

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Thursday

April 4, 2013

Eightieth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:35 a.m.

Roll call showed 37 members present. Representative Guttenberg had been excused from a call of the House today. Representative P. Wilson was absent and her presence was noted later.

Representative Pruitt moved and asked unanimous consent that Representative Gruenberg be excused from a call of the House from today until 10:00 a.m., April 5. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Representative Tuck. Representative T. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following prayer.

O gracious Lord, no one is born an accident. There is a purpose for each and every one of us, and I thank you for the distinctive talents of all of us who serve together. I thank you for our individual heart's desires so we may be able to use all of our unique skills and abilities to serve the people according to your will. We are not perfect, but being created in the image of you, we can be perfected.

We ask for knowledge and wisdom and, in these last session days, strength as we seek to solve the problems facing our communities, our districts, and our state. We ask for good favor and respect for one another because together we are all members of the same body. We ask that you continually bless our lives, our families, and the greater people of Alaska with good health and prosperity. I pray this in your name, Amen.

The Pledge of Allegiance was led by Representative Costello.

CERTIFICATION OF THE JOURNAL

Representative Pruitt moved and asked unanimous consent that the journal for the 79th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HJR 11

A message dated April 3, 2013, was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 11(MLV)

Commemorating the 30th anniversary of President Ronald Reagan's address to the nation concerning the Strategic Defense Initiative, recognizing the strategic importance of Alaska in the missile interceptor defense system, and urging the United States to deploy the number of ground-based interceptors originally intended at Fort Greely.

CSHJR 11(MLV) was referred to the Chief Clerk for enrollment.

SJR 10

A message dated April 3, 2013, was read stating the Senate concurred in the House amendment to:

CS FOR SENATE JOINT RESOLUTION NO. 10(RES) am

Relating to the presence and interests of the state and the nation in the Arctic; urging appointment of a representative of the state to the Arctic Council; relating to icebreakers; and relating to United States Coast Guard operations and facilities in the Arctic.

thus adopting:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO.
10(STA)

Relating to the presence and interests of the state and the nation in the Arctic; appreciating the United States' ongoing offer to include a representative of the state on the Arctic Council; relating to icebreakers; and relating to United States Coast Guard operations and facilities in the Arctic.

(technical title change)

A message dated April 3, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 63

CS FOR SENATE BILL NO. 63(STA) by the Senate State Affairs Committee, entitled:

"An Act making contracts for the preparation of election ballots subject to the provisions of the state procurement code."

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

**The presence of Representative P. Wilson was noted.

COMMUNICATIONS

The following were received:

Alaska Court System
Annual Report FY 2012

Alaska Court System
Appellate Courts
Trial Courts, Volume I

2012 Time-To-Disposition Reports
(as required by AS 22.20.310)

Alaska Court System
Travel for Justices, Judges, and Magistrates
& Affidavit Information, 2012
(as required by AS 22.20.310)

REPORTS OF STANDING COMMITTEES

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

David Parker

as a member of the Alaska Judicial Council.

The report was signed by Representative Keller, Chair; and Representatives Millett, Gruenberg, Foster, and Lynn.

HJR 14

The Health & Social Services Committee considered:

HOUSE JOINT RESOLUTION NO. 14

Requesting the United States Congress and the Governor to take actions necessary to delay implementation of the Patient Protection and Affordable Care Act.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 14(HSS)

Requesting the United States Congress, the Governor, and the state's congressional delegation to take actions necessary to delay implementation of the Patient Protection and Affordable Care Act.

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

Do pass (3): Keller, Reinbold, Higgins

Do not pass (1): Tarr

No recommendation (2): Nageak, Pruitt

The following fiscal note(s) apply to CSHJR 14(HSS):

1. Zero, House Health & Social Services Committee

HJR 14 was referred to the Rules Committee for placement on the calendar.

HB 54

The Health & Social Services Committee considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 54

"An Act relating to the identification, location, and notification of specified family members and family friends of a child who is in state custody."

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 54(HSS)

"An Act relating to the identification, location, and notification of specified family members of a child who is in state custody."

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

Do pass (3): Tarr, Nageak, Seaton

No recommendation (4): Keller, Pruitt, Reinbold, Higgins

The following fiscal note(s) apply to CSSH B 54(HSS):

1. Zero, Dept. of Health & Social Services

SSHB 54 was referred to the Judiciary Committee.

