

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska **Monday** **February 27, 2017**

Forty-second Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 11:09 a.m.

Roll call showed 40 members present.

The invocation was offered by the Chaplain, the Reverend Dr. Phil Campbell of Northern Light United Church. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Good morning. It is an honor to be with you again. On Saturday I had the privilege of presiding at the memorial service of Mike Miller who long and faithfully served in this Chamber in decades past. At Mike's service we read the 23rd Psalm, the first verse of which in modern translation reads, *The Lord is my Shepherd; I have everything I need.* The psalmist's words provide context for my prayer this morning. As I pray I invite you to observe this time in keeping with your tradition or practice.

Gracious creator of all that is, I thank you for the abundance and beauty of our state. I am awed by the incredible natural and human resources here. Guide the state's leaders, O God, in the just and equitable use of the resources that abound. Give them wisdom and insight. Give them compassion and awareness. Give them courage and hope. I pray that all who serve our state will remain attentive to the concerns of all

Alaskans, and discover ways to provide especially for our most vulnerable and at-risk neighbors. Stoke their imagination so that they may harness and distribute the abundance of our state to meet the needs of all so that together we will not only survive, but will flourish. Help those in this Chamber to believe it is possible to do so, to the end that their decisions will show forth your great gifts of justice, compassion, and peace for all who call this great state home. In the name of all that is holy, I pray. Amen.

The Pledge of Allegiance was led by Representative Kopp.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 39th, 40th, and 41st legislative days and Senate and House Joint Journal Supplement No. 6 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Kreiss-Tomkins introduced Elias Erickson, Guest Page, from Sitka.

COMMUNICATIONS

The following were received:

Dept. of Education & Early Development
School Capital Project Funding
Annual Report
February 24, 2017
(as required by AS 14.11.035)

Dept. of Health & Social Services
Statewide Suicide Prevention Council
Alaska State Suicide Prevention Plan, 2012-2017
Annual Implementation Report 2016
(as required by AS 44.29.360)

REPORTS OF STANDING COMMITTEES

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Donald McClintock III

as a member of the Commission on Judicial Conduct.

The report was signed by Representative Claman, Chair; and Representatives Eastman, Kopp, Kreiss-Tomkins, Fansler, and LeDoux.

INTRODUCTION OF CITATIONS

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

Honoring - Women's History Month 2017
By Representatives Tarr, Drummond, Spohnholz

Honoring - AWARE Women of Distinction 2017
By Representatives Kito, Parish

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

Honoring - Matt Hall
By Senator Bishop

In Memoriam - Dr. John Joseph "Joe" Lounsbury
By Representatives Kawasaki, Guttenberg

In Memoriam - Virginia May Erickson
By Representative Kreiss-Tomkins

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS****HCR 7**

HOUSE CONCURRENT RESOLUTION NO. 7 by Representative Chenault:

Urging the governor to join the legislature in opposing the selection of the G South Alternative for the Sterling Highway Milepost 45-60 Project and supporting the selection of the Juneau Creek Alternative; urging the governor to request that the United States Secretary of the Interior initiate a land exchange under the Russian River Land Act; and urging the governor to request that the commissioner of transportation and public facilities and the Division Administrator of the Federal Highway Administration reevaluate the selection of the G South Alternative.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 36**

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 36 by Representative Gara, entitled:

"An Act bearing the short title of the 'Fair Contribution by High Profit Businesses Act'; requiring certain persons in the business of oil and gas production or transportation to pay income tax; establishing a tax on the income of a sole proprietorship, partnership, limited liability company, or an S corporation; relating to exemptions from the tax on corporations; and providing for an effective date."

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

HB 146

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 146 by Representative Claman, entitled:

"An Act imposing a school tax on certain income of residents, part-year residents, and nonresidents; relating to a payment against the school tax from the permanent fund dividend disbursement; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 7

The following was read the second time:

HOUSE BILL NO. 7

"An Act relating to the exhibition of marked ballots."

with the:	Journal Page
STA RPT CS(STA) NT 7DP	192
FN1: ZERO(GOV)	192
CRA RPT CS(CRA) NT 3DP 2NR	314
FN1: ZERO(GOV)	315

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

CS FOR HOUSE BILL NO. 7(CRA)

"An Act relating to the exhibition of marked ballots and the prohibition on political persuasion near election polls."

