

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

**FIRST SESSION**

**Juneau, Alaska**

**Friday**

**March 1, 2013**

**Forty-sixth Day**

Pursuant to adjournment the Senate was called to order by President Huggins at 10:04 a.m.

The roll showed eighteen members present. Senator Stedman was excused from a call of the Senate. Senator Kelly was absent.

The prayer was offered by the Chaplain, Lieutenant Kim Warriner of The Salvation Army. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Heavenly Father,

As we celebrate the centennial legislative session, may we continue to strive to make Alaska a better state. May we continue to work on the foundation of those we follow and change what needs to be changed and keep what is good, ensuring that Alaska will be just as great in the next 100 years as she is today. Give us wisdom to take the right steps and the courage to make them.

I pray that you will bless each person here in the Senate and keep safe their families in their absence. Thank you for this day, may it bring honor to you.

In Jesus' name.

Amen.

Senator Egan led the Senate in the Pledge of Allegiance.

**Certification**

Senator Coghill moved and asked unanimous consent that the journal for the forty-fifth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Kelly was noted.

**Messages from the Governor****HB 80**

Message was read stating the Governor signed the following bill on February 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 80 "An Act relating to the regulation of wastewater discharge from commercial passenger vessels in state waters; and providing for an effective date."

Chapter 1, SLA 2013  
Effective Date: 3/1/13

**Communications**

Commemorative Profiles of Senate District J, Senate District K and Senate District L will be published in Senate Journal Supplement No. 4 (page 240).

**Standing Committee Reports****HB 15**

The Transportation Committee considered HOUSE BILL NO. 15 "An Act relating to commercial motor vehicle requirements." Signing do pass: Senator Egan, Chair; Signing no recommendation: Senator French. Signing amend: Senator Dyson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration

Fiscal Note No. 2, zero, Department of Transportation and Public Facilities

The bill was referred to the Rules Committee.

**HB 40**

The Community and Regional Affairs Committee considered CS FOR HOUSE BILL NO. 40(CRA) "An Act establishing a municipal tax exemption for certain farm structures." Signing do pass: Senator Micciche, Chair; Senators Egan, Bishop. Signing no recommendation: Senator Giessel.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

**Consideration of the Calendar**

**Senate Bills in Third Reading**

**SB 7**

SENATE BILL NO. 7 am "An Act relating to the computation of the tax on the taxable income of a corporation derived from sources within the state" which had been held in third reading (page 442), was before the Senate.

Senators Wielechowski, French, Dyson, McGuire, Bishop, Fairclough, Meyer, Micciche, Dunleavy, Kelly moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

Senator Olson moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Olson was required to vote.

The question being: "Shall SENATE BILL NO. 7 am "An Act relating to the computation of the tax on the taxable income of a corporation derived from sources within the state" pass the Senate?" The roll was taken with the following result:

SB 7 am

Third Reading - Final Passage

**YEAS: 18 NAYS: 1 EXCUSED: 1 ABSENT: 0**

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

Nays: Gardner

Excused: Stedman

and so, SENATE BILL NO. 7 am passed the Senate and was referred to the Secretary for engrossment.

### **Second Reading of Senate Resolutions**

#### **SJR 3**

SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3 Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies, was read the second time.

Senator Giessel, Chair, moved and asked unanimous consent for the adoption of the Resources Committee Substitute offered on page 441. Without objection, CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES) was adopted.

Senator Coghill moved and asked unanimous consent that the resolution be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES) was read the third time.

Senators Olson, Wielechowski, Hoffman, Coghill, Egan, Stevens moved and asked unanimous consent to be shown as cosponsors on the resolution. Without objection, it was so ordered.

The question being: "Shall CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES) Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies, pass the Senate?" The roll was taken with the following result:

CSSSSJR 3(RES)

Third Reading - Final Passage

**YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0**

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

Excused: Stedman

and so, CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES) passed the Senate and was referred to the Secretary for engrossment.

### **Citations**

Honoring - David Hale UAF 2013 Business Leader of the Year

Representative(s) Thompson

Senator(s) Kelly, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, Gardner, Giessel, Hoffman, 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**

Senator Coghill moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, March 6 through evening plane time, March 10. Without objection, Senator Coghill was excused.

