

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Friday

January 25, 2013

Eleventh Day

Pursuant to adjournment the Senate was called to order by President Huggins at 10:00 a.m.

The roll showed fifteen members present. Senators Bishop, Fairclough, Olson, Stedman were excused from a call of the Senate. Senator McGuire was absent.

The prayer was offered by the Chaplain, Senator Dyson. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Father, God, we ask for your blessing on the folks that are here. We ask for your protection for everyone in this building, not only for our bodies, but our hearts, minds and spirits. We particularly ask for your superintending grace on our servicemen, law enforcement people and emergency responders; that you would not only cover them with your blood and your covenant, but that they would be safe and not discouraged.

We especially pray, as you have commanded us, for our President, our Governor and all our executive departments that are making decisions on issues. Make us peacekeepers here. Keep us focused on our mission to serve the people of our state wisely.

We ask you to guide us this day. Make us sensitive to the people around us that are hurting. Let us be an encouragement. Give us clear minds to be about your business and the state's business.

I pray in Christ's name.

Amen.

Senator Egan led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the ninth and tenth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator McGuire was noted.

Messages from the Governor

Letter dated January 24 was read, stating in accordance with Article III Section 25 of the Alaska Constitution, I submit the following department heads for legislative confirmation of appointment:

Commissioner – Department of Labor and Workforce Development

Dianne Blumer

Appointed: 5/17/2012

The appointment was referred to the Labor and Commerce Committee.

Commissioner – Department of Transportation and Public Facilities

Patrick Kemp

Appointed: 12/22/2012

The appointment was referred to the Transportation Committee.

The resumes for these appointments have been submitted to the Offices of the Senate Secretary and the Chief Clerk.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

Oil & Hazardous Substance Release Prevention & Response Fund
Biennial Report, FY2011 - 2012
from Larry Dietrick, Director
Division of Spill Prevention and Response
Department of Environmental Conservation
in accordance with AS 46.08.060

Alaska Renewable Energy Fund Status Report
Executive Summary, January 25, 2013
from Sara Fisher-Goad, Executive Director
Alaska Energy Authority
in accordance with AS 42.45.045(d)(3)

Knik Arm Bridge and Toll Authority Annual 2012 Report
from Michael L. Foster, Chairman of the Board
in accordance with AS 19.75.111(b)(1)

Standing Committee Reports

SB 14

The Labor and Commerce Committee considered SENATE BILL NO. 14 "An Act relating to the term of office of directors of telephone or electric cooperatives." Signing do pass: Senator Dunleavy, Chair; Senators Ellis, Micciche. Signing no recommendation: Senator Stedman.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Commerce, Community
and Economic Development

The bill was referred to the Rules Committee.

**Introduction and Reference of
Senate Resolutions****SJR 5**

SENATE JOINT RESOLUTION NO. 5 BY SENATOR
WIELECHOWSKI,

Urging the United States Congress to provide a means for consistently sharing with all coastal energy-producing states, on an ongoing basis, revenue generated from oil and gas development on the outer continental shelf to ensure that those states develop, support, and maintain necessary infrastructure and preserve environmental integrity

was read the first time and referred to the Resources and Judiciary Committees.

SJR 6

SENATE JOINT RESOLUTION NO. 6 BY SENATOR DYSON,

Urging the United States Congress not to relinquish to the office of the President of the United States the legislative duty to safeguard our most fundamental right; and urging the President of the United States to refrain from any further efforts to restrict ownership of firearms

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

Introduction and Reference of Senate Bills**SB 35**

SENATE BILL NO. 35 BY SENATOR EGAN, entitled:

"An Act authorizing employers and employees to mediate disputed workers' compensation claims and to negotiate a collective bargaining agreement that offers mediation and mandates arbitration of disputed

workers' compensation claims by a hearing officer or other classified employee of the division of workers' compensation and allowing collective bargaining agreements to supersede certain provisions of the Alaska Workers' Compensation Act; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

SB 36

SENATE BILL NO. 36 BY SENATORS ELLIS, Wielechowski, entitled:

"An Act relating to missing vulnerable adult prompt response and notification plans."

was read the first time and referred to the State Affairs and Judiciary Committees.

