

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Monday

February 6, 2012

#### Twenty-first Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:01 a.m.

Roll call showed 36 members present. Representatives Doogan, Johansen, and Millett had been excused from a call of the House today. Representative Seaton was absent and his presence was noted later.

The invocation was offered by the Chaplain, the Reverend George Silides of Holy Trinity Episcopal Church. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With deepest respect for the religious traditions of all Alaskans, I offer this prayer:

Almighty God, who has called all things into being and governs all creation through thy mighty power, we thank you for the riches of this great land – of earth and sky and sea. We thank you for the blessings of our life, for the privilege it is to live and work and serve the common good in the midst of such natural abundance. Help each of us to remain faithful stewards of this great bounty for the material and spiritual benefit of all.

We pray thy blessing upon the men and women of this house, upon their staff, and upon all who aid them in the just governance of this state. Upon them is placed great

responsibility. Send them wise counsel, diligent and faithful aides, common ground across divides of politics, culture, and region to accomplish the great good they are called to do; remembering always that the greatest wealth of this land is the imagination and perseverance of its people.

So as we are drawn to seek your blessing and guidance in great things for the many, help us also to seek you for the relief of our personal needs: the health and welfare of our families at home, the well-being of our sons and daughters overseas, unencumbered peace of mind with which to consider the issues of our day. Help us now as we gather here to have sharp eyes, keen ears, and open minds to the blessings you would have us receive, through the work of this house and by thy grace. Amen.

The Pledge of Allegiance was led by Representative Gardner.

### **CERTIFICATION OF THE JOURNAL**

Representative Austerman moved and asked unanimous consent that the journal for the 18<sup>th</sup>, 19<sup>th</sup>, and 20<sup>th</sup> legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **MESSAGES FROM THE SENATE**

A message dated February 1, 2012, was read stating the Senate passed the following, and it is transmitted for consideration:

### **FIRST READING AND REFERENCE OF SENATE BILLS**

#### **SB 150**

CS FOR SENATE BILL NO. 150(STA) by the Senate State Affairs Committee, entitled:

"An Act relating to applying military education, training, and service credit to occupational licensing and certain postsecondary education and employment training requirements; providing for a

temporary occupational license for qualified military service members; and providing for an effective date."

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs and the Finance Committee.

### COMMUNICATIONS

The following were received:

Alaska Court System  
Estimate of Fines Collected FY 2012  
(as required by AS 12.55.035)

Alaska Court System  
Status of Surcharge Revenue  
Fiscal Year 2012  
(as required by Chapter No. 56, SLA 1998)

### REPORTS OF STANDING COMMITTEES

#### HB 145

The Education Committee considered:

#### HOUSE BILL NO. 145

"An Act establishing the parental choice scholarship program to be administered by school districts for the purpose of paying the cost of attending grades kindergarten through 12 at public and private schools; and providing for an effective date."

and recommends it be replaced with:

#### CS FOR HOUSE BILL NO. 145(EDC)

"An Act establishing the parental choice scholarship program to be administered by the Department of Education and Early Development for the purpose of paying the cost of attending grades kindergarten through 12 at private schools; and providing for an effective date."

The report was signed by Representative Dick, Chair, with the following individual recommendations:

Do pass (2): Feige, Dick

Do not pass (2): Seaton, Kawasaki

Amend (2): P. Wilson, Pruitt

The following fiscal note(s) apply to CSHB 145(EDC):

1. Indeterminate, Dept. of Education & Early Development

HB 145 was referred to the Finance Committee.

\*\*The presence of Representative Seaton was noted.

### INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Bernice Saupe  
By Senators Dyson, Ellis

In Memoriam - Dennis Mattingly  
By Representative Stoltze

In Memoriam - Thomas Frost  
By Senator Stevens; Representative Austerman

### INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

#### **HJR 35**

HOUSE JOINT RESOLUTION NO. 35 by the House Rules Committee by request of the Joint Committee on Armed Services:

Urging the United States Department of Defense to protect military bases and military personnel in the state.

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs.

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE BILLS**

**HB 314**

HOUSE BILL NO. 314 by the House Labor and Commerce Committee, entitled:

"An Act extending the time period for which the Alaska Railroad Corporation may lease land without reserving the right to terminate the lease; and providing for an effective date."

was read the first time and referred to the Labor & Commerce Committee.

**CONSIDERATION OF THE DAILY CALENDAR**

**SECOND READING OF HOUSE BILLS**

**HB 291**

The following was read the second time:

HOUSE BILL NO. 291

"An Act relating to the posting of notices at United States post offices; and providing for an effective date."

with the:

Journal Page

JUD RPT 7DP

1488

FN1: ZERO(LAW)

1488

Representative Austerman moved and asked unanimous consent that HB 291 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 291 was read the third time.

The question being: "Shall HB 291 pass the House?" The roll was taken with the following result:

HB 291

Third Reading

Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 3 ABSENT: 1**

Yeas: Austerman, Chenault, Cissna, Costello, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Doogan, Johansen, Millett

Absent: Dick

And so, HB 291 passed the House.

Representative Austerman moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HB 291 was referred to the Chief Clerk for engrossment.

