

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTIETH LEGISLATURE**  
**SECOND SESSION**

**Juneau, Alaska**

**Wednesday**

**February 7, 2018**

**Twenty-third Day**

Pursuant to adjournment the House was called to order by Speaker Edgmon at 10:33 a.m.

Roll call showed 36 members present. Representatives Fansler and Pruitt had been previously excused from a call of the House today. Representative Kreiss-Tomkins was absent and his presence was noted later.

Representative Tuck moved and asked unanimous consent that Representative Neuman be excused from a call of the House from today to 10:30 a.m., February 12. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Tari Stage-Harvey of Shepherd of the Valley Lutheran Church. Representative Ortiz moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Respecting the beliefs of all Alaskans, I offer the following prayer:

As our days begin to lengthen, we pray for brilliant light to shine on us and break through the darkness, illumine our way, and set us free: from cowardice that refuses to face truth; from laziness content with half-truths; and from arrogance that thinks it knows all truth.

When we feel puny and defeated, fill us with creativity and hope. When we feel divided and bitter, guide us with constructive conflict and cooperation. When we feel isolated and lost, open our eyes and hearts to see the bounty around us.

Lead us with a spirit of joy and hope trusting in compassion as our guide and justice as our companion. Amen.

The Pledge of Allegiance was led by Representative Eastman.

### **CERTIFICATION OF THE JOURNAL**

Representative Tuck moved and asked unanimous consent that the journal for the 21st and 22nd legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **REPORTS OF STANDING COMMITTEES**

#### **HB 236**

The Health & Social Services Committee considered:

HOUSE BILL NO. 236

"An Act extending the Alaska senior benefits payment program."

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

Do pass (4): Johnston, Edgmon, Sullivan-Leonard, Spohnholz

Amend (1): Eastman

The following fiscal note(s) apply:

1. Fiscal, Dept. of Health & Social Services

HB 236 was referred to the Finance Committee.

#### **SB 64**

The Labor & Commerce Committee considered:

## SENATE BILL NO. 64

"An Act adopting the Uniform Environmental Covenants Act; relating to environmental real property covenants and notices of activity and use limitation at contaminated sites to ensure the protection of human health, safety, and welfare, and the environment; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 64(L&C)  
(same title)

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

Do pass (2): Birch, Kito

No recommendation (5): Sullivan-Leonard, Stutes, Knopp, Josephson, Wool

The following fiscal note(s) apply to HCS SB 64(L&C):

3. Zero, Dept. of Environmental Conservation
4. Zero, Dept. of Natural Resources

SB 64 was referred to the Rules Committee for placement on the calendar.

### INTRODUCTION OF CITATIONS

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - Delbert Cederberg  
By Senator Gardner; Representative Josephson

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

Honoring - Barbara Hood and Dirk Sisson  
By Representatives Claman, Gara

Honoring - Bede Trantina  
By Representative Claman

Honoring - The 30th Anniversary of the Legislative Internship  
Program  
By Representatives Kawasaki, Parish

In Memoriam - Robert Wagstaff  
By Representative Claman

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

#### **HJR 32**

HOUSE JOINT RESOLUTION NO. 32 by Representatives LeDoux,  
Millett, Sullivan-Leonard, and Chenault:

Proposing an amendment to the Constitution of the State of  
Alaska relating to notice and consent before termination of a  
minor's pregnancy.

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

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS**

#### **HB 331**

HOUSE BILL NO. 331 by the House Rules Committee by request of  
the Governor, entitled:

"An Act establishing the Alaska Tax Credit Certificate Bond  
Corporation; relating to purchases of tax credit certificates;  
relating to overriding royalty interest agreements; and providing  
for an effective date."

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

The following fiscal note(s) apply:

1. Zero, Dept. of Natural Resources
2. Fiscal, Dept. of Revenue

The Governor's transmittal letter dated February 5 follows:

"Dear Speaker Edgmon:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill to create a State corporation authorized to issue bonds for the purpose of purchasing oil and gas exploration tax credits.