SB 37

SENATE BILL NO. 37 BY SENATOR FAIRCLOUGH, entitled:

"An Act extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

SB 38

SENATE BILL NO. 38 BY SENATOR OLSON, entitled:

"An Act extending the termination date of the State Medical Board; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

Consideration of the Calendar**Citations**

In Memoriam - Rose Marie de Lima

Senator(s) Bishop, Huggins, Coghill, Dunleavy, Dyson, Egan, Ellis, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

Senator Coghill moved and asked unanimous consent that the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

Unfinished Business**SB 30**

Senators Ellis, Gardner, French moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 30 "An Act relating to new defined benefit tiers in the public employees' retirement system and the teachers' retirement system; providing certain employees an opportunity to choose between the defined benefit and defined contribution plans of the public employees' retirement system and the teachers' retirement system; and providing for an effective date." Without objection, it was so ordered.

SB 37

Senator Dyson moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 37 "An Act extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date." Without objection, it was so ordered.

SB 38

Senator Dyson moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 38 "An Act extending the termination date of the State Medical Board; and providing for an effective date." Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Engrossment and Enrollment**SR 4**

SENATE RESOLUTION NO. 4 Welcoming the delegates of the Pacific NorthWest Economic Region from Alberta, the Northwest Territories, and Saskatchewan; and relating to collaboration with the governments of the Yukon and the Northwest Territories and other representatives of the Pacific NorthWest Economic Region, was engrossed and enrolled, signed by the President and Secretary and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:38 a.m., January 25, 2013.

Senate Resolve No. 4

Memorandum from the Division of Legal and Research Services, Legislative Affairs Agency, reporting the following manifest errors in SENATE RESOLUTION NO. 4, which have been corrected in enrolling:

Page 1, line 12:

Delete "legislature"

Insert "legislators"

Page 2, line 17:

Delete "Indian"

Insert "Aboriginal"

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 28, 2013. Without objection, the Senate adjourned at 10:22 a.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

COMMUNITY & REGIONAL AFFAIRS

Jan 29	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled - due to Special Committee on TAPS Throughput meeting at this time.		
Jan 31	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled - Due to Special Committee on TAPS Throughput meeting at this time.		

EDUCATION

Jan 25	Friday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Jan 28	Monday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		
Jan 30	Wednesday	Beltz 105 (tsbldg)	8:00 AM
+ SB 17	EXTEND SPECIAL EDUCATION SERVICE AGENCY		
Jan 30	Wednesday	Capitol 106	3:00 PM
	-- Time and Location Change --		
+	Joint w/ House Education		
	Presentation: The State of the University of Alaska, Patrick Gamble, President, University of Alaska		

EDUCATION (continued)

Feb 01	Friday	Beltz 105 (tsbldg)	8:00 AM
	Presentation: We the People of Alaska, a Supplement to Alaska Studies High School Courses Coordinated by the Institute of the North, Nils Andreassen, Executive Director Bills Previously Heard/Scheduled		

FINANCE

Jan 25	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Jan 28	Monday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		
Jan 29	Tuesday	Senate Finance 532	9:00 AM
+ SB 18	BUDGET: CAPITAL		
+ SB 19	APPROP: OPERATING BUDGET/LOANS/FUNDS		
Jan 30	Wednesday	Senate Finance 532	9:00 AM
+	Governor's FY14 Overview - University of Alaska		
Jan 31	Thursday	Senate Finance 532	9:00 AM
+ SB 20	APPROP: MENTAL HEALTH BUDGET		
+	Governor's FY14 Overview - Alaska Mental Health Trust Authority, Jeff Jessee Executive Director		
Feb 01	Friday	Senate Finance 532	9:00 AM
+	Alaska Energy Authority Presentation		

HEALTH & SOCIAL SERVICES

Jan 25	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Jan 28	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

HEALTH & SOCIAL SERVICES (continued)

Jan 30 Wednesday Butrovich 205 1:30 PM
No Meeting Scheduled

Feb 01 Friday Butrovich 205 1:30 PM
No Meeting Scheduled

JUDICIARY

Jan 25 Friday Capitol 120 1:30 PM
-- Note Location Change --
+ Joint w/ House Judiciary
Overview: Department of Public Safety