HB 174

The Community & Regional Affairs Committee considered:

HOUSE BILL NO. 174

"An Act requiring each municipality with a population that decreased by more than 25 percent between 2000 and 2010 that participates in the defined benefit plan of the Public Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22 percent of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by a municipality with a population that decreased by more than 25 percent between 2000 and 2010 that is delinquent in transmitting employee and employer contributions to the defined benefit plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 174(CRA)
(same title)

The report was signed by Representatives LeDoux and Nageak, Co-chairs, with the following individual recommendations:

Do pass (2): Foster, Nageak

Do not pass (1): Reinbold

No recommendation (1): LeDoux

The following fiscal note(s) apply to CSHB 174(CRA):

1. Fiscal, Dept. of Administration

HB 174 was referred to the Labor & Commerce Committee.

HB 193

The Community & Regional Affairs Committee considered:

HOUSE BILL NO. 193

"An Act relating to the joint administration of tobacco taxes by the state and a municipality."

The report was signed by Representatives LeDoux and Nageak, Co-chairs, with the following individual recommendations:

Do pass (5): Foster, Herron, Reinbold, LeDoux, Nageak

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development
2. Fiscal, Dept. of Revenue

HB 193 was referred to the Finance Committee.

SB 21

The Resources Committee considered:

CS FOR SENATE BILL NO. 21(FIN) am(efd fld)

"An Act relating to the interest rate applicable to certain amounts due for fees, taxes, and payments made and property delivered to the Department of Revenue; providing a tax credit against the corporation income tax for qualified oil and gas service industry expenditures; relating to the oil and gas production tax rate; relating to gas used in the state; relating to monthly installment payments of the oil and gas production tax; relating to oil and gas production tax credits for certain losses and expenditures; relating to oil and gas production tax credit certificates; relating to nontransferable tax credits based on production; relating to the oil and gas tax credit fund; relating to annual statements by producers and explorers; establishing the Oil and Gas Competitiveness Review Board; and making conforming amendments."

and recommends it be replaced with a forthcoming House Resources Committee substitute.

The report was signed by Representatives Saddler and Feige, Co-chairs, with the following individual recommendations:

Do pass (6): P. Wilson, Hawker, Johnson, Olson, Saddler, Feige

Do not pass (2): Tuck, Tarr

No recommendation (1): Seaton

The following fiscal note(s) apply to HCS CSSB 21(RES):

Fiscal note(s) forthcoming.

CSSB 21(FIN) am(efd fld) 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 – James "Jim" Clemensen

By Representatives Neuman, Gattis, Hughes, Keller, Stoltze; Senators Dunleavy, Dyson

Honoring – Michael Webb, Airport Heights Dream Big Academy

By Representative Tarr

Honoring – Alaska School Activities Association, High School Hall of Fame Class of 2013

By Representatives Pruitt, Stoltze

Honoring – Nunaka Valley Junior League Softball, 2012 World Series Champions

By Representative Pruitt; Senators Wielechowski, Fairclough

Honoring – Service High Girls Hockey Team, 2012 Cook Inlet Conference Champions

By Representative Millett; Senator Meyer

Honoring – The Arc of Anchorage
By Representative Tarr; Senator Ellis

Honoring – Craig City Schools Girls Basketball Team, 2013 2A State
Champions
By Representative Kreiss-Tomkins; Senator Stedman

In Memoriam – Dale "Sonny" Morton
By Representative Millett

In Memoriam – Suzanne Gunsalus Bakken
By Representative Kawasaki

In Memoriam – John Kinegak
By Senator Hoffman; Representative Herron

In Memoriam – Lucy "Urutaq" Beaver
By Senator Hoffman; Representative Herron

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 199

HOUSE BILL NO. 199 by Representatives EDGMON, Herron, Nageak, P. Wilson, Munoz, Seaton, Guttenberg, Kerttula, Kreiss-Tomkins, Neuman, Foster, Chenault, Gara, and Drummond, entitled:

"An Act relating to Department of Public Safety regulations allowing village public safety officers to carry firearms."

was read the first time and referred to the Community & Regional Affairs and State Affairs Committees.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 168

The following was read the second time:

HOUSE BILL NO. 168

"An Act amending the definition of travel insurance for the purpose of describing a person eligible for a travel insurance limited producer license; and authorizing a person selling travel services to transact the business of travel insurance on behalf of and under the direction of a person licensed as a travel insurance limited producer."

with the:	Journal Page
L&C RPT CS(L&C) 4DP 2NR	654
FN1: ZERO(CED)	655

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

CS FOR HOUSE BILL NO. 168(L&C)
(same title)

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 168(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 168(L&C) was read the third time.

