

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
SECOND SPECIAL SESSION

Juneau, Alaska

Thursday

June 22, 2017

Seventh Day

Pursuant to adjournment the Senate was called to order by President Kelly at 8:07 p.m.

The roll showed seventeen members present. Senator Gardner was excused from a call of the Senate. Senators Dunleavy, Wielechowski were absent.

Senator Micciche moved and asked unanimous consent Senator Wielechowski be excused from a call of the Senate from today through June 25. Without objection, Senator Wielechowski was excused.

Senator Micciche moved and asked unanimous consent Senator Dunleavy be excused from a call of the Senate today. Without objection, Senator Dunleavy was excused.

The prayer was offered by the Chaplain, Jacob Pennell, Senate Page. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Lord, we are meeting today to conduct matters of business. Guide our hearts and our minds in the spirit of fairness, right thought and speech. Impart your supreme wisdom upon our activities so that our affairs may reach a successful conclusion. Thank you for being our source of guidance today. Amen.

Senator Wilson led the Senate in the Pledge of Allegiance.

Certification

Senator Micciche moved and asked unanimous consent that the journals for the thirtieth legislative day of the first special session and the first through sixth legislative days of the second special session be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor

Executive Proclamation

First Supplemental Proclamation
Second Special Session

Under the authority of Article II, Section 9, and Article III, Section 17, Constitution of the State of Alaska, and in the public interest, I am supplementing my proclamation of June 16, 2017, calling the Thirtieth Legislature of the State of Alaska into its second special session at Juneau, Alaska, on June 16, 2017, with the addition of the following bill:

SCS CSHB 159(FIN) – prescription of opioids, the controlled substance prescription database, and the Voluntary Nonopioid Directive Act.

This proclamation supplements my proclamation of June 16, 2017.

Dated this 22nd day of June, 2017 at 10:20 a.m.

/s/

Bill Walker
Governor

HB 48

Message was read stating the Governor signed the following bill on June 16 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE BILL NO. 48 "An Act relating to the composition of the State Board of Registration for Architects, Engineers, and Land Surveyors; extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

Chapter 11, SLA 2017
Effective Date: 7/1/17

SB 51

Message was read stating the Governor signed the following bill on June 16 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 51(RLS) "An Act extending the termination date of the Board of Veterinary Examiners; relating to the licensure of nail technicians; relating to the practice of manicuring; and providing for an effective date."

Chapter 12, SLA 2017
Effective Date: 6/17/17

SB 55

Message was read stating the Governor signed the following bill on June 19 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 55(RLS) "An Act relating to criminal law and procedure; relating to controlled substances; relating to sentencing; relating to protective orders; relating to restitution; relating to the period of probation; relating to revocation, termination, suspension, cancellation, or restoration of a driver's license; relating to parole; relating to the duties of the Department of Corrections and the Department of Health and Social Services; requiring an inventory of and reports on untested sexual assault examination kits; and providing for an effective date."

Chapter 13, SLA 2017
Effective Date: See Chapter

HB 23

Message was read stating the Governor signed the following bill on June 21 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 23(FIN) "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."

Chapter 14, SLA 2017
Effective Date: See Chapter

HB 159

Senator Micciche moved and asked unanimous consent to waive Uniform Rule 47 concerning:

CS FOR HOUSE BILL NO. 159(FIN) am "An Act relating to the prescription of opioids; relating to voluntary nonopioid directives; relating to the controlled substance prescription database; relating to the practice of dentistry; relating to the practice of pharmacy; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; relating to the practice of veterinary medicine; relating to the duties of the Board of Pharmacy; relating to pharmacists; providing for an effective date by repealing the effective date of sec. 73, ch. 25, SLA 2016; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 159(FIN) "An Act relating to the prescription of opioids; relating to voluntary nonopioid directives; relating to the controlled substance prescription database; relating to the practice of dentistry; relating to the practice of pharmacy; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; relating to the practice of veterinary medicine; relating to the duties of the Board of Pharmacy; relating to pharmacists; relating to the definition of 'practitioner'; providing for an effective date by repealing the effective date of sec. 73, ch. 25, SLA 2016; and providing for an effective date." (Title Change SCR 101)

Without objection, Uniform Rule 47 was waived.

SCR 101

Senator Micciche moved and asked unanimous consent to waive Uniform Rule 47 concerning:

SENATE CONCURRENT RESOLUTION NO. 101 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 159, relating to the prescription of opioids; relating to voluntary nonopioid directives; relating to the controlled substance prescription database; relating to the practice of dentistry; relating to the practice of pharmacy; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; relating to the practice of veterinary medicine; relating to the duties of the Board of Pharmacy; and relating to pharmacists.

Without objection, Uniform Rule 47 was waived.

Communications

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

Department of Natural Resources
Board of Forestry
2016 Annual Report to the Governor
May 31, 2017
in accordance with AS 41.17.047

Special Committee Reports

HB 57

The following report was received and distributed at 7:04 p.m.,
June 22:

June 22, 2017

Mr. President:

Mr. Speaker:

The Conference Committee with limited powers of free conference considered CS FOR HOUSE BILL NO. 57(FIN) am (brf sup maj fld)(efd fld) and SENATE CS FOR CS FOR HOUSE BILL NO. 57(FIN) am S and recommends

CONFERENCE CS FOR HOUSE BILL NO. 57 "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"

be adopted.

A fiscal note packet was attached.

Signing the report: Senator Hoffman, Chair, Senators MacKinnon, Olson; Representative Seaton, Chair, Representatives Foster, Pruitt.

