

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Monday

April 7, 2014

Seventy-seventh Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:09 a.m.

Roll call showed 39 members present. Representative Johnson was absent and his presence was noted later.

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

We gather together here today intent on doing good work.

We meet to serve our community, to use our resources wisely and well, to represent all members of our community fairly, to make decisions that promote the common good.

We recognize our responsibility to the past and the future, and the rights and needs of both individuals and community.

May our efforts be blessed with insight, guided by understanding and wisdom.

We seek to serve with respect for all.

May our personal faiths give us strength to act honestly and well in all matters before us. Amen.

The Pledge of Allegiance was led by Representative P. Wilson.

CERTIFICATION OF THE JOURNAL

Representative Pruitt moved and asked unanimous consent that the journal for the 74th, 75th, and 76th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HCR 21

A message dated April 4, 2014, was read stating the Senate passed:

HOUSE CONCURRENT RESOLUTION NO. 21
Proclaiming April 2014 as Child Abuse Prevention Month.

HCR 21 was referred to the Chief Clerk for enrollment.

SJR 15

A message dated April 4, 2014, was read stating the Senate concurred in the House amendment to SJR 15, thus adopting:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 15(RES)
Opposing any international designation of Alaska land or water as an international park, world heritage site, biosphere reserve, Ramsar site, or other classification of land or water that affects the use of land or water by the state or an Alaska Native corporation without approval by the United States Congress and the Alaska State Legislature; requesting the United States Department of State and the United States Department of the Interior to cease all further action related to an international designation for land and water in the state until the action is approved by the United States Congress and the Alaska State Legislature; requesting that the United States Congress pass legislation requiring Congressional approval of any international designation that affects the use of land or water by the state or the United States; requesting that the governor be involved in the process and development of any joint action plan; requesting that the state, including the departments responsible for the management of fish and wildlife and other

natural resources, be an integral part of any discussion, agreement, understanding, or other process that affects the use or development of fish and wildlife and other natural resources in the state; and urging the governor and the attorney general to reserve all legal remedies for a taking of the natural resources of the state by an international designation of land and water in the state.

A message dated April 4, 2014, was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 104

CS FOR SENATE BILL NO. 104(FIN) by the Senate Finance Committee, entitled:

"An Act relating to appropriations from the dividend fund; creating the criminal fund; relating to appropriations from the criminal fund for payments for crime victims, operating costs of the Violent Crimes Compensation Board, grants for the operation of sexual assault response teams and domestic violence intervention projects, and incarceration costs; and providing for an effective date."

was read the first time and referred to the Finance Committee.

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:

William Granger

as a member of the Board of Governors of the Alaska Bar.

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

**The presence of Representative Johnson was noted.

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

Leslie Schmitz

as a member of the Alaska State Board of Public Accountancy.

Robert Klein
Marvin Yoder

as members of the Alcoholic Beverage Control Board.

Donald (John) Christensen
Brian Hanson
Luanne Urfer

as members of the State Board of Registration for Architects, Engineers, and Land Surveyors.

Bernard Washington

as a member of the State Assessment Review Board.

Jeannine Jabaay
Glenda Ledford
Derrick Slaughter

as members of the Board of Barbers and Hairdressers.

Dr. Walter Campbell
Christine Hill

as members of the Board of Chiropractic Examiners.

Dr. Thomas Wells

as a member of the Board of Dental Examiners.

Albert Bolea
John Burns
Dave Cruz
Drue Pearce
Richard Rabinow

as members of the Alaska Gasline Development Corporation Board of Directors.

Willard Askren
Dr. Lynne Curry

as members of the Alaska Labor Relations Agency.

Richard Erickson

as a member of the Board of Marine Pilots.

JoAnn Young

as a member of the Board of Marital and Family Therapy.

Jennifer Swander

as a member of the Board of Certified Direct-Entry Midwives.

Erin Evans
Mary (Jennie) Grimwood
Carrie Miller

as members of the Board of Nursing.

Dr. Damien Delzer
Eric Lingle

as members of the Board of Examiners in Optometry.

William Altland
Anne Gruening

as members of the Board of Pharmacy.

Dr. Ilona Farr
Dr. Joseph Kennedy
Mary (Melissa) Robinson

as members of the State Physical Therapy and Occupational Therapy Board.

David Derry
Alfred Ferrara

as members of the Board of Certified Real Estate Appraisers.

Cynthia Cartledge

as a member of the Real Estate Commission.

Robert Pickett

as a member of the Regulatory Commission of Alaska.

Danielle LaFon
Laura Thiesen
Tina Walter

as members of the Board of Social Work Examiners.

Dr. Teresa Beck
Dr. James Hagee

as members of the Board of Veterinary Examiners.

Philip Ulmer

as a member of the Workers' Compensation Appeals Commission.

Julie Duquette
David Kester
Michael O'Connor

Donna Phillips
Mark Talbert
Zebulon Woodman

as members of the Alaska Workers' Compensation Board.

The report was signed by Representative Olson, Chair; and Representatives Reinbold, Chenault, Saddler, Herron, and Josephson.

HB 370

The Labor & Commerce Committee considered:

HOUSE BILL NO. 370

"An Act relating to employer drug testing; requiring the Alaska Workers' Compensation Board to adopt regulations relating to the prescription of controlled substances to employees; and limiting the prescription of controlled substances to employees."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 370(L&C)

"An Act relating to employer-required drug testing; requiring the Alaska Workers' Compensation Board to adopt regulations relating to the prescription of controlled substances to employees; and relating to the prescription of controlled substances to employees."

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

Do pass (1): Olson

No recommendation (4): Chenault, Herron, Reinbold, Saddler

Amend (1): Josephson

The following fiscal note(s) apply to CSHB 370(L&C):

1. Zero, Dept. of Administration
2. Zero, Dept. of Labor & Workforce Development

HB 370 was referred to the Judiciary Committee.

