

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Monday

March 26, 2012

Seventieth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:04 a.m.

Roll call showed 39 members present. Representative Gatto had been excused from a call of the House today.

The invocation was offered by the Chaplain, Captain Donald Warriner of the Juneau Salvation Army. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respect for the religious beliefs of each person here, I invite you into a time of prayer and reflection. Let us pray.

I want to thank you for the opportunity to live and serve in the beautiful state of Alaska. From the first days of our country till today we have relied on people just like the ones present now in the House to make the city, state, and country we live in a better place. Give them the wisdom and strength to make the decisions that will continue to make the state of Alaska a great place to live and work. Help them to find the best solution in all that they do.

I pray that you will bless each person here in the House and their families as they make sacrifices to serve the great state of Alaska. Once again thank you for this day, may it bring honor to you. I pray this in Jesus' name. Amen.

The Pledge of Allegiance was led by Representative Pruitt.

CERTIFICATION OF THE JOURNAL

Representative Austerman moved and asked unanimous consent that the journal for the 67th, 68th, and 69th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HB 307

The following letter, dated March 23, 2012, was received:

"Dear Speaker Chenault:

On this date, I have signed the following bill passed by the second session of the Twenty-Seventh Alaska State Legislature and am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 307(FIN)

"An Act making supplemental appropriations, capital appropriations, and other appropriations; amending appropriations; repealing appropriations; making appropriations to capitalize funds; and providing for an effective date."

Chapter No. 5, SLA 2012

[Effective Date: See Chapter]

As passed, the supplemental appropriations for Fiscal Year 2012 total \$72,707,300, including \$57,948,300 in unrestricted general funds, to address unanticipated costs in the current year.

The legislation provides \$5 million for disaster relief and authorizes expenditures related to the 2011 West Coast Storm Disaster, the 2011 Kenai Peninsula Windstorm, and the 2012 Prince William Sound Storm. Also included is \$300,000 for the Alaska Department of Military and Veterans Affairs to counter the U.S. Department of

HOUSE JOURNAL

March 26, 2012

2009

Defense plans to reduce military spending through a Base Realignment and Closure Commission.

Thank you for early passage of this supplemental appropriation bill.

Sincerely,

/s/

Sean Parnell
Governor"

SB 173

A message dated March 23, 2012, was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE BILL NO. 173

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; and providing for an effective date."

Chapter No. 6, SLA 2012

Effective Date: March 24, 2012

MESSAGES FROM THE SENATE

HJR 29

A message dated March 23, 2012, was read stating the Senate passed:

HOUSE JOINT RESOLUTION NO. 29

Urging the United States Department of the Interior, Bureau of Land Management, to plug legacy wells properly and to reclaim the legacy well sites as soon as possible in order to protect the environment in the Arctic region.

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE JOINT RESOLUTION NO. 29(RES)
am S

Urging the United States Department of the Interior, Bureau of Land Management, to plug legacy wells properly and to reclaim

the legacy well sites as soon as possible in order to protect the environment in the Arctic region; and requesting the Office of the Governor to increase nationwide awareness about legacy wells and well sites.

(SCR 25 - title change resolution)

HJR 29 is under Unfinished Business.

Messages dated March 23, 2012, were read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS**

SCR 25

SENATE CONCURRENT RESOLUTION NO. 25 by the Senate Resources Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 29, urging the United States Department of the Interior, Bureau of Land Management, to plug legacy wells properly and to reclaim the legacy well sites as soon as possible in order to protect the environment in the Arctic region.

was read the first time.

SJR 11

SENATE JOINT RESOLUTION NO. 11 am by Senator Davis:

Urging members of the Alaska delegation in Congress to support efforts by the National Women's History Museum to secure property in Washington, D.C., near the National Mall, as a permanent location for the National Women's History Museum.

was read the first time and referred to the State Affairs Committee.

REPORTS OF STANDING COMMITTEES**SB 199**

The Education Committee considered:

SENATE BILL NO. 199

"An Act relating to the vocational and technical instruction funding factor for public school funding."

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

Do pass (6): Cissna, P. Wilson, Pruitt, Seaton, Kawasaki, Dick

The following fiscal note(s) apply:

1. Zero, Dept. of Education & Early Development

SB 199 was referred to the Finance Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Lathrop High School, 2012 GCI Alaska Academic Decathlon Winner

By Representative Thompson; Senator Paskvan

Honoring - Monroe High School, 2012 GCI Alaska Academic Decathlon Winner

By Representative Thompson; Senator Paskvan

Honoring - Reverend Anna Frank

By Senator Kookesh; Representative Dick

Honoring - Christopher Kavanaugh

By Senator Stevens; Representative Austerman

Honoring - General Phillip E. Oates
By Senator Stevens; Representative Seaton

Honoring - Alyeska Pipeline Service Company, One of the 2012
World's Most Ethical Companies
By Senator Coghill; Representative Feige

In Memoriam - Melissa Lea (Missi) Cowell LaBean
By Senator Coghill; Representative T. Wilson

In Memoriam - Cue Bifelt
By Senator Kookesh

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 9

The following was read the second time:

