

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE

SECOND SESSION

Juneau, Alaska Wednesday February 26, 2014
Thirty-seventh Day

Pursuant to adjournment the Senate was called to order by President Huggins at 11:03 a.m.

The roll showed nineteen members present. Senator Kelly was absent.

The prayer was offered by the Chaplain, The Reverend Dr. Paul Beran, Pastor Emeritus of Resurrection Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Gracious and loving Father,

We who are children of time come to you, above and beyond time. We face major long-lasting decisions. We confess our near sightedness, for we see in such limited small part, but you see all things, even the ending before the beginning.

So today we ask of you wisdom. The kind you gave to Solomon of old; that we might sift the grain from the chaff; that we might discern the enduring truth from the hype; that we might truly be servants for all Alaskans.

This I pray in the Name of the One who came, not to be served, but to serve, Jesus the Christ. Amen.

Senator Stedman led the Senate in the Pledge of Allegiance.

Certification

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

The presence of Senator Kelly was noted.

Messages from the House

Message dated February 24 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 211**

CS FOR HOUSE BILL NO. 211(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to the education and employment of individuals with disabilities."

was read the first time and referred to the Labor and Commerce Committee.

HB 244

HOUSE BILL NO. 244 BY REPRESENTATIVES KELLER, MILLETT, HUGHES, FEIGE, PRUITT, CHENAULT, OLSON, ISAACSON, THOMPSON, NEUMAN, STOLTZE, LYNN, SADDLER, Reinbold, Johnson, Peggy Wilson, Tammie Wilson, Costello, LeDoux, entitled:

"An Act extending the termination date of the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date."

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

Communications

The following report is on file in the Office of the Secretary of the Senate:

Alaska Film Office Annual Report
from Angela M. Rodell, Commissioner, Department of Revenue
in accordance with AS 44.25.105

Standing Committee Reports**SB 106**

The State Affairs Committee considered SENATE BILL NO. 106 "An Act providing for certain individuals who have erected a building on land leased from the state to receive a preference right to purchase certain state land without competitive bid" and recommended it be replaced with

CS FOR SENATE BILL NO. 106(STA)

Signing do pass: Senator Dyson, Chair; Senator Giessel. Signing no recommendation: Senator Wielechowski.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Natural Resources

The bill was referred to the Rules Committee.

SB 133

The State Affairs Committee considered SENATE BILL NO. 133 "An Act establishing May 31 of each year as Katie John Day." Signing do pass: Senator Dyson, Chair; Senators Wielechowski, Giessel.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

HB 223

The Community and Regional Affairs Committee considered HOUSE BILL NO. 223 "An Act authorizing municipalities to exempt or partially exempt for up to 10 years property in a military facility zone that creates or supports industry, development, or educational or training opportunities." Signing do pass: Senator Micciche, Chair; Senators Bishop, Giessel, Hoffman.

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.

**Introduction and Reference of
Senate Resolutions**

SCR 17

SENATE CONCURRENT RESOLUTION NO. 17 BY THE
SENATE RULES COMMITTEE,

Commemorating the 150th anniversary of the purchase of Alaska for \$7,200,000; urging Alaska communities to plan activities and events in 2017 to commemorate the Alaska Purchase; requesting that the Alaska Historical Commission coordinate events; and inviting Alaska communities, schools, universities, libraries, museums, businesses, civic and historical groups, and government agencies to participate in and support commemorative activities and events

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

Introduction and Reference of Senate Bills

SB 94

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 94 BY
SENATOR OLSON, entitled:

"An Act vacating a portion of the Copper Center - Valdez right-of-way; relating to rights-of-way acquired under former 43 U.S.C. 932 that cross land owned by a private landowner; and relating to the use of eminent domain to realign a right-of-way."

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

SB 205

SENATE BILL NO. 205 BY SENATOR GARDNER, entitled:

"An Act requiring municipalities to prohibit elected municipal officials and municipal employees from engaging in partisan political activity while traveling on municipal business and prohibiting state public officials and employees from engaging in partisan political activity while traveling on state business."

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

SB 206

SENATE BILL NO. 206 BY SENATOR MICCICHE, entitled:

"An Act relating to motor vehicle registration and fees; relating to licensing of school bus drivers; relating to notice of an accident involving a motor vehicle; and providing for an effective date."