SB 195

The Education Committee considered:

CS FOR SENATE BILL NO. 195(FIN)

"An Act relating to the membership and authority of the Alaska Commission on Postsecondary Education; relating to the Alaska Student Loan Corporation; relating to teacher education loans; relating to interest on and consolidation of postsecondary education loans; relating to Alaska supplemental education loans; relating to AlaskAdvantage grants; relating to the Alaska family education loan program; relating to postsecondary educational institutions; and providing for an effective date."

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

Do pass (5): Reinbold, LeDoux, Seaton, Saddler, Gattis

No recommendation (1): Drummond

The following fiscal note(s) apply:

2. Fiscal, Dept. of Education & Early Development

CSSB 195(FIN) 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 – Dr. Daniel J. O'Connell
By Representative Edgmon; Senator Stevens

Honoring – Alma Rider
By Representative Isaacson; Senator Coghill

Honoring – Christie Hill, Braving Frigid Alaska Waters to Fight Cancer
By Representative Seaton; Senator Micciche

Honoring – Leon LaSalle
By Representative Isaacson; Senator Coghill

Honoring – Teck John Baker Youth Leaders, 2014 Spirit of Youth
Lifesaver & Prevention Award
By Representative Nageak; Senator Olson

Honoring – Kachemak Bay Broadcasting, Inc., 35 Years of Bringing
the Sound to the Sea
By Representative Seaton; Senator Micciche

Honoring – Cathy Gleason
By Senator French; Representative Holmes

Honoring – Joe Tompkins
By Senator Egan; Representatives Munoz, Kito III

Honoring – Dr. Robert Thomason
By Senator Egan; Representatives Kito III, Munoz

Honoring – Cheryl Guyett
By Senator French

Honoring – Chief Robert Painter
By Senator Micciche; Representative Seaton

In Memoriam – Thomas Bishop
By Representatives Stoltze, Gattis, Hughes, Keller, Neuman; Senator
Dunleavy

In Memoriam – Robert 'Joker' Lupo
By Representatives Stoltze, Saddler, Reinbold; Senators Fairclough,
Dyson, Huggins

In Memoriam – Gloria Tokar
By Representatives Stoltze, Hughes, Gattis, Keller, Neuman; Senators
Dunleavy, Huggins

In Memoriam – Arthur David Schmidt
By Representatives Stoltze, Gattis, Hughes, Keller, Neuman; Senators
Huggins, Dunleavy

In Memoriam – Clark Kent Babbitt
By Representative Tuck

In Memoriam – Eugene Michael Wescott
By Representatives Kawasaki, Guttenberg

In Memoriam – Brooke McPheters
By Representative Millett; Senator Meyer

In Memoriam – Monta Faye Lane
By Senator Coghill; Representative Isaacson

In Memoriam – Robert G. Miller
By Senators Bishop, Coghill

In Memoriam – William A. Childers
By Senator Coghill

In Memoriam – Silas Moore Wiley, Jr.
By Senator French

In Memoriam – Kay Prather
By Senator Egan; Representatives Kito III, Munoz

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 210

The following was read the second time:

HOUSE BILL NO. 210

"An Act relating to the administration of psychiatric medication to a student; relating to crisis intervention training for school personnel; and relating to restraint, escort, and seclusion of students in public and private schools."

HOUSE JOURNAL

April 7, 2014

2219

with the:

Journal Page

EDC RPT CS(EDC) NT 3DP 2NR 1AM	1953
FN1: (EED)	1953
FIN RPT CS(FIN) NT 11DP	2063
FN1: (EED)	2064

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. 210(FIN)

"An Act relating to crisis intervention training for school personnel; and relating to restraint and seclusion of students in public schools."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Millett:

Page 5, line 11, following "student":

Insert "alone"

Page 5, line 12, following "is":

Insert "physically"

Representative Millett moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 210(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 210(FIN) am was read the third time.

The question being: "Shall CSHB 210(FIN) am pass the House?" The roll was taken with the following result:

CSHB 210(FIN) am
 Third Reading
 Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

And so, CSHB 210(FIN) am passed the House and was referred to the Chief Clerk for engrossment.

HB 281

The following was read the second time:

HOUSE BILL NO. 281

"An Act relating to prescription of drugs by a physician without a physical examination."

with the:

Journal Page

HSS RPT CS(HSS) 4DP	1726
FN1: ZERO(CED)	1727
L&C RPT CS(L&C) 2DP 4NR	2100
FN1: ZERO(CED)	2100

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. 281(L&C)
 (same title)

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 281(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 281(L&C) was read the third time.

The question being: "Shall CSHB 281(L&C) pass the House?" The roll was taken with the following result:

CSHB 281(L&C)
Third Reading
Final Passage

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

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, Kito III, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Hawker, Josephson, Kawasaki

Absent: Kreiss-Tomkins

Gara changed from "Nay" to "Yea".

And so, CSHB 281(L&C) passed the House.

Representative Kawasaki gave notice of reconsideration of the vote on CSHB 281(L&C), and it was taken up later.

SECOND READING OF SENATE BILLS

SB 124

The following was read the second time:

SENATE BILL NO. 124

"An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

with the:

Journal Page

FIN RPT 8DP	1795
FN1: (DPS)	1795
RLS RPT 6DP	2191
FN1: (DPS)	2191

Representative Pruitt moved and asked unanimous consent that SB 124 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SB 124 was read the third time.

Representative Stoltze moved and asked unanimous consent that Representative Holmes be the first cross sponsor before him. There being no objection, it was so ordered.

The question being: "Shall SB 124 pass the House?" The roll was taken with the following result:

SB 124

Third Reading

Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

And so, SB 124 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 124 was signed by the Speaker and Chief Clerk and returned to the Senate.

The Speaker stated that, without objection, the House would recess until 5:00 p.m.; and so, the House recessed at 12:11 p.m.

AFTER RECESS

The Speaker called the House back to order at 5:14 p.m.

Representative Pruitt moved and asked unanimous consent that Representative Isaacson be excused from a call of the House at a time between 6:00 p.m. to 10:00 p.m., today. There being no objection, it was so ordered.

