

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-NINTH LEGISLATURE**  
**SECOND SESSION**

**Juneau, Alaska**

**Friday**

**April 15, 2016**

**Eighty-eighth Day**

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:03 a.m.

Roll call showed 39 members present. Representative Hawker had been excused from a call of the House today.

An instrumental invocation was offered by the Chaplain, Representative Kreiss-Tomkins. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

"Ashokan Farewell" by Jay Ungar  
Performed on the cello by Representative Kreiss-Tomkins

The Pledge of Allegiance was led by Representative Spohnholz.

**CERTIFICATION OF THE JOURNAL**

Representative Millett moved and asked unanimous consent that the journal for the 87th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

The Speaker stated that the House would stand at ease to allow members of the Senate to enter the Chamber; and so, the House stood at ease at 11:07 a.m.

**AFTER AT EASE**

The Speaker called the House back to order at 11:16 a.m.

**JOINT SESSION IN THE HOUSE**

Consideration of the Governor's appointments will be published in Senate and House Joint Journal Supplement No. 16.

**IN THE HOUSE**

The Speaker called the House back to order at 4:09 p.m.

**MESSAGES FROM THE SENATE**

**SB 142**

A message dated April 14, 2016, was read stating the Senate concurred in the House amendment to:

CS FOR SENATE BILL NO. 142(L&C) am  
"An Act relating to insurance coverage for anti-cancer medications."

thus adopting:

HOUSE CS FOR CS FOR SENATE BILL NO. 142(L&C)  
"An Act relating to insurance coverage for anti-cancer medications; and providing for an effective date."

(technical title change)

A message dated April 14, 2016, was received stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE BILLS**

**SB 203**

SENATE BILL NO. 203 by the Senate Judiciary Committee, entitled:

"An Act relating to overtime pay eligibility for medical care providers employed by common air carriers or by carriers that transport mail by air for the federal government and to overtime pay eligibility for flight crews and medical care providers employed by air ambulance service providers."

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

### COMMUNICATIONS

The following audit report was received from the Division of Legislative Audit, Legislative Budget & Audit Committee, as required by AS 24.20.311:

State of Alaska, Single Audit for the  
Fiscal Year Ended June 30, 2015

### REPORTS OF STANDING COMMITTEES

#### **HB 194**

The Finance Committee considered:

#### HOUSE BILL NO. 194

"An Act repealing and reenacting the Alaska Securities Act, including provisions relating to exempt securities and transactions; relating to registration of securities, firms, and agents that offer or sell securities and investment advice; relating to administrative, civil, and criminal enforcement provisions, including restitution and civil penalties for violations; allowing certain civil penalties to be used for an investor training fund; establishing increased civil penalties for harming older Alaskans; retaining provisions concerning corporations organized under the Alaska Native Claims Settlement Act; amending Rules 4, 5, 54, 65, and 90, Alaska Rules of Civil Procedure; and providing for an effective date."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 194(FIN)

"An Act relating to securities, registration, exempt securities, exempt transactions, broker-dealers, agents, investment advice, investment advisers, investment adviser representatives, federal covered securities, federal covered investment advisers, viatical settlement interests, small intrastate security offerings, Canadian broker-dealers, and Canadian agents; relating to administrative, civil, and criminal enforcement provisions, including restitution and civil penalties for violations; relating to an investor training fund; establishing increased civil penalties for harming older persons and vulnerable adults; relating to corporations organized under the Alaska Native Claims Settlement Act; amending Rules 4, 5, 54, 65, and 90, Alaska Rules of Civil Procedure, and Rule 602, Alaska Rules of Appellate Procedure; and providing for an effective date."

The report was signed by Representative Thompson, Co-chair, with the following individual recommendations:

Do pass (4): Saddler, Gattis, Munoz, Thompson

No recommendation (6): Kawasaki, Pruitt, Wilson, Guttenberg, Edgmon, Gara

The following fiscal note(s) apply to CSHB 194(FIN):

2. Zero, Dept. of Administration
3. Indeterminate, Dept. of Commerce, Community, & Economic Development

HB 194 was referred to the Rules Committee for placement on the calendar.

**HB 339**

The Finance Committee considered:

## HOUSE BILL NO. 339

"An Act relating to arson in the third degree."

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

Do pass (5): Wilson, Edgmon, Munoz, Neuman, Thompson

No recommendation (2): Saddler, Gattis

The following fiscal note(s) apply:

1. Zero, Dept. of Administration
2. Zero, Dept. of Law

HB 339 was referred to the Rules Committee for placement on the calendar.

**SB 69**

The Finance Committee considered:

CS FOR SENATE BILL NO. 69(FIN)

"An Act relating to the Board of Chiropractic Examiners and the practice of chiropractic."

The report was signed by Representative Thompson, Co-chair, with the following individual recommendations:

Do pass (5): Saddler, Edgmon, Gattis, Munoz, Thompson

No recommendation (1): Wilson

The following fiscal note(s) apply:

2. Fiscal, Dept. of Commerce, Community, & Economic Development

CSSB 69(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 91**

The Judiciary Committee submitted the following forthcoming House committee substitute to accompany its report (page 2323):

HOUSE CS FOR CS FOR SS FOR SENATE BILL NO. 91(JUD)

"An Act relating to criminal law and procedure; relating to controlled substances; relating to probation; relating to sentencing; relating to treatment program credit for time spent toward service of a sentence of imprisonment; establishing a pretrial services

program with pretrial services officers in the Department of Corrections; relating to permanent fund dividends; relating to electronic monitoring; relating to penalties for violations of municipal ordinances; relating to parole; relating to correctional restitution centers; relating to community work service; relating to vehicle registration; relating to off-road system restricted noncommercial drivers' licenses; relating to off-road system eligible areas; relating to motor vehicle liability insurance; relating to background checks for persons applying to operate marijuana establishments; relating to revocation, termination, suspension, cancellation, or restoration of a driver's license; relating to the disqualification of persons convicted of certain felony drug offenses from participation in the food stamp and temporary assistance programs; relating to the duties of the commissioner of corrections; relating to major medical insurance coverage under the Public Employees' Retirement System of Alaska; amending Rules 32, 32.1, 38, 41, and 43, Alaska Rules of Criminal Procedure, and repealing Rules 41(d) and (e), Alaska Rules of Criminal Procedure; and providing for an effective date."

(pending title change resolution)

CSSSB 91(FIN) am is in the Finance Committee.

**SB 101**

The Finance Committee considered:

CS FOR SENATE BILL NO. 101(FIN)

"An Act relating to merchandise sold and certain fees charged or collected by the Department of Natural Resources."

