudicial bill as this will--like a malignant burden of parasites--bring more and more grief, expense, and suffering the bigger it is allowed to grow ...and that harm will be to everyone.

The sponsors and supporters of this bill should feel deeply ashamed of themselves. How would you feel if your family, your children, were attacked like this? Prejudicially targeting and harming families and children is exactly that which HJR 9 does, make no mistake. Please do not become guilty of doing violence to others through supporting this repugnant legislation. Please demonstrate maturity, exercise statecraft, and through your actions be leaders we may feel proud to have serving in our legislature -please defeat this bill as well as every other bigoted effort which comes before you, regardless of whom it targets. Equal pay for equal work means just that: equal. Not more, not less: simply equal.

Thank you for listening to my family; please feel welcome to contact us if you have any questions.



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the _____

Committee on HSR 9
Bill / Subject

Committee Name
Dated 3/27/07

This intrusion into my life and my partner's life is unacceptable.

This amendment would prevent me from visitation and decision rights should my partner suffer a serious illness. After 15 years of partnership - a partnership entered into in the Unitarian Church - I am deeply concerned that the state would now attempt to involve itself in our lives.

Please vote no on this proposed Amendment.

SIGNED:


Testifier

Representing

1722 Tamarack St. 458-0913
Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House state affairs
 Committee on HSR 9 Committee Name Dated 3/27/07
Bill / Subject

To the Alaska State Legislature: Table this bill!
 Stop wasting our time and tax money with an advisory vote which is just a political ploy.
 Stop wasting our tax money legislating a reduction of benefits on working Alaskan families just because that "family" doesn't fit the fundamentalist Christian views of "family".
 Partner benefits are just that, benefits in support of Alaska families regardless of their construct. Partner benefits are not "marriage" benefits.
 Removing benefits from Alaska families will cost Alaska in terms of their states ability to recruit employees in the state and maintain the health of the people who live here. People without health care always end up costing the state.
 I want the legislature have anything better to do than attempt to micromanage our parents lives! When did the republican party stand for larger governments

SIGNATURE:

Norise Thoren
Testifier

Myself and my family
Representing

PO BOX 81271 FBX AK 99708 907-455-1210
Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs
Committee Name
 Committee on House Joint Resolution No. 9 Dated 3/27/07
Title / Subject

I urge you to support partner benefits for all Alaskans and not alter the Constitution, which is an excellent document as it stands. Many families will be negatively impacted by less of benefits which will hurt children as well as adults. It is in the best interests of the state to promote stable couples and families and benefits add to this stability. Please do not ^{take} remove benefits from either same sex couples or mixed couples. Same sex couples in particular do not have the option of marrying and gaining benefits.

SIGNED:

Laurie Kopke

Testifier

Representing

PO Box 82003, Fairbanks, AK 99708

Address / Phone Number

979-8543

FROM

Shelley S. Hughes
P.O. Box 1496
Palmer, Alaska 99645-1496
907.746.3459

TO:

Honorable Bob Lynn and Members of House State Affairs Committee
House of Representatives - Alaska State Legislature
Juneau, Alaska 99801

March 25, 2007

Re: HJR 9 Constitutional Amendment: Benefits & Marriage

Dear Chairman Lynn and Members of the House State Affairs Committee:

With the current opposing interpretations of the existing marriage amendment in Alaska's Constitution, HJR 9 would provide a fair and reasonable opportunity for clarification.

Although I value all the people of this great state as individuals, their backgrounds and differences, the definition of marriage is timeless and a core foundation of our way of life and what we hope for following generations; it should not be left open to redefinition: it is the union between one man and one woman only. I agree that the rights, benefits, obligations, qualities or effects of marriage should only be extended or assigned to this same union.

Allowing the voters to decide whether or not to further amend the Constitution on this matter will resolve the questions at hand regarding same sex benefits for public employees — as well as other potential questions in the future.

I appreciate Representative Coghill's and the co-sponsors' efforts to settle this matter and respectfully ask the Members of the House State Affairs Committee to move this resolution out of committee.

Sincerely,



Shelley S. Hughes

Referral

FROM:

**Shelley S. Hughes
P.O. Box 1496
Palmer, Alaska 99645-1496
907.746.3459**

TO:

**Honorable Bob Lynn and Members of House State Affairs Committee
House of Representatives - Alaska State Legislature
Juneau, Alaska 99801**

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Shelley S. Hughes

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P.O. Box 1496
Palmer, Alaska 99645-1496
907.746.3459

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Sincerely,



Shelley S. Hughes

Nancy Manly

From: Rep. Bob Lynn
Sent: Tuesday, March 27, 2007 10:42 AM
To: Nancy Manly
Subject: FW: HJR 9

-----Original Message-----

From: shalvor@juno.com [mailto:shalvor@juno.com]
Sent: Monday, March 26, 2007 11:37 PM
To: Rep. Bob Lynn
Subject: HJR 9

Dear Rep. Lynn,

I am an ordained Lutheran pastor, working full time as a hospital staff chaplain, primarily with families in pediatrics, maternity and newborn intensive care. I am unable to attend Tuesday's hearing about HJR 9; however, I ask you to defeat this proposed bill. I work every day with all kinds of families, traditional and nontraditional. Not having access to health insurance can be devastating to families - I've seen deaths occur when families have put off medical care because they were afraid they could not pay for it.

This issue is also personal for me as a lesbian with a life partner, Erin Pikey. A year and a half ago we were in a head-on car accident when another car crossed into our lane. We continue to deal with the ramifications of that accident. Luckily for us, my employer began offering domestic partner benefits the following year, and I don't know what we would have done had Erin not had that access to insurance. We hope to raise a child one day. Our families exist, and will continue to exist regardless of what legislation is passed or defeated. I see groups arguing that this measure is necessary to "protect the family" or "defend the family." This measure will cause harm to my family and to many others.

Do not amend our state constitution so that it will cause harm to many families who do not fit a traditional mold. Excluding all "rights, benefits, obligations, qualities, or effects of marriage" from those who are not in a legally married, one man-one woman relationship is a broad statement that could have devastating effects for many families as well as economic ramifications for Alaskan businesses striving to be competitive and just, and for our society as a whole. Please defeat HJR 9.

Thank you for your consideration,
Rev. Susan M. Halvor
17450 Rachel Ave.
Eagle River, AK 99577
907.696.5206

Love recognizes no barriers.
It jumps hurdles, leaps fences, penetrates walls to arrive at its destination, full of hope.
-- Maya Angelou



ALASKA STATE LEGISLATURE

(Page 2 of 2)

Please enter into the record my testimony to the

State Affairs

Committee on

H.J.R. 9

Committee Name

Dated 17 March 2007

Bill / Subject

(Continued from page 1)

Article 1 Section 1 of the Alaska Constitution guarantees all persons the rights to "life, liberty, the pursuit of happiness, and the enjoyment of the rewards of their own industry, and that all are entitled to equal rights, opportunities, and protection under the law." Nothing could better embody the Quaker value of Integrity! The Supreme Court merely upheld this in its unanimous ruling of October, 2005. Any attempt to undermine this ruling bespeaks a lack of integrity, and this amendment's passage would undermine the integrity of our entire state.

As a man of family and a man of religion, I ask you to table this unfair amendment and let it never again see the light of ~~the~~ day.

Thank you.

SIGNED

Testifier

PAUL F. ADASIAK

Representing

Self

521 Annfield St, Fbks 9701 Tel: 452-5411

Address / Phone Number



ALASKA STATE LEGISLATURE

(Page 1 of 2)

Please enter into the record my testimony to the

State Affairs

Committee on

HJR. 9

Committee Name

Dated 27 March 2007

Bill / Subject

I want to speak to you about my Christian faith, my faith as a Quaker. While Quakers have creeds, we are united by common testimonies, perhaps the best-known of which are peace and equality. But I would like to talk about the testimonies of Community and Integrity.

Quaker Community is often directed inward, guiding how we act in worship and among ourselves. But Community also directs us to take a caring interest in people other than ourselves. We recognize that no fruit is borne of a community whose members are not held accountable to and responsible for each other. We are called to be our brothers' keepers. We do this in part by providing employment and retirement benefits. The effect of this bill will be to weaken that network of support, and it can only weaken the ties of community.

Another Quaker testimony - the one at the very core of this issue - is that of Integrity. Quaker Integrity demands that we hold God at the center of our lives in all spheres - in religion, in work, in family, and in public policy. We listen for the Inner Christ, then, for our wholeness and consistency, as is that voice leads us. Quaker Integrity often manifests as honesty or fair dealing, but it is also seen in fulfilling our promises, doing the work for which they are paid, offering a fair wage for work, and providing equal pay for equal work. (Continued on page 2)

SIGNED:

Testifier

Self

Representing

519 Barnard St, Folsom, 95701 Tel: 452-5411

Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs

Committee on HJR 9 Committee Name
Bill / Subject Dated March 27, 2007 Dated

I am writing to object ~~to~~ to HJR 9.

I have never participated in a legislative debate, but this proposal is the worst example of government interference I have ever seen.

I am a heterosexual, Christian man, and strongly believe in marriage, but I also believe very strongly that the government has no business requiring the state to people discriminate on the basis of what ~~they~~ they choose to do in their bedrooms.

SIGNED:

Testifier

(myself)

Representing

P.O. Box 81271, Fairbanks, AK 99708

Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs
 Committee on HJR 9 Committee Name Dated 3/27/07
Bill / Subject

please see attached sheet.

SIGNED:

Tom Stallard
Testifier

myself + my family
Representing

2780 Montevideo Rd., Fairbanks, AK
Address / Phone Number

374-9958

Why are we here today?

I respectfully suggest that the Legislature has more important matters to attend to. Alaska needs your work to make our gas line a reality. Our schools roads and communities need your attention.

I am here today to oppose HJR 9 and the \$1.2million we are spending on the non-binding special election April 3rd Advisory vote

I am here because some people want to take my health insurance. I have worked hard for this health insurance. I work at the University, where I have received benefits for my family for the past six years that I have been employed there. I am very proud of our great University that it has paid its employees equally for about 12 years. As an Alaskan and an American, don't I deserve the same opportunity to provide health insurance for my family?

*This has
Not harmed
a single
Alaska
family.
Not threatened
marriage.*

Family health insurance is an important, you might say, "life or death" element of job compensation. All Alaskans deserve Equal Pay for Equal Work. I deserve to be paid the same as the person working next to me.

Now is not the time to be taking away health insurance from any Alaskan worker.

Whose interests are you serving by taking away health insurance from me and other Alaskan workers?