The question being: "Shall CSHB 168(L&C) pass the House?" The roll was taken with the following result:

CSHB 168(L&C)
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

And so, CSHB 168(L&C) passed the House and was referred to the Chief Clerk for engrossment.

HB 186

The following was read the second time:

HOUSE BILL NO. 186

"An Act relating to police standards and amending the definition of 'police officer.'"

with the:	Journal Page
STA RPT 6DP 1NR	834
FN1: ZERO(DPS)	834

Representative Pruitt moved and asked unanimous consent that HB 186 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 186 was read the third time.

The question being: "Shall HB 186 pass the House?" The roll was taken with the following result:

HB 186

Third Reading

Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

And so, HB 186 passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE BILLS

SB 12

The following was read the second time:

SENATE BILL NO. 12

"An Act relating to state and public entity procurement, including the State Procurement Code, procurement preferences, contract awards, the use of small procurement provisions for certain amounts of leased space, the Alaska business license requirement for Alaska bidder and other procurement preferences, the proof of registration of construction contract bidders and offerors, the establishment and maintenance of lists of persons who want to provide supplies or services to the state, state agencies, and state instrumentalities, electronic bids and proposals, the chief procurement officer, small procurements, and writings; relating to the meaning of 'Alaska bidder'; and providing for an effective date."

with the:	Journal Page
STA RPT 7DP	589
FN1: ZERO(ADM)	590
FIN RPT 9DP 1NR 1AM	694
FN1: ZERO(ADM)	694

Representative Pruitt moved and asked unanimous consent that SB 12 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 12 was read the third time.

The question being: "Shall SB 12 pass the House?" The roll was taken with the following result:

SB 12
Third Reading
Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 2 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

And so, SB 12 passed the House.

Representative Pruitt 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.

SB 12 was signed by the Speaker and Chief Clerk and returned to the Senate.

**Representatives Edgmon and Millett, who were excused (page 873), left the Chamber.

Representative Pruitt moved and asked unanimous consent that Representative Gara be excused from a call of the House from 12:05 p.m. to 2:00 p.m., today. There being no objection, it was so ordered.

THIRD READING OF HOUSE BILLS

HB 162

The following, which was advanced to third reading from the April 3, 2013, calendar (page 866), was read the third time:

CS FOR HOUSE BILL NO. 162(EDC)

"An Act relating to tenure of public school teachers; and providing for an effective date."

Representative Seaton moved and asked unanimous consent that CSHB 162(EDC) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHB 162(EDC) would be returned to second reading for Amendment Nos. 1 - 4.

Amendment No. 1 was offered by Representative Seaton:

Page 1, line 4, through page 2, line 17:

Delete all material and insert:

**** Section 1.** AS 14.20.150(a) is amended to read:

(a) Except as provided in (c), [OR] (d), **or (f)** of this section, a teacher acquires tenure rights in a district when the teacher

(1) possesses a valid teaching certificate that authorizes the teacher to be employed as a certificated teacher or as an administrator under regulations adopted by the department;

(2) has been employed as a teacher in the same district continuously for **four** [THREE] full school years;

(3) receives, in the **fourth** [THIRD] year of any **four-year** [THREE-YEAR] period of continuous employment with the district, an evaluation under the district's evaluation system stating that the teacher's performance meets the district performance standards; and

(4) on or before October 15 of the school year,

(A) accepts a contract for employment as a teacher in the district for a **fifth** [FOURTH] consecutive school year; and

(B) performs a day of teaching services in the district during that school year.

*** Sec. 2.** AS 14.20.150(e) is amended to read:

(e) Notwithstanding (a) of this section, a teacher who has acquired tenure in a school district who moves to a new school district acquires tenure in the new school district on the first instructional day of the **fourth** [THIRD] year of employment in the new school district if

(1) the teacher otherwise meets the qualifications for tenure set out in (a) of this section; and

(2) the break in service meets the requirements of (d) of this section.

* **Sec. 3.** AS 14.20.150 is amended by adding a new subsection to read:

(f) A school district may, in the district's discretion, grant a teacher tenure rights if the teacher

(1) possesses a valid teaching certificate that authorizes the teacher to be employed as a certificated teacher or as an administrator under regulations adopted by the department;

(2) has been employed as a teacher in the same district continuously for three full school years;

(3) receives, in the third year of any three-year period of continuous employment with the district, an evaluation under the district's evaluation system stating that the teacher's performance meets the district performance standards; and

(4) on or before October 15 of the school year,

(A) accepts a contract for employment as a teacher in the district for a fourth consecutive school year; and

(B) performs a day of teaching services in the district during that school year."