Senator Wielechowski moved and asked unanimous consent to be excused from a call of the Senate on March 4. Without objection, Senator Wielechowski was excused.

Senator Micciche moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 6 through morning plane time, March 11. Without objection, Senator Micciche was excused.

Senator Gardner moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 5 through morning plane time, March 11. Without objection, Senator Gardner was excused.

Senator Stevens moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, March 6 through evening plane time, March 11. Without objection, Senator Stevens was excused.

Senator French moved and asked unanimous consent to be excused from a call of the Senate on March 4, to morning plane time. Without objection, Senator French was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate from plane time, March 6 through evening plane time, March 11. Without objection, Senator Olson was excused.

President Huggins made the following appointments:

**Council of State Governments - West**  
**Canada Relations Committee**  
Senator Giessel, alternate

**National Conference of State Legislatures  
Labor and Economic Development Committee  
Senator Fairclough**

**Exxon Valdez Oil Spill Trustee Council  
Public Advisory Committee  
Senator Bishop**

**Announcements**

Announcements are at the end of the journal.

**Engrossment**

**SB 7**

SENATE BILL NO. 7 am "An Act relating to the computation of the tax on the taxable income of a corporation derived from sources within the state" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SJR 3**

CS FOR SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 3(RES) Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**Adjournment**

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 10:45 a.m., March 4, 2013. Without objection, the Senate adjourned at 10:35 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**

<b>Mar 05</b>	<b>Tuesday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>3:30 PM</b>
<b>Mar 07</b>	<b>Thursday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>3:30 PM</b>

**EDUCATION**

<b>Mar 01</b> +	<b>Friday</b> "Discussion on School Voucher Systems" Identifying the Stakeholders & Key Policy Areas 1. Mr. Alan Borsuk, Senior Fellow in Law & Public Policy, Marquette University Law School 2. Mr. Robert Enlow, President & CEO Freidman Foundation for Education Choice 3. Dr. Diane Ravitch, Research Professor of Education, New York University Bills Previously Heard/Scheduled -- Testimony <Invitation Only> --	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
<b>Mar 04</b> +	<b>Monday</b> Presentation: The Alaska Learning Network By the Alaska Council of School Administrators Bills Previously Heard/Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>





**FINANCE (continued)**

**Mar 06 Wednesday Senate Finance 532 9:00 AM**  
 + SB 16 BD OF ARCHITECTS, ENGINEERS, SURVEYORS  
 += SB 21 OIL AND GAS PRODUCTION TAX  
 -- Testimony <Invitation Only> --  
 Department of Natural Resources  
 Department of Revenue  
 EconOne  
 PFC Energy  
 Roger Marks  
 Bills Previously Heard/Scheduled

**Mar 06 Wednesday Senate Finance 532 1:30 PM**  
 + SB 16 BD OF ARCHITECTS, ENGINEERS, SURVEYORS  
 += SB 21 OIL AND GAS PRODUCTION TAX  
 -- Testimony <Invitation Only> --  
 Department of Natural Resources  
 Department of Revenue  
 EconOne  
 PFC Energy  
 Roger Marks  
 Bills Previously Heard/Scheduled

**Mar 06 Wednesday Senate Finance 532 3:00 PM**  
 += SB 21 OIL AND GAS PRODUCTION TAX  
 -- Public Testimony --

**Mar 07 Thursday Senate Finance 532 9:00 AM**  
 No Meeting Scheduled

**Mar 08 Friday Senate Finance 532 9:00 AM**  
 No Meeting Scheduled

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**HEALTH & SOCIAL SERVICES**

