

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-EIGHTH LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Tuesday**

**January 15, 2013**

**First Day**

Pursuant to provisions of the Constitution of the State of Alaska, the Uniform Rules of the Alaska State Legislature, and AS 24.05.160, the Senate of the State of Alaska assembled in the Senate chamber for the first regular session of the Twenty-eighth Legislature. The Senate was called to order at 2:01 p.m. by the Honorable Mead Treadwell, Lieutenant Governor.

**Colors**

The following members of the 17th Coast Guard District Color Guard presented the colors:

Andrea Lurette, First Class Health Services Technician  
Ryan Gauger, Second Class Health Services Technician  
Joshua Candelaria, Second Class Yeoman  
Cristina Lamboy, Second Class Yeoman  
Jessica Jewell, Third Class Yeoman

Senator Coghill led the Senate in the Pledge of Allegiance.

**National Anthem**

Victoria A. Fraser performed the "The Star-Spangled Banner."

**Alaska Flag Song**

The following members of the Alaska Youth Choir performed "Alaska's Flag" under the direction of Missouri Smyth, Artistic Director:

Ellie Alsup	Christopher Lujan
Laura Barnhill	Lauren McDowell
Jessica Cooper	Cheyenne Petersen
Jordan Cooper	Trevor Pierce
Hannah Cordle	Nelli Wayne
Madison Cordle	

**Invocation**

The prayer was offered by the Chaplain, Reverend Nancy Campbell of the Gospel Outreach Christian Center. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Heavenly Father,

I come before you on behalf of this Senate body as they open this legislative session. I speak your blessings upon this chamber as they conduct the business of our state. Let your presence abide here, Lord.

I pray for your divine protection upon them and their families. Keep them safe and physically strong. Endow them with wisdom and understanding as they work together for the good of Alaska.

I lift up the newly elected Senators to you, Lord. I pray that they quickly adapt and learn all they need to know to effectively move forward this session. May they have a smooth transition and bonding with the other members.

May the Lord bless you and keep you. May he cause his face to shine upon you. And be gracious to you. May the Lord lift up his countenance upon you and give you peace.

I pray this in Jesus' name.

Amen.

**Election Certification**

The Lieutenant Governor read the certificate of election:

I, Gail Fenumiai, Director of the Division of Elections for the State of Alaska, do hereby certify that in accordance with the provisions of AS 15.15.450, a General Election was held on the 6th day of November, 2012, in the State of Alaska pursuant to AS 15.15.020 and the following candidates were elected to the office of State Senator for the district and term indicated:

Senate District A	John B. Coghill Jr.	4 year term
Senate District B	Pete Kelly	2 year term
Senate District C	Click Bishop	4 year term
Senate District D	Mike J. Dunleavy	2 year term
Senate District E	Charles R. "Charlie" Huggins	4 year term
Senate District F	Fred J. Dyson	2 year term
Senate District G	Bill Wielechowski	4 year term
Senate District H	Berta Gardner	2 year term
Senate District I	Johnny Ellis	4 year term
Senate District J	Hollis S. French II	2 year term
Senate District K	Lesil L. McGuire	4 year term
Senate District L	Kevin Meyer	2 year term
Senate District M	Anna I. Fairclough	4 year term
Senate District N	Catherine A. "Cathy" Giessel	2 year term
Senate District O	Peter A. Micciche	4 year term
Senate District Q	Bert K. Stedman	4 year term
Senate District R	Gary L. Stevens	2 year term
Senate District S	Lyman F. Hoffman	4 year term
Senate District T	Donald C. "Donny" Olson	2 year term

In Testimony Whereof, I have hereunto set my hand and affixed hereto the Seal of the State of Alaska, at Juneau, the Capital, this 28th day of November, A.D. 2012.

/s/

Gail Fenumiai, Director  
Division of Elections

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District A	John B. Coghill Jr.
Senate District B	Pete Kelly
Senate District C	Click Bishop
Senate District D	Mike J. Dunleavy
Senate District E	Charles R. "Charlie" Huggins

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District F	Fred J. Dyson
Senate District G	Bill Wielechowski
Senate District H	Berta Gardner
Senate District I	Johnny Ellis
Senate District J	Hollis S. French II

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District K	Lesil L. McGuire
Senate District L	Kevin Meyer
Senate District M	Anna I. Fairclough
Senate District N	Catherine A. "Cathy" Giessel
Senate District O	Peter A. Micciche

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District Q	Bert K. Stedman
Senate District R	Gary L. Stevens
Senate District S	Lyman F. Hoffman
Senate District T	Donald C. "Donny" Olson

The Lieutenant Governor administered the Oath of Office to the Senators.

### **President Pro Tempore**

Lieutenant Governor Treadwell announced that nominations were in order for President pro tempore of the Senate.