Renumber the following bill sections accordingly.

Page 3, following line 5:

Insert a new bill section to read:

"* **Sec. 6.** AS 14.20.147(b) and 14.20.147(c) are repealed."

Renumber the following bill sections accordingly.

Page 3, line 8:

Delete "Sections 1 - 4"

Insert "Sections 1 - 5"

Page 3, line 9:

Delete "secs. 1 - 4"

Insert "secs. 1 - 5"

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

Representative T. Wilson objected.

Representative Lynn moved and asked unanimous consent that he be allowed to abstain from voting because of a conflict of interest. Objection was heard, and Representative Lynn was required to vote.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 162(EDC)
Second Reading
Amendment No. 1

YEAS: 9 NAYS: 26 EXCUSED: 4 ABSENT: 1

Yeas: Drummond, Foster, Herron, Kawasaki, Kreiss-Tomkins, LeDoux, Nageak, Seaton, Tarr

Nays: Austerman, Chenault, Costello, Feige, Gara, Gattis, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Keller, Kerttula, Lynn, Munoz, Neuman, Olson, Pruitt, Reinbold, Saddler, Stoltze, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Edgmon, Gruenberg, Guttenberg, Millett

Absent: Hawker

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Lynn and LeDoux:

Page 2, line 18, through page 3, line 5:
Delete all material.

ReNUMBER the following bill sections accordingly.

Page 3, line 8:
Delete "Sections 1 - 4 of this Act apply"
Insert "This Act applies"

Page 3, line 9:
Delete "of secs. 1 - 4"

Representative Lynn moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Feige objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 162(EDC)
Second Reading
Amendment No. 2

YEAS: 33 NAYS: 3 EXCUSED: 4 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Drummond, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Feige, Johnson, Keller

Excused: Edgmon, Gruenberg, Guttenberg, Millett

P.Wilson changed from "Nay" to "Yea".

And so, Amendment No. 2 was adopted.

Amendment No. 3 was offered by Representatives Gara, Josephson, Drummond, Kawasaki, Tarr, and Kerttula:

Page 1, line 1, following "Act" (title amendment):
Insert "**relating to public school funding;**"

Page 1, following line 3:

Insert a new bill section to read:

"* **Section 1.** AS 14.17.470 is amended to read:

Sec. 14.17.470. Base student allocation. The base student allocation is **\$5,830** [\$5,680]."

Page 1, line 4:

Delete "**Section 1**"

Insert "**Sec. 2**"

Renumber the following bill sections accordingly.

Page 3, line 8:

Delete "Sections 1 - 4"

Insert "Sections 2 - 5"

Page 3, line 9:

Delete "secs. 1 - 4"

Insert "secs. 2 - 5"

Representative Gara moved and asked unanimous consent that Amendment No. 3 be adopted.

There was objection.

Representative Johnson moved and asked unanimous consent that Amendment No. 3 be tabled.

There was objection.

The question being: "Shall Amendment No. 3 be tabled?" The roll was taken with the following result:

CSHB 162(EDC) am

Second Reading

Table - Amendment No. 3

YEAS: 28 NAYS: 8 EXCUSED: 4 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Feige, Foster, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Nays: Drummond, Gara, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, Tarr, Tuck

Excused: Edgmon, Gruenberg, Guttenberg, Millett

And so, the motion passed and Amendment No. 3 was tabled.

Amendment No. 4 was offered by Representative Herron:

Page 2, line 2:

Delete "(c) or (d)"

Insert "(c), [OR] (d), **or (f)**"

Page 2, following line 17:

Insert a new bill section to read:

**** Sec. 3.** AS 14.20.150 is amended by adding a new subsection to read:

"(f) For teachers employed by a rural school district, the years of employment required to acquire tenure rights as provided in (a) of this section shall be reduced by two years. In this subsection, "rural school district" means a regional educational attendance area or a school district located in a small borough or first class city with a population of less than 5,500."

Renumber the following bill section accordingly.

Page 3, line 8:

Delete "Sections 1 - 4"

Insert "Sections 1 - 5"

Page 3, line 9:

Delete "secs. 1 - 4"

Insert "secs. 1 - 5"

Representative Herron moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative T. Wilson objected.