The passage of legislation last year, HB 111 (CH. 3, SSSLA 17), signaled the end of the State's program to purchase oil and gas tax credits. These credits were earned by small producers and explorers; major producers have always been ineligible to participate. Since the beginning of this program in 2007, Alaska has purchased over \$3.5 billion in these credits, with about \$800 million currently in company hands awaiting payment. Another \$200 million are expected before the program is fully terminated. Just as we value our large producers, we value these small producers. Some of the most exciting new developments in the past few years are the result of the efforts of these new small producers.

After the downturn in oil prices and the State's budget challenges, the State was no longer able to purchase these credits as quickly as they were submitted. Since 2016, the State has appropriated funds based on a statutory formula, resulting in the large accrued balances. The payment delay has resulted in significant uncertainty for Alaska's small producers, some of whom have had a difficult time borrowing additional money to complete their projects. Last year's legislation to end the program was an important step towards restoring the State to a more stable fiscal foundation. This bill would allow the State to take the next vital step in resolving the State's oil and gas tax credit obligation.

The bill would establish an Alaska Tax Credit Certificate Bond Corporation that would be authorized to issue up to \$1 billion in bonds to finance purchases of oil and gas tax credits at a discount from face value. This discount offered to these small producers would then be used to pay the cost of financing the bonds. In short, the State would not bear the cost of financing the bonds, but rather that would be paid by the small producers. The bonds would not constitute a general obligation of the State. The corporation's authority to issue bonds would expire on December 31, 2021.

This bill would provide authority for the Department of Revenue to negotiate the purchase of tax credits at less than full value when bond proceeds are used for those purchases. Under the bill, applicants that have requested purchase of tax credits from the oil and gas tax credit fund would notify the Department of Revenue of interest in purchase of tax credits from bond proceeds at a discounted amount. Those applicants would need to include all tax credits requested for purchase from the fund in the notice of interest. A purchase offer amount by the Department of Revenue from bond proceeds would be determined by discounting the face amount of such tax credits based on the assumed payment schedule of the tax credits if the Department of Revenue had purchased the tax credits through the oil and gas tax credit fund over a number of years.

The face amount of the tax credits would be discounted each year by 10 percent. A lower discount could apply for an applicant that agrees to one or more conditions that provide additional value to the State. These conditions include agreements for overriding royalty interests, waivers of confidentiality for early release of seismic data, and commitments to make future qualified capital expenditures in the state. The lower discount rate would apply automatically to purchases of certain corporate income tax credits for gas storage facilities and in-state oil refineries. The lower discount rate will be based on the State's true interest cost plus 1.5 percent, which we currently estimate will be about 5.5 percent. The corporation would not issue bonds unless it found that the discount rate applied in the Department of Revenue's purchase of the tax credits would exceed the State's true interest cost on the bonds by at least 1.5 percent per year.

The Department of Natural Resources would handle the agreements for overriding royalty interests and waivers of confidentiality for early release of seismic data. The bill would have an immediate effective date. The immediate effective date would allow the new Alaska Tax Credit Certificate Bond Corporation, the Department of Revenue, the Department of Natural Resources, and those requesting purchase from the oil and gas tax credit fund the ability to start work right away to address these tax credits.

I am proposing this bill to achieve a fair resolution to the oil and gas tax credit purchase program, and to free up capital for the small companies impacted by the program to resume investing in future oil production. Passage of this bill would allow the state to move past the uncertainty on these tax credits and focus on growing Alaska.

I urge your prompt and favorable action on this measure.

Sincerely,  
/s/  
Bill Walker  
Governor"

**HB 332**

HOUSE BILL NO. 332 by Representative Tuck, entitled:

"An Act relating to self-storage facilities for personal property, including vehicles and watercraft; relating to the treatment of firearms, ammunition, and controlled substances found in self-storage units; distinguishing self-storage facility liens from another type of storage lien; and excluding self-storage liens from the treatment of certain unclaimed property."

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

**HB 333**

HOUSE BILL NO. 333 by Representatives Birch and Millett, entitled:

"An Act authorizing a municipality to adopt an ordinance prohibiting the use of cellular telephones while driving in school zones or on school property."

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

**HB 334**

HOUSE BILL NO. 334 by Representatives Wool, Chenault, and Tuck, entitled:

"An Act relating to the liability of a person or the state for the release of certain pesticides during application on a utility pole."