## **SECOND READING OF HOUSE RESOLUTIONS**

### **HCR 13**

The following was read the second time:

#### **HOUSE CONCURRENT RESOLUTION NO. 13**

Requesting the governor to designate one seat on the North Pacific Fishery Management Council for a sport fish licensee and one seat on the North Pacific Fishery Management Council for a subsistence user.

with the:

Journal Page

FSH RPT CS(FSH) NT 5DP 1NR  
FN1: ZERO(H.FSH/GOV)

1421  
1422

Representative Austerman moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original resolution:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 13(FSH)  
Requesting the governor to designate one seat on the North Pacific Fishery Management Council for a sport fish licensee and one seat on the North Pacific Fishery Management Council for an individual nominated by an Alaska Native organization that represents rural subsistence users.

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Thomas and Feige:

Page 2, line 26, following "fish":

Insert "resident"

Representative Thomas moved and asked unanimous consent that Amendment No. 1 be adopted.

There was objection.

Representative Thomas moved and asked unanimous consent to withdraw Amendment No. 1. There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHCR 13(FSH) would be held to the February 8, 2012, calendar.

### LEGISLATIVE CITATIONS

Representative Austerman moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring - Bob Moss

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule,

Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Linda Lockhart

By Representatives Neuman, Stoltze, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Huggins

Honoring - Sergeant Jacob Wilder

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Jackie Purcell

By Representatives Gardner, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Ellis

Honoring - Walter Parker

By Representatives Gardner, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Peg and Jules Tileston

By Representatives Gardner, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule,



Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Esther Wunnicke

By Representatives Gardner, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Alaska Marine Highway System Employees

By Representatives Thomas, Chenault, Austerman, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thompson, Tuck, P. Wilson, T. Wilson; Senator Kookesh

In Memoriam - Douglas Schwiesow

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Jay Roger Graham

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Carl Christiansen

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule,

Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Elizabeth Claire Chapple

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Laura Lou Todd

By Representatives Seaton, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Charles O'Connell

By Representatives Gardner, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - James Crump

By Representatives Gardner, Gruenberg, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gatto, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Dennis Knagin

By Senator Stevens; Representatives Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes,

Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Ruth Spicer Brechan

By Senator Stevens; Representatives Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Charles Anderson, Jr.

By Senator French; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

### **UNFINISHED BUSINESS**

Representative Austerman moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Thompson – from 6:30 p.m., February 9 to 10:30 a.m., February 13

Representative Fairclough – from 11:40 a.m., February 10 to 10:00 a.m., February 16

Representative Pruitt – from 6:00 p.m., February 10 to 10:30 p.m., February 12

Representative Edgmon – from 5:00 p.m., February 10 to 11:00 p.m., February 12

Representative Joule – from 6:00 a.m., February 12 to 10:00 a.m., February 16

Representative Saddler – from 5:00 a.m., February 12 to 10:30 p.m., February 19

**HB 290**

The Community & Regional Affairs Committee submitted the forthcoming fiscal note to accompany its report (p. 1487):

1. Indeterminate, House Community & Regional Affairs Committee/  
Dept. of Commerce, Community, & Economic Development

The fiscal note applies to the following:

CS FOR HOUSE BILL NO. 290(CRA)

"An Act creating the endow Alaska grant program in the Department of Commerce, Community, and Economic Development to encourage community development."

HB 290 is in the Finance Committee.

**HB 79**

Representatives Guttenberg, Cissna, Olson, and Gardner added their names as cosponsors to:

HOUSE BILL NO. 79

"An Act requiring insurance coverage for autism spectrum disorders, describing the method for establishing a covered treatment plan for those disorders, and defining the covered treatment for those disorders; and providing for an effective date."

**HB 180**

Representatives Munoz and Costello added their names as cosponsors to:

HOUSE BILL NO. 180

"An Act authorizing the Department of Administration to note a person's status as a veteran on the person's driver's license and to provide certain information to the Department of Military and Veterans' Affairs."

**HB 275**

Representative Munoz added her name as cosponsor to:

**HOUSE BILL NO. 275**

"An Act requiring that a policy of group health insurance offered by the state and certain local governments include coverage for colorectal screening, allow retirees to choose between brand-name and generic drug products, and limit certain prescription drug benefit payments to an amount based on the cost of the generic drug product."

**HB 294**

Representative Munoz added her name as cosponsor to:

**HOUSE BILL NO. 294**

"An Act relating to the power cost equalization program."

**HB 298**

Representative Austerman added his name as cosponsor to:

**HOUSE BILL NO. 298**

"An Act exempting sand and gravel and marketable earth mining operations from the mining license tax; and providing for an effective date."

**SB 150**

Representatives Petersen and P. Wilson added their names as cross sponsors to:

**CS FOR SENATE BILL NO. 150(STA)**

"An Act relating to applying military education, training, and service credit to occupational licensing and certain postsecondary education and employment training requirements; providing for a temporary occupational license for qualified military service members; and providing for an effective date."

**ENGROSSMENT****HB 291**

HB 291 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Austerman moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 8, 2012. There being no objection, the House adjourned at 12:03 p.m.

Suzi Lowell  
Chief Clerk