Jan 28 Monday Beltz 105 (tsbldg) 1:30 PM
+ Organizational Meeting
+ SJR 2 LIMIT FEDERAL INTERVENTION IN STATE
Overview by the Department of Corrections
<Teleconference Listen Only>

Jan 30 Wednesday Beltz 105 (tsbldg) 1:30 PM
+ Overview by Department of Law
+ SB 22 CRIMES; VICTIMS; CHILD ABUSE AND NEGLECT
<Teleconference Listen Only>

Feb 01 Friday Beltz 105 (tsbldg) 1:30 PM
+= SJR 2 LIMIT FEDERAL INTERVENTION IN STATE
-- Testimony <Time Limit May be Set> --

LABOR & COMMERCE

Jan 29 Tuesday Beltz 105 (tsbldg) 1:30 PM
Confirmation Hearing:
+ Commissioner Dianne Blumer

Jan 31 Thursday Beltz 105 (tsbldg) 1:30 PM
-- Meeting Postponed --
+ SB 23 AIDEA: LNG PROJECT; DIVIDENDS; FINANCING
Bills Previously Heard/Scheduled
-- Testimony <Invitation Only> --

RESOURCES

Jan 25 Friday Butrovich 205 3:30 PM
 + "Who's Keeping the Lights & Heat On?"
 Problems & Solutions
 -- Testimony <Invitation Only> --
 += SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
 Testimony: Time Limit May Be Set

Jan 28 Monday Butrovich 205 3:30 PM
 + Petroleum Systems -
 Bob Swenson, State Geologist, Director, Division
 of Geological & Geophysical Surveys
 Paul Decker, Sr. Petroleum Geologist, Division of
 Oil & Gas
 -- Testimony <Invitation Only> --
 += SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS

Jan 30 Wednesday Butrovich 205 3:30 PM
 + Dept. of Fish & Game - Overview
 Cora Campbell, Commissioner
 -- Testimony <Invitation Only> --
 + Dept. of Environmental Conservation - Overview
 Larry Hartig, Commissioner
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled

Feb 01 Friday Butrovich 205 3:30 PM
 + Petroleum Leasing and Unitization -
 Bill Barrons, Director, Division of Oil & Gas
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled

Feb 02 Saturday Beltz 105 (tsbldg) 10:30 AM
 -- Time and Location Change --
 + SB 26 LAND DISPOSALS/EXCHANGES; WATER RIGHTS
 + SB 27 REGULATION OF DREDGE AND FILL ACTIVITIES
 -- Testimony <Invitation Only> --

STATE AFFAIRS

Jan 29 Tuesday Butrovich 205 9:00 AM
 No Meeting Scheduled

Jan 31 Thursday Butrovich 205 9:00 AM
 + Department of Corrections Overview

TRANSPORTATION

Jan 29 Tuesday Barnes 124 1:00 PM
 Joint w/ House Transportation
 + Knik Arm Bridge and Toll Authority Update,
 Michael Foster, KABATA Chairman of the Board
 Mobility Coalition Update - David Levy
 Confirmation Hearing
 Pat Kemp, Commissioner, DOT/PF

Jan 31 Thursday Butrovich 205 1:30 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES**CORRECTIONS**

Feb 05 Tuesday Capitol 106 5:15 PM
 Joint w/ House Corrections
 + Budget Overview

FISH & GAME

Feb 11 Monday Senate Finance 532 3:00 PM
 Department Budget Overview
 -- Testimony <Invitation Only> --

Feb 13 Wednesday Senate Finance 532 3:00 PM
 Department Budget Overview
 -- Testimony <Invitation Only> --

FISH & GAME (continued)

Feb 18	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		
Feb 20	Wednesday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		
Feb 25	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		
Feb 27	Wednesday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		
Mar 04	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		
Mar 06	Wednesday	Senate Finance 532	3:00 PM
	Department Budget Overview -- Testimony <Invitation Only> --		