The Speaker stated that, without objection, the House would revert to:

MESSAGES FROM THE SENATE

A message dated April 7, 2014, was read stating the Senate accepted the invitation to reschedule the joint session to consider confirmation of the Governor's appointments, from 11:00 a.m., April 11 to 11:00 a.m., April 17.

HB 266

A message received at 5:08 p.m., April 7, 2014, was read stating the Senate passed CSHB 266(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 266(FIN)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs, capitalizing funds, and making reappropriations; and providing for an effective date."

CSHB 266(FIN) is under Unfinished Business.

HB 267

A message received at 5:08 p.m., April 7, 2014, was read stating the Senate passed CSHB 267(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 267(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

CSHB 267(FIN) is under Unfinished Business.

REPORTS OF STANDING COMMITTEES

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to the House for ratification:

Janie Leask

as a member of the Select Committee on Legislative Ethics.

The report was signed by Representative Keller, Chair; and Representatives Pruitt, LeDoux, Gruenberg, and Lynn.

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to the House for ratification:

Christena Williams (Alternate)

as a member of the Select Committee on Legislative Ethics.

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

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

David Brown
Stanley (Stosh) Hoffman, Jr.
Ted Spraker

as members of the Board of Game.

The report was signed by Representatives Saddler and Feige, Co-chairs; and Representatives Johnson, Kawasaki, Hawker, P. Wilson, Olson, Tarr, and Seaton.

HR 9

The Education Committee considered:

HOUSE RESOLUTION NO. 9

Urging the commissioner of education and early development and the state Board of Education and Early Development to delay implementation of statewide education standards.

and recommends it be replaced with:

CS FOR HOUSE RESOLUTION NO. 9(EDC)

Urging the commissioner of education and early development and the state Board of Education and Early Development to evaluate and ensure that, in setting state education performance standards, Alaska's sovereignty is maintained and that the standards of the Common Core State Standards Initiative are not adopted as state education performance standards.

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

Do pass (2): Reinbold, Gattis

Do not pass (1): Drummond

No recommendation (3): LeDoux, Seaton, Saddler

The following fiscal note(s) apply to CSHR 9(EDC):

1. Zero, House Education Committee

HR 9 was referred to the Rules Committee for placement on the calendar.

HB 361

The Finance Committee considered:

HOUSE BILL NO. 361

"An Act relating to licensing of behavior analysts."

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

Do pass (9): Guttenberg, Munoz, Thompson, Edgmon, T. Wilson, Gara, Costello, Stoltze, Austerman

No recommendation (1): Neuman

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Health & Social Services
2. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 361 was referred to the Rules Committee for placement on the calendar.

SB 137

The Resources Committee considered:

SENATE BILL NO. 137

"An Act extending the termination date of the Alaska Seismic Hazards Safety Commission; and providing for an effective date."

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

Do pass (6): Seaton, Johnson, P. Wilson, Tarr, Feige, Saddler

No recommendation (3): Kawasaki, Hawker, Olson

The following fiscal note(s) apply:

1. Fiscal, Dept. of Natural Resources

SB 137 was referred to the Finance Committee.

CONCUR IN SENATE AMENDMENTS

HB 266

Representative Pruitt moved and asked unanimous consent that the House consider the Senate message (page 2223) on the following:

CS FOR HOUSE BILL NO. 266(FIN)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs, capitalizing funds, and making reappropriations; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 266(FIN)
(same title)

There being no objection, it was so ordered.

Representative Pruitt moved that the House concur in the Senate amendment to CSHB 266(FIN), thus adopting SCS CSHB 266(FIN), and recommended that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 266(FIN)?" The roll was taken with the following result:

SCS CSHB 266(FIN)

Concur

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

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

Absent: Guttenberg, Millett

And so, the House failed to concur in the Senate amendment.

The Chief Clerk notified the Senate and respectfully requested it to recede.

In the event the Senate fails to recede from its amendment, the Speaker appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the above bills:

Representative Austerman, Chair
Representative Stoltze
Representative Gara

The Speaker stated that Uniform Rule 23(d) will be in effect when the Senate appoints members to the Conference Committee to consider the operating budget.

HB 267

Representative Pruitt moved and asked unanimous consent that the House consider the Senate message (page 2223) on the following:

CS FOR HOUSE BILL NO. 267(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 267(FIN)
(same title)

There being no objection, it was so ordered.

Representative Pruitt moved that the House concur in the Senate amendment to CSHB 267(FIN), thus adopting SCS CSHB 267(FIN), and recommended that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 267(FIN)?" The roll was taken with the following result:

SCS CSHB 267(FIN)

Concur

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

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

Absent: Guttenberg, Millett

And so, the House failed to concur in the Senate amendment.

The Chief Clerk notified the Senate and respectfully requested it to recede.

In the event the Senate fails to recede from its amendment, the Speaker appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the above bills:

Representative Austerman, Chair
Representative Stoltze
Representative Gara

RECONSIDERATION

HB 281

Representative Kawasaki moved and asked unanimous consent that reconsideration of CSHB 281(L&C) (page 2221) be taken up on the same day. There being no objection, it was so ordered.

The following was before the House in third reading:

CS FOR HOUSE BILL NO. 281(L&C)
"An Act relating to prescription of drugs by a physician without a physical examination."

The question to be reconsidered: "Shall CSHB 281(L&C) pass the House?" The roll was taken with the following result:

CSHB 281(L&C)
Third Reading
Final Passage
Reconsideration

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

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

Nays: Josephson, Kawasaki

Absent: Guttenberg, Millett

And so, CSHB 281(L&C) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

CONSIDERATION OF THE DAILY CALENDAR

(continued)

THIRD READING OF HOUSE BILLS

HB 278

The following, which was held to today's calendar (page 2200), was read the third time:

CS FOR HOUSE BILL NO. 278(FIN)

"An Act increasing the base student allocation used in the formula for state funding of public education; relating to the exemption from jury service for certain teachers; relating to the powers of the Department of Education and Early Development; relating to high school course credit earned through assessment; relating to school performance reports; relating to assessments; relating to charter schools and student transportation; relating to residential school applications; relating to tenure of public school teachers; relating to unemployment contributions for the Alaska technical and vocational education program; relating to earning high school credit for completion of vocational education courses offered by institutions receiving technical and vocational education program funding; relating to schools operated by a federal agency; relating

to the school size factor for public school funding; adjusting the calculation of state aid for public school funding; relating to the local contribution to public education funding; relating to the withholding of state aid to public education for teacher retirement contributions; relating to the teachers' defined benefit retirement plan; establishing the teachers' pension reserve fund; relating to education tax credits; establishing an optional municipal tax exemption for privately owned real property rented or leased for use as a charter school; requiring the Department of Administration to provide a proposal for a salary and benefits schedule for school districts; making conforming amendments; and providing for an effective date."