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

Do pass (6): Wilson, Edgmon, Munoz, Gattis, Neuman, Thompson

The following fiscal note(s) apply:

3. Zero, Dept. of Natural Resources

CSSB 101(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 126**

The Labor & Commerce Committee considered:

CS FOR SENATE BILL NO. 126(L&C)

"An Act establishing an exemption for the offering and sale of certain securities."

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

Do pass (5): Tilton, Colver, Kito, Hughes, Olson

Amend (1): LeDoux

The following fiscal note(s) apply:

1. Zero, Dept. of Commerce, Community, & Economic Development

CSSB 126(L&C) was referred to the Rules Committee for placement on the calendar.

**SB 158**

The Labor & Commerce Committee considered:

SENATE BILL NO. 158

"An Act relating to real estate broker licensure; relating to the real estate commission; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 158(L&C)

"An Act relating to real estate broker licensure; relating to the Real Estate Commission; relating to errors and omissions insurance for real estate licensees; and providing for an effective date."

(pending title change resolution)

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

Do pass (2): Kito, Olson

Amend (2): Josephson, Tilton

The following fiscal note(s) apply to HCS SB 158(L&C) :

1. Zero, Dept. of Commerce, Community, & Economic Development

SB 158 was referred to the Rules Committee for placement on the calendar.

**SB 165**

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 165(JUD) am

"An Act relating to the presence of minors in the licensed premises of manufacturers, wholesalers, and retailers of alcoholic beverages; relating to the Alcoholic Beverage Control Board; relating to background checks for persons applying to operate marijuana establishments; relating to the offense of minor consuming; relating to revocation of a driver's license for a minor consuming offense; relating to the effect of the revocation of a driver's license for a minor consuming offense on a motor vehicle liability insurance policy; and amending Rule 17, Alaska Rules of Minor Offense Procedure."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 165(L&C)  
(same title)

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

Do pass (5): Kreiss-Tomkins, Lynn, Claman, Foster, LeDoux

The following fiscal note(s) apply to HCS CSSB 165(L&C):

2. Zero, Dept. of Commerce, Community, & Economic Development

3. Zero, Dept. of Health & Social Services

4. Zero, Alaska Judiciary System

CSSB 165(JUD) am was referred to the Rules Committee for placement on the calendar.



**INTRODUCTION OF CITATIONS**

The following citations were introduced and taken up later as a Special Order of Business:

Honoring - Representative Mike Hawker  
By Representative Chenault; Senator Giessel

Honoring - Representative Kurt "K-O" Olson  
By Representative Chenault

Honoring - Senator Lesil McGuire  
By Senator Meyer; Representative Johnson

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Challenge Alaska Avalanche Sled Hockey Team, 2016 American C Division National Champions  
By Representative Millett

Honoring - 2016 Model Arctic Council  
By Representative Wool

Honoring - The House Floor Staff  
By Representative Johnson

Honoring - Marisa Glieco  
By Senator Wielechowski; Representative LeDoux

Honoring - Sue Hull  
By Senator Bishop

Honoring - Kaitlyn O'Bryan, Winner of the 2016 Interior Alaska Spelling Bee  
By Senator Bishop; Representative Talerico

Honoring - Partners for Progress  
By Senators McGuire, Costello

Honoring - The 2016 Senate Floor Staff  
By Senator Huggins

In Memoriam - Carrie Kaligtok Anvil  
By Representative Herron

In Memoriam - Elizabeth Anne (Nicolai) Howard  
By Representative Herron

In Memoriam - Donald Joseph Stickman  
By Senator Olson

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE RESOLUTIONS**

**HCR 32**

HOUSE CONCURRENT RESOLUTION NO. 32 by the House  
Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 91, relating to criminal law and procedure; relating to controlled substances; relating to immunity from prosecution for the crime of prostitution; relating to probation; relating to sentencing; establishing a pretrial services program with pretrial services officers in the Department of Corrections; relating to the publication of suspended entries of judgment on a publicly available Internet website; relating to permanent fund dividends; relating to electronic monitoring; relating to penalties for violations of municipal ordinances; relating to parole; relating to correctional restitution centers; relating to community work service; relating to revocation, termination, suspension, cancellation, or restoration of a driver's license; relating to the excise tax on marijuana; establishing the recidivism reduction fund; relating to the Alaska Criminal Justice Commission; relating to the disqualification of persons convicted of specified drug offenses from participation in the food stamp and temporary assistance programs; relating to the duties of the commissioner of corrections; and amending Rules 32, 32.1, 38, 41, and 43, Alaska Rules of Criminal Procedure, and repealing Rules 41(d) and (e), Alaska Rules of Criminal Procedure.

was read the first time.

**HCR 33**

HOUSE CONCURRENT RESOLUTION NO. 33 by the House Labor and Commerce Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 158, relating to real estate broker licensure; and relating to the real estate commission.

was read the first time.

Representative Millett moved and asked unanimous consent that Representatives Gara, Neuman, and Thompson be excused from a call of the House until 5:30 p.m., today. There being no objection, it was so ordered.

**CONSIDERATION OF THE DAILY CALENDAR**

**SECOND READING OF SENATE BILLS**

**SB 32**

The following was read the second time:

CS FOR SENATE BILL NO. 32(RES)

"An Act relating to the sale of timber on state land; and providing for an effective date."

with the:

Journal Page

RES RPT HCS(RES) 5DP 4NR	2055
FN2: ZERO(DNR)	2056
FIN RPT HCS(RES) 10DP	2221
FN2: ZERO(DNR)	2222

Representative Millett moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

HOUSE CS FOR CS FOR SENATE BILL NO. 32(RES)  
(same title)

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that HCS CSSB 32(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 32(RES) was read the third time.

Representative Claman moved and asked unanimous consent to abstain from voting because of a conflict of interest. Objection was heard, and he was required to vote.

The question being: "Shall HCS CSSB 32(RES) pass the House?"  
The roll was taken with the following result:

HCS CSSB 32(RES)  
Third Reading  
Final Passage

**YEAS: 33 NAYS: 3 EXCUSED: 4 ABSENT: 0**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gattis, Guttenberg, Herron, Hughes, Johnson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tilton, Tuck, Vazquez, Wilson, Wool

Nays: Josephson, Spohnholz, Tarr

Excused: Gara, Hawker, Neuman, Thompson

And so, HCS CSSB 32(RES) passed the House.

Representative Millett 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.

Representative Kawasaki later gave notice of reconsideration of the vote on HCS CSSB 32(RES), and reconsideration was taken up then.