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

**HB 335**

HOUSE BILL NO. 335 by Representatives Millett and LeDoux, entitled:

"An Act relating to bail release decisions; and amending Rule 41, Alaska Rules of Criminal Procedure."

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

**HB 336**

HOUSE BILL NO. 336 by Representatives Millett, Saddler, Spohnholz, Kopp, and Tuck, entitled:

"An Act relating to supported decision-making agreements to provide for decision-making assistance; and amending Rule 402, Alaska Rules of Evidence."

was read the first time and referred to the Health & Social Services and Judiciary Committees.

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 10:49 a.m.

**AFTER AT EASE**

The Speaker called the House back to order at 11:00 a.m.

\*\*The presence of Representative Kreiss-Tomkins was noted.

### **JOINT SESSION IN THE HOUSE**

In accordance with Uniform Rule 51, Speaker Edgmon turned the gavel over to President Kelly who called the joint session to order at 11:00 a.m.

The purpose of the joint session was to hear the State of the Judiciary Address by the Honorable Craig Stowers, Chief Justice of the Alaska Supreme Court.

Senator Micciche moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. There being no objection, it was so ordered.

President Kelly appointed Representative Josephson and Senator Bishop to escort the Honorable Craig Stowers to the joint session.

The Senate Sergeant-at-Arms announced the Chief Justice's entrance into the House Chamber.

Chief Justice Stowers was escorted to the rostrum and welcomed by President Kelly.

The Chief Justice delivered his address, and it is published in Senate and House Joint Journal Supplement No. 14.

Chief Justice Stowers received a standing ovation.

Senator Micciche moved and asked unanimous consent that the joint session adjourn. There being no objection, President Kelly adjourned the joint session at 11:30 a.m.

The Speaker ordered the House at ease to allow members of the Senate to leave the Chamber.

### IN THE HOUSE

The Speaker called the House back to order at 11:39 a.m.

### CONSIDERATION OF THE DAILY CALENDAR

### THIRD READING OF HOUSE BILLS

#### HB 287

The following, which was advanced to third reading from the February 5 calendar (page 2331), was read the third time:

#### HOUSE BILL NO. 287

"An Act making appropriations for public education and transportation of students; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

Representative Johnston moved and asked unanimous consent that HB 287 be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

The Speaker stated that, without objection, HB 287 would be returned to second reading for all amendments.

Amendment No. 1 was offered by Representatives Johnston, Johnson, Birch, Millett, Chenault, Tilton, Saddler, Thompson, Talerico, Reinbold, Eastman, Wilson, Kopp, Knopp, Sullivan-Leonard, and Rauscher:

Page 1, lines 2 - 3 (title amendment):

Delete "**making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund;**"

Page 5, line 1:

Delete "PUBLIC EDUCATION; CONSTITUTIONAL BUDGET

## RESERVE FUND"

Insert "FUND CAPITALIZATION"

Page 5, lines 2 - 3:

Delete "budget reserve fund (art. IX, sec. 17, Constitution of the State of Alaska)"

Insert "general fund"

Page 5, lines 8 - 9:

Delete all material.

Page 5, line 10:

Delete "sec. 4(a) and (b)"

Insert "sec. 4"

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

Representative Seaton objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HB 287

Second Reading

Amendment No. 1

**YEAS: 16 NAYS: 21 EXCUSED: 3 ABSENT: 0**

Yeas: Birch, Chenault, Eastman, Johnson, Johnston, Knopp, Kopp, Millett, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Lincoln, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool

Excused: Fansler, Neuman, Pruitt

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representatives Reinbold, Millett, Chenault, Thompson, Tilton, Kopp, Saddler, Rauscher, Wilson, Birch, Johnston, Knopp, Sullivan-Leonard, Talerico, and Eastman:

Page 5, before line 1:

Insert a new bill section to read:

"\* **Sec. 4.** LEGISLATIVE INTENT. A school district shall budget for and spend a minimum of 70 percent of the school district's operating expenditures on the instructional component of the school district's budget for the fiscal year ending June 30, 2019."

Renumber the following bill sections accordingly.