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

SB 207

SENATE BILL NO. 207 BY SENATOR MCGUIRE, entitled:

"An Act relating to restrictions on the solicitation and acceptance of campaign contributions by certain persons running for statewide office while the legislature is in session."

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

SB 208

SENATE BILL NO. 208 BY SENATOR OLSON, entitled:

"An Act increasing the school construction debt reimbursement percentage for certain municipalities; and providing for an effective date."

was read the first time and referred to the Education and Finance Committees.

SB 209

SENATE BILL NO. 209 BY SENATORS MICCICHE, Meyer, McGuire, entitled:

"An Act prohibiting smoking in certain locations; and providing for an effective date."

was read the first time and referred to the State Affairs, Health and Social Services and Finance Committees.

SB 210

SENATE BILL NO. 210 BY SENATOR STEVENS, entitled:

"An Act relating to the collection, storage, and handling of student data."

was read the first time and referred to the Education and Finance Committees.

Consideration of the Calendar**Second Reading of Senate Bills****SB 124**

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" was read the second time.

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

SENATE BILL NO. 124 was read the third time.

Senators Micciche, Olson, Stevens, French, Wielechowski, Ellis, Dyson, Dunleavy, Coghill, McGuire, Gardner, Bishop, Hoffman, Fairclough, Giessel, Egan, Stedman, Huggins, Kelly moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall 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" pass the Senate?" The roll was taken with the following result:

SB 124

Third Reading - Final Passage

Effective Date

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

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

and so, SENATE BILL NO. 124 passed the Senate.

Senator Coghill moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Second Reading of House Bills

HB 1

CS FOR HOUSE BILL NO. 1(STA) am "An Act relating to issuance of drivers' licenses" was read the second time.

Updated fiscal information was published today:

Fiscal Note No. 2, zero, Department of Administration

CS FOR HOUSE BILL NO. 1(STA) am will advance to third reading on the February 28 calendar.

Citations

Honoring - Suzanne Armstrong 2014 Top Forty Under 40

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

In Memoriam - Patrick Cole

Representative(s) Thompson

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

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

Unfinished Business

SB 206

Senator McGuire moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 206 "An Act relating to motor vehicle registration and fees; relating to licensing of school bus drivers; relating to notice of an accident involving a motor vehicle; and providing for an effective date." Without objection, it was so ordered.

SB 205

Senator McGuire moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 205 "An Act requiring municipalities to prohibit elected municipal officials and municipal employees from engaging in partisan political activity while traveling

on municipal business and prohibiting state public officials and employees from engaging in partisan political activity while traveling on state business." Without objection, it was so ordered.

Senator Dyson moved and asked unanimous consent to be excused from a call of the Senate on February 28. Without objection, Senator Dyson was excused.

Senator Ellis moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, March 5 through afternoon plane time, March 7. Without objection, Senator Ellis was excused.

Senator Giessel moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, February 28 through evening plane time, March 2. Without objection, Senator Giessel was excused.

Announcements

Announcements are at the end of the journal.

Engrossment

SB 124

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" 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 10:00 a.m., February 28, 2014. Without objection, the Senate adjourned at 11:38 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

Feb 27 Thursday Butrovich 205 3:30 PM
No Meeting Scheduled

EDUCATION

Feb 26 Wednesday Beltz 105 (tsbldg) 8:00 AM
+= SB 139 EDUCATION: FUNDING/TAX CREDITS/PROGRAMS
TVEP Funding & Funding Allocations
+ SCR 12 FEBRUARY PUBLIC EDUCATION MONTH
Bills Previously Heard/Scheduled

Feb 28 Friday Beltz 105 (tsbldg) 8:00 AM
+= SB 139 EDUCATION: FUNDING/TAX CREDITS/PROGRAMS
Base Student Allocation
+ SB 147 BASE STUDENT ALLOCATION
Bills Previously Heard/Scheduled