#### **SB 145**

The following was read the second time:

CS FOR SENATE BILL NO. 145(FIN)

"An Act relating to benefits for public assistance programs administered by the Department of Health and Social Services; and providing for an effective date."

with the:	Journal Page
FIN RPT 8DP 2NR	2223
FN2: ZERO(REV)	2223
FN3: (DHS)	2223

Representative Millett moved and asked unanimous consent that CSSB 145(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 145(FIN) was read the third time.

The question being: "Shall CSSB 145(FIN) pass the House?" The roll was taken with the following result:

CSSB 145(FIN)  
Third Reading  
Final Passage

**YEAS: 35 NAYS: 0 EXCUSED: 4 ABSENT: 1**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gattis, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wilson, Wool

Excused: Gara, Hawker, Neuman, Thompson

Absent: Pruitt

And so, CSSB 145(FIN) passed the House.

Representative Millett 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.

Representative Tarr later gave notice of reconsideration of the vote on CSSB 145(FIN), and reconsideration was taken up then.

**SB 147**

The following was read the second time:

CS FOR SENATE BILL NO. 147(HSS)

"An Act relating to eligibility requirements of the Alaska senior benefits payment program; and providing for an effective date."

with the:	Journal Page
FIN RPT 4DP 5NR	2233
FN2: (DHS)	2233

Representative Millett moved and asked unanimous consent that CSSB 147(HSS) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 147(HSS) was read the third time.

The question being: "Shall CSSB 147(HSS) pass the House?" The roll was taken with the following result:

CSSB 147(HSS)  
Third Reading  
Final Passage

**YEAS: 36 NAYS: 0 EXCUSED: 4 ABSENT: 0**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gattis, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wilson, Wool

Excused: Gara, Hawker, Neuman, Thompson

And so, CSSB 147(HSS) passed the House.

Representative Millett 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.

Representative Kawasaki later gave notice of reconsideration of the vote on CSSB 147(HSS), and reconsideration was taken up then.

### **THIRD READING OF SENATE BILLS**

#### **SB 74**

The following, which was advanced to third reading from the April 14, 2016, calendar (page 2338), was read the third time:

HOUSE CS FOR CS FOR SENATE BILL NO. 74(FIN) am H  
"An Act relating to diagnosis, treatment, and prescription of drugs without a physical examination by a physician; relating to the delivery of services by a licensed audiologist, speech-language pathologist, professional counselor, marriage and family therapist, psychologist, psychological associate, social worker, physical therapist, occupational therapist, and registered speech-language pathologist assistant by audio, video, or data communications; relating to the duties of the State Medical Board; relating to limitations of actions; establishing the Alaska Medical Assistance False Claim and Reporting Act; relating to medical assistance programs administered by the Department of Health and Social Services; relating to the controlled substance prescription database; relating to the duties of the Board of Pharmacy; relating to the duties of the Board of Dental Examiners; relating to the duties of the Board of Nursing; relating to the duties of the Board of Examiners in Optometry; relating to the duties of the Department of Commerce, Community, and Economic Development; relating to the duties of the Department of Corrections; relating to accounting for program receipts; relating to public record status of records related to the Alaska Medical Assistance False Claim and Reporting Act; establishing a telemedicine business registry; relating to verification of eligibility for public assistance programs administered by the Department of Health and Social Services; relating to annual audits of state medical assistance providers; relating to reporting overpayments of medical assistance payments; establishing authority to assess

civil penalties for violations of medical assistance program requirements; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; relating to Alaska Pioneers' Homes and Alaska Veterans' Homes; relating to the duties of the Department of Administration; relating to the Alaska Mental Health Trust Authority; relating to feasibility studies for the provision of specified state services; relating to a report by the Board of Pharmacy, Board of Examiners in Optometry, Board of Dental Examiners, Board of Nursing, and State Medical Board; amending Rules 4, 5, 7, 12, 24, 26, 27, 41, 77, 79, and 82, Alaska Rules of Civil Procedure; and providing for an effective date."

Representative Ortiz moved and asked unanimous consent that HCS CSSB 74(FIN) am H be returned to second reading for the specific purpose of considering Amendment No. 3. There being no objection, it was so ordered.

The Speaker stated that, without objection, HCS CSSB 74(FIN) am H would be returned to second reading for all amendments.

Amendment No. 3 was not offered.

Amendment No. 4 was not offered.

Amendment No. 5 was offered by Representatives Munoz, Ortiz, and Saddler:

Page 23, line 3:

Delete "[AND]"

Insert "and"

Page 23, lines 5 - 8:

Delete "**and**"

**(9) if a prescription is dispensed to a person other than the patient for whom the prescription was written, the name and date of birth of the person to whom the prescription was dispensed"**



Page 23, line 30:

Delete "**and**"  
Insert "and"

Page 24, lines 1 - 5:

Delete "[; AND

(9) IF A PRESCRIPTION IS DISPENSED TO A  
PERSON OTHER THAN THE PATIENT FOR WHOM THE  
PRESCRIPTION WAS WRITTEN, THE NAME AND DATE OF  
BIRTH OF THE PERSON TO WHOM THE PRESCRIPTION  
WAS DISPENSED]"

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

There was objection.

\*\*The presence of Representatives Neuman and Gara, who were  
excused (page 2357), was noted.

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

HCS CSSB 74(FIN) am H

Second Reading

Amendment No. 5

**YEAS: 37 NAYS: 0 EXCUSED: 2 ABSENT: 1**

Yeas: Chenault, Claman, Drummond, Edgmon, Foster, Gara, Gattis,  
Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller,  
Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak,  
Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz,  
Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wilson, Wool

Excused: Hawker, Thompson

Absent: Colver

And so, Amendment No. 5 was adopted.