Page 5, line 10:

Delete "sec. 4(a)"

Insert "sec. 5(a)"

Representative Reinbold moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Gara objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

HB 287

Second Reading

Amendment No. 2

**YEAS: 18 NAYS: 19 EXCUSED: 3 ABSENT: 0**

Yeas: Birch, Chenault, Eastman, Grenn, Johnson, Johnston, Knopp, Kopp, Millett, Ortiz, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Foster, Gara, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Lincoln, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool

Excused: Fansler, Neuman, Pruitt

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representatives Reinbold, Millett, Saddler, Rauscher, Wilson, Birch, Tilton, Johnston, Sullivan-Leonard, Talerico, and Eastman:

Page 5, before line 1:

Insert a new bill section to read:

"\* **Sec. 4.** LEGISLATIVE INTENT. The legislature directs that school districts subject to budget reductions issue teacher layoff or nonretention notices under AS 14.20.140 only after considering all other cost-saving measures, including laying off employees in other bargaining units."

Renumber the following bill sections accordingly.

Page 5, line 10:

Delete "sec. 4(a)"

Insert "sec. 5(a)"

Representative Reinbold moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Ortiz objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

HB 287

Second Reading

Amendment No. 3

**YEAS: 16 NAYS: 21 EXCUSED: 3 ABSENT: 0**

Yeas: Birch, Eastman, Foster, Grenn, Johnson, Johnston, Kopp, Lincoln, Millett, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Tilton, Wilson

Nays: Chenault, Claman, Drummond, Edgmon, Gara, Guttenberg, Josephson, Kawasaki, Kito, Knopp, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Thompson, Tuck, Wool

Excused: Fansler, Neuman, Pruitt

And so, Amendment No. 3 was not adopted.

The Speaker stated that, without objection, the House would recess until 6:00 p.m.; and so, the House recessed at 1:20 p.m.

**AFTER RECESS**

The Speaker called the House back to order at 6:17 p.m.

Representative Tuck moved and asked unanimous consent that Representative Kopp be excused from a call of the House today. There being no objection, it was so ordered.

**THIRD READING OF HOUSE BILLS**

(continued)

**HB 287**

HB 287 was before the House in second reading.

Amendment No. 4 was offered by Representatives Wilson and Gara:

Page 5, before line 1:

Insert a new bill section to read:

**\*\* Sec. 4. LEGISLATIVE INTENT.** A school district shall, when feasible, budget for and spend a minimum of 70 percent of the school district's operating expenditures on the instructional component of the school district's budget, if it would not negatively impact student achievement and opportunities."

Renumber the following bill sections accordingly.

Page 5, line 10:

Delete "sec. 4(a)"

Insert "sec. 5(a)"

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

There was objection.

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

HB 287  
Second Reading  
Amendment No. 4

**YEAS: 16 NAYS: 20 EXCUSED: 4 ABSENT: 0**

Yeas: Birch, Chenault, Eastman, Gara, Johnson, Johnston, Knopp, Millett, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Foster, Grenn, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Lincoln, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool

Excused: Fansler, Kopp, Neuman, Pruitt

And so, Amendment No. 4 was not adopted.

HB 287 was automatically in third reading.

\*\*The presence of Representative Kopp, who was excused (page 2350) was noted.

The question being: "Shall HB 287 pass the House?" The roll was taken with the following result:

HB 287  
Third Reading  
Final Passage

**YEAS: 32 NAYS: 5 EXCUSED: 3 ABSENT: 0**

Yeas: Chenault, Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, LeDoux, Lincoln, Millett, Ortiz, Parish, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tuck, Wool

Nays: Birch, Eastman, Sullivan-Leonard, Tilton, Wilson

Excused: Fansler, Neuman, Pruitt

And so, HB 287 passed the House.

Representative Tuck moved that the appropriations in Section 4 from the constitutional budget reserve fund (art. IX, sec. 17(c), Constitution of the State of Alaska) be adopted.