I am like most other Alaskans. I want my privacy and I don't want to stick my nose in my neighbors business. But that is why we are here today because some folks want to impose their radical views on Alaska. If you don't fit the narrow mold of these folks, they think you don't deserve any rights. This is scary. Reasonable religious folks disagree with these tactics of hate politics. Our country is founded on separation of church and state. We cannot let the morality of a few dictate and limit the rights of all Alaskans.

I wonder why the Advisory vote is completely different than HJR 9? The Advisory votes asks us if we want to take health insurance from gay people, but if passed HJR 9 would effect the rights of more than 16,000 heterosexual Alaskan families (source: 2000 US Census). Why the bait and switch? It seems like the backers of HJR 9 and the Advisory Vote are playing up and encouraging bigotry towards gay Alaskans.

recently asked

As a friend said to me, "whose health insurance would Jesus take away?"

I recall Jesus' advice was that, "he who is without sin among you shall cast the first stone"

Tim Stallard
2780 Monteverde Rd.
Fairbanks, AK 99709
374-9958



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the Health Services Committee
 Committee on HSR9 Committee Name
 Dated 3-27-07
 Bill / Subject

Thank you for the opportunity to speak to you today. I urge you to vote on HSR9.

Part of the onus of being a lawyer is to ensure that the law is applied fairly and that the law is not used to oppress anyone.

It is the court's responsibility to look at the law's constitutionality through not legislating from the bench.

The criteria for which to obtain partner benefits is quite stringent and not something simple, easy or cheap.

The need is there to take many health benefits for anyone. Please vote No on HSR9!

SIGNED: Cheryl Hummel
 Testifier

Myself
 Representing

P.O. Box 82183 Fairbanks, AK 99708
 Address / Phone Number

907-
 452-2800

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: HJR008-OOG-DOE-3-22-07

Bill Version: HJR 8

() Publish Date: _____

Revision Date/Time (Note if correction): _____

Dept. Affected: OOG

Title: Constitutional Amendment relating to marriage

RDU: Elections

Component: Elections

Sponsor: Representatives Coghill, Harris, Kohring, et al

Requester: House State Affairs Committee

Component No.: 21

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual		1.5				
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	1.5	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF		1.5				
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type—do not abbreviate)						
TOTAL	0.0	1.5	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 If this amendment appears on the 2008 ballot, the cost of providing information about this issue in the Official Election Pamphlet, as required by AS 15.58 is \$1.5. Should the addition of this question require the printing of an 8-1/2 by 18-inch ballot the cost will increase to \$22.0.

Prepared by: Linda Paraz, Administrative Director
 Division: Division of Administrative Services
 Approved by: Whitney Brewster, Director
 Agency: Office of the Lt. Governor, Division of Elections

Phone: 485-3885
 Date/Time: 3/22/07 4:25 PM
 Date: 3/22/2007

Nancy Manly

From: on behalf of Rep. Bob Lynn
To: Andy Clary
Subject: RE: HJR 9

Hi Andy: HJR 9 has been scheduled in House State Affairs Committee on Tuesday, March 27,2007 at 8:00am.

Sincerely,
Nancy Manly, Staff for
Representative Bob Lynn
465-2794

From: Andy Clary [mailto:abclary@gmail.com]
Sent: Thursday, February 15, 2007 3:22 PM
To: Rep. Bob Lynn
Subject: HJR 9

Representative Lynn,
When do you plan on hearing HJR 9 in State Affairs? I am very interested in this bill and fully support it.

Thanks,
Andy

3/23/2007

Nancy Manly

From: on behalf of Rep. Bob Lynn
To: Andy Clary
Subject: RE: HJR 9

Hi Andy: Thank you for your email in support of HJR 9. The bill sponsor (Representative Coghill) has not yet requested a hearing in the House State Affairs Committee. When he does, we will schedule it. Thank you again.

Sincerely,
Nancy Manly, Staff for
Representative Bob Lynn
485-2794

From: Andy Clary [mailto:abclary@gmail.com]
Sent: Thursday, February 15, 2007 3:22 PM
To: Rep. Bob Lynn
Subject: HJR 9

Representative Lynn,
When do you plan on hearing HJR 9 in State Affairs? I am very interested in this bill and fully support it.

Thanks,
Andy

2/16/2007

12 pages including this top sheet
Community Testimony
Regarding HSR 9

March 27, 2007

Good morning. I can see no reason whatsoever to amend our constitution to further define marriage and its benefits. I am a happily married woman. My husband and I have a blended family of five adult children and 12 grandchildren. I do not see how this legislation will in any way improve my life, my husband's life, or the lives of any of my children or grandchildren. In fact, I see the very harmful effects this legislation will have on our gay son and his partner. These two young men work hard at their jobs, work hard at higher education, contribute to our family culture, and society at large. These two men are truly as dedicated to one another as my husband and I are to each other. To remove benefits from them that they have worked for and truly earned is hateful and criminal. The only basis for HJR 9 is hate. Hate of a minority population in this state. Forgive me, but I thought the legislative body was elected by the people to represent the people and protect their rights. How does HJR 9 protect the earned rights of my son and his partner? Our Constitution should not have been amended in 1998 and should not be amended now. HJR 9 is nothing more than a hate crime. Please defeat HJR 9 in this committee.

This is very clear to me

*Shirley Rivas
7247 Duben Ave
Anchorage, AK 99504
333-6168
d.20@gci.net*

My name is Steven Jacquier and I am speaking on behalf of myself and my family.

My partner is a retired UAA professor and small business owner. I am a teacher, have taught for many years in Alaska's rural villages, and now also own and operate a small business. This is a second relationship for both of us; Doran lost his first partner, Frank, to diabetes after they were together for 27 years. I lost my first partner, Robb, after 13 years. Doran and I have now been together for 5 going on 6 years and will doubtless remain a couple for the rest of our lives; between the two of us we have worked in Alaska for 43 years so far. Our family resides in South Anchorage. Our daughter, Kristina, is in high school and our son, Andrew, is in college; raising children and putting them through college is indeed expensive.

We pull our own weight and are not a burden upon anyone else.

My partner and I have worked long and hard in Alaska and continue to do so now; our payroll contributions have funded the coverage of our married coworkers for decades. I am currently covered by my partner's insurance but if this bill succeeds, though, then after having paid in once already via our payroll deductions we would be forced to also seek private health coverage, pulling out our wallets a second time to pay at private rates, on top of our labor having subsidized coverage for our coworkers' spouses for 43 years. Obtaining equivalent medical insurance at private rates is very expensive; money which could be much better spent on our children's needs and college tuition fees.

Bills like this in the South were called Jim Crow laws; they marginalized and disenfranchised people of color, forced white folks to be parasites upon the labor of people of color, and were bad for everyone. Jim Crow laws existed because a righteous majority was content to tyrannically exploit and abuse a minority, not an admirable exercise of good Christian values. This is *no different*. Gay people are just as God created us; we have no more choice about that than we do about our skin color.

Just as women should receive pay equal with that of men for performing equal work, Alaskans in longstanding committed relationships contributing to our community with their labor yet who are prohibited from marriage absolutely do merit treatment equal with that accorded our married coworkers. The Alaska constitution says so, the highest court in this state says so, and common decency says so. We work just as hard, pay in just as much, we too have children in school and college, we would go to city hall and sign a civil marriage contract if we could, and many of us have certainly been together as committed *unmarried* couples far longer than most heterosexual *married* couples. If the situation were turned around, with this bill directly targeting our married coworkers and forcing us to become parasites upon them, then as fair-minded good neighbors we would not stand for it!

This bill turns our married coworkers into parasites. Yes, parasites. Parasites benefitting at the expense of others--like bloodsucking leeches and tapeworms--by taking from the labor of coworkers with families who are barred from marriage. Parasites do not make for good coworkers, nor good neighbors, nor a healthy Alaska. Parasites are without any shred of honor or dignity, and people who embrace being parasites should not even think about trying to claim the high moral ground on this issue.

Pandering to prejudice, HJR 9 seeks to pervert the Alaska constitution by inverting the whole purpose of a constitution to strip away equal treatment and unfairly target a specific group (unmarried families) for harm while creating special protections and special privileges for others (married families), thus effectively forcing the latter to be parasites upon their coworkers and neighbors, whether they want that despicable role or not.

Quite likely some members of this committee actually are listening to testimony with an open mind and a genuine desire to sort out that which will best serve our community here in Alaska. Unfortunately, it is also fairly likely that some of you are so enmeshed in partisan politics that you are merely making a cynical pretense at listening for the sake of form. Whichever group you fall into I hope that you can recognize that such a divisive, fiscally

irresponsible, and maliciously prejudicial bill as this will--like a malignant burden of parasites--bring more and more grief, expense, and suffering the bigger it is allowed to grow ... and that harm will be to everyone.

The sponsors and supporters of this bill should feel deeply ashamed of themselves. How would you feel if your family, your children, were attacked like this? Prejudicially targeting and harming families and children is exactly that which HJR 9 does, make no mistake. Please do not become guilty of doing violence to others through supporting this repugnant legislation. Please demonstrate maturity, exercise statecraft, and through your actions be leaders we may feel proud to have serving in our legislature -please defeat this bill as well as every other bigoted effort which comes before you, regardless of whom it targets. Equal pay for equal work means just that: equal. Not more, not less: simply equal.

Thank you for listening to my family, please feel welcome to contact us if you have any questions.



Dr. Jeffrey Satinover Testifies Before Massachusetts Senate Committee Studying Gay Marriage

On April 28, 2003, psychiatrist Dr. Jeffrey Satinover testified before the Massachusetts Senate Judicial Committee on various issues surrounding the subject homosexuality and the future of the family in America. Dr. Satinover is a member of NARTH's Scientific Advisory Committee.

Massachusetts is now debating the legalization homosexual marriages. If such marriages are legalized in that state, a legal challenge of traditional marriage is expected in the remaining 49 states.

Dr. Satinover, author of *Homosexuality and the Politics of Truth*, urged the senators to carefully consider their actions. He observed:

"As you all know, most keenly, the question before you is not merely one of academic dispute; rather, upon the outcome of your deliberations will depend the foundational social structure, hence direction of the Commonwealth in future, and in significant measure, that of our Nation as well."

He continued:

"It is therefore most urgent that these deliberations be based not only on compassion, and justice, but on the factual truth as well. Indeed, unless resting upon truth, neither justice nor compassion can long endure against shifts in sentiment."

Dr. Satinover discussed the following claims of homosexual activists, and offered a rebuttal to each of them. The claims he challenged were--

1. That homosexuality has been repeatedly demonstrated to be--and is in fact--an innate, genetically-determined condition.
2. That homosexuality is an immutable state.
3. That the only disadvantages of homosexuality are those caused by social disapproval and discrimination.
4. That a society composed of same-sex couples raising children in family-like units will differ in no undesirable ways from a society composed of traditional family units.