Amendment No. 6 was offered by Representatives Vazquez and  
Reinbold:

Page 21, lines 27 - 28:

Delete "a schedule [IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I,] II, III, **or** IV [, or V] controlled substance under federal law"

Insert "**an opiate for a duration of five or more days** [A SCHEDULE IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I, II, III, IV, OR V CONTROLLED SUBSTANCE UNDER FEDERAL LAW]"

Page 22, lines 6 - 7:

Delete "a schedule II, III, or IV controlled substance under federal law"

Insert "an opiate for a duration of five or more days"

Page 22, lines 13 - 14:

Delete "schedule [IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I,] II, III, **or** IV [, or V] controlled substance under federal law"

Insert "**opiate prescribed for a duration of five or more days** [SCHEDULE IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I, II, III, IV, OR V CONTROLLED SUBSTANCE UNDER FEDERAL LAW]"

Page 22, lines 16 - 18:

Delete "a schedule [IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I,] II, III, **or** IV [, or V] controlled substance under federal law"

Insert "**an opiate prescribed for a duration of five or more days** [A SCHEDULE IA, IIA, IIIA, IVA, OR VA CONTROLLED SUBSTANCE UNDER STATE LAW OR A SCHEDULE I, II, III, IV, OR V CONTROLLED SUBSTANCE UNDER FEDERAL LAW]"

Page 23, line 11:

Delete "schedule II, III, or IV controlled substance under federal law"

Insert "opiate prescribed for a duration of five or more days"

Page 23, lines 13 - 14:

Delete "a schedule II, III, or IV controlled substance under federal law"

Insert "an opiate prescribed for a duration of five or more days"

Page 31, following line 20:

Insert a new bill section to read:

"\* **Sec. 34.** AS 17.30.200(n) is amended by adding a new paragraph to read:

(5) "opiate" has the meaning given in AS 11.71.900."

Renumber the following bill sections accordingly.

Page 48, line 27:

Delete "sec. 51"

Insert "sec. 52"

Page 49, line 4:

Delete "sec. 51"

Insert "sec. 52"

Page 49, line 13:

Delete "sec. 51"

Insert "sec. 52"

Page 49, line 18:

Delete "sec. 51"

Insert "sec. 52"

Page 49, line 23:

Delete "sec. 51"

Insert "sec. 52"

Page 49, line 26:

Delete "sec. 51"

Insert "sec. 52"

Page 53, line 11:

Delete "sec. 43"

Insert "sec. 44"

Page 53, line 12:

Delete "sec. 46"

Insert "sec. 47"

Page 53, line 30, following "Act,":

Insert "AS 17.30.200(n), as amended by sec. 34 of this Act"

Delete "sec. 34"

Insert "sec. 35"

Page 54, line 1:

Delete "or 34"

Insert "34, or 35"

Page 54, line 8:

Delete "sec. 43"

Insert "sec. 44"

Page 54, line 10:

Delete "sec. 59"

Insert "sec. 60"

Page 54, line 13:

Delete "sec. 43"

Insert "sec. 44"

Page 54, line 14:

Delete "sec. 59"

Insert "sec. 60"

Page 54, line 17:

Delete "sec. 43"

Insert "sec. 44"

Page 54, line 18:

Delete "sec. 59"

Insert "sec. 60"

Page 54, line 22:

Delete "sec. 46"

Insert "sec. 47"

April 15, 2016

2367

Page 54, line 23:

Delete "sec. 59"

Insert "sec. 60"

Page 54, line 29:

Delete "sec. 51"

Insert "sec. 52"

Delete "sec. 54"

Insert "sec. 55"

Page 55, line 1:

Delete "Section 53"

Insert "Section 54"

Page 55, line 4:

Delete "sec. 43"

Insert "sec. 44"

Page 55, line 6:

Delete "secs. 59 and 61(a)"

Insert "secs. 60 and 62(a)"

Page 55, line 7:

Delete "sec. 43"

Insert "sec. 44"

Page 55, line 9:

Delete "secs. 59 and 61(b)"

Insert "secs. 60 and 62(b)"

Page 55, line 10:

Delete "sec. 43"

Insert "sec. 44"

Page 55, line 12:

Delete "secs. 59 and 61(c)"

Insert "secs. 60 and 62(c)"

Page 55, line 13:

Delete "sec. 46"

Insert "sec. 47"

Page 55, line 15:

Delete "secs. 59 and 61(d)"  
Insert "secs. 60 and 62(d)"

Page 55, line 16:

Delete "sec. 53"  
Insert "sec. 54"

Page 55, line 18:

Delete "sec. 61(f)"  
Insert "sec. 62(f)"

Page 55, line 19:

Delete "Sections 57 and 59 - 61"  
Insert "Sections 58 and 60 - 62"

Page 55, line 21:

Delete "sec. 47"  
Insert "sec. 48"

Page 55, line 22:

Delete "sec. 34"  
Insert "sec. 35"

Page 55, line 23:

Delete "and 33"  
Insert "33, and 34"

Page 55, line 24:

Delete "sec. 34"  
Insert "sec. 35"

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

Representative Munoz objected.

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

HCS CSSB 74(FIN) am H  
Second Reading  
Amendment No. 6

**YEAS: 8 NAYS: 29 EXCUSED: 2 ABSENT: 1**

Yeas: Chenault, LeDoux, Neuman, Reinbold, Tuck, Vazquez, Wilson,  
Wool

Nays: Claman, Drummond, Edgmon, Foster, Gara, Gattis,  
Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller,  
Kito, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Olson, Ortiz,  
Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton

Excused: Hawker, Thompson

Absent: Colver

And so, Amendment No. 6 was not adopted.

Amendment No. 7 was offered by Representatives Vazquez and  
Reinbold:

Page 41, lines 4 - 9:

Delete all material.

Renumber the following paragraphs accordingly.

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

Representative Seaton objected.

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

HCS CSSB 74(FIN) am H  
Second Reading  
Amendment No. 7

**YEAS: 15 NAYS: 23 EXCUSED: 2 ABSENT: 0**

Yeas: Chenault, Gattis, Herron, Hughes, Johnson, Keller, Lynn,  
Millett, Neuman, Olson, Pruitt, Reinbold, Tilton, Vazquez, Wilson

Nays: Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Munoz, Nageak, Ortiz, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tuck, Wool

Excused: Hawker, Thompson

Gattis changed from "Nay" to "Yea".

Lynn changed from "Nay" to "Yea".

Tilton changed from "Nay" to "Yea".

Olson changed from "Nay" to "Yea".

And so, Amendment No. 7 was not adopted.

Amendment No. 4 was offered by Representatives Wilson, LeDoux, and Reinbold:

Page 1, lines 9 - 12 (title amendment):

Delete "**relating to the controlled substance prescription database; relating to the duties of the Board of Pharmacy; relating to the duties of the Board of Dental Examiners; relating to the duties of the Board of Nursing; relating to the duties of the Board of Examiners in Optometry;**"

Page 4, line 25, through page 5, line 20:

Delete all material.

Renumber the following bill sections accordingly.

Page 6, lines 25 - 28:

Delete ";

**(7) require that a licensee who has a federal Drug Enforcement Administration registration number register with the controlled substance prescription database under AS 17.30.200(o)**"

Page 7, line 31, through page 10, line 20:

Delete all material.

Renumber the following bill sections accordingly.