The question being: "Shall the House adopt the appropriations in Section 4 from the constitutional budget reserve fund (art. IX, sec. 17(c), Constitution of the State of Alaska)?" The roll was taken with the following result:

HB 287

Third Reading

Constitutional Budget Reserve Appropriations

**YEAS: 21 NAYS: 16 EXCUSED: 3 ABSENT: 0**

Yeas: Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Lincoln, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool

Nays: Birch, Chenault, Eastman, Johnson, Johnston, Knopp, Kopp, Millett, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Excused: Fansler, Neuman, Pruitt

And so, lacking the required 30 votes, the appropriations from the constitutional budget reserve fund were not adopted, and the new title follows:

HOUSE BILL NO. 287(brf sup maj fld)

"An Act making appropriations for public education and transportation of students; and providing for an effective date."

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.

Representative Millett later gave notice of reconsideration of the vote on HB 287(brf sup maj fld), and reconsideration was taken up then.

#### 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 - North Star Council on Aging 45th Anniversary

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

## Honoring - Leva "Pat" Lawton

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

## In Memoriam - Carl Gronn

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

**RECONSIDERATION****HB 287**

Representative Millett gave notice of reconsideration of the vote on HB 287(brf sup maj fld) (page 2352).

Representative Millett moved and asked unanimous consent that the reconsideration of HB 287(brf sup maj fld) 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 BILL NO. 287**

"An Act making appropriations for public education and transportation of students; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the

constitutional budget reserve fund; and providing for an effective date."

Representative Tuck moved and asked unanimous consent that Representative Rauscher be excused from a call of the House today. There being no objection, it was so ordered.

The question to be reconsidered: "Shall HB 287 pass the House?"  
The roll was taken with the following result:

HB 287  
Third Reading  
Final Passage  
Reconsideration

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

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

Nays: Eastman, Tilton, Wilson

Excused: Fansler, Neuman, Pruitt, Rauscher

And so, HB 287 passed the House on reconsideration.

Representative Tuck moved that the appropriations in Section 4 from the constitutional budget reserve fund (art. IX, sec. 17(c), Constitution of the State of Alaska) be adopted.

The question to be reconsidered: "Shall the House adopt the appropriations in Section 4 from the constitutional budget reserve fund (art. IX, sec. 17(c), Constitution of the State of Alaska)?" The roll was taken with the following result:

HB 287  
Third Reading  
Constitutional Budget Reserve Appropriations  
Reconsideration

**YEAS: 20 NAYS: 16 EXCUSED: 4 ABSENT: 0**

Yeas: Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Josephson, Kawasaki, Kreiss-Tomkins, LeDoux, Lincoln, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool

Nays: Birch, Chenault, Eastman, Johnson, Johnston, Kito, Knopp, Kopp, Millett, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Excused: Fansler, Neuman, Pruitt, Rauscher

And so, lacking the required 30 votes, the appropriations from the constitutional budget reserve fund were not adopted, and the new title follows:

HOUSE BILL NO. 287(brf sup maj fld)

"An Act making appropriations for public education and transportation of students; and providing for an effective date."

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.

Representative Eastman objected.

The question to be reconsidered: "Shall the effective date clause be adopted?" The roll was taken with the following result:

HB 287(brf sup maj fld)

Third Reading

Effective Date

Reconsideration

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

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

Excused: Fansler, Neuman, Pruitt, Rauscher

And so, the effective date clause was adopted.

HB 287(brf sup maj fld) was referred to the Chief Clerk for engrossment.

### **SPECIAL ORDER OF BUSINESS**

Representative Tuck moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Delbert Cederberg, 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 citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - Delbert Cederberg

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

The Speaker stated that, without objection, the House would revert to:

### **REPORTS OF STANDING COMMITTEES**

#### **HB 91**

The Finance Committee considered:

#### HOUSE BILL NO. 91

"An Act relating to fees for certain persons filing disclosure statements or other reports with the Alaska Public Offices Commission; relating to a tax on legislative lobbyists; and providing for an effective date."

and recommends it be replaced with:

#### CS FOR HOUSE BILL NO. 91(FIN)

"An Act relating to fees for certain persons filing disclosure statements or other reports with the Alaska Public Offices Commission; relating to the registration fees for legislative lobbyists; and providing for an effective date."

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

Do pass (6): Gara, Ortiz, Guttenberg, Grenn, Seaton, Foster

Amend (4): Wilson, Kawasaki, Pruitt, Tilton

The following fiscal note(s) apply to CSHB 91(FIN):

3. Fiscal, Dept. of Administration

HB 91 was referred to the Rules Committee for placement on the calendar.