FINANCE

Feb 26 Wednesday Senate Finance 532 9:00 AM
+= SB 138 GAS PIPELINE; AGDC; OIL & GAS PROD. TAX
Presentation: Sectional, Long and Short Term Fiscal Impacts
Dept. of Revenue Deputy Commissioner Michael Pawlowski
Presentation: 'The Business Case Before the
Legislature' <Continued from 2/25/14 Meeting>
+ Bills Previously Heard/Scheduled

FINANCE (continued)

Feb 27	Thursday	Senate Finance 532	9:00 AM
	Presentation:		
	Sectional, Long and Short Term Fiscal		
	Department of Revenue		
	Deputy Commissioner Michael Pawlowski		
+ SB 138	GAS PIPELINE; AGDC; OIL & GAS PROD. TAX		
	Presentation:		
	Decisions, Alignment, Price, Cost & Risk		
	Legislative Consultants Janak Mayer & Nikos		
	Tsafos of Enalytica		
+	Bills Previously Heard/Scheduled		
Feb 28	Friday	Senate Finance 532	9:00 AM
+ SB 138	GAS PIPELINE; AGDC; OIL & GAS PROD. TAX		
	Questions to Administration		
+	Bills Previously Heard/Scheduled		

HEALTH & SOCIAL SERVICES

Feb 26	Wednesday	Butrovich 205	1:30 PM
+ SCR 13	FETAL ALCOHOL SPECTRUM DISORDERS		
+ SCR 14	H&SS REGIONAL BEST PRACTICE MODELS		
	Bills Previously Heard/Scheduled		
Feb 28	Friday	Butrovich 205	1:30 PM
+	Bills Previously Heard/Scheduled		
Mar 03	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 05	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Mar 07	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

Feb 26 Wednesday Beltz 105 (tsbldg) 1:30 PM
 += SB 136 UNMANNED AIRCRAFT SYSTEMS
 + Confirmation Hearing:
 Select Committee on Legislative Ethics
 Christena Williams & Janie Leask
 + Bills Previously Heard/Scheduled
 = SJR 21 CONST. AM: MEMBERSHIP OF JUDICIAL COUNCIL

Feb 28 Friday Beltz 105 (tsbldg) 1:30 PM
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

Feb 27 Thursday Beltz 105 (tsbldg) 1:30 PM
 -- MEETING CANCELED --
 += SB 99 AIDEA: DEVELOPMENT LOANS
 + SB 193 CONTRACTORS: BONDS; LICENSING
 += SB 112 IMMUNITY FOR TEMP. HEALTH CARE PROVIDER
 += SB 140 AIDEA: ARCTIC DEVELOPMENT PROGRAM/FUND
 + Bills Previously Heard/Scheduled

RESOURCES

Feb 26 Wednesday Butrovich 205 3:30 PM
 += HJR 26 OFFSHORE OIL & GAS REVENUE SHARING
 -- Public Testimony --
 + HJR 15 FEDERAL CONTAMINATION OF ANCSA LANDS
 -- Public Testimony --
 = SB 137 EXTEND SEISMIC HAZARDS SAFETY COMMISSION
 -- Public Testimony --
 + SB 105 QUITCLAIM LAND TO UNITED STATES
 <Bill Hearing Postponed>
 + Bills Previously Heard/Scheduled

RESOURCES (continued)

Feb 28	Friday	Butrovich 205	3:30 PM
+ SB 105	QUITCLAIM LAND TO UNITED STATES		
	-- Public Testimony --		
+	Confirmation Hearing:		
	Dept. of Natural Resources Commissioner		
	Joe Balash		
	Alaska Commercial Fisheries Entry Commission		
	Bruce Twomley		
	Board of Fisheries		
	Frederick Johnson		
	-- Public Testimony on Appointments --		
+	Bills Previously Heard/Scheduled		

STATE AFFAIRS

Feb 27	Thursday	Butrovich 205	9:00 AM
+ SB 98	VPSO FIREARMS		
+ SB 141	NATIONAL GUARD ID & VEHICLE FEES		
+ SJR 18	FEDERAL CONSTITUTIONAL CONVENTION		
+	Bills Previously Heard/Scheduled		

TRANSPORTATION

Feb 27	Thursday	Barnes 124	1:30 PM
	-- MEETING CANCELED --		
	Joint w/ House Transportation		
+	Mega Projects Overview: Ambler Road and Juneau Access		
	-- Testimony <Invitation Only> --		