HOUSE BILL NO. 9

"An Act requiring the Joint In-State Gasline Development Team to report to the legislature recommended changes to state law that are required to enable or facilitate the design, financing, and construction of an in-state natural gas pipeline so that the in-state natural gas pipeline is operational before 2016; and providing for an effective date."

with the:	Journal Page
RES RPT CS(RES) NT 4DP 2DNP 1NR 2AM	1728
LETTER OF INTENT WITH RES REPORT	1729
FN1: (REV)	1729
FIN RPT CS(FIN) NT 6DP 1DNP 3NR 1AM	1977
RESOURCES LETTER OF INTENT WITH FIN REPORT	1978
FN2: (REV)	1978

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

CS FOR HOUSE BILL NO. 9(FIN)

"An Act relating to the Alaska Gasline Development Corporation, a subsidiary created by the Alaska Housing Finance Corporation; establishing and relating to the in-state natural gas pipeline fund; making certain information provided to or by the Alaska Gasline Development Corporation exempt from inspection as a public record; relating to the Joint In-State Gasline Development Team; relating to the judicial review of a right-of-way lease or an action or decision related to the development or construction of an oil or gas pipeline on state land; relating to the lease of a right-of-way by the Alaska Gasline Development Corporation or a successor in interest for a gas pipeline transportation corridor; relating to the cost of natural resources, permits, and leases provided to the Alaska Gasline Development Corporation; relating to the review of natural gas transportation contracts by the Regulatory Commission of Alaska; relating to the regulation by the Regulatory Commission of Alaska of an in-state gas pipeline project developed by the Alaska Gasline Development Corporation; relating to the regulation by the Regulatory Commission of Alaska of an in-state natural gas pipeline that is expressly authorized to provide transportation as a contract carrier; relating to the Alaska Natural Gas Development Authority; relating to the procurement of certain services by the Alaska Natural Gas Development Authority; exempting property of a project developed by the Alaska Gasline Development Corporation from property taxes before the commencement of commercial operations; and providing for an effective date."

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 9(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 9(FIN) will advance to third reading on tomorrow's calendar.

HB 78

The following was read the second time:

HOUSE JOURNAL

2014

March 26, 2012

HOUSE BILL NO. 78

"An Act establishing a loan repayment program and employment incentive program for certain health care professionals employed in the state; and providing for an effective date."

with the:	Journal Page
HSS RPT CS(HSS) 3DP 1NR	507
FN1: ZERO(EED)	507
FN2: (DHS)	507
FIN RPT CS(FIN) 11DP	1907
FN3: ZERO(EED)	1907
FN4: (DHS)	1907

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

CS FOR HOUSE BILL NO. 78(FIN)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 78(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 78(FIN) was read the third time.

The question being: "Shall CSHB 78(FIN) pass the House?" The roll was taken with the following result:

CSHB 78(FIN)
Third Reading
Final Passage

YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, 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

Excused: Gatto

And so, CSHB 78(FIN) 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.

CSHB 78(FIN) was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE BILLS

HB 340

The following, which was advanced to third reading from the March 23, 2012, calendar (page 1991), was read the third time:

HOUSE BILL NO. 340

"An Act relating to the reservation of certain mining claims from all uses incompatible with the purposes for establishing the Petersville Recreational Mining Area."

The question being: "Shall HB 340 pass the House?" The roll was taken with the following result:

HB 340

Third Reading

Final Passage

YEAS: 36 NAYS: 1 EXCUSED: 1 ABSENT: 2

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

Nays: Tuck

Excused: Gatto

Absent: Johansen, Millett

And so, HB 340 passed the House and was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE RESOLUTIONS

HJR 32

The following, which was advanced to third reading from the March 23, 2012, calendar (page 1993), was read the third time:

CS FOR HOUSE JOINT RESOLUTION NO. 32(RES)

Urging the United States Congress to remove wood bison from protection under the Endangered Species Act of 1973 and to grant control of wood bison in Alaska to the state.

The question being: "Shall CSHJR 32(RES) pass the House?" The roll was taken with the following result:

CSHJR 32(RES)

Third Reading

Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1

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

Excused: Gatto

Absent: Joule

And so, CSHJR 32(RES) passed the House and was referred to the Chief Clerk for engrossment.

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 - 4th Airborne Combat Team 25th Infantry Division, Operation Iraqi Freedom, October 2006 - November 2007

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 Huggins

Honoring - Bethel Regional Middle School Warriors, 2012 Small School State Wrestling Champions

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

Honoring - Sitka High School, 2012 DDF State Champions

By Representatives P. Wilson, 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, Thomas, Thompson, Tuck, T. Wilson; Senator Stedman

Honoring - Clem Tillion

By Senator Stevens; Representatives Seaton, 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, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - David Boxley, Tsimshian Artist, Eagle Clan

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

HOUSE JOURNAL

2018

March 26, 2012

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

In Memoriam - Robert Hess

By Senators Ellis, McGuire; 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 Tuck – from 6:45 p.m., April 6 to 10:00 p.m., April 8

Representative Guttenberg – from noon, April 16 to 9:30 p.m., April 19

Representative Gatto – through March 30, 2012 (amended from 1923)

RECONSIDERATION

HB 264

Representative Kerttula brought up reconsideration of the vote on CSHB 264(CRA) (page 1990).