Dr. Satinover's testimony is reprinted below.

Jeffrey Satinover, MD is a Board-Certified Psychiatrist. He holds degrees from MIT (S.B., Humanities and Science), Harvard (Ed.M., Clinical Psychology and Public Practice), the University of Texas (M.D.) and Yale (M.S., Physics.) He completed his residency in Psychiatry at Yale with a year as Fellow of The Yale Child Study Center. He holds a Diploma in Analytical Psychology from the C. G. Jung Institute of Zurich. Dr. Satinover has practiced psychotherapy and/or psychiatry since 1974. He is the author of numerous articles in peer-reviewed journals of psychology and of neuroscience, chapters and books, among them Homosexuality and the Politics of Truth.

April 28, 2003

Honorable Members, Citizens of Massachusetts:

The debate over homosexuality is one of the most contentious and divisive in which our society has ever engaged. On the face of it, one might wonder that so intensely personal and private a matter could achieve such public weight, but wonder aside, it has: In this legislation now under consideration by the State of Massachusetts, all the varying points of that debate come into sharp opposition.

As you all know, most keenly, the question before you is not merely one of academic dispute; rather, upon the outcome of your deliberations will depend the foundational social structure, hence direction of the Commonwealth in future, and in significant measure, that of our Nation as well.

It is therefore most urgent that these deliberations be based not only on compassion, and justice, but on the factual truth as well. Indeed, unless resting upon truth, neither justice nor compassion can long endure against shifts in sentiment.

That as a society we strive no longer to condone - rather to condemn --cruelty toward people attracted to members of their own sex is an absolute requirement of both justice and humanity. But we would be short-sighted indeed were we to advance this, as any other, just cause based on fictions: Not only will the inevitable uncovering of those fictions, however delayed, provide an excuse for bigotry to reclaim its unearned place, it will engender beliefs, attitudes and policies that, by flying in the face of reality, will lead to an increase, rather than a decrease in the happiness all are entitled to pursue. Nature (and if you prefer, "Nature's God") cannot be fooled.

A number of claims have become central to the argument that the definition and privileged status of marriage ought to be expanded to include couples of the same sex. These claims are:

- **That homosexuality has been repeatedly demonstrated to be, and is in fact, an innate, genetically-determined condition.**
- **That homosexuality is an immutable state of an individual.**
- **That the only disadvantages of homosexuality are those caused by social disapproval and discrimination.**
- **That a society composed of same-sex couples raising children in family-like units will differ from a society composed of traditional family units in no undesirable ways.**

None of these claims are even remotely true, however widely believed they may have become; the evidence of the kind that "everyone knows" simply does not exist; even a cursory examination of the actual sources behind these claims will reveal a very strong preponderance of evidence to precisely the contrary; the claims are simply fiction. I have below assembled a selection of statements from prominent researchers. A far wider and more comprehensive bibliography of scientific references is provided as an attachment. Most of the statements below have been selected according to three basic principles:

(1) They are the general conclusions of prominent scientists whose research is well-respected.

(2) The scientists cited have specifically identified themselves as "gay" or "lesbian" and/or as more generally sympathetic to "gay activist" political positions.

(3) Their research is precisely that widely cited and believed as providing evidence *directly contrary to what they themselves found and acknowledge*. (It is to the credit of a number of them that they have publicly acknowledged that their own evidence contradicts what they had believed and had hoped to confirm.)

CLAIMS vs. THE EVIDENCE

Claim 1. That homosexuality has been repeatedly demonstrated to be, and is in fact, an innate, genetically-determined condition.

- Dean Hamer of the National Institutes of Health performed and published the research most widely cited as pointing to a "gay gene." Dr. Hamer testified in the Colorado Proposition 2 court case that he was "99.5% certain that homosexuality is genetic." He later came to the following conclusions:

"The pedigree failed to produce what we originally hoped to find: simple Mendelian inheritance. In fact, we never found a single family in which homosexuality was distributed in the obvious pattern that Mendel observed..."

- Hamer's study was duplicated by Rice et al with research that was more robust. In this replication the genetic markers found by Hamer turned out to be of no statistical significance:

"It is unclear why our results are so discrepant from Hamer's original study. Because our study was larger than that of Hamer's et al, we certainly had adequate power to detect a genetic effect as large as reported in that study. Nonetheless, our data do not support the presence of a gene of large effect influencing sexual orientation..."

- Simon LeVay, a neuroanatomist at The Salk Institute in San Diego, founded the Institute for Gay and Lesbian Education in San Francisco after researching and publishing the study of hypothalamic structures in men most widely-cited as confirming innate brain differences between homosexuals and heterosexuals, as he himself initially argued. He later acknowledged:

"It's important to stress what I didn't find. I did not prove that homosexuality is genetic, or find a genetic cause for being gay. I didn't show that gay men are born that way, the most common mistake people make in interpreting my work. Nor did I locate a gay center in the brain."

Furthermore:

"Since I looked at adult brains, we don't know if the differences I found were there at birth, or if they appeared later."

Also pertinent to the present debate is his observation that:

"...people who think that gays and lesbians are born that way are also more likely to support gay rights."

- Dr. Mark Breedlove at the University of California at Berkeley, referring to his own research: "(My) findings give us proof for what we theoretically know to be the case - that sexual experience can alter the structure of the brain, just as genes can alter it. [I]t is possible that differences in sexual behavior cause (rather than are caused) by differences in the brain."
- Prominent research teams Byne & Parsons, and Friedman & Downey, both concluded that there was no evidence to support a biologic theory, but rather that homosexuality could be best explained by an alternative model where "temperamental and personality traits interact with the familial and social milieu as the individual's sexuality emerges."
- Richard Pillard, is the coauthor of the two major twin studies on homosexuality most often cited as providing family evidence for homosexuality being inherited. He noted to an interviewer that he, his brother, and his sister are all homosexual and that one of his daughters from a now-failed marriage is bisexual. He speculated that his father was also homosexual. The interviewer, Chandler Burr, comments re Pillard: "Many of the scientists

who have been studying homosexuality are gay, as am I." The interview is part of a book Burr wrote that purports to demonstrate that virtually all reputable scientists consider homosexuality genetic.

This is certainly what Pillard both wanted and expected to confirm by his research: "These studies were designed to detect heritable variation, and if it was present, to counter the prevalent belief that sexual orientation is largely the product of family interactions and the social environment"

But that is not what he found. Rather, he concluded:

"Although male and female homosexuality appear to be at least somewhat heritable, environment must also be of considerable importance in their origins."

Claim 2. That homosexuality is an immutable state of an individual.

The 1973 decision to delete homosexuality from the diagnostic manual of the American Psychiatric Association has had a chilling effect on scientific objectivity with respect to homosexuality and on both public and professional attitudes concerning its permanence as an individual characteristic. The decision tended to confirm the sentiment that, since homosexuality has been voted out as a formal "disorder," it need not, cannot and should not be "treated", regardless of the principle that in a free society individuals should be free to pursue happiness each according to his own lights, consonant with the well-being of others.

But the American Psychiatric Association, like most other professional-practitioner associations, is not a scientific organization. It is a professional guild and as such, amenable to political influence in ways that science per se must not allow itself to be. Thus, the decision to de-list homosexuality was not made based on scientific evidence as is widely claimed. As Simon LeVay (cited above) acknowledges, "Gay activism was clearly the force that propelled the American Psychiatric Association to declassify homosexuality."

But of far greater import is the fact that whether it is deemed a "disorder" or not, it is undesirable to many, and susceptible to change. The evidence for this fact should not be obscured by the false assumption that homosexuality is either innate and unchangeable, or a "lifestyle choice" and changeable at will. It is neither: It is most often a deeply-embedded condition that develops over many years, beginning long before the development of moral and self-awareness, and is genuinely experienced by the individual as though it was never absent in one form or another. It is, in other words, similar to most human characteristics, and shares with them the typical possibilities for, and difficulties in, achieving sustained change.

- A review of the research over many years demonstrates a consistent 30- 52% success rate in the treatment of unwanted homosexual attraction. Masters and Johnson reported a 65% success rate after a five-year follow-up. Other professionals report success rates ranging from 30% to 70%.
- Dr. Lisa Diamond, a professor at the University of Utah, concludes that, "Sexual identity is far from fixed in women who aren't exclusively heterosexual."
- Dr. Robert Spitzer, the prominent psychiatrist and researcher at Columbia University has been the chief architect of the American Psychiatric Association's diagnostic manual and he was the chief decision-maker in the 1973 removal of homosexuality from the diagnostic manual. He considers himself a gay-affirmative psychiatrist, and a long time supporter of gay rights. He has long been convinced that homosexuality is neither a disorder nor changeable. Because of the increasingly heated debate over the latter point within the professional community, Spitzer decided to conduct his own study of the matter. He concluded:

"I'm convinced from the people I have interviewed, that for many of them, they have made substantial changes toward becoming heterosexual...I think that's news...I came to this study skeptical. I now claim that these changes can be sustained."

When he presented his results to the Gay and Lesbian committees of the APA, anticipating a scientific debate, he was shocked to be met with intense pressure to withhold his findings for political reasons. Dr. Spitzer has subsequently received considerable "hate mail" and complaints

from his colleagues because of his research. Douglas C. Haldeman, Ph.D., an independent practitioner in Seattle, WA, is a prominent gay-affirmative theorist. He comments, "From the perspective of gay theorists and activists. . . the question of conversion therapy's efficacy, or lack thereof, is irrelevant. It has been seen as a social phenomenon, one that is driven by anti-gay prejudice in society..."

- Regarding change and the right to treatment, lesbian activist Camille Paglia states the following, in terms considerably sharper than most of us feel comfortable with:

"Is the gay identity so fragile that it cannot bear the thought that some people may not wish to be gay? Sexuality is highly fluid, and reversals are theoretically possible. However, habit is refractory, once the sensory pathways have been blazed and deepened by repetition - a phenomenon obvious in the struggle with obesity, smoking, alcoholism or drug addiction...helping gays to learn how to function heterosexually, if they wish, is a perfectly worthy aim."

Furthermore, just as locking onto a "choice versus genetic" dichotomy obscures reality, so, too, does locking onto "unchangeable versus therapeutic change." For it is also the case, well-documented but unobserved and unremarked upon, that the *majority of "homosexuals" become "heterosexual" spontaneously, without therapy.*

By way of introduction to the scientific evidence for this, it's worth citing Paglia again:

- "We should be honest enough to consider whether homosexuality may not indeed be a pausing at the prepubescent stage where children anxiously band together by gender..."