Representative Munoz moved and asked unanimous consent that CSHB 278(FIN) 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 278(FIN) would be returned to second reading for all amendments.

Amendment No. 1 was offered by Representatives Munoz, Edgmon, Costello, Seaton, Hawker, Chenault, Stoltze, Gara, and Kawasaki:

Page 1, line 11, through page 2, line 3 (title amendment):

Delete "**adjusting the calculation of state aid for public school funding; relating to the local contribution to public education funding; relating to the withholding of state aid to public education for teacher retirement contributions; relating to the teachers' defined benefit retirement plan; establishing the teachers' pension reserve fund;**"

Page 12, line 24, through page 15, line 6:

Delete all material.

Renumber the following bill sections accordingly.

Page 15, line 26:

Delete "sec. 21"

Insert "sec. 19"

Page 15, line 29:

Delete "secs. 21 and 22"

Insert "secs. 19 and 20"

Page 16, lines 1 - 15:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 17, line 8, through page 18, line 10:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 20, line 13, through page 23, line 15:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 22 and 23"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 22 and 23"

Page 35, line 14:

Delete "Sections 30 and 54"

Insert "Sections 24 and 45"

Page 35, lines 15 - 16:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 35, line 17:

Delete "22, and 31- 33"

Insert "20, and 25 - 27"

Page 35, line 18:

Delete "Section 23"
Insert "Section 21"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"
Insert "Sections 30, 33, 36, and 39"

Page 35, line 20:

Delete "secs. 56 - 60"
Insert "secs. 47 - 50"

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

Representative T. Wilson objected.

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

CSHB 278(FIN)

Second Reading

Amendment No. 1

YEAS: 37 NAYS: 3 EXCUSED: 0 ABSENT: 0

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

Nays: Austerman, Neuman, T.Wilson

And so, Amendment No. 1 was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 278(FIN) am

"An Act increasing the base student allocation used in the formula for state funding of public education; relating to the exemption from jury service for certain teachers; relating to the powers of the Department of Education and Early Development; relating to high

school course credit earned through assessment; relating to school performance reports; relating to assessments; relating to charter schools and student transportation; relating to residential school applications; relating to tenure of public school teachers; relating to unemployment contributions for the Alaska technical and vocational education program; relating to earning high school credit for completion of vocational education courses offered by institutions receiving technical and vocational education program funding; relating to schools operated by a federal agency; relating to the school size factor for public school funding; relating to education tax credits; establishing an optional municipal tax exemption for privately owned real property rented or leased for use as a charter school; requiring the Department of Administration to provide a proposal for a salary and benefits schedule for school districts; making conforming amendments; and providing for an effective date."

Amendment No. 2 was offered by Representatives Edgmon, Munoz, Holmes, Herron, Seaton, LeDoux, Millett, Chenault, P. Wilson, Tuck, and Guttenberg:

Page 1, lines 10 - 11 (title amendment):

Delete "**relating to the school size factor for public school funding; relating to a grant for school districts;**"

Page 15, lines 7 - 22:

Delete all material.

Renumber the following bill sections accordingly.

Page 15, line 26:

Delete "sec. 21"

Insert "sec. 20"

Page 15, line 29:

Delete "secs. 21 and 22"

Insert "secs. 20 and 21"

Page 34, line 25:

Delete "Sections 25 and 26"
Insert "Sections 24 and 25"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"
Insert "secs. 24 and 25"

Page 35, following line 13:

Insert a new bill section to read:

"* **Sec. 55.** The uncodified law of the State of Alaska is amended by adding a new section to read:

GRANTS TO SCHOOL DISTRICTS. The Department of Education and Early Development shall distribute a one-time grant in the amount of \$30,000,000 as state aid to school districts according to the average daily membership for each district adjusted under AS 14.17.410(b)(1)(A) - (D), as those subparagraphs read on June 29, 2014, for the fiscal year ending June 30, 2015."

Renumber the following bill sections accordingly.

Page 35, line 14:

Delete "Sections 30 and 54"
Insert "Sections 29 and 53"

Page 35, line 15:

Delete "27 and 35 - 37"
Insert "26, and 34 - 36"

Page 35, line 17:

Delete "22 and 31 - 33"
Insert "21, and 30 - 32"

Page 35, line 18:

Delete "Section 23"
Insert "Section 22"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"
Insert "Sections 38, 41, 44, and 47"

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

Representative Austerman objected.

Amendment No. 1 to Amendment No. 2 was offered by Representative Holmes:

Under Page 1, lines 10 - 11, following "**funding**";
Insert "Insert"

Representative Holmes moved and asked unanimous consent that Amendment No. 1 to Amendment No. 2 be adopted.

Objection was heard and withdrawn. There being no further objection, Amendment No. 1 to Amendment No. 2 was adopted.