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 7(CRA) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 7(CRA) will advance to third reading on the March 1 calendar.

HB 104

The following was read the second time:

HOUSE BILL NO. 104

"An Act relating to collecting information about civil litigation by the Alaska Judicial Council; repealing Rule 41(a)(3), Alaska Rules of Civil Procedure, and Rules 511(c) and (e), Alaska Rules of Appellate Procedure; and providing for an effective date."

with the:	Journal Page
JUD RPT 4DP 2NR	333
FN1: ZERO(AJS)	333
FN2: ZERO(LAW)	333

Representative Tuck moved and asked unanimous consent that HB 104 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 104 was read the third time.

The question being: "Shall HB 104 pass the House?" The roll was taken with the following result:

HB 104
Third Reading
Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Birch, Chenault, Claman, Drummond, Eastman, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

And so, HB 104 passed the House.

Representative Tuck 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 Tuck 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.

HB 104 was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Tuck 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 - Steve MacDonald

By Senator Gardner; Representatives Gara, Edgmon, Birch, Chenault, Claman, Drummond, Fansler, Foster, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

In Memoriam - R.L. "Dick" McLean

By Senator Bishop; Representatives Edgmon, Birch, Chenault, Claman, Drummond, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

UNFINISHED BUSINESS

Representative Tuck moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Chenault – from 6:00 a.m., March 2 to 8:00 a.m., March 6

Representative Foster – from 12:45 p.m., March 4 to 10:15 p.m., March 5

Representative Josephson – from 6:00 p.m., March 2 to 9:45 a.m., March 5

Representative Stutes – from 6:00 p.m., March 1 to 7:30 p.m., March 4

Representative Edgmon – from 8:00 p.m., March 1 to 9:30 a.m., March 6

SPECIAL ORDER OF BUSINESS

Representative Tuck moved and asked unanimous consent that the notice and publication requirements be waived and the citations, Honoring - Women's History Month 2017 and Honoring - AWARE Women of Distinction 2017, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Tuck 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 - Women's History Month 2017

By Representatives Tarr, Drummond, Spohnholz, Edgmon, Birch, Chenault, Claman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Stutes, Sullivan-Leonard, Talerico, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

Honoring - AWARE Women of Distinction 2017

By Representatives Kito, Parish, Edgmon, Birch, Chenault, Claman, Drummond, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

UNFINISHED BUSINESS

HJR 13

Representative Talerico added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 13

Urging the United States Congress to divide the United States Court of Appeals for the Ninth Circuit.

HB 10

Representative Westlake added as a cosponsor to:

HOUSE BILL NO. 10

"An Act relating to the duties of the Department of Health and Social Services; relating to child-in-need-of-aid proceedings; relating to child protection; and amending Rules 6(a), 6(b)(2) and (3), 10(c)(2) and (3), 10(e)(2), 10.1, 15(f)(2), 17(c), 17(d)(2), 17.1(b), 17.1(d)(3), 17.2(a), 17.2(e), 17.2(f), 17.3, 18(c), and 19.1(c), Alaska Child in Need of Aid Rules of Procedure, and repealing Rules 17.1(a), 17.1(c), and 17.1(d)(2), Alaska Child in Need of Aid Rules of Procedure."

HB 12

Representative Westlake added as a cosponsor to:

HOUSE BILL NO. 12

"An Act relating to the authority of the Department of Health and Social Services to take custody of a child and to remove a child from the child's home."

HB 140

Representative Westlake added as a cosponsor to:

HOUSE BILL NO. 140

"An Act relating to the right to demand a jury trial in cases involving termination of parental rights; amending Rules 18(b), 18(e), and 18(g), Alaska Child in Need of Aid Rules of Procedure."

HB 141

Representative Tarr added as a cosponsor to:

HOUSE BILL NO. 141

"An Act relating to allocations of funding for the Alaska Workforce Investment Board; and providing for an effective date."

ENGROSSMENT**HB 104**

HB 104 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., March 1. There being no objection, the House adjourned at 11:47 a.m.

Crystaline Jones
Chief Clerk