The scientific evidence is as follows:

The most comprehensive, most recent and most accurate study of sexuality, the National Health and Social Life Survey (NHSL), was completed in 1994 by a large research team from the University of Chicago and funded by almost every large government agency and NGO with an interest in the AIDS epidemic. They studied every aspect of sexuality, but among their findings is the following, which I'm going to quote for you directly:

- "7.1 (to as much as 9.1) percent of the men [we studied, more than 1,500] had at least one same-gender partner since puberty. ... [But] almost 4 percent of the men [we studied] had sex with another male before turning eighteen but not after. These men. . . constitute 42 percent of the total number of men who report ever having a same gender experience."

Let me put this in context: Roughly ten out of every 100 men have had sex with another man at some time - the origin of the 10% gay myth. Most of these will have identified themselves as gay before turning eighteen and will have acted on it. But by age 18, a full half of them no longer identify themselves as gay and will never again have a male sexual partner. And this is not a population of people selected because they went into therapy; it's just the general population. Furthermore, by age twenty-five, the percentage of gay identified men drops to 2.8%. This means that without any intervention whatsoever, three out of four boys who think they're gay at age 16 aren't by 25.

Claim 3. The only disadvantages of homosexuality are those caused by social disapproval and discrimination.

To mistakenly support three out of four gay identified men in their identification with homosexuality is not a benign mistake. Bailey (of the twin study) recently examined the question as to whether homosexuality is associated with a higher level of psychopathology. He concluded:

- "Homosexuality represents a deviation from normal development and is associated with other such deviations that may lead to mental illness.. [or, another possibility]... that increased psychopathology among homosexual people is a consequence of lifestyle differences associated with sexual orientation."

He specifically cited "behavioral risk factors associated with male homosexuality such as receptive anal sex and promiscuity." He noted that it would be a shame if "sociopolitical concerns prevented researchers from conscientious consideration of any reasonable hypothesis."

The specific concern in supporting young men in a gay identification is that innumerable studies from major centers around the US and elsewhere note that a twenty-year-old man who identified

himself as gay carries 30% (or greater) risk of being HIV positive or dead of AIDS by age 30. A recent Canadian study published concluded that in urban centers gay male identification is associated with a life expectancy comparable to that in Canada in the 1870's.

Claim 4. A society composed of same-sex couples raising children in family-like units will differ from a society composed of traditional family units in no undesirable ways.

There has recently been an attempt to demonstrate that raising children in a same-sex household has no ill effect. These studies are few in number, none have ever looked at those areas where difficulties would be expected and one of the most repeatedly cited researchers was excoriated by the court for her testimony when she refused to turn over her research notes to the court even at the urging of the ACLU attorneys for whom she was testifying.

What is known, from decades of research on family structure, studying literally thousands of children, is that every departure from the traditional, stable, mother-father family has severe detrimental effects upon children; and these effects persist not only into adulthood but into the next generation as well.

In short, the central problem with mother-mother or father-father families is that they deliberately institute, and intend to keep in place indefinitely, a family structure known to be deficient in being obligatorily and permanently either fatherless or motherless.



ALASKA STATE LEGISLATURE

(Page 1 of 2)

Please enter into the record my testimony to the State Affairs
Committee on HJR. 9 Committee Name
Dated 27 March 2007
Bill / Subject

I want to speak to you about my Christian faith, my faith as a Quaker. While Quakers lack creeds, we are united by common testimonies, perhaps the best-known of which are peace and equality. But I would like to talk about the testimonies of Community and Integrity.

Quaker Community is often directed inward, guiding how we act in worship and among ourselves. But Community also directs us to take a caring interest in people other than ourselves. We recognize that no fruit is borne of a community whose members are not held accountable to and responsible for each other. We are called to be our brothers' keepers. We do this in part by providing employment and retirement benefits. The effect of this bill will be to weaken that network of support, and it can only weaken the ties of community.

Another Quaker testimony - the one at the very core of this issue - is that of Integrity. Quaker Integrity demands that we hold God at the center of our lives in all spheres - in religion, in work, in family, and in public policy. We listen for the Inner Christ, then, for our wholeness and consistency, do as that voice leads us. Quaker Integrity often manifests as honesty or fair dealing, but it is also seen in fulfilling our promises, doing the work for which they are paid, offering a fair wage for work, and providing equal pay for equal work. (Continued on page 2)

SIGNED: Paul F. Adasiak PAUL F. ADASIAK
Testifier

Self
Representing
519 Bannifield St, Fbks, 99701 Tel: 452-5411
Address / Phone Number



ALASKA STATE LEGISLATURE

(Page 2 of 2)

Please enter into the record my testimony to the State Affairs

Committee on H.J.R. 9 Committee Name
Dated 17 March 2007

Bill / Subject

(Continued from page 1)

Article 1 Section 1 of the Alaska Constitution guarantees all persons the rights to 'life, liberty, the pursuit of happiness, and the enjoyment of the rewards of their own industry, and that all are entitled to equal rights, opportunities, and protection under the law.' Nothing could better embody the Quaker value of Integrity! The Supreme Court merely upheld this in its unanimous ruling of October, 2005. Any attempt to undermine this ruling bespeaks a lack of integrity, and this amendment's passage would undermine the integrity of our entire state.

As a man of Family and a man of religion, I ask you to table this unfair amendment and let it never again see the light of ~~the~~ day.

Thank you.

SIGNED:

PAUL F. ADASIAK

Testifier

Self

Representing

59 Bennifield St, Flks, 99701 Tel: 452-5411

Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House Small Business Committee

Committee on HJR9 Committee Name Dated 3-27-07
Bill / Subject

Thank you for the opportunity to speak to you today. I urge you to vote No on HJR9.

The purpose of this amendment being up marriage over and over again, but this is not about marriage - this is something that has been decided on.

It is the court's responsibility to look at a law's constitutionality. This is not legislating from the bench.

The criteria for which to obtain partner benefits is quite stringent and not something simple, easy, or cheap.

This is not a time to take away health benefits for anyone.

Please Vote No on HJR9!

SIGNED:

Cheryl Hummer

Testifier

myself

Representing

P.O. Box 82183 Fairbanks, AK 99708

Address / Phone Number

207-

452-2850



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs
Committee on HJR 9 Committee Name Dated 3/27/07
Bill / Subject

please see attached sheet.

SIGNED:

Tim Stallard
Testifier

myself + my family
Representing

2780 Monteverde Rd ; Fairbanks, AK
Address / Phone Number 374-9958



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the _____

Committee on HJR 9 Committee Name
Bill / Subject Dated 3/27/07

This intrusion into my life and my partner's life is unacceptable.

This amendment would prevent me from visitation and decision rights should my partner suffer a serious illness. After 15 years of partnership - a partnership entered into in the Unitarian Church - I am deeply concerned that the state would now attempt to involve itself in our lives.

Please vote no on this proposed Amendment.

SIGNED: [Signature]
Testifier

Representing
1722 Tamarack St. 458-0913
Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House state affairs
 Committee on HSR 9 Committee Name Dated 3/27/07
Bill / Subject

To the Alaska State Legislature: Table this bill!

Stop wasting our time and tax money with an advisory vote which is just a political ploy.

Stop wasting our tax money legislating a reduction of benefits on working Alaskan families just because that "family" doesn't fit the fundamentalist Christian view of "family".

Partner benefits are just that, benefits in support of Alaska families regardless of their construct. Partner benefits are not "marriage" benefits.

Removing benefits from Alaska families will cost Alaska in terms of their states ability to recruit employees in the state and maintain the health of the people who live here. People without health care always end up costing the state.

Would the legislature have anything better to do than attempt to micromanage our private lives! When did the republican party stand for larger government.

SIGNED:

Denise Hansen
 Testifier

MYSELF and my family
 Representing

PO BOX 81271 FBKS AK 99708 907-455-1260
 Address / Phone Number



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs
 Committee on House Joint Resolution No. 9 Dated 3/27/07
Committee Name
Bill / Subject

I urge you to support partner benefits for all Alaskans and not alter the Constitution, which is an excellent document as it stands.

Many families will be negatively impacted by loss of benefits which will hurt children as well as adults. It is in the best interests of the state to promote stable couples and families, and benefits add to this stability. Please do not ^{vote to} remove benefits from either same sex couples or mixed couples. Same sex couples in particular do not have the option of marrying and gaining benefits.

SIGNED:

Laurence Kopler
 Testifier

Representing
PO Box 82003, Fairbanks, AK 99708
 Address / Phone Number 479-8343

Why are we here today?

I respectfully suggest that the Legislature has more important matters to attend to. Alaska needs your work to make our gas line a reality. Our schools, roads and communities need your attention.

I am here today to oppose HJR 9 and the \$1.2million we are spending on the non-binding special election April 3rd Advisory vote

I am here because some people want to take my health insurance. I have worked hard for this health insurance. I work at the University, where I have received benefits for my family for the past six years that I have been employed there. I am very proud of our great University that it has paid its employees equally for about 12 years. As an Alaskan and an American, don't I deserve the same opportunity to provide health insurance for my family?

This has
NOT harmed
a single
Alaska
Family,
Nor threatened
Marriage

Family health insurance is an important, you might say, "life or death" element of job compensation. All Alaskans deserve Equal Pay for Equal Work. I deserve to be paid the same as the person working next to me.

Now is not the time to be taking away health insurance from any Alaskan worker.

Whose interests are you serving by taking away health insurance from me and other Alaskan workers?

I am like most other Alaskans. I want my privacy and I don't want to stick my nose in my neighbors business. But that is why we are here today because some folks want to impose their radical views on Alaska. If you don't fit the narrow mold of these folks, they don't deserve any rights. This is scary. Reasonable religious folks disagree with these hate politics. Our country is founded on separation of church and state. We cannot let the morality of a few dictate and limit the rights of all Alaskans.

I wonder why the Advisory vote is completely different than HJR 9? The Advisory votes asks us if we want to take health insurance from gay people, but if passed HJR 9 would effect the rights of more than 16,000 heterosexual Alaskan families (source: 2000 US Census). Why the bait and switch? It seems like the backers of HJR 9 and the Advisory Vote are playing up and encouraging bigotry towards gay Alaskans.

recently asked
As a friend ~~said~~ to me, "whose health insurance would Jesus take away?"

I recall Jesus' advice was that, "he who is without sin among you shall cast the first stone"

Tim Stallard
2780 Monteverde Rd.
Fairbanks, AK 99709
374-9958

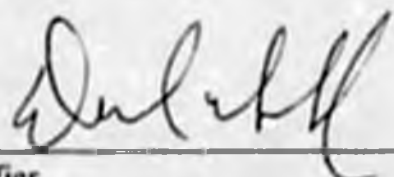


ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the House State Affairs
 Committee on HJR 9 Committee Name
 Dated March 27, 2007
Bill / Subject

I am writing to object ~~to~~ to HJR9.
 I have never participated in a legislative debate,
 but this proposal is the worst example of
 government interference I have ever seen.

