

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE

FIRST SESSION

Juneau, Alaska

Wednesday

April 5, 2017

Seventy-ninth Day

Pursuant to adjournment the Senate was called to order by President Kelly at 11:04 a.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, Pastor Dani Cherian, Valley Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord Jesus,

Thank you for this day, I invite your presence here. Father I pray for those you have selected and placed as government leaders to serve and protect the people of Alaska, those called and chosen according to your purpose. I thank you that you know each person by name and ask that you give them wisdom and guidance generously.

The bible teaches that everyone must submit to governing authorities. For all authority comes from God, and those in positions of authority have been placed there by God.
(Romans 13:1)

For through him God created everything in the heavenly realms and on earth. He made the things we can see and the things we can't see—such as thrones, kingdoms, rulers, and authorities in the unseen world. Everything was created through him and for him. He existed before anything else, and he holds all creation together. (Colossians 1:16-17)

Jesus I pray for wisdom, humility, protection, guidance, and blessing over our Governor, Senators, Representatives and the staff that serve with them. Please guide each person in the decisions that are made today and throughout this year. Father, you alone are able to accomplish your purpose for our state, cities, and communities across Alaska. Please give each leader the grace and courage to make wise decisions. It says in the bible that if wisdom is needed, to ask you and you will give it. (James 1:5)

Heavenly Father please give each leader here the humility to listen with respect and give released articulation for discussions and decisions that take place during this session. Every Alaskan is precious in your sight, so please protect and guide our leaders as they make decisions for the people of Alaska. In Jesus' name I pray. Amen.

Senator Begich led the Senate in the Pledge of Allegiance.

Certification

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

Messages from the Governor

Letter dated April 4 was read stating the following appointee has been withdrawn from consideration:

Board of Pharmacy

Taryl Giessel – Eagle River

Standing Committee Reports

Reports dated April 3 were read stating:

In accordance with AS 39.05.080, the Judiciary Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

Commission on Judicial Conduct

Melanie Bahnke – Nome
Jeannine Jabaay – Hope
Donald McClintock III – Anchorage

Alaska Police Standards Council

Wendi Shackelford – Anchorage
Ronda Wallace – Kodiak
Luis Nieves – Dillingham

Violent Crimes Compensation Board

Jeffrey Stubblefield – Eagle River

This does not reflect an intent by any of the members to vote for or against the confirmation of the individuals during any further sessions.

Signing the reports: Senator Coghill, Chair; Senators Kelly, Meyer, Costello, Wielechowski.

SB 51

The Labor and Commerce Committee considered SENATE BILL NO. 51 "An Act extending the termination date of the Board of Veterinary Examiners; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 51(L&C) "An Act relating to the Board of Veterinary Examiners; extending the termination date of the Board of Veterinary Examiners; and providing for an effective date."

Signing do pass: Senator Costello, Chair; Senators Hughes, Stevens.
Signing no recommendation: Senators Meyer, Gardner.

The following fiscal information was published today:

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

The bill was referred to the Finance Committee.

SB 96

The Education Committee considered SENATE BILL NO. 96 "An Act relating to education; relating to school districts; relating to course credit for students; relating to group insurance, self-insurance, and other cooperative arrangements between school districts and businesses, nonprofit organizations, and government agencies; relating to funding for school districts; relating to school operating funds; relating to competency examinations for teacher certificates; relating to the Professional Teaching Practices Commission; relating to the duties and powers of the Department of Education and Early Development and the commissioner of education and early development; relating to a virtual education consortium; relating to the minimum wage for bus drivers; relating to the investment, appropriation, and administration of the public school trust fund; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 96(EDC) "An Act relating to course credit for students; relating to annual reports regarding school district performance and school district employees; relating to cooperation among school districts; providing for grants for school district health insurance and other cooperative arrangements between school districts and businesses, nonprofit organizations, and government agencies; relating to school operating fund reserves; relating to competency examinations for teacher certificates; relating to the Professional Teaching Practices Commission; relating to the duties and powers of the Department of Education and Early Development and the commissioner of education and early development; relating to a virtual education

consortium; relating to school bus inspections and the minimum wage for bus drivers; relating to the investment, appropriation, and administration of the public school trust fund; relating to a feasibility analysis regarding the merger of schools that are below capacity; and providing for an effective date."