**Representative Gara, who was excused (page 889), left the Chamber.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSHB 162(EDC) am

Second Reading

Amendment No. 4

YEAS: 20 NAYS: 15 EXCUSED: 5 ABSENT: 0

Yeas: Austerman, Drummond, Feige, Foster, Herron, Higgins, Holmes, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Munoz, Nageak, Olson, Seaton, Tarr, Thompson, Tuck

Nays: Chenault, Costello, Gattis, Hawker, Hughes, Isaacson, Johnson, Lynn, Neuman, Pruitt, Reinbold, Saddler, Stoltze, P.Wilson, T.Wilson

Excused: Edgmon, Gara, Gruenberg, Guttenberg, Millett

And so, Amendment No. 4 was adopted.

CSHB 162(EDC) am was automatically in third reading.

**The presence of Representatives Gara, Millett, and Edgmon, who were excused, was noted.

The question being: "Shall CSHB 162(EDC) am pass the House?"
The roll was taken with the following result:

CSHB 162(EDC) am

Third Reading

Final Passage

YEAS: 28 NAYS: 10 EXCUSED: 2 ABSENT: 0

Yeas: Austerman, Chenault, Edgmon, Feige, Foster, Gattis, Hawker, Herron, Higgins, Hughes, Isaacson, Johnson, Keller, Kreiss-Tomkins, LeDoux, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Nays: Costello, Drummond, Gara, Holmes, Josephson, Kawasaki, Kerttula, Lynn, Tarr, Tuck

Excused: Gruenberg, Guttenberg

And so, CSHB 162(EDC) am passed the House.

Representative Pruitt 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.

Representative Kerttula objected.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 162(EDC) am
Third Reading
Effective Date

YEAS: 31 NAYS: 7 EXCUSED: 2 ABSENT: 0

Yeas: Austerman, Chenault, Costello, Edgmon, Feige, Foster, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P. Wilson, T. Wilson

Nays: Drummond, Gara, Josephson, Kawasaki, Kerttula, Tarr, Tuck

Excused: Gruenberg, Guttenberg

And so, the effective date clause was adopted.

Representative Gara objected to passage of CSHB 162(EDC) am and withdrew the objection.

CSHB 162(EDC) am was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Pruitt 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 – Coach Fenumiai "Numi" Ilalio

By Representatives Millett, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – Kimberly A. Schafer

By Representatives Kerttula, Munoz, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kreiss-Tomkins, LeDoux, Lynn, Millett, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

Honoring – Lori Brewer

By Representatives Pruitt, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Fairclough

Honoring – Service High School Boys Basketball Team, 2013 Cook Inlet Conference Champions

By Representatives Millett, Chenault, Austerman, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Meyer

Honoring – The 50th Anniversary of Rust's Flying Service and K2 Aviation

By Representatives Holmes, Feige, Chenault, Costello, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – Barrow Whalers Girls Basketball Team, 2013 3A State Champions

By Representatives Nageak, Chenault, Austerman, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson,

Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – East High School Boys Basketball Team, 2013 Alaska State 4A Champions

By Representatives Pruitt, Josephson, Tarr, Chenault, Austerman, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Reinbold, Saddler, Seaton, Stoltze, Thompson, Tuck, P. Wilson, T. Wilson; Senators Fairclough, Wielechowski

Honoring – Klawock High School Boys Basketball Team, 2013 Alaska State 1A Champions

By Representatives Kreiss-Tomkins, Chenault, Austerman, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Stedman

Honoring – Bob Reupke

By Senator Wielechowski; Representatives Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – Aaron Pascas

By Senator Wielechowski; Representatives Gruenberg, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam – Mary Louise Rasmuson

By Representatives Holmes, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam – Esther Louise Hackney

By Representatives Kawasaki, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Kelly

In Memoriam – John Silva, Jr.

By Representatives Kreiss-Tomkins, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Stedman

In Memoriam – Donald Bruce Venes, Sr.

By Senator Hoffman; Representatives Herron, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

UNFINISHED BUSINESS

Representative Pruitt moved that the House ratify the appointment of Antoinette "Toni" Mallott to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of Antoinette "Toni" Mallott to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics
Ratify - Antoinette "Toni" Mallott

YEAS: 35 NAYS: 0 EXCUSED: 2 ABSENT: 3

Yeas: Austerman, Chenault, Costello, Drummond, Feige, Foster, Gara, Gattis, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

Absent: Edgmon, Herron, Saddler

And so, the appointment was ratified.