I am a heterosexual, Christian man, and
 strongly believe in marriage, but I also
 believe very strongly that the government
 has no business requiring the state to ~~people~~
 discriminate on the basis of what ~~they~~
 choose to do in their bedrooms

SIGNED: 
 Testifier
(myself)
 Representing
P.O. Box 81271, Fairbanks, AK 99708
 Address / Phone Number

Alaska State Legislature

Chairman
State Affairs Committee

Vice-Chairman
Economic Development, Trade & Tourism
Committee

Member
Judiciary Committee
Joint Armed Services Committee

Finance Subcommittees
Corrections
Labor and Workforce Development
Military and Veterans' Affairs
Public Safety



A Communication From
REPRESENTATIVE BOB LYNN
District 31 Anchorage

E-Mail: Representative_Bob_Lynn@legis.state.ak.us
"Bob Lynn's Alaska Blog" RepBobLynnBlog.com

Session:
Alaska State Capitol
Juneau, AK 99801-1182

Phone: (907) 465-4931
Fax: (907) 465-4316
Toll Free: (800) 870-4391

Interim:
716 W. 4th Ave., #650
Anchorage, AK 99501-2133

Phone: (907) 269-0205
Fax: (907) 269-0207

FAX

To: Lori Roland, House Records

Fax #: 465-2267

From: Representative Bob Lynn
Alaska State Capitol, room 104
Juneau, AK 99801-1182

of Pages (including cover): 7

Phone: 907-465-4931
Fax: 907-465-4316

Re: House State Affairs Committee - 3-27-07 Testimony

Comments: Lori - Here's the testimony of Jeffrey Satinover before the Massachusetts Senate Judicial Committee on April 28, 2003.

Have a good weekend!
Nancy Manley ☺
x 2794

TRANSACTION REPORT

JUN-22-2007 02:58 AM

FOR: REP LYNN

4854318

SEND

DATE	START	RECEIVER	PAGES	TIME	NOTE
JUN-22	02:54 AM	2287	7	2' 35"	OK

HJR

11

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 7, 2007

FURTHER REFERRALS:

Date of Committee Action: 3-15-07

The STATE AFFAIRS Committee considered:

HJR 11

HOUSE JOINT RESOLUTION NO. 11

STATE'S CONTROL OF NATIONAL GUARD

Relating to the increased authority granted to the President of the United States to federalize the National Guard of the individual states without the consent of the governors; and urging the United States Congress to take action to restore the sovereignty of the individual states to regulate and command the National Guard of the states.

Recommends it be replaced with HCS or CS for HJR 11 (STA)
 For Senate Bills with new title: Technical Title New Title: HCR _____ Same Title New Title

- attach amendments
- add new referral to _____ Committee
- Letter of Intent _____ Committee

List of Abbrev for Depts.:
 ADM
 CED
 COR
 CRT
 EED
 DEC
 DFG
 GOV
 HSE
 LWV
 LAW
 LEG
 MVA
 DNR
 DPS
 REV
 DOT
 UA

NEW FISCAL NOTES				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero

PREVIOUS FISCAL NOTES				
List by Dept(s):	FN#	Fiscal	Indet.	Zero
LAA				X

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
	Johnson	X			
	TOLANSKY	X			
	ROSES	X			
	Sparrow	-			
	Coghill	✓			
	DOLL	✓			
Chair:	LYNN	X			
Chair:					

Alaska State Legislature

House of Representatives



Official Business

State Capitol
Juneau, AK 99801-1182

SPONSOR STATEMENT FOR HJR 11 BY: Representative Bob Poes

TITLE: "Relating to the increased authority granted to the President of the United States to federalize the National Guard of the individual states without the consent of the governors; and urging the United States Congress to take action to restore the sovereignty of the individual states to regulate and command the National Guard of the states."

Congress of the United States passed the 439-page \$538 billion 2007 Defense Authorization Bill and the President of the United States signed it into law in October 2006.

The Posse Comitatus Act of 1878 forbids U.S. troops from being deployed on American soil for law enforcement. The one exception is provided by the Insurrection Act of 1807, which lets the president use the military only for the purpose of putting down rebellions or enforcing constitutional rights if state authorities fail to do so. Under that law, the president can declare an insurrection and call in the armed forces. The act has been invoked only a handful of times in the past 50 years, including in 1957 to desegregate schools and in 1992 during riots in south central Los Angeles after the acquittal of police accused of beating Rodney King.

Provisions within the Defense Authorization Bill changed the 200-year old Insurrection Act to empower the hand of the president in future stateside emergencies. Under the U.S. Constitution, each state's National Guard unit is controlled by the governor in time of peace but can be called up for federal duty by the president. The National Guard employs 444,000 part-time soldiers between its two branches: the Army and Air National Guards.

Congress changed the insurrection Act to list "natural disaster, epidemic, or other serious public health emergency, terrorist attack or incipient" as conditions under which the president can deploy U.S. armed forces and federalize state Guard troops if he determines that "authorities of the state or possession are incapable of maintaining public order."

Clearly there will be a significant effect on Alaska and all the states by this expansion of Presidential authority over the National Guard during natural and manmade disasters and federal action is needed to restore the sovereignty of the individual states to regulate and command their National Guard troops during emergencies and disasters.

I urge your support of this resolution.

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HJR 11
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: LAA
 Title STATE'S CONTROL OF NATIONAL GUARD RDU _____
 Component _____
 Sponsor Rep. Bob Roses
 Requester Rep. Bob Roses Component No. _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
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						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

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 (FY2007) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This resolution will not result in additional costs to the Legislative Branch.

Prepared by: House Military & Veterans' Affairs Committee
 Division _____
 Approved by: Rep. Bob Roses - Chairman
 Agency House Military & Veterans' Affairs Committee

Phone 415-4939
 Date/Time 3/6/07 7:35 AM
 Date 3/6/2007



PRINT

CLOSE

August 1, 2006

The Honorable Duncan Hunter
Chairman
Committee on Armed Services
U.S. House of Representatives
Washington, D.C. 20515

The Honorable Ike Skelton
Ranking Member
Committee on Armed Services
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman and Representative Skelton:

We write in opposition to a provision in the House-passed version of the National Defense Authorization (DoD) Act (H.R. 5122), which is about to be conferenced with the Senate-passed version, S. 2766. A provision in section 511 of the House-passed DoD Act would allow the President to federalize the National Guard of the states without the consent of the governor. Specifically, this clause amends Title 10 of the United States Code to give the President the authority to take control of the Guard in case of "a serious natural or manmade disaster, accident, or catastrophe that occurs in the United States, its territories and possessions, or Puerto Rico."

This provision is very open-ended without a definition of what constitutes a "serious" natural or manmade disaster. We understand that in case of a National Security incident where the state may have been incapacitated by an event, the President may need this power. However, he is granted this authority under the "insurrection act."

The possibility of the federal government pre-empting the authority of the state or governor in natural and manmade disasters is opposed by the nation's governors. We are responsible for the safety and welfare of our citizens and are in the best position to coordinate all resources to prepare for, respond to and recover from disasters. When federal aid is needed it should be coordinated by the governors.

The nation's governors feel very strongly about protecting our constitutional responsibility to take care of our citizens, and do not want that responsibility shifted to federal officials, as defined by a "serious" emergency. The current process works quite well where we use our National Guard in emergencies and ask for federal assistance as the need arises.

We urge you to drop this provision that would usurp governor's authority over the National Guard during emergencies from the conference agreement on the National Defense Authorization.

Sincerely,

Governor Mike Huckabee

Governor Janet Napolitano

NATIONAL
GOVERNORS
ASSOCIATION

Janet Napolitano
Governor of Arizona
Chair

Tim Pawlenty
Governor of Minnesota
Vice Chair

Angus King
Governor of Maine
President

August 31, 2006

The Honorable Donald Rumsfeld
Secretary
Department of Defense
The Pentagon
Washington, D.C. 20301

Dear Mr. Secretary:

Governors oppose statutory changes in the House and Senate Department of Defense authorization bills to federalize the National Guard during emergencies and disasters. Provisions in both the House and Senate bills to expand the President's authority over the National Guard during natural and manmade disasters were developed without consultation with governors and encroach on our constitutional authority to protect the citizens of our states.

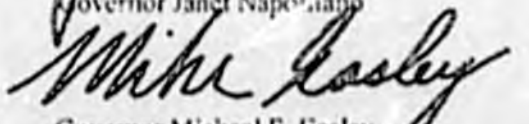
Fifty-one governors recently sent a letter to Congress opposing Section 511 of a House-passed bill because it would usurp the authority of governors to command the National Guard in response to a "serious natural or manmade disaster." Since then, governors also have become increasingly concerned with the Senate's proposal to expand the President's authority to intervene in a state under the Insurrection Act (Section 1042) and proposals to federalize disaster response through the use of reserve forces. Each of these proposals represents a dramatic expansion of federal authority during natural disasters that could cause confusion in the command-and-control of the National Guard and interfere with states' ability to respond to natural disasters within their borders.

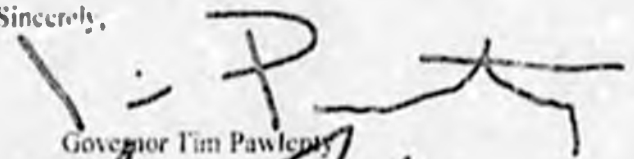
As we reiterated during our meeting with you in February, any issue that affects the mission of the Guard in the states and to the nation as a whole is too important to have major policy decisions made without full debate and input from governors throughout the policy process.

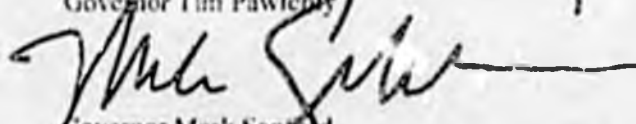
Governors welcome the opportunity to improve the nation's disaster response capabilities, but we must work together to ensure that any changes do not hinder our ability to respond to those in need. We therefore urge you to join us in calling for the House and Senate to remove Section 511 of the House bill and Section 1042 of the Senate bill from the final conference report.

Sincerely,


Governor Janet Napolitano


Governor Michael F. Easley
Co-Lead Governor on the National Guard


Governor Tim Pawlenty


Governor Mark Sanford
Co-Lead Governor on the National Guard

Insurrection Act Point Paper

The Insurrection Act governs when the President can declare martial law. When the Act is invoked, the military, including the National Guard, can carry out law enforcement functions without the consent of a Governor. Posse comitatus, a broad law that generally prevents the military from policing within the domestic United States, does not apply when the act is invoked.