Signing do pass: Senator Hughes, Chair; Senators Stevens, Begich.
Signing no recommendation: Senator Coghill. Signing amend: Senator Giessel.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Administration
Fiscal Note No. 2, zero, Department of Labor and Workforce
Development
Fiscal Note No. 3, indeterminate, Department of Revenue
Fiscal Note No. 4, zero, Department of Education and
Early Development
Fiscal Note No. 5, zero, Department of Education and
Early Development
Fiscal Note No. 6, Department of Education and Early
Development
Fiscal Note No. 7, Department of Education and Early
Development

The bill was referred to the Finance Committee.

HB 8

The Community and Regional Affairs Committee considered HOUSE BILL NO. 8 "An Act relating to protective orders" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 8(CRA)

Signing do pass: Senator Bishop, Chair. Signing no recommendation:
Senators MacKinnon, Stedman, Gardner.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Law
Fiscal Note No. 2, zero, Department of Public Safety

The bill was referred to the Judiciary Committee.

SJR 4

The Community and Regional Affairs Committee considered SENATE JOINT RESOLUTION NO. 4 Urging the Alaska Congressional delegation to introduce bills to provide for the exemption of legally acquired walrus, mammoth, and mastodon ivory from laws that ban the sale, use, and possession of ivory. Signing do pass: Senator Bishop, Chair; Senators Gardner, MacKinnon, Stedman.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Legislative Agency

The resolution was referred to the Resources Committee.

SB 105

President Kelly removed the Health and Social Services Committee referral from SENATE BILL NO. 105 "An Act relating to the licensure of marital and family therapists; relating to professional liability insurance for marital and family therapists; relating to medical assistance for marital and family therapy services; and providing for an effective date."

President Kelly added a Labor and Commerce Committee referral to the bill.

The bill was referred to the Labor and Commerce, then Finance Committees.

Introduction and Reference of Senate Bills**SB 106**

SENATE BILL NO. 106 BY SENATOR COGHILL, entitled:

"An Act relating to a municipal tax exemption or deferral for economic development property; and relating to a municipal tax exemption for a fire protection system."

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

SB 107

SENATE BILL NO. 107 BY THE SENATE FINANCE COMMITTEE, entitled:

"An Act relating to the Alaska capital income fund."

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 5**

SENATE BILL NO. 5 "An Act prohibiting groups controlled by a legislator from soliciting and accepting contributions or from making certain contributions and expenditures during a regular or special legislative session; and prohibiting some lobbyists from making campaign contributions to certain groups" was read the second time.

Senator Coghill, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 699. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 5(JUD) "An Act prohibiting certain groups from soliciting and accepting contributions or from making certain contributions and expenditures during a regular or special legislative session; and prohibiting some lobbyists from making campaign contributions to certain groups" was adopted.

President Kelly stated CS FOR SENATE BILL NO. 5(JUD) will advance to third reading on the April 6 calendar.

SB 54

SENATE BILL NO. 54 "An Act relating to crime and criminal law; relating to violation of condition of release; relating to sex trafficking; relating to sentencing; relating to probation; relating to the pretrial services program; and providing for an effective date" was read the second time.

Senator MacKinnon, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 719. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 54(FIN) "An Act relating to crime and criminal law; relating to violation of condition of release; relating to sex trafficking; relating to sentencing; relating to imprisonment; relating to parole; relating to probation; relating to driving without a license; relating to the pretrial services program; and providing for an effective date" was adopted.

President Kelly stated CS FOR SENATE BILL NO. 54(FIN) will advance to third reading on the April 6 calendar.

SB 97

SENATE BILL NO. 97 "An Act relating to pension obligation bonds" was read the second time.

President Kelly stated SENATE BILL NO. 97 will advance to third reading on the April 6 calendar.

Third Reading of House Bills**HB 57**

SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) "An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; repealing appropriations; making supplemental appropriations and reappropriations; 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" was read the third time.

Senator Micciche moved and asked unanimous consent SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) be held in third reading to the April 6 calendar. Without objection, it was so ordered.

HB 59

SENATE CS FOR CS FOR HOUSE BILL NO. 59(FIN) "An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date" was read the third time.

Senator Micciche moved and asked unanimous consent SENATE CS FOR CS FOR HOUSE BILL NO. 59(FIN) be held in third reading to the April 6 calendar. Without objection, it was so ordered.