The following was again before the House in third reading:

CS FOR HOUSE BILL NO. 264(CRA)

"An Act allowing a deferral of municipal property taxes on the increase in the value of real property attributable to subdivision of that property; and providing for an effective date."

The question to be reconsidered: "Shall CSHB 264(CRA) pass the House?" The roll was taken with the following result:

CSHB 264(CRA)

Third Reading

Final Passage

Reconsideration

YEAS: 36 NAYS: 1 EXCUSED: 1 ABSENT: 2

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

Nays: T.Wilson

Excused: Gatto

Absent: Joule, Thomas

And so, CSHB 264(CRA) passed the House on reconsideration.

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.

CSHB 264(CRA) was referred to the Chief Clerk for engrossment.

SB 86

Representative Kerttula brought up reconsideration of the vote on CSSB 86(JUD)(efd am) (page 1992).

The following was again before the House in third reading:

CS FOR SENATE BILL NO. 86(JUD)(efd am)

"An Act relating to the protection of property of persons under disability and minors; relating to the crime of violating a protective order concerning certain vulnerable persons; relating to aggravating factors at sentencing for offenses concerning a victim

65 years or older; relating to the protection of vulnerable adults; making conforming amendments; amending Rules 12(h) and 45(a), Alaska Rules of Criminal Procedure, Rule 77, Alaska Rules of Civil Procedure, Rule 17, Alaska Rules of Probate Procedure, and Rule 9, Alaska Rules of Administration; and providing for an effective date."

The question to be reconsidered: "Shall CSSB 86(JUD)(efd am) pass the House?" The roll was taken with the following result:

CSSB 86(JUD)(efd am)
Third Reading
Final Passage
Reconsideration

YEAS: 37 NAYS: 0 EXCUSED: 1 ABSENT: 2

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

Excused: Gatto

Absent: Joule, Thomas

And so, CSSB 86(JUD)(efd am) passed the House on reconsideration.

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

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.

CSSB 86(JUD)(efd am) was signed by the Speaker and Chief Clerk and returned to the Senate.

UNFINISHED BUSINESS**HJR 16**

Representative Millett added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 16

Proposing amendments to the Constitution of the State of Alaska relating to state aid for education.

HJR 32

Representative Chenault added his name as cosponsor to:

CS FOR HOUSE JOINT RESOLUTION NO. 32(RES)

Urging the United States Congress to remove wood bison from protection under the Endangered Species Act of 1973 and to grant control of wood bison in Alaska to the state.

HB 9

Representatives Johnson and Costello added their names as cosponsors to:

CS FOR HOUSE BILL NO. 9(FIN)

"An Act relating to the Alaska Gasline Development Corporation, a subsidiary created by the Alaska Housing Finance Corporation; establishing and relating to the in-state natural gas pipeline fund; making certain information provided to or by the Alaska Gasline Development Corporation exempt from inspection as a public record; relating to the Joint In-State Gasline Development Team; relating to the judicial review of a right-of-way lease or an action or decision related to the development or construction of an oil or gas pipeline on state land; relating to the lease of a right-of-way by the Alaska Gasline Development Corporation or a successor in interest for a gas pipeline transportation corridor; relating to the cost of natural resources, permits, and leases provided to the Alaska Gasline Development Corporation; relating to the review of natural gas transportation contracts by the Regulatory Commission of Alaska; relating to the regulation by the Regulatory Commission of Alaska of an in-state gas pipeline project developed by the Alaska Gasline Development Corporation; relating to the regulation by the Regulatory

Commission of Alaska of an in-state natural gas pipeline that is expressly authorized to provide transportation as a contract carrier; relating to the Alaska Natural Gas Development Authority; relating to the procurement of certain services by the Alaska Natural Gas Development Authority; exempting property of a project developed by the Alaska Gasline Development Corporation from property taxes before the commencement of commercial operations; and providing for an effective date."

HB 78

Representatives Kawasaki, Holmes, Kerttula, Costello, Johnson, Olson, Lynn, and Cissna added their names as cosponsors to:

CS FOR HOUSE BILL NO. 78(FIN)

"An Act establishing a loan repayment program and employment incentive program for certain health care professionals employed in the state; and providing for an effective date."

HB 340

Representative Keller added his name as cosponsor to:

HOUSE BILL NO. 340

"An Act relating to the reservation of certain mining claims from all uses incompatible with the purposes for establishing the Petersville Recreational Mining Area."

ENGROSSMENT**HJR 32**

CSHJR 32(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 78

CSHB 78(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 264

CSHB 264(CRA) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HOUSE JOURNAL

March 26, 2012

2023

HB 340

HB 340 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., March 27, 2012. There being no objection, the House adjourned at 12:20 p.m.

Suzi Lowell
Chief Clerk