**Mar 01 Friday Butrovich 205 1:30 PM**  
 No Meeting Scheduled

**Mar 04 Monday Butrovich 205 1:30 PM**  
 No Meeting Scheduled

**HEALTH & SOCIAL SERVICES (continued)**

**Mar 06      Wednesday                      Butrovich 205              1:30 PM**  
 No Meeting Scheduled

**Mar 08      Friday                                      Butrovich 205              1:30 PM**  
 No Meeting Scheduled

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**JUDICIARY**

**Mar 01      Friday                                      Beltz 105 (tsbldg)              1:30 PM**  
 += SB 43 PROPERTY CRIMES  
 -- Public Testimony <Time Limit May Be Set> --  
 += SB 22 CRIMES; VICTIMS; CHILD ABUSE AND NEGLECT  
 -- Public Testimony <Time Limit May Be Set> --  
 + Bills Previously Heard/Scheduled

**Mar 04      Monday                                      Beltz 105 (tsbldg)              1:30 PM**  
 + SB 56 RECLASSIFYING CERTAIN DRUG OFFENSES  
 += SB 49 MEDICAID PAYMENT FOR ABORTIONS; TERMS  
 -- Public Testimony < Time Limit May Be Set> --  
 += SB 22 CRIMES; VICTIMS; CHILD ABUSE AND NEGLECT  
 -- Public Testimony < Time Limit May Be Set> --  
 + Bills Previously Heard/Scheduled

**Mar 05      Tuesday                                      Fahrenkamp 203              1:30 PM**  
 += SB 56 RECLASSIFYING CERTAIN DRUG OFFENSES  
 -- Public Testimony <Time Limit May Be Set> --  
 += SB 49 MEDICAID PAYMENT FOR ABORTIONS; TERMS  
 -- Public Testimony <Time Limit May Be Set> --  
 + Bills Previously Heard/Scheduled

**Mar 06      Wednesday                                      Beltz 105 (tsbldg)              1:30 PM**  
 No Meeting Scheduled

**Mar 08      Friday                                      Beltz 105 (tsbldg)              1:30 PM**  
 No Meeting Scheduled

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**LABOR & COMMERCE**

<b>Mar 05</b>	<b>Tuesday</b> No Meeting Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
<b>Mar 07</b>	<b>Thursday</b> No Meeting Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
<b>Mar 12</b>	<b>Tuesday</b> No Meeting Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
<b>Mar 14</b>	<b>Thursday</b> No Meeting Scheduled	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>

**RESOURCES**

<b>Mar 01</b>	<b>Friday</b> -- MEETING CANCELED -- += SB 21 OIL AND GAS PRODUCTION TAX Committee Discussion -- Testimony <Invitation Only> -- + Bills Previously Heard/Scheduled	<b>Butrovich 205</b>	<b>3:30 PM</b>
<b>Mar 02</b>	<b>Saturday</b> -- MEETING CANCELED -- += SB 21 OIL AND GAS PRODUCTION TAX Committee Discussion -- Testimony <Invitation Only> --	<b>Butrovich 205</b>	<b>10:00 AM</b>
<b>Mar 04</b>	<b>Monday</b> + SJR 10 ARCTIC: POLICY, USCG, ARCTIC COUNCIL + SB 54 EXTEND HAIR CRAB & SCALLOP LIMITED ENTRY + HB 36 EXEMPT DISCHARGES FROM USE OF MUNITIONS	<b>Butrovich 205</b>	<b>3:30 PM</b>
<b>Mar 06</b>	<b>Wednesday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>3:30 PM</b>
<b>Mar 08</b>	<b>Friday</b> No Meeting Scheduled	<b>Butrovich 205</b>	<b>3:30 PM</b>

**STATE AFFAIRS**

**Mar 05 Tuesday Butrovich 205 9:00 AM**  
 + SB 63 CONTRACTS FOR PREPARATION OF BALLOTS  
 Bills Previously Heard/Scheduled

**Mar 07 Thursday Butrovich 205 9:00 AM**  
 No Meeting Scheduled

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**TRANSPORTATION**

**Mar 05 Tuesday Barnes 124 1:30 PM**  
 Joint w/ House Transportation  
 + Design Concept Report for the Day Boat Ferry  
 -- Public Testimony --