Senator Coghill moved and asked unanimous consent that Senator Stevens be nominated. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that nominations for President pro tempore of the Senate be closed. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that Senator Stevens be elected President pro tempore. There being no objection, Senator Stevens was elected President pro tempore of the Senate.

Lieutenant Governor Treadwell requested Senator Meyer and Senator Stedman escort the President pro tempore to the rostrum.

President pro tempore Stevens requested Senator Stedman and Senator Meyer escort the Lieutenant Governor from the chamber.

President pro tempore Stevens announced that under provisions of law, AS 24.05.120, the Uniform Rules of the Twelfth Legislature, First Session, as amended in 1985, 1988, 1989, 1991, 1998, 2001, 2003, 2004, 2008, 2011 and 2012 will serve as the temporary rules of the current legislature until permanent rules are adopted.

**President**

President pro tempore Stevens announced that nominations for Senate President were open.

Senator Coghill moved and asked unanimous consent that Senator Huggins be nominated President of the Senate for the Twenty-eighth Legislature.

Senator Coghill moved and asked unanimous consent that nominations be closed. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that Senator Huggins be elected President of the Senate for the Twenty-eighth Legislature. Without objection, Senator Huggins was elected Senate President.

President pro tempore Stevens requested Senator McGuire and Senator Kelly to escort President Huggins to the podium.

President Huggins made the following appointments:

**Committee on Committees**

Senator Huggins, Chair

Senator Coghill

Senator McGuire

Senator Meyer

Senator Ellis

President Huggins appointed Senator Giessel and Senator Bishop to inform the Governor that the Senate was organized and ready to do business.

President Huggins appointed Senator Fairclough and Senator Gardner to inform the House that the Senate was organized and ready to do business.

**Recess**

Senator Coghill moved and asked unanimous consent that the Senate stand in recess. Without objection, the Senate recessed at 2:42 p.m.

**After Recess**

The Senate reconvened at 3:01 p.m.

**Committee on Committees Report**

Mr. President:

Your Committee on Committees has met and submits to the Senate for its consideration chairs and members to the ten standing committees as approved by the Committee on Committees:

**Community and Regional Affairs Committee**

Senator Micciche, Chair  
Senator Giessel, Vice Chair  
Senator Egan  
Senator Bishop  
Senator Hoffman

**Education Committee**

Senator Stevens, Chair  
Senator Dunleavy, Vice Chair  
Senator Stedman  
Senator Huggins  
Senator Gardner

**Finance Committee**

Senator Meyer, Cochair  
Senator Kelly, Cochair  
Senator Fairclough, Vice Chair  
Senator Dunleavy  
Senator Bishop  
Senator Olson  
Senator Hoffman

**Health and Social Services Committee**

Senator Stedman, Chair  
Senator Micciche, Vice Chair  
Senator Meyer  
Senator Kelly  
Senator Ellis

**Judiciary Committee**

Senator Coghill, Chair  
Senator McGuire, Vice Chair  
Senator Dyson  
Senator Olson  
Senator Wielechowski

**Labor and Commerce Committee**

Senator Dunleavy, Chair  
Senator Micciche, Vice Chair  
Senator Olson  
Senator Stedman  
Senator Ellis

**Resources Committee**

Senator Giessel, Chair  
Senator Dyson, Vice Chair  
Senator Micciche  
Senator Bishop  
Senator McGuire  
Senator Fairclough  
Senator French

**Rules Committee**

Senator McGuire, Chair  
Senator Huggins  
Senator Meyer  
Senator Coghill  
Senator Ellis

**State Affairs Committee**

Senator Dyson, Chair  
Senator Giessel, Vice Chair  
Senator Coghill  
Senator Stedman  
Senator Wielechowski

**Transportation Committee**

Senator Egan, Chair  
Senator Dyson, Vice Chair  
Senator Fairclough  
Senator Bishop  
Senator French

The report was signed by Senator Huggins, Chair; Senators Coghill, Meyer, McGuire, Ellis.

Senator Coghill moved and asked unanimous consent that the Committee on Committees Report be adopted. Without objection, the Committee on Committees Report was adopted.

President Huggins announced that Senator Coghill will serve as Majority Leader for the Twenty-eighth Legislature.

President Huggins announced that the Minority has selected Senator Ellis to serve as Minority Leader for the first session of the Twenty-eighth Legislature. Senator Ellis announced that the Minority has selected Senator French to serve as Minority Leader for the second session of the Twenty-eighth Legislature.

**Messages from the Governor**

Message dated October 10, 2012 was received stating the Governor made the following appointment in accordance with Legislative Resolve No. 52 (2012):

**Alaska Arctic Policy Commission**  
Stefanie Moreland

**Messages from the House**

Message dated January 15 was read stating:

The House of Representatives respectfully invites the Senate to a Joint Session of the Twenty-eighth Alaska Legislature at 7:00 p.m. on Wednesday, January 16 for the purpose of hearing Governor Parnell's annual State of the State and Budget address.