### **HB 215**

The Finance Committee considered:

#### HOUSE BILL NO. 215

"An Act relating to program receipts; and relating to fees for services provided by the Department of Health and Social Services."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 215(FIN)  
(same title)

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

Do pass (6): Grenn, Thompson, Ortiz, Gara, Seaton, Foster

No recommendation (4): Tilton, Guttenberg, Wilson, Kawasaki

The following fiscal note(s) apply to CSHB 215(FIN):

2. Fiscal, Dept. of Health & Social Services

HB 215 was referred to the Rules Committee for placement on the calendar.

**HB 236**

The Finance Committee considered:

HOUSE BILL NO. 236

"An Act extending the Alaska senior benefits payment program."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 236(FIN)

(same title)

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

Do pass (10): Tilton, Grenn, Guttenberg, Thompson, Ortiz, Kawasaki, Gara, Wilson, Foster, Seaton

The following fiscal note(s) apply to CSHB 236(FIN):

2. Fiscal, Dept. of Health & Social Services

HB 236 is on the First Supplemental Calendar.

**CONSIDERATION OF THE FIRST SUPPLEMENTAL  
CALENDAR**

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

HB 236-EXTEND SENIOR BENEFITS PAYMENT PROGRAM

There being no objection, it was so ordered.

**SECOND READING OF HOUSE BILLS**

**HB 236**

The following was read the second time:

HOUSE BILL NO. 236

"An Act extending the Alaska senior benefits payment program."

HOUSE JOURNAL

February 7, 2018

2359

with the:	Journal Page
HSS RPT 4DP 1AM	2338
FN1: (DHS)	2338
FIN RPT CS(FIN) 10DP	2358
FN2: (DHS)	2358

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. 236(FIN)  
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 236(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 236(FIN) was read the third time.

The question being: "Shall CSHB 236(FIN) pass the House?" The roll was taken with the following result:

CSHB 236(FIN)  
Third Reading  
Final Passage

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

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

Nays: Eastman

Excused: Fansler, Neuman, Pruitt, Rauscher

And so, CSHB 236(FIN) passed the House.

Representative Millett gave notice of reconsideration of the vote on CSHB 236(FIN).

**RECONSIDERATION****HB 236**

Representative Millett moved and asked unanimous consent that the reconsideration of CSHB 236(FIN) be taken up on the same day. There being no objection, it was so ordered.

CSHB 236(FIN) was before the House in third reading.

The question to be reconsidered: "Shall CSHB 236(FIN) pass the House?" The roll was taken with the following result:

CSHB 236(FIN)

Third Reading

Final Passage

Reconsideration

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

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

Nays: Eastman

Excused: Fansler, Neuman, Pruitt, Rauscher

And so, CSHB 236(FIN) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

**UNFINISHED BUSINESS****HB 145**

Representative LeDoux, citing Uniform Rule 35, moved and asked unanimous consent that her name be added as prime sponsor to the following:

HOUSE BILL NO. 145

"An Act relating to license renewal and criminal history record checks for massage therapists; and providing for an effective date."

There being no objection, it was so ordered. (Representative Westlake resigned, page 2169).

HB 145 was reprinted today. The sponsors are: Representatives LeDoux and Westlake.

Representative LeDoux, citing Uniform Rule 27(b), moved and asked unanimous consent to withdraw HB 145.

There being no objection, HB 145 was withdrawn.

**HCR 10**

Representative Kreiss-Tomkins added as a cosponsor to:

HOUSE CONCURRENT RESOLUTION NO. 10

Proposing an amendment to the Uniform Rules of the Alaska State Legislature relating to the jurisdiction of standing committees.

**HJR 27**

Representative Johnston added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 27

Proposing amendments to the Constitution of the State of Alaska relating to terms of legislators.

**HJR 28**

Representative Thompson added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 28

Proposing amendments to the Constitution of the State of Alaska relating to the office of attorney general.

**HJR 29**

Representative Ortiz added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 29

Urging the United States Congress to reauthorize the Secure Rural Schools and Communities Self-Determination Act of 2000.