Under the old law, the President could invoke the Insurrection Act during violent situations that deprive a citizen of his or her rights. The ambiguity of the language put the emphasis against invoking the Act in situations other than a clear case of insurrection. The ambiguity also promoted consultation whenever a President might face the decision of wresting control of the Guard from governors and using the entire military as a federal police force. The Act has been invoked on only three occasions in the past five decades.

Under the new language, the President can invoke the act and declare martial law in cases where public order breaks down as a result of a natural disaster, epidemic, terrorist attack, or—very nebulously—“other conditions.” This change in the language creates clear triggers that almost make it automatic that the Act will be invoked during such an emergency. Erasing that friction and that constructive ambiguity is a major change that shifts the burden from the President and onto governors and everyone else who might oppose a President using the military in this way.

The recent changes make it easier to federalize the National Guard for domestic law enforcement, which does not make sense. Operating under the control of the governor in a state status, the Guard is not bound by posse comitatus and can integrate seamlessly with local, state, and federal law enforcement agencies and first responders.

The Governors were in no way consulted about the Insurrection Act Changed. They unanimously believe that the current system for using the National Guard in emergencies and requesting federal assistance “when necessary work” well and should not be changed.”

To provide a real world example, with the new language, there is no doubt that Governor Blanco’s request against federalizing the Guard and using the military for law enforce would have been overruled. The federal government would have taken over the emergency effort and shunted her aside.

TOP STORY ■■■

FRIDAY, JANUARY 12, 2007

Governors lose in power struggle over National Guard

By Kavan Peterson, Staff Writer

A little-noticed change in federal law packs an important change in who is in charge the next time a state is devastated by a disaster such as Hurricane Katrina.

To the dismay of the nation's governors, the White House now will be empowered to go over a governor's head and call up National Guard troops to aid a state in time of natural disasters or other public emergencies. Up to now, governors were the sole commanders in chief of citizen soldiers in local Guard units during emergencies within the state.

A conflict over who should control Guard units arose in the days after Hurricane Katrina in 2005. President Bush sought to federalize control of Guardsmen in Louisiana in the chaos after the hurricane, but Gov. Kathleen Blanco (D) refused to relinquish command.

Over objections from all 50 governors, Congress in October tweaked the 200-year-old Insurrection Act to empower the hand of the president in future stateside emergencies. In a letter to Congress, the governors called the change "a dramatic expansion of federal authority during natural disasters that could cause confusion in the command-and-control of the National Guard and interfere with states' ability to respond to natural disasters within their borders."

The change adds to tensions between governors and the White House after more than four years of heavy federal deployment of state-based Guard forces to fight in Iraq and Afghanistan. Since the 2001 terrorist attacks, four out of five guardsmen have been sent overseas in the largest deployment of the National Guard since World War II. Shortage of the Guard's military equipment – such as helicopters to drop hay to snow-stranded cattle in Colorado – also is a nagging issue as much of units' heavy equipment is left overseas and unavailable in case of a natural disaster at home.

A bipartisan majority of both chambers of Congress adopted the change as part of the 439-page, \$538 billion 2007 Defense Authorization Bill signed into law last October.

The nation's governors through the National Governors Association (NGA) successfully lobbied to defeat a broader proposal to give the president power to federalize Guard troops without invoking the Insurrection Act. But the passage that became law also "disappointed" governors because it expands federal power and could cause confusion between state and federal authorities trying to respond to an emergency situation, said David Quam, an NGA homeland security advisor.

"Governors need to be focused on assisting their citizens during an emergency instead of looking over their shoulders to see if the federal government is going to step in," Quam said.

Under the U.S. Constitution, each state's National Guard unit is controlled by the governor in time of peace but can be called up for federal duty by the president. The National Guard employs 444,000 part-time soldiers between its two branches: the Army and Air National Guards.

The Posse Comitatus Act of 1878 forbids U.S. troops from being deployed on American soil for law enforcement. The one exception is provided by the Insurrection Act of 1807, which lets the president use the military only for the purpose of putting down rebellions or enforcing constitutional rights if state authorities fail to do so. Under that law, the president can declare an insurrection and call in the armed forces. The act has been invoked only a handful of times in the past 50 years, including in 1957 to desegregate schools and in 1992 during riots in south central Los Angeles after the acquittal of police accused of beating Rodney King.

Congress changed the Insurrection Act to list "natural disaster, epidemic, or other serious public health emergency, terrorist attack or incident" as conditions under which the president can deploy U.S. armed forces and federalize state Guard troops if he determines that "authorities of the state or possession are incapable of maintaining public order."

Backers of the new rules, including U.S. Sens. John W. Warner (R-Va.) and Edward Kennedy (D-Mass.) said the changes were needed to clarify the role of the armed forces in responding to serious domestic emergencies.

Mark Smith, spokesperson for the Louisiana Governor's Office of Homeland Security and Emergency Preparedness, said local and state emergency responders know what their communities need during a crisis better than officials in Washington. "The president should not be able to step in and take control of the National Guard without a governor's consent. The Guard belongs to the states, has always belonged to the states and should remain a function of the states," Smith said.

Send your comments on this story to letters@stateline.org. Selected reader feedback will be posted in the Letters to the editor section.

Contact Kavan Peterson at kpeterson@stateline.org.

Related stories:

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[Govs want say on Guard changes](#)

[Guard under-equipped for hurricanes](#)

[Border plan reignites an old debate](#)

[Governors wary of plans for National Guard](#)

ISSUES AND TOPICS ■

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COMMENTS ■

[Add a comment](#)

Governors Lose power struggle for National Guard

By Louis (Lou) Freitag on Jan 12, 2007 3:02:14 PM

The 10th ((Tenth) Amendment has been voided for the state national guard units to be taken away from the states. The presidency is making up their own law as they see fit and are breaking the law/laws to their own advantage.

Are our government people so ignorant they don't know that which they are creating? Is Congress as

ignorant of the Constitution, Bill of Rights and spirit of the Declaration of Independence that they are willing to revert to a caste system for we the people?

We impeached the previous president because he lied of an affair with a 24 year old intern and let this president # 43 run the government as a family corporation. Are we on the verge of losing 50 different state constitutions to a big constitution in the country, made up anew?

Lou Ifreitag@mchsi.com

Governors Lose in Power Struggle Over National Guard

By Rael Nidess, M.D. on Jan 12, 2007 7:45:30 PM

Hello?

Where've ya'll been?

Bush foisted his "unitary executive" theory onto the 2006 Defense Appropriations Bill in collusion with unthinking Democrats and craven Republicans who failed to read the fine print and understand that, due to this "accommodation" for the President's convenience, he now has unfettered power, by law, to utilize our own troops (the National Guard) for law enforcement on U.S. soil in violation of the Constitutional concept of Posse Comitatus.

This, along with the "Military Commissions Act of 2006" (MCA2006) allows him to name any group of people, including citizens of the U.S.A., as either 'enemy combatants' or 'materially contributing toward terrorism', use our military to lock us up (perhaps if we protest his illegal war too vigorously?) without due process because our Habeas Corpus rights have been denied by MCA2006, and hold us, essentially incommunicado, "interrogating" us with "approved unusual methods", until... well until.

The sorry thing is that this all happened 6 months ago! Where the hell were the news stories then?

We've dug a hole that has only one way out:

Impeach Bush, Cheney, and Rice.

There's more to read at:

<http://www.impeachforpeacemarshall.org>

Governors Upset

By Don Evans on Jan 16, 2007 5:45:37 PM

I think that if the governors understood that they are simply figure heads for the land of the Federal Government, they wouldn't be upset. Do any of them actually believe that the State is supreme to the Federal government. Not since the south lost the Civil war have states had the power conveyed by the Constitution and the 10th Amendment. If you don't believe that, why do you think it is now the State of Texas, State of New Mexico etc. and not the Texas State, etc?? All states are not part of the power of the District of Columbia. Still not certain, look at what Congress continues to pass, laws which violate the Constitution but they find cause under the Commerce clause and the Supreme Court backs them up!!

Nat'l Guard!!

By Charles Logaro on Jan 17, 2007 10:06:34 AM

The Governors should fight this change with every tool available to them. The Bush administration has proven time and time again they cannot be trusted, not only in Iraq, but in a multitude of other ways. The congress until recently (and i'm still leery now) was a rubber stamp for the Bush bunch, and literally "Gave" away the "Outhouse" in fear of being labeled non-patriotic.

It's time for the people of the US to stand up before we are totally stripped of all our freedoms of Liberty and Justice. This "War against Terror", which so far is totally un-defined, has taken the citizens of the US back 200 plus years. With the words "My job is to protect the American people" Bushy Boy has stolen our freedoms from us with the help of the same people we elect to provide a stop-gap in these circumstances. The Congress of The United States!!!

The attacks against us on our soil , while terrible in there own right are nothing compared to what will happen if we go forward with the arrogance we have shown for the rest of the world. We have killed at a rate of more than a 100 to 1 the doers of evil who struck us that terrible blow on 9/11, but now it's time to SECURE OUR BORDERS and withdraw.. If they come, whoever they are, we can and should kill them!!

Chuck Legare
Orange Park Fl.

Govenor's upset over loss of control of national guard after Katrina debacle

By warren gaston on Jan 17, 2007 2:34:08 PM

If the governors of their respective states actually were working for their constituents, this would never have happened. It was absolutely conscienceless the way the governor of Louisiana treated the people of New Orleans. She had no plan of response to Katrina even with a weeks worth of notice. She deserved to be impeached and jailed for :nalfeasance of office. Instead the government was kind to her and simply took the matter to the next higher level.

ALASKA STATE LEGISLATURE
House of Representatives

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Representative Bob Roses

email: Representative_Bob_Roses@legis.state.ak.us

Representative Bob Roses

MEMORANDUM

Date: March 6, 2007
To: Representative Bob Lynn, Chair
House State Affairs Committee
From: Representative Bob Roses 
Re: HJR 11

I would request you schedule HJR 11 for a hearing before your committee at your earliest convenience.

Provisions within the 2007 Defense Authorization Bill signed in October 2006 changed the 200-year old Insurrection Act to empower the hand of the president in future stateside emergencies. Congress changed the Insurrection Act to list "natural disaster, epidemic, or other serious public health emergency, terrorist attack or incident" as conditions under which the president can deploy U.S. armed forces and federalize state Guard troops if he determines that "authorities of the state or possession are incapable of maintaining public order."