April 15, 2016

2371

Page 21, line 5:

Delete "sec. 18"

Insert "sec. 14"

Page 21, line 15:

Delete "sec. 18"

Insert "sec. 14"

Page 21, line 24, through page 32, line 16:

Delete all material.

Renumber the following bill sections accordingly.

Page 48, lines 15 - 17:

Delete all material.

Renumber the following bill sections accordingly.

Page 48, line 21:

Delete "sec. 18"

Insert "sec. 14"

Page 48, line 27:

Delete "sec. 18"

Insert "sec. 14"

Delete "sec. 51"

Insert "sec. 33"

Page 48, line 29:

Delete "sec. 18"

Insert "sec. 14"

Page 49, line 4:

Delete "sec. 18"

Insert "sec. 14"

Delete "sec. 51"

Insert "sec. 33"

Page 49, line 6:

Delete "sec. 18"

Insert "sec. 14"

Delete "sec. 19"  
Insert "sec. 15"

Page 49, line 9:  
Delete "sec. 18"  
Insert "sec. 14"

Page 49, line 10:  
Delete "sec. 18"  
Insert "sec. 14"

Page 49, line 11:  
Delete "sec. 18"  
Insert "sec. 14"

Page 49, line 12:  
Delete "sec. 18"  
Insert "sec. 14"

Page 49, line 13:  
Delete "sec. 18"  
Insert "sec. 14"  
Delete "sec. 51"  
Insert "sec. 33"

Page 49, line 15:  
Delete "sec. 18"  
Insert "sec. 14"

Page 49, line 18:  
Delete "sec. 18"  
Insert "sec. 14"  
Delete "sec. 51"  
Insert "sec. 33"

Page 49, line 23:  
Delete "sec. 18"  
Insert "sec. 14"  
Delete "sec. 51"  
Insert "sec. 33"

April 15, 2016

2373

Page 49, line 25:

Delete "sec. 18"

Insert "sec. 14"

Page 49, line 26:

Delete "sec. 18"

Insert "sec. 14"

Delete "sec. 51"

Insert "sec. 33"

Page 53, line 11:

Delete "sec. 43"

Insert "sec. 25"

Page 53, line 12:

Delete "sec. 46"

Insert "sec. 28"

Page 53, line 16:

Delete "(a)"

Page 53, line 20, through page 54, line 5:

Delete all material.

Page 54, line 8:

Delete "sec. 43"

Insert "sec. 25"

Page 54, line 10:

Delete "sec. 59"

Insert "sec. 40"

Page 54, line 13:

Delete "sec. 43"

Insert "sec. 25"

Page 54, line 14:

Delete "sec. 59"

Insert "sec. 40"

Page 54, line 17:

Delete "sec. 43"

Insert "sec. 25"

Page 54, line 18:

Delete "sec. 59"

Insert "sec. 40"

Page 54, line 22:

Delete "sec. 46"

Insert "sec. 28"

Page 54, line 23:

Delete "sec. 59"

Insert "sec. 40"

Page 54, line 26:

Delete "sec. 18" in both places

Insert "sec. 14" in both places

Page 54, line 27:

Delete "sec. 18" in both places

Insert "sec. 14" in both places

Page 54, line 28:

Delete "sec. 19"

Insert "sec. 15"

Page 54, line 29:

Delete "sec. 51"

Insert "sec. 33"

Delete "sec. 54"

Insert "sec. 35"

Page 55, line 1:

Delete "Section 53"

Insert "Section 34"

Page 55, line 4:

Delete "sec. 43"

Insert "sec. 25"

April 15, 2016

2375

Page 55, line 6:

Delete "secs. 59 and 61(a)"

Insert "secs. 40 and 42(a)"

Page 55, line 7:

Delete "sec. 43"

Insert "sec. 25"

Page 55, line 9:

Delete "secs. 59 and 61(b)"

Insert "secs. 40 and 42(b)"

Page 55, line 10:

Delete "sec. 43"

Insert "sec. 25"

Page 55, line 12:

Delete "secs. 59 and 61(c)"

Insert "secs. 40 and 42(c)"

Page 55, line 13:

Delete "sec. 46"

Insert "sec. 28"

Page 55, line 15:

Delete "secs. 59 and 61(d)"

Insert "secs. 40 and 42(d)"

Page 55, line 16:

Delete "sec. 53"

Insert "sec. 34"

Page 55, line 18:

Delete "sec. 61(f)"

Insert "sec. 42(f)"

Page 55, line 19:

Delete "Sections 57 and 59 - 61"

Insert "Sections 38 and 40 - 42"

Page 55, line 21:

Delete "sec. 47"

Insert "sec. 29"

Page 55, lines 22 - 25:

Delete all material.

Renumber the following bill sections accordingly.

Page 55, line 26:

Delete "Sections 19 and 20"

Insert "Sections 15 and 16"

Page 55, line 27:

Delete all material.

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

Representative Saddler objected.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

HCS CSSB 74(FIN) am H

Second Reading

Amendment No. 4

**YEAS: 12 NAYS: 26 EXCUSED: 2 ABSENT: 0**

Yeas: Chenault, Colver, Hughes, Johnson, Kawasaki, Keller, LeDoux, Neuman, Reinbold, Tilton, Vazquez, Wilson

Nays: Claman, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Herron, Josephson, Kito, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tuck, Wool

Excused: Hawker, Thompson

And so, Amendment No. 4 was not adopted.

HCS CSSB 74(FIN) am H was automatically in third reading.

\*\*The presence of Representative Thompson, who was excused (page 2357), was noted.

The question being: "Shall HCS CSSB 74(FIN) am H pass the House?" The roll was taken with the following result:

HCS CSSB 74(FIN) am H

Third Reading

Final Passage

**YEAS: 33 NAYS: 6 EXCUSED: 1 ABSENT: 0**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Herron, Hughes, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Wool

Nays: Johnson, LeDoux, Neuman, Reinbold, Vazquez, Wilson

Excused: Hawker

And so, HCS CSSB 74(FIN) am H passed the House.

Representative Millett moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

Representative Millett 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.

HCS CSSB 74(FIN) am H was referred to the Chief Clerk for engrossment.