**HB 142**

Representative Tarr added as a cosponsor to:

HOUSE BILL NO. 142

"An Act relating to unemployment insurance benefits; increasing the maximum weekly unemployment insurance benefit rate; and providing for an effective date."

**HB 168**

Representative Kreiss-Tomkins added as a cosponsor to:

HOUSE BILL NO. 168

"An Act relating to regulation notice and review by the legislature; and relating to the Administrative Regulation Review Committee."

**HB 176**

Representatives Talerico, Wilson, and Thompson added as cosponsors to:

HOUSE BILL NO. 176

"An Act relating to medical assistance reimbursement for ground emergency medical transportation services; and providing for an effective date."

**HB 183**

Representative Johnson added as a cosponsor to:

HOUSE BILL NO. 183

"An Act relating to the state land disposal bank; relating to the state land disposal program; providing for a state program that sells state land to an individual eligible for a permanent fund dividend; allowing an individual to use permanent fund dividends to purchase certain land from the state; requiring the Department of Revenue to confirm the eligibility of an individual to receive a dividend for the purposes of a state land sale program; and providing for an effective date."

**HB 236**

Representatives Johnson, Gara, Grenn, Guttenberg, Parish, Tarr, Millett, Seaton, Wool, Lincoln, Drummond, and Josephson added as cosponsors to:

## CS FOR HOUSE BILL NO. 236(FIN)

"An Act extending the Alaska senior benefits payment program."

**HB 262**

Representative Spohnholz added as a cosponsor to:

## HOUSE BILL NO. 262

"An Act relating to temporary courtesy licenses for certain nonresident professionals; and relating to the Department of Commerce, Community, and Economic Development."

**HB 287**

Representative Lincoln added as a cosponsor to:

## HOUSE BILL NO. 287(brf sup maj fld)

"An Act making appropriations for public education and transportation of students; and providing for an effective date."

**HB 307**

Representative Spohnholz added as a cosponsor to:

## HOUSE BILL NO. 307

"An Act requiring a person who commits certain offenses under the code of military justice to register as a sex offender or child kidnapper; relating to the Servicemembers Civil Relief Act; relating to contracts made by a member of the organized militia; relating to nonjudicial punishment of members of the organized militia; relating to offenses subject to court-martial proceedings; and providing for an effective date."

**HB 311**

Representative LeDoux added as a cosponsor to:

## HOUSE BILL NO. 311

"An Act relating to criminal law and procedure; relating to controlled substances; relating to victims of criminal offenses; relating to probation; relating to sentencing; relating to treatment program credit for time spent toward service of a sentence of imprisonment; relating to the Violent Crimes Compensation Board; relating to permanent fund dividends; relating to electronic

monitoring; relating to penalties for violating municipal ordinances; relating to parole; relating to community work service; relating to revocation, termination, suspension, cancellation, or restoration of a driver's license; relating to the duties of the commissioner of corrections; relating to the duties of the Department of Health and Social Services; relating to civil in rem forfeiture actions; providing for an effective date by repealing sec. 193, ch. 36, SLA 2016, sec. 79, ch. 1, 4SSLA 2017, sec. 81, ch. 1, 4SSLA 2017, and sec. 83, ch. 1, 4SSLA 2017; and providing for an effective date."

**HB 316**

Representative Tarr added as a cosponsor to:

**HOUSE BILL NO. 316**

"An Act relating to the sealing of certain court records; restricting the publication of certain records of convictions on a publicly available website; relating to public records; and amending Rule 37.6, Alaska Rules of Administration."

**SB 93**

Representative Wool added as a cross sponsor to:

**SENATE BILL NO. 93**

"An Act relating to security freezes on the credit reports or records of incapacitated persons and certain minors."

**ENGROSSMENT****HB 236**

CSHB 236(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 287**

HB 287(brf sup maj fld) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ENROLLMENT****HB 186**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled

copies were transmitted to the Office of the Governor at 3:24 p.m., February 7 with a manifest error memorandum (page 2331):

**HOUSE BILL NO. 186**

"An Act relating to the donation of food; and relating to food banks."

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

The following meeting today was changed:

Resources Committee 6:30 p.m. CANCELED

**ADJOURNMENT**

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 9. There being no objection, the House adjourned at 7:52 p.m.

Crystaline Jones  
Chief Clerk