Clearly there will be a significant effect on Alaska and all the states by this expansion of Presidential authority over the National Guard during natural and manmade disasters and federal action is needed to restore the sovereignty of the individual states to regulate and command their National Guard troops during emergencies and disasters.

Thank you for your consideration of this request, and for your consideration of scheduling it "Pending Referral."

Please contact my staff, Josh Applebee at x6873 if you have any additional questions.

Bush moves toward martial law, revises Insurrection Act with Public Law 109-364
by Frank Morales Friday, Oct. 27, 2006 at 4:27 PM

In a stealth maneuver, President Bush has signed into law a provision which, according to Senator Patrick Leahy (D-Vermont), will actually encourage the President to declare federal martial law (1). It does so by revising the Insurrection Act, a set of laws that limits the President's ability to deploy troops within the United States. The Insurrection Act (10 U.S.C.331 -335) has historically, along with the Posse Comitatus Act (18 U.S.C.1385), helped to enforce strict prohibitions on military involvement in domestic law enforcement. With one cloaked swipe of his pen, Bush is seeking to undo those prohibitions.

3/14/07

From
John
Brading
Please
Read this useful
Information
Re: HJR 11



towards martial law.jpgpullqx.jpg.image/jpeg.300x400

Public Law 109-364, or the "John Warner Defense Authorization Act of 2007" (H.R.5122) (2), which was signed by the commander in chief on October 17th, 2006, in a private Oval Office ceremony, allows the President to declare a "public emergency" and station troops anywhere in America and take control of state-based National Guard units without the consent of the governor or local authorities, in order to "suppress public disorder."

President Bush seized this unprecedented power on the very same day that he signed the equally odious Military Commissions Act of 2006. In a sense, the two laws complement one another. One allows for torture and detention abroad, while the other seeks to enforce acquiescence at home, preparing to order the military onto the streets of America. Remember, the term for putting an area under military law enforcement control is precise; the term is "martial law."

Section 1076 of the massive Authorization Act, which grants the Pentagon another \$500 plus billion for its ill-advised adventures, is entitled, "Use of the Armed Forces in Major Public Emergencies." Section 333, "Major public emergencies; interference with State and Federal law" states that "the President may employ the armed forces, including the National Guard in Federal service, to restore public order and enforce the laws of the United States when, as a result of a natural disaster, epidemic, or other serious public health emergency, terrorist attack or incident, or other condition in any State or possession of the United States, the

U.S. moves toward martial law, revises Insurrection Act with Public Law 109-364 : Mia...

2

President determines that domestic violence has occurred to such an extent that the constituted authorities of the State or possession are incapable of ("refuse" or "fail" in) maintaining public order, "in order to suppress, in any State, any insurrection, domestic violence, unlawful combination, or conspiracy."

For the current President, "enforcement of the laws to restore public order" means to commandeer guardmen from any state, over the objections of local governmental military and local police entities; ship them off to another state; conscript them in a law enforcement mode; and set them loose against "disorderly" citizenry - protesters, possibly, or those who object to forced vaccination and quarantines in the event of a bio-terror event.

The law also facilitates militarized police round-ups and detention of protesters, so called "illegal aliens," "potential terrorists" and other "undesirables" for detention in facilities already contracted for and under construction by Halliburton. That's right. Under the cover of a trumped-up "immigration emergency" and the frenzied militarization of the soul in horror, detention camps are being constructed right under our noses, camps designed for anyone who resists the foreign and domestic agenda of the Bush administration.

An article on "recent contract awards" in a recent issue of the slick, insider "Journal of Counterterrorism & Homeland Security International" reported that "global engineering and technical services powerhouse KBR (Kellogg, Brown & Root) announced in January 2006 that its Government and Infrastructure division was awarded an Indefinite Delivery/Indefinite Quantity (IDIQ) contract to support U.S. Immigration and Customs Enforcement (ICE) facilities in the event of an emergency." "With a maximum total value of \$784 million over a five year term," the report notes, "the contract is to be executed by the U.S. Army Corps of Engineers," "for establishing temporary detention and processing capabilities to augment existing ICE Detention and Removal Operations (DRO) - in the event of an emergency influx of immigrants into the U.S., or to support the rapid development of new programs." The report points out that "KBR is the engineering and construction subsidiary of Halliburton." (3) So, in addition to authorizing another \$12.8 billion for the Pentagon, including a \$70-billion "supplemental" provision" which covers the cost of the ongoing, mad military maneuvers in Iraq, Afghanistan, and other places, the new law, signed by the president in a private White House ceremony, further collapses the historic divide between the police and the military, a tell-tale sign of a rapidly consolidating police state in America, an accomplished socialist engineering U.S. imperial pretensions of global domination, sold in an "emergency moment" and seemingly willfully gullible public as a "global war on terrorism."

Make no mistake about it, the de-facto repeal of the Posse Comitatus Act (PCA) is an ominous assault on American democratic tradition and jurisprudence. The 1878 Act, which reads, "Whoever, except in cases and under circumstances expressly authorized by the Constitution or Act of Congress, willfully uses any part of the Army or Air Force as a posse comitatus or otherwise to execute the laws shall be fined under this title or imprisoned not more than two years, or both," is the only U.S. criminal statute that outlaws military operations directed against the American people under the cover of "law enforcement." As such, it has been the best protection law we've had against the power hungry intentions of an insurrectionist and reckless executive, an executive intent on using force to enforce its will.

Undoubtedly, this past week, the president dealt posse comitatus, along with American democracy, a near fatal blow. Consequently, it will take an aroused citizenry to undo the damage wrought by this horrendous act, past and present, as we have seen, of a long train of abuses and outrages perpetrated by this authoritarian administration.

Despite the unprecedented and shocking nature of this act, there has been an outcry in the American media, and little reaction from our elected officials in Congress. On September 14th, a New Senator Patrick Leahy (D Vermont) noted that 2002's Defense Authorization Act contained a "widely opposed provision to allow the President more control over the National Guard (including) changes to the Insurrection Act, which will make it easier for the, or any future President to use the military to restore domestic order WITHOUT the consent of the nation's governors."

Senator Leahy went on to stress that, "we certainly do not need to make it easier for Presidents to declare martial law, invoking the Insurrection Act and using the military, for law enforcement activities goes against some of the central tenets of our democracy. One can easily envision governors and mayors in charge of an

Bush moves toward martial law, revises Insurrection Act with Public Law 109-364 : Min...

emergency having to constantly look over their shoulders while someone who has never visited their communities gives the orders."

A few weeks later, on the 29th of September, Leahy entered into the Congressional Record that he had "grave reservations about certain provisions of the fiscal Year 2007 Defense Authorization Bill Conference Report," the language of which, he said, "subverts solid, longstanding posse comitatus statutes that limit the military's involvement in law enforcement, thereby making it easier for the President to declare martial law." This had been "slipped in," Leahy said, "as a rider with little study," while "other congressional committees with jurisdiction over these matters had no chance to comment, let alone hold hearings on, these proposals."

In a telling bit of understatement, the Senator from Vermont noted that "the implications of changing the (Posse Comitatus) Act are enormous". "There is good reason," he said, "for the constructive friction in existing law when it comes to martial law declarations. Using the military for law enforcement goes against one of the founding tenets of our democracy. We fall our Constitution, neglecting the rights of the States, when we make it easier for the President to declare martial law and trample on local and state sovereignty."

Senator Leahy's final ruminations: "Since hearing word a couple of weeks ago that this outcome was likely, I have wondered how Congress could have gotten to this point. It seems the changes to the Insurrection Act have survived the Conference because the Pentagon and the White House want it."

The historic and odious re-writing of the Insurrection Act, accomplished in the dead of night, which gives Bush the legal authority to declare martial law, is now an accomplished fact.

The Pentagon, as one might expect, plays an even more direct role in martial law operations. Title XIV of the new law, entitled, "Homeland Defense Technology Transfer Legislative Provisions," authorizes "the Secretary of Defense to create a Homeland Defense Technology Transfer Commission to improve the effectiveness of the Department of Defense (DOD) processes for identifying and deploying relevant and technology to federal, State, and local first responders."

In other words, the law facilitates the "transfer" of the newest in so called "crowd control" technology and other weaponry designed to suppress dissent from the Pentagon to local militarized police units. The new law builds on and further codifies earlier "technology transfer" agreements, specifically the 1995 DOD Justice Department memorandum of agreement achieved back during the Clinton administration. (4)

It has become clear in recent months that a critical mass of the American people have seen through the lies of the Bush administration; with the president's polls at an historic low, growing resistance to the war Iraq, and the Democrats likely to take back the Congress in mid term elections, the Bush administration is on the ropes. And so it is particularly worrying that President Bush has seen fit, at this juncture to, in effect, declare himself dictator.

Source:

(1) <http://leahy.senate.gov/press/2006/09/29/leahy.html> and <http://leahy.senate.gov/press/2006/09/29/leahy.html> See also, Congressional Research Service Report for Congress, "The Use of Federal Troops for Disaster Assistance: Legal Issues," by Jennifer K. Eisen, Legislative Attorney, August 14, 2006.

(2) <http://www.govtrack.us/congress/bills/detail/109/364>

(3) Journal of Counterterrorism & Homeland Security International, "Recent Counter-Terrorism Awards," Summer 2006, Vol. 12, No. 2, pp. 8. See also, Peter Blake Scott, "Homeland Security Contracts for West New Detention Camps," New American Media, Monday 31, 2006.

(4) "Technology Transfer from Defense: Controlled Weapons Detection", National Institute of Justice Journal, No. 279, August, 1995, pp. 42-43.

www.fbi.gov/foia/whistleblowers/07/070707

<http://miami.indymedia.org/news/2006/10/6319.php>

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Small Government Blog

Marketing Small Government is better than compromising it. Compromise is a last resort, not a strategy.

Tue 31 Oct 2006

bush's Third Term

Posted by RNoval under News and Events

On October 17, "president" bush signed

the "John Warner Defense Authorization Act of 2007", or "Public Law 109-364", which states, in Title X - General Provisions subtitle II Section 343, "Major public emergencies; interference with State and Federal law":

"The President may employ the armed forces, including the National Guard in Federal service, to restore public order and enforce the laws of the United States when... as a result of...terrorist attack...or other condition in any State or possession of the United States, the President determines that domestic violence has occurred to such an extent that the constituted authorities of the State or possession are incapable of maintaining public order, "in order to suppress, in any State, any insurrection, domestic violence, unlawful combination, or conspiracy."

PDF file (SEE PAGE 322)

The key word here is "conspiracy". It is the vaguest and most broadly definable.

The treason and war crimes of bush are matters of public record. He has paraded himself into his own little "green zone" in the White House, from which he cannot afford to emerge.