Senator Coghill moved and asked unanimous consent that the Senate accept the House invitation to meet in Joint Session. Without objection, it was so ordered.

The Secretary was requested to notify the House.

**Introduction and Reference of  
Senate Resolutions****SR 1**

SENATE RESOLUTION NO. 1 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on World Trade

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 1 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 1 Establishing a Senate Special Committee on World Trade, pass the Senate?" The roll was taken with the following result:

SR 1

Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yea: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 1 passed the Senate and was referred to the Secretary for engrossment and enrollment.

SR 2

SENATE RESOLUTION NO. 2 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on Trans Alaska Pipeline System Throughput

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 2 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 2 Establishing a Senate Special Committee on Trans Alaska Pipeline System Throughput, pass the Senate?" The roll was taken with the following result:

SR 2

Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yea: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 2 passed the Senate and was referred to the Secretary for engrossment and enrollment.

**SR 3**

SENATE RESOLUTION NO. 3 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on In-State Energy

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 3 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 3 Establishing a Senate Special Committee on In-State Energy, pass the Senate?" The roll was taken with the following result:

SR 3

Final Passage

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yea: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 3 passed the Senate and was referred to the Secretary for engrossment and enrollment.

Senator Coghill moved and asked unanimous consent that further introduction and reference of senate resolutions be held one legislative day. Without objection, it was so ordered.

**Introduction and Reference of Senate Bills**

Senator Coghill moved and asked unanimous consent that the introduction and reference of senate bills be held one legislative day. Without objection, it was so ordered.

**Unfinished Business**

**Election of Senate Secretary**

In accordance with AS 24.10.030 and Uniform Rule 3(a), Senator McGuire, Rules Committee Chair, nominated Liz Clark to serve as Senate Secretary for the Twenty-eighth Legislature and moved and asked unanimous consent that the nominations be closed. Without objection, it was so ordered.

Senator McGuire moved and asked unanimous consent that Liz Clark be elected Senate Secretary for the Twenty-eighth Legislature. Without objection, Liz Clark was elected Senate Secretary for the Twenty-eighth Legislature.

President Huggins made the following appointments:

**Select Committee on Legislative Ethics**

Senator Giessel  
Senator Gardner  
Senator Fairclough, alternate to Senator Giessel  
Senator French, alternate to Senator Gardner

Senator Coghill moved that Senator Giessel and Senator Gardner be confirmed as members to the Select Committee on Legislative Ethics.

The question being: "Shall Senator Giessel and Senator Gardner be confirmed as members to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Shall Senator Giessel and Senator Gardner  
be confirmed as members to the  
Select Committee on Legislative Ethics?

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yea: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, Senator Giessel and Senator Gardner were confirmed as members to the Select Committee on Legislative Ethics.

Senator Coghill moved that Senator Fairclough and Senator French be confirmed as alternate members to the Select Committee on Legislative Ethics.

The question being: "Shall Senator Fairclough and Senator French be confirmed as alternate members to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Shall Senator Fairclough and Senator French  
be confirmed as alternate members to the  
Select Committee on Legislative Ethics?

**YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yea: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, Senator Fairclough and Senator French were confirmed as alternate members to the Select Committee on Legislative Ethics.

The Secretary was requested to notify the House.

President Huggins made the following appointments:

**Legislative Council**

Senator Micciche, Vice Chair  
Senator Stevens  
Senator Coghill  
Senator Meyer  
Senator Huggins  
Senator McGuire  
Senator Egan  
Senator Hoffman, alternate

**Legislative Budget & Audit**

Senator Fairclough, Chair  
Senator Meyer  
Senator Bishop  
Senator Giessel  
Senator Olson  
Senator Dunleavy, alternate

**Administrative Regulation Review**

Senator Giessel, Vice Chair  
Senator Stevens  
Senator French

**Joint Armed Services Committee**

Senator Kelly, Cochair  
Senator Dyson  
Senator Fairclough  
Senator Coghill  
Senator Wielechowski

**Senate Special Committee on World Trade**

Senator Stevens, Chair  
Senator McGuire, Vice Chair  
Senator Huggins  
Senator Dunleavy  
Senator Micciche  
Senator Gardner  
Senator Hoffman

**Senate Special Committee on Trans Alaska Pipeline System Throughput**

Senator Micciche, Cochair  
Senator Dunleavy, Cochair  
Senator Fairclough  
Senator McGuire  
Senator Gardner

**Senate Special Committee on In-State Energy**

Senator Bishop, Cochair  
Senator Coghill, Cochair  
Senator Micciche  
Senator Egan  
Senator Wielechowski

Senators French, Stedman, Hoffman moved and asked unanimous consent to be excused from a call of the Senate on January 18. Without objection, Senators French, Stedman, Hoffman were excused.