HEALTH & SOCIAL SERVICES

Feb 07	Thursday	Beltz 105 (tsbldg)	8:00 AM
+	Department & FY14 Budget Overview & Status of FY13 Increments -- Testimony <Invitation Only> --		
Feb 12	Tuesday	Beltz 105 (tsbldg)	8:00 AM
+	Medicaid -- Testimony <Invitation Only> --		
Feb 14	Thursday	Beltz 105 (tsbldg)	8:00 AM
+	Medicaid -- Testimony <Invitation Only> --		

HEALTH & SOCIAL SERVICES (continued)

Feb 21 +	Thursday Mental Health Trust -- Testimony <Invitation Only> --	Beltz 105 (tsbldg)	8:00 AM
Feb 28 +	Thursday Other Issues Within the Budget, Question and Answer Session -- Testimony <Invitation Only> --	Beltz 105 (tsbldg)	8:00 AM
Mar 14 +	Thursday Budget Close-out -- Testimony <Invitation Only> --	Beltz 105 (tsbldg)	8:00 AM

PUBLIC SAFETY

Jan 29 +	Tuesday Joint w/ House Public Safety Budget Overview -- Testimony <Invitation Only> --	House Finance 519	10:00 AM
Feb 05 +	Tuesday Status of VPSO Program and of Recruitment Efforts for Them and the State Troopers -- Testimony <Invitation Only> --	Senate Finance 532	3:30 PM
Feb 19 +	Tuesday Trooper Aircraft, Budget Amendments -- Testimony <Invitation Only> --	Senate Finance 532	3:30 PM
Feb 26 +	Tuesday Other Issues Within the Budget, Question and Answer Session -- Testimony <Invitation Only> --	Senate Finance 532	3:30 PM
Mar 12 +	Tuesday Budget Close-out -- Testimony <Invitation Only> --	Senate Finance 532	3:30 PM

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

Jan 31 Thursday Butrovich 205 7:30 AM
 + Alaska Industrial Development Export
 Authority (AIDEA) Overview of Fairbanks Gas
 Trucking Project

SENATE SPECIAL COMM ON TAPS THROUGHPUT

Jan 29 Tuesday Beltz 105 (tsbldg) 3:30 PM
 += SB 21 OIL AND GAS PRODUCTION TAX
 + Presentation: Mike Pawlowski, Dept. of Revenue,
 Joe Balash, Dept. of Natural Resources
 -- Public Testimony Following Presentation --
 3:30 - 5:00 Bill Hearing & Presentation
 Testimony in Juneau if time allows before 5 p.m.
 5:00 - 5:30 p.m. Break
 5:30 - 7:30 p.m. LJO Public Testimony from
 Anchorage, Fairbanks, Mat-Su, Kotzebue, Nome,
 Tok, Valdez, Unalaska

Jan 31 Thursday Butrovich 205 1:00 PM
 -- Time and Location Change --
 += SB 21 OIL AND GAS PRODUCTION TAX
 Presentation by PFC Energy
 -- Public Testimony 4 - 7 p.m. --
 LJO Public Testimony from Kodiak, Homer, Kenai,
 Seward, Ketchikan, Sitka, Petersburg, Wrangell,
 Barrow, Bethel, Cordova, Delta Junction,
 Dillingham, Glennallen, Juneau, Off-nets

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

Jan 29 Tuesday House Finance 519 8:00 AM
 + Legislative Affairs Independent Audit-Kris Curtis
 LB&A Contracts
 Other Committee Business

JOINT COMMITTEES (continued)**LEGISLATIVE CENTENNIAL COMMISSION**

Feb 01	Friday	Capitol 106	2:00 PM
+	Agenda to be Announced		

OTHER MEETINGS**JOINT SESSION**

Feb 13	Wednesday	House Chamber	11:00 AM
	State of the Judiciary Address by Chief Justice Dana Fabe		

Feb 21	Thursday	House Chamber	11:00 AM
	Annual Address by the Honorable Lisa Murkowski, U.S. Senator		

Mar 04	Monday	House Chamber	11:00 AM
	Annual Address by the Honorable Mark Begich, U.S. Senator		

MISCELLANEOUS MEETING

Feb 04	Monday	Senate Finance 532	1:00 PM
	School District Legislative Fly-In Informal Q&A Session Regarding Alaska's Public School System		