Representative Pruitt moved that the House ratify the appointment of H. Connor Thomas to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of H. Connor Thomas to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics
Ratify - H. Connor Thomas

YEAS: 36 NAYS: 0 EXCUSED: 2 ABSENT: 2

Yeas: Austerman, Chenault, Costello, Drummond, Feige, Foster, Gara, Gattis, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

Absent: Edgmon, Herron

And so, the appointment was ratified.

Representative Pruitt moved that the House ratify the appointment of Gary J. Turner to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of Gary J. Turner to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics

Ratify - Gary J. Turner

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

Yeas: Austerman, Chenault, Costello, Drummond, Feige, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

Absent: Edgmon

And so, the appointment was ratified.

Representative Pruitt moved that the House ratify the appointment of Janie Leask, Alternate, to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of Janie Leask, Alternate, to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics

Ratify - Janie Leask, Alternate

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

Yeas: Austerman, Chenault, Costello, Drummond, Feige, Foster, Gara, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gruenberg, Guttenberg

Absent: Edgmon

And so, the appointment was ratified.

The Senate ratified the appointments (page 858).

The Chief Clerk notified the Senate.

HCR 2

The following memorandum dated April 3, 2013, was received from Patty Rose, Enrolling Secretary, Division of Legal and Research Services, regarding:

HOUSE CONCURRENT RESOLUTION NO. 2

Proclaiming the state as a Purple Heart State to honor the service and sacrifice of our nation's men and women in uniform wounded or killed by the enemy while serving to protect the freedom enjoyed by all Americans.

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest error in HCR 2, which has been corrected in enrolling:

Page 2, line 5:

Delete "freedoms"

Insert "freedom"

HJR 10

Representative Edgmon added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 10

Proposing amendments to the Constitution of the State of Alaska creating a transportation infrastructure fund.

HB 98

Representative Gattis added her name as cosponsor to:

HOUSE BILL NO. 98

"An Act relating to escapement thresholds and escapement goals for certain salmon stocks."

HB 139

Representative Kreiss-Tomkins added his name as cosponsor to:

HOUSE BILL NO. 139

"An Act adding to the powers and duties of the State Commission for Human Rights; and relating to and prohibiting discrimination based on sexual orientation or gender identity or expression."

HB 161

Representative Keller added his name as cosponsor to:

HOUSE BILL NO. 161

"An Act relating to auctions or raffles for big game harvest permits and to the selection of nonprofit organizations to conduct auctions and raffles for the Department of Fish and Game."

HB 186

Representatives Kerttula, Costello, Olson, and Johnson added their names as cosponsors to:

HOUSE BILL NO. 186

"An Act relating to police standards and amending the definition of 'police officer.'"

SB 12

Representatives Chenault, Gara, Johnson, LeDoux, and Stoltze added their names as cross sponsors to:

SENATE BILL NO. 12

"An Act relating to state and public entity procurement, including the State Procurement Code, procurement preferences, contract awards, the use of small procurement provisions for certain amounts of leased space, the Alaska business license requirement for Alaska bidder and other procurement preferences, the proof of registration of construction contract bidders and offerors, the establishment and maintenance of lists of persons who want to provide supplies or services to the state, state agencies, and state instrumentalities, electronic bids and proposals, the chief procurement officer, small procurements, and writings; relating to

the meaning of 'Alaska bidder'; and providing for an effective date."

ENGROSSMENT

HB 162

CSHB 162(EDC) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 168

CSHB 168(L&C) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 186

HB 186 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ENROLLMENT

HCR 5

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 11:10 a.m., April 4, 2013:

HOUSE CONCURRENT RESOLUTION NO. 5

Relating to awarding the Alaska Decoration of Honor to certain members of the military.

Legislative Resolve No. 5

HJR 5

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 11:10 a.m., April 4, 2013:

CS FOR HOUSE JOINT RESOLUTION NO. 5(FSH)

Opposing the United States Food and Drug Administration's preliminary finding relating to genetically engineered salmon;

urging further examination of genetically engineered salmon; opposing AquaBounty's petition to produce genetically engineered salmon; and proposing, if AquaBounty's petition is approved, that its product should be labeled as "genetically modified."

Legislative Resolve No. 6

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 2, 2013.

House committee schedules are published under separate cover.

The following meeting today was changed:

Transportation Committee

CHANGED TO:

2:30 p.m.

ADJOURNMENT

Representative Pruitt moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 5, 2013. There being no objection, the House adjourned at 2:02 p.m.

Suzi Lowell
Chief Clerk