FINANCE SUBCOMMITTEES**ADMINISTRATION**

Feb 26	Wednesday	Sen Conf Rm 103 Tsb	7:30 AM
	-- MEETING CANCELED --		
+	Department Overview		
	Streamed live on AKL.TV		

ADMINISTRATION (continued)

Mar 05	Wednesday	Sen Conf Rm 103 Tsb	7:30 AM
+	Department Overview		
	Streamed live on AKL.TV		
Mar 12	Wednesday	Sen Conf Rm 103 Tsb	7:30 AM
+	Close-out		
	Streamed live on AKL.TV		

COMMERCE, COMMUNITY & ECONOMIC DEV

Feb 27	Thursday	Senate Finance 532	2:00 PM
+	Department Overview		
Mar 04	Tuesday	Senate Finance 532	2:00 PM
+	Department Overview		
Mar 13	Thursday	Senate Finance 532	2:00 PM
+	Close-out		

CORRECTIONS

Feb 26	Wednesday	Beltz 105 (tsbldg)	6:30 PM
	-- MEETING CANCELED --		
	Department Overview		
Mar 11	Tuesday	Beltz 105 (tsbldg)	5:00 PM
	Increments and Decrements		
	Legislative Concerns and Issues		
Mar 18	Tuesday	Beltz 105 (tsbldg)	5:00 PM
	Wrap-up		
	Draft Close-out		
Mar 20	Thursday	Beltz 105 (tsbldg)	5:00 PM
	Close-out		

COURT SYSTEM

Mar 05	Wednesday	Senate Finance 532	8:30 AM
	FY15 Budget Overview		

Mar 12	Wednesday	Senate Finance 532	8:30 AM
	FY15 Budget Close-out		

EDUCATION & EARLY DEVELOPMENT

Feb 27	Thursday	Senate Finance 532	3:30 PM
+	Fiscal Accountability, Compliance & Oversight Heidi Teshner, Director Administrative Services Student Assessments Les Morse, Deputy Commissioner DEED Early Childhood Education Paul Sugar, DEED Abbe Hensley, Best Beginnings Executive Director Parents as Teachers		

ENVIRONMENTAL CONSERVATION

Feb 26	Wednesday	Senate Finance 532	12:00 PM
+	Department Overview		

Mar 05	Wednesday	Senate Finance 532	12:00 PM
+	Department Overview		

Mar 12	Wednesday	Senate Finance 532	12:00 PM
+	Department Close-out		

FISH & GAME

Mar 03	Monday	Senate Finance 532	3:00 PM
+	Department Overview		

Mar 10	Monday	Senate Finance 532	3:00 PM
+	Department Overview		

FISH & GAME (continued)

Mar 17 +	Monday Department Close-out	Senate Finance 532	3:00 PM
--------------------	---------------------------------------	---------------------------	----------------

HEALTH & SOCIAL SERVICES

Feb 27 +	Thursday OCS Status - Effect of Reductions to Expenditure Levels in the Department, Tobacco Prevention and Control Funds Cuts, Effect of Elimination of Rabies PEP -- Testimony <Invitation Only> --	Fahrenkamp 203	8:00 AM
--------------------	--	-----------------------	----------------

Mar 17 +	Monday Budget Close-out -- Testimony <Invitation Only> --	Beltz 105 (tsbldg)	3:00 PM
--------------------	--	---------------------------	----------------

LABOR & WORKFORCE DEVELOPMENT

Feb 27	Thursday -- Time Change -- Increments and Decrements Legislative Concerns and Issues	Beltz 105 (tsbldg)	5:30 PM
---------------	--	---------------------------	----------------

Mar 05	Wednesday Wrap-up Draft Close-out	Beltz 105 (tsbldg)	5:00 PM
---------------	--	---------------------------	----------------

Mar 17	Monday Close-out	Beltz 105 (tsbldg)	5:00 PM
---------------	----------------------------	---------------------------	----------------

LAW

Mar 05	Wednesday FY15 Budget Overview	Senate Finance 532	8:00 AM
---------------	--	---------------------------	----------------