Citations

Honoring - Tesa Sturman

Senator(s) Micciche, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - James Harris

Senator(s) Micciche, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Jennifer Troutman

Senator(s) Giessel, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski
Representative(s) Pruitt

Honoring - William Donovan

Senator(s) Giessel, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski

Honoring - Service High School Partners Club

Senator(s) Meyer, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski
Representative(s) Millett

Honoring - Dr. David Johnson

Representative(s) Ortiz

Senator(s) Stedman, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stevens, von Imhof, Wielechowski

Honoring - Alitak Packing Company

Representative(s) Stutes

Senator(s) Stevens, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, von Imhof, Wielechowski, Wilson

In Memoriam - James Charters Bookey, Jr.

Senator(s) Meyer, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Representative(s) Birch

In Memoriam - Vivien Louise Angleton

Senator(s) Micciche, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

In Memoriam - Walter E. Ward

Representative(s) Chenault

Senator(s) Micciche, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

In Memoriam - Kathryn Octavia Anderson

Representative(s) Stutes

Senator(s) Stevens, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, von Imhof, Wielechowski, Wilson

In Memoriam - Sean Nicholas Swain

Representative(s) Edgmon

Senator(s) Hoffman, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

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

Unfinished Business

Senator Wilson moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, April 7 through morning plane time, April 10. Without objection, Senator Wilson was excused.

SB 95

Senators Costello, Bishop, Micciche, Gardner moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 95 "An Act relating to the mariculture revolving loan fund and loans and grants from the fund; and providing for an effective date." Without objection, it was so ordered.

HB 23

Senators Micciche, Coghil, Costello, Giessel, Stevens, Gardner, Bishop, Egan, Hughes, Begich, Wielechowski, Olson, Wilson, Meyer, Kelly, von Imhof, Dunleavy, MacKinnon, Stedman moved and asked unanimous consent to be shown as cross sponsors on CS FOR HOUSE BILL NO. 23(FIN) am "An Act creating a fund in the Department of Public Safety; providing for payment of certain medical insurance premiums for surviving dependents of certain peace officers or firefighters who die in the line of duty; relating to contributions from permanent fund dividends to the peace officer and firefighter survivors' fund; and providing for an effective date." Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Micciche moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., April 6, 2017. Without objection, the Senate adjourned at 11:36 a.m.

Liz Clark
Secretary of the Senate

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference
 = indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

Apr 06 Thursday Beltz 105 (tsbldg) 3:30 PM
 + SB 61 GAME REFUGE/CRIT HABITAT AREA BOUNDARIES
 + Bills Previously Heard/Scheduled

EDUCATION

Apr 05 Wednesday Butrovich 205 8:00 AM
 + Bills Previously Heard/Scheduled:
 += SB 102 INTERNET FOR SCHOOLS; FUNDING
 += SB 103 ED GRANTS/SCHOLARSHIP; INNOVATIVE ED FUND
 += SB 104 EDUCATION CURRICULUM

Apr 07 Friday Butrovich 205 8:00 AM
 + SB 99 PRE-ELEMENTARY PROGRAMS/FUNDING
 + Bills Previously Heard/Scheduled

FINANCE

Apr 05 Wednesday Senate Finance 532 9:00 AM
 + SB 48 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE
 += HB 23 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE
 + Bills Previously Heard/Scheduled

FINANCE (continued)

Apr 05 Wednesday Senate Finance 532 1:30 PM
 -- Meeting Postponed to 2:00 pm --
 + Bills Previously Heard/Scheduled
 += SB 48 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE
 += HB 23 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE

Apr 06 Thursday Senate Finance 532 9:00 AM
 + SB 87 SCHOOL CONSTRUCTION ENERGY EFFICIENCY STD
 + SB 96 EDUCATION:SCHOOLS/TEACHERS/FUNDING
 + Bills Previously Heard/Scheduled

Apr 06 Thursday Senate Finance 532 1:30 PM
 + SB 23 APPROP: CAPITAL BUDGET
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Apr 07 Friday Senate Finance 532 9:00 AM
 + SB 45 EXEMPTION: LICENSING OF CONTRACTORS
 + SB 78 PERM FUND DIVIDEND CONTRIBUTIONS/LOTTERY
 + Bills Previously Heard/Scheduled