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

CSHB 278(FIN) am

Second Reading

Amendment No. 2 as amended

YEAS: 27 NAYS: 13 EXCUSED: 0 ABSENT: 0

Yeas: Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johnson, Josephson, Kito III, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Pruitt, Seaton, Tarr, Tuck, P.Wilson

Nays: Austerman, Gattis, Higgins, Hughes, Isaacson, Kawasaki, Keller, Neuman, Reinbold, Saddler, Stoltze, Thompson, T.Wilson

And so, Amendment No. 2 as amended was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 278(FIN) am

"An Act increasing the base student allocation used in the formula for state funding of public education; relating to the exemption from jury service for certain teachers; relating to the powers of the Department of Education and Early Development; relating to high

school course credit earned through assessment; relating to school performance reports; relating to assessments; relating to charter schools and student transportation; relating to residential school applications; relating to tenure of public school teachers; relating to unemployment contributions for the Alaska technical and vocational education program; relating to earning high school credit for completion of vocational education courses offered by institutions receiving technical and vocational education program funding; relating to schools operated by a federal agency; relating to a grant for school districts; relating to education tax credits; establishing an optional municipal tax exemption for privately owned real property rented or leased for use as a charter school; requiring the Department of Administration to provide a proposal for a salary and benefits schedule for school districts; making conforming amendments; and providing for an effective date."

Amendment No. 3 was offered by Representatives Lynn, Tarr, Drummond, Tuck, Kawasaki, and Gara:

Page 1, line 6 (title amendment):

Delete "**relating to tenure of public school teachers;**"

Page 16, line 16, through page 17, line 7:

Delete all material.

Renumber the following bill sections accordingly.

Page 34, lines 23 - 27:

Delete all material.

Renumber the following bill sections accordingly.

Page 35, line 14:

Delete "Sections 30 and 54"

Insert "Sections 28 and 51"

Page 35, line 15:

Delete "secs. 27 and 35 - 37"

Insert "secs. 25, and 33 - 35"

Page 35, line 17:

Delete "31 - 33"

Insert "29 - 31"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"

Insert "Sections 37, 40, 43, and 46"

Page 35, line 20:

Delete "secs. 56 - 60"

Insert "secs. 53 - 57"

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

Representative Stoltze objected.

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

Representatives Seaton and Josephson moved and asked unanimous consent that they be allowed to abstain from voting because of a conflict of interest. Objection was heard, and the members were required to vote.

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

CSHB 278(FIN) am

Second Reading

Amendment No. 3

YEAS: 15 NAYS: 25 EXCUSED: 0 ABSENT: 0

Yeas: Drummond, Foster, Gara, Gruenberg, Guttenberg, Hawker, Holmes, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, LeDoux, Lynn, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Edgmon, Feige, Gattis, Herron, Higgins, Hughes, Isaacson, Johnson, Keller, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representatives Nageak and Guttenberg:

Page 1, line 5, following "assessments;" (title amendment):

Insert "**providing for public school funding for Internet services;**"

Page 5, following line 26:

Insert a new bill section to read:

**** Sec. 7.** AS 14.03 is amended by adding a new section to read:

Sec. 14.03.127. Funding for Internet services. (a) A district in which one or more schools qualify for a discounted rate for Internet services under the federal universal services program is eligible to receive a base amount that is equal to the applicant's share for each school of the Internet services for fiscal year 2015.

(b) Each fiscal year beginning in fiscal year 2016, in addition to the base amount paid under (a) of this section, a district is eligible to receive an adjustment to the base amount for each school that is equal to the amount needed to bring the base amount up to the applicant's share for 10 megabits of download a second of the Internet services.

(c) If insufficient funding is appropriated to provide funding authorized under (a) and (b) of this section, the state share shall be distributed pro rata to eligible school districts.

(d) In this section,

(1) "applicant's share" means the difference between the cost of Internet services that are eligible for the discount under the federal universal services program and the discount received for those services under the federal universal services program;

(2) "federal universal services program" means the program established in 47 U.S.C. 254 and regulations implementing that section."

Renumber the following bill sections accordingly.

Page 15, line 26:

Delete "sec. 21"

Insert "sec. 22"

Page 15, line 29:

Delete "secs. 21 and 22"

Insert "secs. 22 and 23"

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 26 and 27"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 26 and 27"

Page 34, line 30:

Delete "Sections 7 and 8"

Insert "Sections 8 and 9"

Page 35, line 14:

Delete "Sections 30 and 54"

Insert "Sections 31 and 55"

Page 35, line 15:

Delete "sec. 19"

Insert "sec. 20"

Delete "secs. 27 and 35 - 37"

Insert "secs. 28, and 36 - 38"

Page 35, line 17:

Delete "22 and 31 - 33"

Insert "23, and 32 - 34"

Page 35, line 18:

Delete "Section 23"

Insert "Section 24"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"

Insert "Sections 40, 43, 46, and 49"

Page 35, line 20:

Delete "secs. 56 - 60"

Insert "secs. 57 - 61"

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

Representative Stoltze objected.

Representative Nageak moved and asked unanimous consent to withdraw Amendment No. 4. There being no objection, it was so ordered.

Amendment No. 5 was offered by Representative Reinbold:

Page 1, line 5, following "**assessments;**" (title amendment):

Insert "**establishing a public school and school district grading system;**"

Page 5, following line 11:

Insert a new bill section to read:

**** Sec. 6.** AS 14.03.123(c) is amended to read:

(c) The state board shall adopt regulations implementing this section, providing for a statewide student assessment system, and providing for the process of assigning a designation under (a) of this section, including

(1) the **method** [METHODOLOGY] used to assign the performance designation, including the measures used and their relative weights;

(2) high performance and low performance designations that are based on the accountability system under this section **and AS 14.03.124;**

(3) a procedure for appealing a designation that may be used by the principal of a public school or by the superintendent of a public school district;

(4) additional measures that may be progressively

implemented by the commissioner to assist schools or districts to improve performance in accordance with this section and with federal law; to the extent necessary to conform to federal law, the additional measures may be unique to a certain school or district if that school or district receives federal funding that is not available to all schools or districts in the state."

Renumber the following bill section accordingly.

Page 5, following line 26:

Insert a new bill section to read:

** **Sec. 8.** AS 14.03 is amended by adding a new section to read:

Sec. 14.03.124. Public school and school district grading system. The department shall establish by regulation the criteria that accounts for improvement in student achievement for assigning annual performance designations as follows:

- (1) "A" for a school making excellent progress;
- (2) "B" for a school making above average progress;
- (3) "C" for a school making satisfactory progress;
- (4) "D" for a school making less than satisfactory progress;
- (5) "F" for a school failing to make adequate progress."