Mar 12	Wednesday FY15 Budget Close-out	Senate Finance 532	8:00 AM
---------------	---	---------------------------	----------------

MILITARY & VETERANS' AFFAIRS

Feb 28	Friday	Beltz 105 (tsbldg)	5:00 PM
	-- Location Change -- Department Overview Alaska Aerospace Corporation Overview		
Mar 03	Monday	Beltz 105 (tsbldg)	5:00 PM
	-- Location Change -- Increments and Decrements Legislative Concerns and Issues		
Mar 04	Tuesday	Beltz 105 (tsbldg)	5:00 PM
	-- Location Change -- Wrap-up Draft Close-out		
Mar 10	Monday	Beltz 105 (tsbldg)	5:00 PM
	-- Location Change -- Close-out		

NATURAL RESOURCES

Feb 27	Thursday	Butrovich 205	3:30 PM
	Close-out		

PUBLIC SAFETY

Mar 13	Thursday	Fahrenkamp 203	3:30 PM
+	Budget Close-out -- Testimony <Invitation Only> --		

REVENUE

Mar 03	Monday	Sen Conf Rm 103 Tsb	7:30 AM
+	Department Overview **Streamed live on AKL.TV**		

REVENUE (continued)

Mar 10 +	Monday Close-out **Streamed live on AKL.TV**	Beltz 105 (tsbldg)	12:00 PM
--------------------	---	---------------------------	-----------------

TRANSPORTATION & PUBLIC FACILITIES

Feb 27	Thursday Presentation and Overview by Dept. of Transportation & Public Facilities Commissioner Patrick Kemp Governor Request and House Recommendations	Senate Finance 532	11:15 AM
Mar 04	Tuesday Administration and Support, Design, Engineering and Construction, State Equipment Fleet	Senate Finance 532	11:15 AM
Mar 11	Tuesday Highways/Facilities and Aviation, Marine Highway System	Senate Finance 532	11:15 AM
Mar 13	Thursday Discussion and Preliminary Recommendations in Preparation for Close-out	Senate Finance 532	11:15 AM
Mar 14	Friday Close-out	Senate Finance 532	11:15 AM

UNIVERSITY OF ALASKA

Mar 04 +	Tuesday Department Overview **Streamed live on AKL.TV**	Beltz 105 (tsbldg)	7:30 AM
Mar 11 +	Tuesday Close-out **Streamed live on AKL.TV**	Beltz 105 (tsbldg)	7:30 AM

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

Feb 26 Wednesday Beltz 105 (tsbldg) 5:00 PM

-- Subcommittee Meeting --
 Performance Review - Dept. of Corrections
 Other Committee Business
 Public Testimony - Regarding Operations &
 Interactions of DOC Facilities, Community
 Programs & Resources
 Streamed live on AKL.TV

Feb 28 Friday Senate Finance 532 11:30 AM

-- Location Change --
 --Subcommittee Meeting--
 Occupational Licensing and Boards
 + Other Committee Business
 David Teal Presentation
 HB 187 Presentation
 Streamed live on AKL.TV

LEGISLATIVE COUNCIL

Feb 27 Thursday House Finance 519 12:00 PM

-- Please Note Time Change --
 -- Teleconference <Listen Only> --
 + Ratification of Charitable Events
 Bowl for Kids' Sake 2014
 Sham Jam
 Celebrity Waiter Events
 Thanksgiving in March
 Contract Approvals
 <Above Item Removed from Agenda>
 Other Committee Business
 Legislature Budget
 Financial Transactions in Process - Executive
 Session:
 Anchorage LIO
 Alaska State Capitol Seismic Retrofit and
 Exterior Renovation

OTHER MEETINGS**JOINT SESSION**

Mar 03	Monday	House Chamber	11:00 AM
	Annual Address by the Honorable Mark Begich, U.S. Senator		

MISCELLANEOUS MEETING

Feb 27	Thursday	Butrovich 205	12:00 PM
	Lunch and Learn Council of State Governments Information on Services Provided to Legislators CSG Executive Director David Adkins CSG West Executive Director Edgar Ruiz Sponsored by Sen. Stevens and Rep. Johnson		