### **SPECIAL ORDER OF BUSINESS**

#### **HCR 30**

Representative Millett moved and asked unanimous consent that the following be taken up as a Special Order of Business:

HOUSE CONCURRENT RESOLUTION NO. 30

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 74,

relating to diagnosis, treatment, and prescription of drugs without a physical examination by a physician; relating to the delivery of services by a licensed professional counselor, marriage and family therapist, psychologist, psychological associate, and social worker by audio, video, or data communications; relating to the duties of the State Medical Board; relating to limitations of actions; establishing the Alaska Medical Assistance False Claim and Reporting Act; relating to medical assistance programs administered by the Department of Health and Social Services; relating to the controlled substance prescription database; relating to the duties of the Board of Pharmacy; relating to the duties of the Department of Commerce, Community, and Economic Development; relating to accounting for program receipts; relating to public record status of records related to the Alaska Medical Assistance False Claim and Reporting Act; establishing a telemedicine business registry; relating to competitive bidding for medical assistance products and services; relating to verification of eligibility for public assistance programs administered by the Department of Health and Social Services; relating to annual audits of state medical assistance providers; relating to reporting overpayments of medical assistance payments; establishing authority to assess civil penalties for violations of medical assistance program requirements; relating to seizure and forfeiture of property for medical assistance fraud; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; relating to Alaska Pioneers' Homes and Alaska Veterans' Homes; relating to the duties of the Department of Administration; relating to the Alaska Mental Health Trust Authority; relating to feasibility studies for the provision of specified state services; and amending Rules 4, 5, 7, 12, 24, 26, 27, 41, 77, 79, 82, and 89, Alaska Rules of Civil Procedure, and Rule 37, Alaska Rules of Criminal Procedure.

There being no objection, it was so ordered.

The question being: "Shall HCR 30 pass the House?" The roll was taken with the following result:



HCR 30  
Special Order of Business

**YEAS: 35 NAYS: 1 EXCUSED: 1 ABSENT: 3**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Nays: Reinbold

Excused: Hawker

Absent: Neuman, Thompson, Wilson

And so, HCR 30 passed the House and was referred to the Chief Clerk for engrossment.

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**SECOND READING OF HOUSE RESOLUTIONS**

**HJR 28**

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 28  
Opposing the United States Food and Drug Administration's approval of AquaBounty AquAdvantage genetically engineered salmon; urging the United States Congress to enact legislation that requires prominently labeling genetically engineered products with the words "Genetically Modified" on the product's packaging; and encouraging the restoration of wild, native populations of salmon in areas where development has negatively affected salmon.

with the:	Journal Page
FSH RPT CS(FSH) NT 4DP	1580
FN1: ZERO(LEG)	1580
L&C RPT CS(FSH) NT 3DP 1NR	2320
FN1: ZERO(LEG)	2321

Representative Millett moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original resolution:

CS FOR HOUSE JOINT RESOLUTION NO. 28(FSH)

Opposing the United States Food and Drug Administration's approval of AquaBounty AquAdvantage genetically engineered salmon; urging the United States Congress to enact legislation that requires prominently labeling genetically engineered products with the words "Genetically Modified" on the product's packaging; and supporting the efforts of the state's congressional delegation to delay the confirmation of the new commissioner of the United States Food and Drug Administration until the United States Food and Drug Administration agrees to require labeling for genetically engineered salmon.

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that CSHJR 28(FSH) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHJR 28(FSH) was read the third time.

The question being: "Shall CSHJR 28(FSH) pass the House?" The roll was taken with the following result:

CSHJR 28(FSH)

Third Reading

Final Passage

**YEAS: 35 NAYS: 0 EXCUSED: 1 ABSENT: 4**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Gattis, Neuman, Thompson, Wilson

And so, CSHJR 28(FSH) passed the House and was referred to the Chief Clerk for engrossment.

### LEGISLATIVE CITATIONS

Representative Millett 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 - Qaze Xiong, 2015 Miss Hmong Alaska

By Representatives Tarr, LeDoux, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

In Memoriam - Marie "Cup'aq" Pensgard

By Representatives Herron, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tuck, Vazquez, Wilson, Wool; Senator Hoffman

### UNFINISHED BUSINESS

Representative Millett moved that the House ratify the appointment of H. Conner Thomas to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of H. Conner Thomas as a public member to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics

Ratify - H. Conner Thomas

**YEAS: 35 NAYS: 0 EXCUSED: 1 ABSENT: 4**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Gattis, Neuman, Thompson, Wilson

And so, the appointment was ratified.

Representative Millett moved that the House ratify the appointment of Gary J. Turner to the Select Committee on Legislative Ethics.

The question being: "Shall the House ratify the appointment of Gary J. Turner as a public member to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Select Committee on Legislative Ethics

Ratify - Gary J. Turner

**YEAS: 35 NAYS: 0 EXCUSED: 1 ABSENT: 4**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Gattis, Neuman, Thompson, Wilson

And so, the appointment was ratified.

The Senate ratified the appointments (page 1609).

The Chief Clerk notified the Senate.

### **SPECIAL ORDER OF BUSINESS**

Representative Millett moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Representative Mike Hawker, be taken up as a Special Order of Business.

Representative Olson objected and withdrew the objection. There being no further objection, it was so ordered.

Representative Millett moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Representative Kurt "K-O" Olson, be taken up as a Special Order of Business.

Representative Johnson objected and removed the objection. There being no further objection, it was so ordered.

Representative Millett moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Senator Lesil McGuire, be taken up as a Special Order of Business.

Representative Herron objected and withdrew the objection. There being no further objection, it was so ordered.

Representative Millett moved and asked unanimous consent that the House approve the citations. There being no objection, the following citations were approved and sent to enrolling:

Honoring - Representative Mike Hawker

By Representatives Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Giessel

Honoring - Representative Kurt "K-O" Olson

By Representatives Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

Honoring - Senator Lesil McGuire

By Senator Meyer; Representatives Johnson, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Hughes, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

**CONSIDERATION OF THE FIRST SUPPLEMENTAL  
CALENDAR**

Representative Millett moved and asked unanimous consent that the House adopt the following First Supplemental Calendar:

HB 81 EXEMPTION: LICENSING OF CONTRACTORS  
HB 200 ADOPTION OF CHILD IN STATE CUSTODY  
HCR 27 AMEND UNIFORM RULES: DEADLINE FOR INTRO

There being no objection, it was so ordered.

**RECONSIDERATION**

**SB 32**

Representative Kawasaki gave notice of reconsideration of the vote on HCS CSSB 32(RES) (page 2358).

Representative Kawasaki moved and asked unanimous consent that reconsideration of HCS CSSB 32(RES) be taken up on the same day. There being no objection, it was so ordered.

The following was before the House in third reading:

HOUSE CS FOR CS FOR SENATE BILL NO. 32(RES)  
"An Act relating to the sale of timber on state land; and providing for an effective date."