Renumber the following bill sections accordingly.

Page 15, line 26:

Delete "sec. 21"

Insert "sec. 23"

Page 15, line 29:

Delete "secs. 21 and 22"

Insert "secs. 23 and 24"

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 27 and 28"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 27 and 28"

April 7, 2014

2243

Page 34, line 30:

Delete "Sections 7 and 8"
Insert "Sections 9 and 10"

Page 35, line 14:

Delete "Sections 30 and 54"
Insert "Sections 32 and 56"

Page 35, line 15:

Delete "sec. 19"
Insert "sec. 21"
Delete "secs. 27 and 35 - 37"
Insert "secs. 29 and 37 - 39"

Page 35, line 17:

Delete "22 and 31 - 33"
Insert "24, and 33 - 35"

Page 35, line 18:

Delete "Section 23"
Insert "Section 25"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"
Insert "Sections 41, 44, 47, and 50"

Page 35, line 20:

Delete "secs. 56 - 60"
Insert "secs. 58 - 62"

Representative Reinbold moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Kito III objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am
Second Reading
Amendment No. 5

YEAS: 22 NAYS: 18 EXCUSED: 0 ABSENT: 0

Yeas: Austerman, Chenault, Foster, Gattis, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Millett, Munoz, Neuman, Olson, Pruitt, Reinbold, Saddler, Stoltze, Thompson, T.Wilson

Nays: Costello, Drummond, Edgmon, Feige, Gara, Gruenberg, Guttenberg, Herron, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Lynn, Nageak, Seaton, Tarr, Tuck, P.Wilson

And so, Amendment No. 5 was adopted, and the new title follows:

CS FOR HOUSE BILL NO. 278(FIN) am

"An Act increasing the base student allocation used in the formula for state funding of public education; relating to the exemption from jury service for certain teachers; relating to the powers of the Department of Education and Early Development; relating to high school course credit earned through assessment; relating to school performance reports; relating to assessments; establishing a public school and school district grading system; relating to charter schools and student transportation; relating to residential school applications; relating to tenure of public school teachers; relating to unemployment contributions for the Alaska technical and vocational education program; relating to earning high school credit for completion of vocational education courses offered by institutions receiving technical and vocational education program funding; relating to schools operated by a federal agency; relating to a grant for school districts; relating to education tax credits; establishing an optional municipal tax exemption for privately owned real property rented or leased for use as a charter school; requiring the Department of Administration to provide a proposal for a salary and benefits schedule for school districts; making conforming amendments; and providing for an effective date."

Amendment No. 6 was offered by Representative Seaton:

April 7, 2014

2245

Page 2, lines 20 - 21:

Delete "mathematics, language arts, science, social studies, and world languages"

Insert "the subject"

Representative Seaton moved and asked unanimous consent that Amendment No. 6 be adopted.

There was objection.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am

Second Reading

Amendment No. 6

YEAS: 32 NAYS: 8 EXCUSED: 0 ABSENT: 0

Yeas: Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Hughes, Isaacson, Johnson, Josephson, Keller, Kreiss-Tomkins, LeDoux, Lynn, Millett, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Austerman, Chenault, Costello, Holmes, Kawasaki, Kito III, Munoz, Stoltze

And so, Amendment No. 6 was adopted.

**Representative Isaacson, who was excused (page 2223), left the Chamber.

Amendment No. 7 was offered by Representatives Josephson, Kito III, Tuck, Gruenberg, Gara, Kreiss-Tomkins, Drummond, Kawasaki, Tarr, and Guttenberg:

Page 23, line 23:

Delete "**or private nonprofit**"

Page 23, line 30:

Delete "**or private nonprofit**"

Page 25, line 7:

Delete "**or private nonprofit**"

Page 26, line 16:

Delete "**or private nonprofit**"

Page 26, line 23:

Delete "**or private nonprofit**"

Page 27, line 31:

Delete "**or private nonprofit**"

Page 29, line 9:

Delete "**or private nonprofit**"

Page 29, line 16:

Delete "**or private nonprofit**"

Page 30, line 24:

Delete "**or private nonprofit**"

Page 32, line 3:

Delete "**or private nonprofit**"

Page 32, line 10:

Delete "**or private nonprofit**"

Page 33, line 19:

Delete "**or private nonprofit**"

Representative Josephson moved and asked unanimous consent that Amendment No. 7 be adopted.

Representative Stoltze objected.

The question being: "Shall Amendment No. 7 be adopted?" The roll was taken with the following result:

April 7, 2014

2247

CSHB 278(FIN) am
Second Reading
Amendment No. 7

YEAS: 16 NAYS: 23 EXCUSED: 1 ABSENT: 0

Yeas: Drummond, Edgmon, Feige, Foster, Gara, Gruenberg, Guttenberg, Herron, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Seaton, Tarr, Tuck, P.Wilson

Nays: Austerman, Chenault, Costello, Gattis, Hawker, Higgins, Holmes, Hughes, Johnson, Keller, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Stoltze, Thompson, T.Wilson

Excused: Isaacson

And so, Amendment No. 7 was not adopted.

Amendment No. 8 was offered by Representatives Guttenberg, Gara, Tarr, Drummond, Kawasaki, Tuck, Gruenberg, Josephson, and Kito III:

Page 2, lines 5 - 6 (title amendment):

Delete "**requiring the Department of Administration to provide a proposal for a salary and benefits schedule for school districts;**"

Page 35, lines 8 - 13:

Delete all material.

Renumber the following bill sections accordingly.

Page 35, line 20:

Delete "secs. 56 - 60"

Insert "secs. 55 - 59"

Representative Guttenberg moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative T. Wilson objected.

**The presence of Representative Isaacson, who left the Chamber (page 2245), was noted.

The question being: "Shall Amendment No. 8 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am
Second Reading
Amendment No. 8

YEAS: 13 NAYS: 27 EXCUSED: 0 ABSENT: 0

Yeas: Drummond, Edgmon, Gara, Gruenberg, Guttenberg, Herron, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Lynn, Tarr, Tuck

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

And so, Amendment No. 8 was not adopted.