**Introduction of Floor Staff**

Senator McGuire, Rules Committee Chair, introduced the 2013 Chamber Staff as follows:

**Sergeant-at-Arms**

Grace Ellsworth, Juneau

**Assistant Sergeant-at-Arms**

Andrew Higgins, Anchorage

**Senate Pages**

Ilina Saucedo, Anchorage

Makayla Chappell, Juneau

Michaela Cameron, Ester

Matt Simpson, Big Lake

Maggie Elliott, Juneau

Lindsay Birk, Juneau

Notification was received that the following appointments were made for the Twenty-seventh Legislature:

President Stevens made the following appointments:

**Renewable Energy Project Advisory Committee**

Senator Hoffman

Senator Stedman

**Autism Task Force**

Senator Ellis, Cochair

(Speaker Chenault appointed Representative Saddler, Cochair  
[House Journal p. 2721, September 25, 2012])

President Stevens and Speaker Chenault made the following appointments:

**Autism Task Force Public Members**

Annette Blanas  
Heidi Haas  
Kim Poppe-Smart  
Commissioner Becky Hultberg  
Bret Kolb  
Dr. John Espinola  
Lea Anne McWhorter

**Announcements**

Announcements are at the end of the journal.

**Adjournment**

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 16, 2013. Without objection, the Senate adjourned at 3:31 p.m.

Liz Clark  
Secretary of the Senate

**Announcements**

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

**STANDING COMMITTEES**

+ indicates teleconference

= indicates bill previously heard/scheduled

**EDUCATION**

<b>Jan 16</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	"Discussion of the new Dept. of Education & Early Development regulations pertaining to linking teacher evaluations and student testing". -- Testimony <Invitation Only> -- Which will include the following: Alaska Commissioner of Education & Early Dev. Alaska State Board of Education & Early Dev. Alaska Association of School Boards National Education Association - Alaska Alaska Association of Secondary School Principals Alaska Association of Elementary School Principals Alaska Council of School Administrators (Superintendents)		

**RESOURCES**

<b>Jan 16</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	Who's Keeping the Lights & Heat On? Problems and Solutions Presentation: Petrotechnical Resources Alaska - Cook Inlet Natural Gas Supply Update Thomas P. Walsh & Peter J. Stokes, P.E. Presentation: Dr. Antony Scott, Senior Economist and Policy Analyst, UAF -- Testimony <Invitation Only> --		

SENATE JOURNAL

January 15, 2013

19

**RESOURCES (continued)**

<b>Jan 18</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	Dept. of Natural Resources Overview Commissioner Dan Sullivan Deputy Commissioner Joe Balash Deputy Commissioner Ed Fogels -- Testimony <Invitation Only> --		

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**TRANSPORTATION**

<b>Jan 15</b>	<b>Tuesday</b>	<b>Barnes 124</b>	<b>1:00 PM</b>
	No Meeting Scheduled		
<b>Jan 17</b>	<b>Thursday</b>	<b>Barnes 124</b>	<b>1:00 PM</b>
+	Joint w/ House Transportation Overview: Dept. of Transportation & Public Facilities		
+	Overview: Marine Highway Systems		

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**SPECIAL COMMITTEES**

**SENATE SPECIAL COMM ON IN-STATE ENERGY**

<b>Jan 24</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>7:30 AM</b>
+	Overview Alaska Energy Authority (AEA)		

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**SENATE SPECIAL COMM ON TAPS THROUGHPUT**

<b>Jan 17</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
+	Organizational Meeting Discussion of Committee's Objectives		

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**JOINT COMMITTEES****LEGISLATIVE COUNCIL**

<b>Jan 17</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>10:30 AM</b>
+	Committee Organization		
	Committee Policies		
	Sanctioning of Charitable Events		
	Contract Approvals		
	Other Committee Business		
	<Teleconference Listen Only>		

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**SELECT COMMITTEE ON LEGISLATIVE ETHICS**

<b>Jan 16</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>2:00 PM</b>
+	Full Committee		
	Welcome New Legislative Members		
	Public Comment		
	Election of Committee Chairs for 2013-2014		
	Chair/Staff Report		
	Budget: FY13 & FY14		
	Disclosure Waiver		
	2013 Legislation Update		
	Other Business		
<b>Jan 16</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>4:00 PM</b>
	SENATE SUBCOMMITTEE		
+	Public Comment		
+	Executive Session		
+	Public Session		

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**OTHER MEETINGS****JOINT SESSION**

<b>Jan 16</b>	<b>Wednesday</b>	<b>House Chamber</b>	<b>7:00 PM</b>
	State of the State and Budget Address by the		
	Honorable Sean Parnell, Governor of Alaska		