**Mar 07 Thursday Butrovich 205 1:30 PM**  
 No Meeting Scheduled

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**FINANCE SUBCOMMITTEES**

**ADMINISTRATION**

**Mar 12 Tuesday Sen Conf Rm 103 Tsb 5:00 PM**  
 Department Overview

**Mar 15 Friday Sen Conf Rm 103 Tsb 5:00 PM**  
 Department Overview

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**CORRECTIONS**

**Mar 11 Monday Senate Finance 532 5:00 PM**  
 + Department Overview

**Mar 13 Wednesday Senate Finance 532 5:00 PM**  
 + House Budget and Specific Concerns or Issues

**Mar 15 Friday Senate Finance 532 5:00 PM**  
 + Final Considerations and Closeout

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**COURT SYSTEM**

**Mar 06**      **Wednesday**                      **Senate Finance 532**                      **8:30 AM**  
 FY14 Budget Overview  
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**EDUCATION & EARLY DEVELOPMENT**

**Mar 11**      **Monday**                                      **Senate Finance 532**                      **3:00 PM**  
 +  
 Digitizing Education in Alaska Initiative  
 Mike Hanley, Commissioner, DEED  
 Carol Rose, Association of Alaska School Boards  
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**ENVIRONMENTAL CONSERVATION**

**Mar 05**      **Tuesday**                                      **Senate Finance 532**                      **5:00 PM**  
 +  
 Division of Administrative Services  
 Tom Cherian, Director  
 Division of Environmental Health  
 Elaine Busse Floyd  
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**FISH & GAME**

**Mar 04**      **Monday**                                      **Senate Finance 532**                      **3:00 PM**  
 Department Budget Overview  
 -- Testimony <Invitation Only> --

**Mar 06**      **Wednesday**                                      **Senate Finance 532**                      **3:00 PM**  
 -- MEETING CANCELED --  
 Department Budget Overview  
 -- Testimony <Invitation Only> --

**Mar 11**      **Monday**                                      **Senate Finance 532**                      **3:00 PM**  
 -- MEETING CANCELED --  
 Department Budget Overview  
 -- Testimony <Invitation Only> --

**Mar 15**      **Friday**    **Senate Finance 532**                      **11:00 AM**  
 Department Overview  
 -- Testimony <Invitation Only> --  
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**HEALTH & SOCIAL SERVICES**

**Mar 14 Thursday Fahrenkamp 203 8:00 AM**  
 -- Location Change --  
 + Budget Close-out  
 -- Testimony <Invitation Only> --  
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**LAW**

**Mar 06 Wednesday Senate Finance 532 8:00 AM**  
 FY14 Budget Overview  
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**PUBLIC SAFETY**

**Mar 12 Tuesday Senate Finance 532 3:30 PM**  
 -- Rescheduled to 3/19/13 --  
 + Budget Close-out  
 -- Testimony <Invitation Only> --

**Mar 19 Tuesday Senate Finance 532 3:30 PM**  
 + Budget Close-out  
 -- Testimony <Invitation Only> --  
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**REVENUE**

**Mar 05 Tuesday Sen Conf Rm 103 Tsb 8:00 AM**  
 Department Overview

**Mar 12 Tuesday Sen Conf Rm 103 Tsb 8:00 AM**  
 Department Overview  
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**UNIVERSITY OF ALASKA**

**Mar 13 Wednesday Sen Conf Rm 103 Tsb 12:00 PM**  
 Overview

**Mar 14 Thursday Sen Conf Rm 103 Tsb 12:00 PM**  
 Overview

**Mar 15 Friday Sen Conf Rm 103 Tsb 12:00 PM**  
 Overview  
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**SPECIAL COMMITTEES****SENATE SPECIAL COMM ON IN-STATE ENERGY**

**Mar 05      Tuesday                                      Butrovich 205              7:30 AM**  
 No Meeting Scheduled

**Mar 07      Thursday                                      Butrovich 205              7:30 AM**  
 No Meeting Scheduled

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**SENATE SPECIAL COMM ON TAPS THROUGHPUT**

**Mar 05      Tuesday                                      Butrovich 205              3:30 PM**  
 += SB 59 OIL & GAS EXPLORATION/DEVELOPMENT AREAS  
 -- Public Testimony --

**Mar 07      Thursday                                      Butrovich 205              3:30 PM**  
 No Meeting Scheduled

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

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