Apr 07 Friday Senate Finance 532 1:30 PM
 + HB 48 ARCHITECTS,ENGINEERS,SURVEYORS: EXTEND BD
 + SB 50 INCREASE STUDED TIRE FEE
 + Bills Previously Heard/Scheduled

Apr 08 Saturday Senate Finance 532 10:30 AM
 + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Apr 05 Wednesday Butrovich 205 1:30 PM
 No Meeting Scheduled

Apr 07 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Apr 05 Wednesday Beltz 105 (tsbldg) 1:30 PM

- + Confirmation Hearings:
 Jason Wilson, State Board of Parole
 Nora Barlow, Violent Crimes Compensation Board
 Joyce Anderson, Select Committee on Legislative Ethics
 Deborah Fancher, Select Committee on Legislative Ethics
 Lee Holmes, Select Committee on Legislative Ethics
- + SB 29 REPEAL WORKERS' COMP APPEALS COMMISSION
 -- Public Testimony --
- + SB 60 FISH & GAME: OFFENSES;LICENSES;PENALTIES
 <Bill Hearing Canceled>
- + Bills Previously Heard/Scheduled:
- + SB 15 E-CIGS: SALE TO AND POSSESSION BY MINOR

Apr 07 Friday Beltz 105 (tsbldg) 1:30 PM

- + Confirmation Hearings:
 Drew Phoenix, State Commission for Human Rights
 Bryce Johnson, Alaska Police Standards Council
 William Granger, Board of Governors of the Alaska Bar
- + SB 100 MUNICIPAL LIENS: AUTHORITY FOR & PRIORITY
- + HB 106 CIVIL LEGAL SERVICES FUND
 -- Public Testimony --
- + Bills Previously Heard/Scheduled:
- + SB 16 FIDUCIARY ACCESS TO DIGITAL ASSETS
 -- Public Testimony --

LABOR & COMMERCE

Apr 05 Wednesday Beltz 105 (tsbldg) 9:00 AM

- Delayed to 9:30 --
- + SB 95 MARICULTURE REVOLVING LOAN FUND
 -- Public Testimony --
- + SB 94 TRUSTS;COMM PROP TRUSTS; POWERS OF APPT
 -- Public Testimony --
- + Bills Previously Heard/Scheduled

LABOR & COMMERCE (continued)

Apr 06 Thursday Beltz 105 (tsbldg) 9:00 AM
 + SB 62 REPEAL CERTIFICATE OF NEED PROGRAM
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Apr 06 Thursday Beltz 105 (tsbldg) 1:30 PM
 += SB 62 REPEAL CERTIFICATE OF NEED PROGRAM
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Apr 07 Friday Beltz 105 (tsbldg) 9:00 AM
 + Bills Previously Heard/Scheduled:
 += SB 85 AK WORKFORCE INVESTMENT BOARD;FUNDS
 -- Public Testimony --

RESOURCES

Apr 05 Wednesday Butrovich 205 3:30 PM
 + SB 28 MUNICIPAL LAND SELECTIONS: PETERSBURG
 -- Public Testimony --
 + SB 89 SHELLFISH ENHANCE. PROJECTS; HATCHERIES
 -- Public Testimony --
 + Bills Previously Heard/Scheduled:
 += SB 88 AK MENTAL HEALTH TRUST LAND EXCHANGE
 += SB 65 JONESVILLE PUBLIC USE AREA
 <Bill Hearing Canceled>

Apr 07 Friday Butrovich 205 3:30 PM
 + SB 86 ALASKA RAILROAD CORPORATION LAND
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Apr 06 Thursday Butrovich 205 3:30 PM
+= SB 8 PFD CONTRIBUTIONS TO TRIBAL GOVERNMENTS
-- Public Testimony --
+= HB 78 INDIGENOUS PEOPLES DAY
-- Public Testimony --
+ HB 148 SECOND CLASS BOROUGH SERVICE AREAS
-- Public Testimony --
+ Bills Previously Heard/Scheduled

TRANSPORTATION

Apr 06 Thursday Butrovich 205 1:30 PM
No Meeting Scheduled

OTHER MEETINGS**JOINT SESSION**

Apr 13 Thursday House Chamber 11:00 AM
Consideration of Governor's Appointees