Amendment No. 9 was offered by Representatives Tuck, Gruenberg, Josephson, Kito III, Gara, Kreiss-Tomkins, Guttenberg, Tarr, Kawasaki, and Drummond:

Page 15, following line 31:

Insert a new bill section to read:

** **Sec. 24.** AS 14.17 is amended by adding a new section to read:

Sec. 14.17.475. Charter school facility cost adjustment. In addition to other money available under AS 14.03.260(a), if a charter school operates in a facility that requires a lease payment, the department shall pay to a charter school established under AS 14.03.250 a facility cost adjustment in the amount of 10 percent of the base student allocation under AS 14.17.470, multiplied by the number of students enrolled in the charter school."

Renumber the following bill sections accordingly.

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 26 and 27"

April 7, 2014

2249

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 26 and 27"

Page 35, line 14:

Delete "Sections 30 and 54"

Insert "Sections 31 and 55"

Page 35, line 15:

Delete "secs. 27 and 35 - 37"

Insert "secs. 28 and 36 - 38"

Page 35, line 17:

Delete "31 - 33"

Insert "32 - 34"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"

Insert "Sections 40, 43, 46, and 49"

Page 35, line 20:

Delete "secs. 56 - 60"

Insert "secs. 57 - 61"

Representative Tuck moved and asked unanimous consent that Amendment No. 9 be adopted.

Representative Gattis objected.

The question being: "Shall Amendment No. 9 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am

Second Reading

Amendment No. 9

YEAS: 13 NAYS: 26 EXCUSED: 0 ABSENT: 1

Yeas: Drummond, Feige, Gara, Gruenberg, Guttenberg, Higgins, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Millett, Tarr, Tuck

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

Absent: Reinbold

And so, Amendment No. 9 was not adopted.

Amendment No. 10 was offered by Representatives Drummond, Kawasaki, Tuck, Guttenberg, Gruenberg, Josephson, Kito III, Kreiss-Tomkins, Tarr, and Gara:

Page 9, following line 25:

Insert a new bill section to read:

"* **Sec. 14.** AS 14.07.020 is amended by adding a new subsection to read:

(d) Nothing in (b) of this section shall prevent the department from carrying out the duties under (a) of this section, including implementing, or assisting a district in implementing, curriculum or performance standards adopted before July 1, 2014."

Renumber the following bill sections accordingly.

Page 15, line 26:

Delete "sec. 21"

Insert "sec. 22"

Page 15, line 29:

Delete "secs. 21 and 22"

Insert "secs. 22 and 23"

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 26 and 27"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 26 and 27"

April 7, 2014

2251

Page 35, line 14:

Delete "Sections 30 and 54"
Insert "Sections 31 and 55"

Page 35, line 15:

Delete "sec. 19"
Insert "sec. 20"
Delete "secs. 27 and 35 - 37"
Insert "secs. 28 and 36 - 38"

Page 35, line 17:

Delete "22 and 31 - 33"
Insert "23, and 32 - 34"

Page 35, line 18:

Delete "Section 23"
Insert "Section 24"

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"
Insert "Sections 40, 43, 46, and 49"

Page 35, line 20:

Delete "secs. 56 - 60"
Insert "secs. 57 - 61"

Representative Drummond moved and asked unanimous consent that Amendment No. 10 be adopted.

Representative T. Wilson objected.

The question being: "Shall Amendment No. 10 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am
Second Reading
Amendment No. 10

YEAS: 15 NAYS: 24 EXCUSED: 0 ABSENT: 1

Yeas: Costello, Drummond, Edgmon, Gara, Gruenberg, Guttenberg, Herron, Holmes, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Munoz, Tarr, Tuck

Nays: Austerman, Chenault, Feige, Foster, Gattis, Higgins, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Millett, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Absent: Hawker

And so, Amendment No. 10 was not adopted.

Amendment No. 11 was offered by Representatives Gara, Kawasaki, Tuck, Drummond, Kito III, Tarr, Josephson, Gruenberg, and Guttenberg:

Page 15, line 24:

Delete "\$5,865"

Insert "\$6,084"

Page 15, lines 27 - 28:

Delete "\$5,923 [\$5,865]"

Insert "\$6,284 [\$6,084]"

Page 15, lines 30 - 31:

Delete "\$5,981 [\$5,923]"

Insert "\$6,484 [\$6,284]"

Page 15, following line 31:

Insert new bill sections to read:

** **Sec. 24.** AS 14.17.470 is amended to read:

Sec. 14.17.470. Base student allocation. The base student allocation is \$6,184 [\$5,680].

* **Sec. 25.** AS 14.17.470, as amended by sec. 24 of this Act, is amended to read:

Sec. 14.17.470. Base student allocation. The base student allocation is \$6,384 [\$6,184].

* **Sec. 26.** AS 14.17.470, as amended by secs. 24 and 25 of this Act, is amended to read:

Sec. 14.17.470. Base student allocation. The base student allocation is \$6,584 [\$6,384]."

Renumber the following bill sections accordingly.

Page 34, line 25:

Delete "Sections 25 and 26"

Insert "Sections 28 and 29"

Page 34, lines 26 - 27:

Delete "secs. 25 and 26"

Insert "secs. 28 and 29"

Page 35, following line 13:

Insert a new bill section to read:

"* **Sec. 59.** The uncodified law of the State of Alaska is amended by adding a new section to read:

CONTINGENT EFFECT. (a) Sections 21 - 23 of this Act take effect only if the Twenty-Eighth Alaska State Legislature passes an appropriation bill that becomes law that appropriates at least \$25,000,000 to the Department of Education and Early Development for funding public education as state aid to districts according to the average daily membership for each district adjusted under AS 14.17.410(b)(1), in addition to K-12 support provided under the foundation program.