It is no longer merely "easier" if he were a dictator, as he has been quoted as suggesting more than once. It now becomes a matter of survival.

He will look to the south at president-for-life Fidel Castro with envy no longer. Out of office, as a private citizen, he would be subject of legal proceedings, which, shall we say, would be much to his detriment.

If the Democrats take control of the House next week, they will be embarrassed into at least making a show of "investigating" bush's actions.

They will do so under pressure, and reluctantly. Both Nancy Pelosi and Howard Dean have promised to perhaps mock-toughen their "president" a bit for show; don't even think the "I" word.

But that's all it will take to crack open the floodgates.

By the time bush's current term is up, so much will have been exposed to mainstream public view that even those most reluctant to face the truth will understand that what bush has done makes the Johnson/Nixon crimes look like a couple of puking violations, as those of us who do follow these matters can attest.

Abdicating power will be out of the question, even with a Republican President-elect in the wings.

Expect a declaration of martial law, based on the "investigation" of an "on-going, broad and loosely organized" "conspiracy" to "overthrow" the government...

One good example of "unlawful combination or conspiracy" is this very writing, and of "loosely organized" "conspiracy" it's

reference to the one that alerted me to this matter.

We can count on true patriots like John to continue "Demanding Truth, Accountability and Justice.", no doubt, aware what he may get for exposing the truth:

"The risk of being labeled an angry liberal nut-job is nothing compared to the risk of ignoring what's looking more and more every day like the greatest threat America has ever faced."

"...don't be surprised when American citizens on American soil start disappearing and dying for the heinous crime of speaking out in favor of adherence to Constitution of the United States."

John opens his article with:

"As hard as this may be for some to grasp, it doesn't matter where you stand politically."

Indeed, alarm at the severity of constitutional violations by the bush administration must and does cut across all political spectrums:

David Keene, Chairman, American Conservative Union ("Both right and left condemn Patriot Act," The Hill, 5/6/2003)

"When creating 2001 antiterrorism legislation, the line should not be drawn at what is helpful for law enforcement but what is needed to protect us while preserving the proper balance between preserving civil liberties and our nation's national security needs."

Jose Padilla and the Military Commissions Act
by Jacob G. Hornberger, October 18, 2006

"Anyone who hoped that U.S. military detention of Americans accused of terrorism expired with the transfer of American citizen Jose Padilla from military custody to Justice Department custody have seen their hopes dashed by the Military Commissions Act."

And of course, while bush, champion of "responsible", "limited" government has presided over one of the greatest and most rapid expansions

of the federal government in U.S. history, we here continue to our work under the SMALL GOVERNMENT banner

The Hikenewspaper

4 Responses to "bush's Third Term"

1. John Perry Says:
October 18, 2006 at 7:10 am

• Thanks Robert •

Perhaps we'll meet someday at the Citrus Hilton

2. Brian S Says:
October 18, 2006 at 7:20 pm

People generally don't realize yet that Bush is trapped by his own absolute power. Having armed the dragnsky weapon of the MCA, as I put it, he dares not ever step down for fear that Hillary, or Edwards - or even McCain or Job - would disappear him for good. Even if Bush were inclined to step down and take his chances, Rumsfeld, Cheney and their ilk have their chieftain out in the wind, and can't afford to allow anyone in office that might put them in orange jumpsuits at Camp X-Ray.

3. RNowell Says:
November 2nd, 2006 at 12:30 am

John:

I always wanted to visit my mother's homeland.

I understand the way they've practiced "homeland security" there the past few decades would make a contemporary U.S. citizen feel right at home!

But seriously, Clinton, I believe, is all hooked. And besides, they probably wouldn't put those who conspired against them on the outside in the same "Hilton", of which they have enough to hold a significant percentage of the U.S. population.

They're going to need it, as more and more of us figure out who the real enemy is.

Brian:

Very important point, which no doubt is lost on our chimp-in-chief.

He seems incapable of seeing any "solution" to the given current dilemma other than the expansion of his power.

The addict always sees the solution in his next fix, so he never finds it.

All that's left now, really is the removal of the threadbare facade of rule of law.

The Bikemessenger

4. *Small Government Blog » A Special Anniversary Says:*

Tuesday 18th, 2007 at 2:48 am

[...] As I've mentioned before, I'm not convinced bush will in fact leave office at the end of his current term. His disdain for the limitations imposed by the Constitution need no elaboration. [...]

Leave a Reply

Name (required)

Mail (will not be published) (required)

Website

Archived Entry

- Post Date :
- Tuesday, Oct 31st, 2006 at 4:11 am
- Category :
- News and Events
- Do More :
- You can leave a response, or trackback from your own site.

Date: 3-15

Bill 166 passed out of
House State Affairs Committee

- When a bill passes out of committee with amendments, ask legal for a **Final CS**
- ✓ Electronic version of fiscal note(s) emailed to Londi *Existing fiscal note*
- ✓ Fiscal Notes put in Yellow file *N/A*
- Complete House Committee Report
- CS - all Representatives who made amendments on a bill in Committee need to see the CS before it is read across the floor
- ✓ Yellow file to Chief Clerk's Office
- ✓ Referral File Complete
- ✓ Referral File Delivered to: RULES 3-15-07
- ✓ Library File Complete

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HJR 11
 () Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: LAA
 Title STATE'S CONTROL OF NATIONAL GUARD RDU _____
 Component _____
 Sponsor Rep. Bob Roses Component No. _____
 Requester Rep. Bob Roses

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
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						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
-------------------------------	--	--	--	--	--	--

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 (FY2007) cost: 0.0
 Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This resolution will not result in additional costs to the Legislative Branch.

Prepared by: House Military & Veterans' Affairs Committee
 Division _____
 Approved by: Rep. Bob Roses - Chairman
 Agency House Military & Veterans' Affairs Committee

Phone 465-4939
 Date/Time 3/6/07 7:35 AM
 Date 3/6/2007

HJR

15

HOUSE COMMITTEE REPO

(7)

Date Referred to Committee: April 3, 2007

FURTHER REFERRALS:

Date of Committee Action: 4-10-07

The STATE AFFAIRS Committee considered:

HJR 15

HOUSE JOINT RESOLUTION NO. 15

WW II FILIPINO VETS: BENEFITS/IMMIGRATION

Supporting the passage of a Filipino Veterans Equity Act and a Filipino Veterans Family Reunification Act.

Recommends it be replaced with HCS or CS for HJR 15 (STA)
 For Senate Bills with new title: Technical Title New Title: HCR _____ Same Title New Title

- attach amendments
- add new referral to _____ Committee
- Letter of Intent _____ Committee

List of Abbrev for Depts:

- ADM
- CED
- COR
- CRT
- EED
- DEC
- DFG
- GOV
- HSS
- LWF
- LAW
- LEG
- MVA
- DNR
- DPS
- REV
- DOT
- UA

NEW FISCAL NOTES				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero
				X

PREVIOUS FISCAL NOTES				
List by Dept(s):	FN#	Fiscal	Indet.	Zero

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
	Johnson	✓			
	JOHNSON	X			
	Duff	✓			
	Cochill	✓			
	Rose	✓			
Chair:	LYNN	X			
Chair:					

Alaska State Legislature

Chairman
State Affairs Committee

Vice-Chairman
Economic Development, Trade & Tourism
Committee

Member
Judiciary Committee
Joint Armed Services Committee

Finance Subcommittees
Corrections
Labor and Workforce Development
Military and Veterans' Affairs
Public Safety



A Communication From
REPRESENTATIVE BOB LYNN
District 31 Anchorage

E-Mail: Representative_Bob_Lynn@legis.state.ak.us
"Bob Lynn's Alaska Blog" RepBobLynnBlog.com

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Phone: (907) 269-0205
Fax: (907) 269-0207

FAX

To: Crystal

Fax #: 2418

From: Nancy Manly x2794
Alaska State Capitol, room 104
Juneau, AK 99801-1182

of Pages (including cover): 4

Phone: 907-465-4931
Fax: 907-465-4316

Re: HB 193 Final CS

Crystal: Please review the final CS for HB 193 (STA) (this would be Version C) to make sure it's correct. Then call x2794 and let me know if you are okay with it. Also note the memo from Legal concerning the change.

Thanks,
Nancy

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

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Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

April 10, 2007

SUBJECT: CSHB 193(STA) (Work Order No. 25-LS0712C)

TO: Representative Bob Lynn
Chair of the House State Affairs Committee
Attn: Nancy Manly

FROM: Alpheus Bullard *AB*
Legislative Counsel

Enclosed is CSHB 193(STA), which includes the amendments you requested. Amendment #3 ----adding correctional officers at page 2, line 8--- makes the bill somewhat ambiguous. Does this mean that the police officer members appointed under AS 18.65.150(4) could be correctional officers? Or, was the amendment just intended to have the nomination provisions of proposed AS 18.65.160(b) apply to correctional administrative officers appointed under AS 18.65.150(1)? You may want to pass this memo on to the next committee of referral in case it wants to clarify this matter.

PF:med
07-229.med

Enclosure

Library

25-LS0718M
Bannister
4/9/07

**CS FOR HOUSE JOINT RESOLUTION NO. 15()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION**

BY

**Offered:
Referred:**

Sponsor(s): REPRESENTATIVES LEDOUX, Thomas, Coghill, Lynn, Foster, Roses, Harris, Johnson, Johansen, Ramras, Fairclough, Dahlstrom, Kerttula, Kawasaki, Buch, Guttenberg, Nelson, Wilson, Gruenberg, Doll, Holmes

A RESOLUTION

1 **Supporting the passage of a Filipino Veterans Equity Act and a Filipino Veterans**
2 **Family Reunification Act.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **WHEREAS, during World War II, President Franklin Roosevelt conscripted the**
5 **military forces of the Philippines into service under the command of American officers in the**
6 **United States armed forces in the Far East to fight against the Japanese invasion; and**

7 **WHEREAS Filipino soldiers fought shoulder-to-shoulder with American soldiers in**
8 **the bloodiest battles of World War II, including the battle at Corregidor; and**

9 **WHEREAS thousands of Filipino prisoners of war died during the 65-mile Bataan**
10 **Death March, and those who survived were imprisoned under inhuman conditions; and**

11 **WHEREAS Filipino World War II veterans were promised military benefits, but,**
12 **after World War II, the United States Congress passed the Supplemental Surplus**
13 **Appropriation Rescission Act of 1946, which considered service of the Filipino World War II**
14 **veterans not to be active service, and which had the effect of denying Filipino World War II**
15 **veterans the rights, privileges, and benefits that American World War II veterans received;**
16 **and**