The question to be reconsidered: "Shall HCS CSSB 32(RES) pass the House?" The roll was taken with the following result:

HCS CSSB 32(RES)  
Third Reading  
Final Passage  
Reconsideration

**YEAS: 31 NAYS: 3 EXCUSED: 1 ABSENT: 5**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Kawasaki, Keller, Kito, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tilton, Tuck, Vazquez, Wool

Nays: Josephson, Spohnholz, Tarr

Excused: Hawker

Absent: Gattis, Kreiss-Tomkins, Neuman, Thompson, Wilson

And so, HCS CSSB 32(RES) passed the House on reconsideration.

Representative Millett 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.

HCS CSSB 32(RES) was referred to the Chief Clerk for engrossment.

**SB 145**

Representative Tarr gave notice of reconsideration of the vote on CSSB 145(FIN) (page 2359).

Representative Tarr moved and asked unanimous consent that reconsideration of CSSB 145(FIN) 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 SENATE BILL NO. 145(FIN)

"An Act relating to benefits for public assistance programs administered by the Department of Health and Social Services; and providing for an effective date."

The question to be reconsidered: "Shall CSSB 145(FIN) pass the House?" The roll was taken with the following result:

CSSB 145(FIN)

Third Reading

Final Passage

Reconsideration

**YEAS: 35 NAYS: 0 EXCUSED: 1 ABSENT: 4**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Gattis, Neuman, Thompson, Wilson

And so, CSSB 145(FIN) passed the House on reconsideration.

Representative Millett 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.

CSSB 145(FIN) was signed by the Speaker and Chief Clerk and returned to the Senate.

**SB 147**

Representative Kawasaki gave notice of reconsideration of the vote on CSSB 147(HSS) (page 2360).

Representative Kawasaki moved and asked unanimous consent that reconsideration of CSSB 147(HSS) 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 SENATE BILL NO. 147(HSS)

"An Act relating to eligibility requirements of the Alaska senior benefits payment program; and providing for an effective date."



The question to be reconsidered: "Shall CSSB 147(HSS) pass the House?" The roll was taken with the following result:

CSSB 147(HSS)

Third Reading

Final Passage

Reconsideration

**YEAS: 35 NAYS: 0 EXCUSED: 1 ABSENT: 4**

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Gattis, Neuman, Thompson, Wilson

And so, CSSB 147(HSS) passed the House on reconsideration.

Representative Millett 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.

CSSB 147(HSS) was signed by the Speaker and Chief Clerk, and returned to the Senate.

#### **CONSIDERATION OF THE FIRST SUPPLEMENTAL CALENDAR**

#### **SECOND READING OF HOUSE BILLS**

#### **HB 81**

The following was read the second time:

HOUSE BILL NO. 81

"An Act relating to an exemption from the regulation of construction contractors."

HOUSE JOURNAL

2388

April 15, 2016

with the:	Journal Page
L&C RPT CS(L&C) 6DP 1DNP	287
FN1: ZERO(LWF)	288
FN2: (CED)	288
FIN RPT CS(FIN) 5DP 3NR	2330
FN3: ZERO(H.FIN/CED)	2330
FN4: ZERO(LWF)	2330

Representative Millett moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 81(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that CSHB 81(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 81(FIN) will advance to third reading on tomorrow's calendar.

**HB 200**

The following was read the second time:

HOUSE BILL NO. 200

"An Act establishing procedures related to a petition for adoption of a child in state custody; adding a definition of 'proxy for a formal petition'; amending Rule 6(a), Alaska Adoption Rules; and providing for an effective date."

with the:	Journal Page
HSS RPT CS(HSS) NT 2DP 2NR	2009
FN2: ZERO(DHS)	2009
JUD RPT CS(HSS) NT 6DP 1NR	2292
FN2: ZERO(DHS)	2293

Representative Millett moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 200(HSS)

"An Act establishing procedures related to a petition or proxy for adoption or guardianship of a child in state custody; adding a definition of 'proxy for a formal petition'; amending Rules 5 and 6(a), Alaska Adoption Rules, and adding Rule 17.3, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Millett:

Page 1, line 8:

Delete "(a) The legislature finds that,"

Insert "The legislature finds that

(1) all children in state custody should be close to home and with extended family members whenever possible; and"

(2)"

Page 1, line 13, through page 2, line 8:

Delete all material.

Page 6, lines 19 - 26:

Delete "A person seeking the immediate permanent placement of an Indian child in state custody under this chapter may file a proxy for a formal petition for adoption or legal guardianship of the child. A proxy for a formal petition for adoption preserves the placement preferences of 25 U.S.C. 1915(a) with respect to the person who files the proxy. A proxy for a formal petition for legal guardianship preserves the placement preferences of 25 U.S.C. 1915(b) with respect to the person who files the proxy. The court shall hear proceedings related to the proxy as part of the child-in-need-of-aid proceedings relating to the child."

Insert "A person seeking the immediate permanent placement of a child in state custody under this chapter may file a proxy for a formal petition for adoption or legal guardianship of the child. The court shall hear proceedings related to the proxy as part of the child-in-need-of-

aid proceedings relating to the child. In the case of an Indian child, a proxy for a formal petition for

- (1) adoption preserves the placement preferences of 25 U.S.C. 1915(a) with respect to the person who files the proxy; and
- (2) legal guardianship preserves the placement preferences of 25 U.S.C. 1915(b) with respect to the person who files the proxy."

Page 7, line 2:

Delete "an Indian"  
Insert "a"

Page 7, line 8:

Delete "an Indian"  
Insert "a"

Page 7, line 13:

Delete "an Indian"  
Insert "a"

Page 7, line 18, following "member":

Insert "(A) means a person who is at least 18 years of age and who is the child's grandparent, aunt, uncle, sibling, brother-in-law, sister-in-law, niece, nephew, first or second cousin, or stepparent; or  
(B) in the case of an Indian child,"

Page 7, line 20, through page 8, line 11:

Delete all material and insert:

"(2) "proxy for a formal petition" or "proxy" means

(A) a request by a person who is interested in immediate permanent placement and adoption or legal guardianship of a child, and is an extended family member, member of an Indian child's tribe, or other Indian family member made at any court hearing or conveyed to the department by telephone, mail, facsimile, electronic mail, or in person; or

(B) in the case of an Indian child, a request made to the department on behalf of a person described in (A) of this paragraph by

- (i) the Indian child's biological parent,

individually or through counsel; or  
(ii) the Indian child's tribe, a tribe in which the Indian child is eligible for enrollment, or a tribe in which the Indian child's biological parent is a member; or  
(C) a proxy for a formal petition, as established by the department by regulation."