(b) Sections 24 - 26 of this Act take effect only if the Twenty-Eighth Alaska State Legislature fails to pass an appropriation bill that becomes law that appropriates at least \$25,000,000 to the Department of Education and Early Development for funding public education as state aid to districts according to the average daily membership for each district adjusted under AS 14.17.410(b)(1), in addition to K-12 support provided under the foundation program."

Renumber the following bill sections accordingly.

Page 35, line 14:

Delete "Sections 30 and 54"

Insert "Sections 33 and 57"

Page 35, line 15:

Delete "secs. 27 and 35 - 37"

Insert "secs. 30 and 38 - 40"

Page 35, line 17:

Delete "31 - 33"

Insert "34 - 36"

Page 35, line 18:

Delete all material.

Renumber the following bill sections accordingly.

Page 35, line 19:

Delete "Sections 39, 42, 45, and 48"

Insert "Sections 42, 45, 48, and 51"

Page 35, following line 19:

Insert new bill sections to read:

"* **Sec. 64.** If sec. 21 of this Act takes effect, it takes effect July 1, 2014.

* **Sec. 65.** If sec. 22 of this Act takes effect, it takes effect July 1, 2015.

* **Sec. 66.** If sec. 23 of this Act takes effect, it takes effect July 1, 2016.

* **Sec. 67.** If sec. 24 of this Act takes effect, it takes effect July 1, 2014.

* **Sec. 68.** If sec. 25 of this Act takes effect, it takes effect July 1, 2015.

* **Sec. 69.** If sec. 26 of this Act takes effect, it takes effect July 1, 2016."

Renumber the following bill section accordingly.

Page 35, line 20:

Delete "secs. 56 - 60"

Insert "secs. 60 - 69"

Representative Gara moved and asked unanimous consent that Amendment No. 11 be adopted.

Representative T. Wilson objected.

The question being: "Shall Amendment No. 11 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am
Second Reading
Amendment No. 11

YEAS: 10 NAYS: 30 EXCUSED: 0 ABSENT: 0

Yeas: Drummond, Gara, Gruenberg, Guttenberg, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Tarr, Tuck

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

And so, Amendment No. 11 was not adopted.

Amendment No. 12 was not offered.

Amendment No. 13 was offered by Representative Stoltze:

Page 23, line 28:

Delete "or an annual intercollegiate sports tournament"
Insert "[OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT]"

Page 26, line 21:

Delete "or an annual intercollegiate sports tournament"
Insert "[OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT]"

Page 29, line 14:

Delete "or an annual intercollegiate sports tournament"
Insert "[OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT]"

Page 32, line 8:

Delete "or an annual intercollegiate sports tournament"

Insert "[OR AN ANNUAL INTERCOLLEGIATE SPORTS TOURNAMENT]"

Representative Stoltze moved and asked unanimous consent that Amendment No. 13 be adopted.

Objection was heard and withdrawn. There being no further objection, Amendment No. 13 was adopted.

Amendment Nos. 14 and 15 were not offered.

Amendment No. 16 was offered by Representatives T. Wilson, Costello, Munoz, Gattis, Feige, and Kreiss-Tomkins:

Page 9, line 10:

Delete "**may not spend money on implementing standards that are based on the Common Core State Standards Initiative and**"

Insert "**shall not expend any money to implement the set of educational curriculum standards for grades kindergarten through 12 established by the Common Core Standards Initiative and**"

Representative T. Wilson moved and asked unanimous consent that Amendment No. 16 be adopted.

Representative Josephson objected.

The question being: "Shall Amendment No. 16 be adopted?" The roll was taken with the following result:

CSHB 278(FIN) am
Second Reading
Amendment No. 16

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

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

Nays: Drummond, Josephson

And so, Amendment No. 16 was adopted.

CSHB 278(FIN) am was automatically in third reading.

The question being: "Shall CSHB 278(FIN) am pass the House?" The roll was taken with the following result:

CSHB 278(FIN) am

Third Reading

Final Passage

YEAS: 29 NAYS: 11 EXCUSED: 0 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, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson

Nays: Drummond, Gara, Gruenberg, Guttenberg, Josephson, Kawasaki, Kito III, Neuman, Tarr, Tuck, T.Wilson

And so, CSHB 278(FIN) 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. There being no objection, it was so ordered.

CSHB 278(FIN) 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 – Kotzebue Lady Huskies Cheer Squad

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

Honoring – East Anchorage High School, Most Diverse Public High School in the U.S.

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

In Memoriam – Jordyn Durr

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

In Memoriam – Juanita Cox

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

In Memoriam – Mabil Kayier Duir

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

In Memoriam – Bea Shepard

By Senator Egan; Representatives Kito III, 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

UNFINISHED BUSINESS

SB 171

The Speaker returned the following to the Judiciary Committee:

CS FOR SENATE BILL NO. 171(JUD)

"An Act relating to multidisciplinary child protection teams; and relating to investigation of child abuse or neglect."

SB 171 was removed from the Rules Committee and returned to the Judiciary Committee.

The citation for Jack Johnson by Representative Josephson, which was adopted by the House (page 2179), was corrected to In Memoriam - Captain Jack Johnson.

HB 210

Representatives Tuck and Tarr added their names as cosponsors to:

CS FOR HOUSE BILL NO. 210(FIN) am

"An Act relating to crisis intervention training for school personnel; and relating to restraint and seclusion of students in public schools."

HB 273

Representative Costello added her name as cosponsor to:

HOUSE BILL NO. 273

"An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

HB 281

Representatives LeDoux and Stoltze added their names as cosponsors to:

CS FOR HOUSE BILL NO. 281(L&C)

"An Act relating to prescription of drugs by a physician without a physical examination."

SB 124

Representatives Millett, LeDoux, Johnson, Kawasaki, Isaacson, Olson, Josephson, and Pruitt added their names as cross sponsors to:

SENATE BILL NO. 124

"An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

ENGROSSMENT

HB 210

CSHB 210(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 278

CSHB 278(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 281

CSHB 281(L&C) 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 Pruitt moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 8, 2014. There being no objection, the House adjourned at 12:05 a.m., April 8, 2014.

Suzi Lowell
Chief Clerk