Page 11, line 3:

Delete "an Indian"  
Insert "a"

Page 11, line 5:

Delete "an Indian"  
Insert "a"

Page 11, lines 11 - 13:

Delete "25 U.S.C. 1915(a), and whether the current placement complies with 25 U.S.C. 1915(a) or whether there is good cause to deviate from the placement preferences under 25 U.S.C. 1915(a)"

Insert "AS 47.14.100(e) or 25 U.S.C. 1915(a), whichever is applicable, and, if 25 U.S.C. 1915(a) applies, whether the current placement is in compliance or whether there is good cause to deviate from the placement preferences"

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

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

Representative Millett moved and asked unanimous consent that CSHB 200(HSS) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 200(HSS) am was read the third time.

The question being: "Shall CSHB 200(HSS) am pass the House?"  
The roll was taken with the following result:

CSHB 200(HSS) am  
Third Reading  
Final Passage

**YEAS: 31 NAYS: 0 EXCUSED: 1 ABSENT: 8**

Yeas: Chenault, Claman, Colver, Drummond, Foster, Gara, Guttenberg, Herron, Hughes, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Reinbold, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Edgmon, Gattis, Johnson, Neuman, Pruitt, Saddler, Thompson, Wilson

And so, CSHB 200(HSS) am passed the House.

Representative Millett moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

Representative Millett 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.

Representative Talerico gave notice of reconsideration of the vote on CSHB 200(HSS) am.

### **RECONSIDERATION**

#### **HB 200**

Representative Talerico moved and asked unanimous consent that reconsideration of CSHB 200(HSS) am be taken up on the same day. There being no objection, it was so ordered.

CSHB 200(HSS) am was before the House in third reading.

The question to be reconsidered: "Shall CSHB 200(HSS) am pass the House?" The roll was taken with the following result:

CSHB 200(HSS) am  
Third Reading  
Final Passage  
Reconsideration

**YEAS: 32 NAYS: 0 EXCUSED: 1 ABSENT: 7**

Yeas: Chenault, Claman, Colver, Drummond, Foster, Gara, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Reinbold, Seaton, Spohnholz, Stutes, Talerico, Tarr, Tilton, Tuck, Vazquez, Wool

Excused: Hawker

Absent: Edgmon, Gattis, Neuman, Pruitt, Saddler, Thompson, Wilson

And so, CSHB 200(HSS) am passed the House on reconsideration.

Representative Millett moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

Representative Millett 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 200(HSS) am was referred to the Chief Clerk for engrossment.

### **CONSIDERATION OF THE FIRST SUPPLEMENTAL CALENDAR**

(continued)

### **SECOND READING OF HOUSE RESOLUTIONS**

#### **HCR 27**

The following was read the second time:

#### **HOUSE CONCURRENT RESOLUTION NO. 27**

Proposing an amendment to the Uniform Rules of the Alaska State Legislature relating to the time limit on introduction of bills and resolutions.

The Rules Committee submitted the following updated fiscal note:

1. Zero, Legislative Agency

The Speaker stated that, without objection, HCR 27 will be held in second reading to tomorrow's calendar.

### UNFINISHED BUSINESS

#### **HJR 28**

Representatives Josephson, Millett, Drummond, Lynn, Guttenberg, Tuck, and Gara added as cosponsors to:

##### CS FOR HOUSE JOINT RESOLUTION NO. 28(FSH)

Opposing the United States Food and Drug Administration's approval of AquaBounty AquAdvantage genetically engineered salmon; urging the United States Congress to enact legislation that requires prominently labeling genetically engineered products with the words "Genetically Modified" on the product's packaging; and supporting the efforts of the state's congressional delegation to delay the confirmation of the new commissioner of the United States Food and Drug Administration until the United States Food and Drug Administration agrees to require labeling for genetically engineered salmon.

#### **HB 81**

Representatives Drummond, Tuck, and Olson added as cosponsors to:

##### CS FOR HOUSE BILL NO. 81(FIN)

"An Act relating to an exemption from the regulation of construction contractors."

#### **SB 74**

Representative Saddler added as a cosponsor to:

##### HOUSE CS FOR CS FOR SENATE BILL NO. 74(FIN) am H

"An Act relating to diagnosis, treatment, and prescription of drugs without a physical examination by a physician; relating to the delivery of services by a licensed audiologist, speech-language pathologist, professional counselor, marriage and family therapist,



psychologist, psychological associate, social worker, physical therapist, occupational therapist, and registered speech-language pathologist assistant by audio, video, or data communications; relating to the duties of the State Medical Board; relating to limitations of actions; establishing the Alaska Medical Assistance False Claim and Reporting Act; relating to medical assistance programs administered by the Department of Health and Social Services; relating to the controlled substance prescription database; relating to the duties of the Board of Pharmacy; relating to the duties of the Board of Dental Examiners; relating to the duties of the Board of Nursing; relating to the duties of the Board of Examiners in Optometry; relating to the duties of the Department of Commerce, Community, and Economic Development; relating to the duties of the Department of Corrections; relating to accounting for program receipts; relating to public record status of records related to the Alaska Medical Assistance False Claim and Reporting Act; establishing a telemedicine business registry; relating to verification of eligibility for public assistance programs administered by the Department of Health and Social Services; relating to annual audits of state medical assistance providers; relating to reporting overpayments of medical assistance payments; establishing authority to assess civil penalties for violations of medical assistance program requirements; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; relating to Alaska Pioneers' Homes and Alaska Veterans' Homes; relating to the duties of the Department of Administration; relating to the Alaska Mental Health Trust Authority; relating to feasibility studies for the provision of specified state services; relating to a report by the Board of Pharmacy, Board of Examiners in Optometry, Board of Dental Examiners, Board of Nursing, and State Medical Board; amending Rules 4, 5, 7, 12, 24, 26, 27, 41, 77, 79, and 82, Alaska Rules of Civil Procedure; and providing for an effective date."

#### ENGROSSMENT

##### **HCR 30**

HCR 30 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HJR 28**

CSHJR 28(FSH) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 200**

CSHB 200(HSS) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**SB 32**

HCS CSSB 32(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**SB 74**

HCS CSSB 74(FIN) am H was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 6, 2016.

House committee schedules are published under separate cover.

The following meeting today was changed:

Judiciary Committee

CANCELED

**ADJOURNMENT**

Representative Millett moved and asked unanimous consent that the House adjourn until 11:00 a.m., April 16, 2016. There being no objection, the House adjourned at 8:58 p.m.

Crystaline Jones  
Chief Clerk