Senator Micciche moved and asked unanimous consent the Senate waive Uniform Rule 42(a) and (b), and that the president grant the Senate conferees powers of free conference under Uniform Rule 42(b) for the limited purpose of including:

1. Appropriations to the public education fund
2. Supplemental appropriations previously contained in SENATE BILL NO. 23
3. Approval of bargaining agreements for certain University of Alaska employees
4. Appropriations from the Community Quota Entity Revolving Loan Fund
5. Fiscal notes included as section 2 of HOUSE BILL NO. 57

Senator Micciche moved and asked unanimous consent the Senate also waive Uniform Rule 42(c). Without objection, Uniform Rule 42(a)-(c) was waived.

President Kelly granted the Senate conferees powers of free conference for the limited purpose of including:

1. Appropriations to the public education fund
2. Supplemental appropriations previously contained in SENATE BILL NO. 23
3. Approval of bargaining agreements for certain University of Alaska employees
4. Appropriations from the Community Quota Entity Revolving Loan Fund
5. Fiscal notes included as section 2 of HOUSE BILL NO. 57

Senator Micciche moved that the Senate adopt the Conference Committee Report.

The question being: "Shall the Senate adopt the Conference Committee Report?" The roll was taken with the following result:

CCS HB 57

Shall the Senate Adopt the Conference
Committee Report on HB 57? Effective Dates

YEAS: 16 NAYS: 1 EXCUSED: 3 ABSENT: 0

Yeas: Begich, Bishop, Coghill, Costello, Egan, Giessel, Hoffman, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wilson

Nays: Hughes

Excused: Dunleavy, Gardner, Wielechowski

and so, the report was adopted, thus adopting:

CONFERENCE CS FOR HOUSE BILL NO. 57
"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."

Senator Micciche moved and asked unanimous consent that the vote on the adoption of the Conference Committee Report be considered the vote on the effective date clauses. Without objection, it was so ordered.

Senator Micciche moved for the adoption of the constitutional budget reserve fund section.

The question being: "Shall the constitutional budget reserve fund section (Article IX, Section 17(c) Constitution of the State of Alaska) be adopted?" The roll was taken with the following result:

CCS HB 57

Constitutional Budget Reserve Fund Section?

YEAS: 17 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Begich, Bishop, Coghill, Costello, Egan, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wilson

Excused: Dunleavy, Gardner, Wielechowski

and so, the constitutional budget reserve fund section was adopted.

The Secretary was requested to notify the House.

Special Order of Business

Senator Micciche moved and asked unanimous consent that the following Citation Calendar be made a special order of business. Without objection, it was so ordered.

Citation Calendar

Honoring - Jayne Hanna of Meykoryuk

Representative(s) Fansler

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

Honoring - The BRHS Mooseketeers Robotics Team

Representative(s) Fansler

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

Honoring - James Charles of Tuntutuliak

Representative(s) Fansler

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

Honoring - Calista Corporation 45th Anniversary

Representative(s) Fansler

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

Honoring - The American Legion, Department of Alaska, Post 29

Representative(s) LeDoux

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

Honoring - Bartlett High School Army Junior ROTC
Representative(s) LeDoux
Senator(s) Wielechowski, Kelly, Begich, Bishop, Coghill, Costello,
Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon,
Meyer, Micciche, Olson, Stedman, Stevens, von Imhof

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

Honoring - Staff Sergeant Colton Mullins
Representative(s) LeDoux
Senator(s) Wielechowski, Kelly, Begich, Bishop, Coghill, Costello,
Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon,
Meyer, Micciche, Olson, Stedman, Stevens, von Imhof

Honoring - Technical Sergeant Christian San Juan
Representative(s) LeDoux
Senator(s) Wielechowski, Kelly, Begich, Bishop, Coghill, Costello,
Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon,
Meyer, Micciche, Olson, Stedman, Stevens, von Imhof

Honoring - Technical Sergeant Michela Infantino
Representative(s) LeDoux
Senator(s) Wielechowski, Kelly, Begich, Bishop, Coghill, Costello,
Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon,
Meyer, Micciche, Olson, Stedman, Stevens, von Imhof

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

Honoring - 45th Anniversary of Koniag, Inc.
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

Honoring - A.J. Dimond High School Girls Soccer Team 2017 State Champions

Representative(s) Grenn

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

In Memoriam - Brett Warner Huber, Jr.

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

In Memoriam - Howard "Buzz" Otis

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

Representative(s) Wilson, Wool

In Memoriam - Lonnie T. Campbell

Representative(s) LeDoux

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

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

Unfinished Business

Senator MacKinnon moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, September 22 through evening plane time, September 27; and from morning plane time, December 12 through evening plane time, December 31. Without objection, Senator MacKinnon was excused.

Senators Hoffman, Micciche, Stevens, Bishop moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, August 14 through evening plane time, September 10. Without objection, Senators Hoffman, Micciche, Stevens, Bishop were excused.

Senator Begich moved and asked unanimous consent to be excused from a call of the Senate from July 8 through July 11; from August 1 through August 7; from August 21 through August 30; and from September 1 through October 18. Without objection, Senator Begich was excused.

Senator von Imhof moved and asked unanimous consent to be excused from a call of the Senate from September 28 through October 12. Without objection, Senator von Imhof was excused.

Senator Wilson moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, July 6 through evening plane time, July 10; and from the morning of September 12 through the evening of September 27. Without objection, Senator Wilson was excused.

Senator Meyer moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, July 4 through evening plane time, July 11. Without objection, Senator Meyer was excused.

President Kelly made the following appointments:

Energy Council Executive Committee

Senator Giessel

Senator Stedman

Recess

President Kelly stated the Senate would stand in recess to a call of the Chair. There being no objection, the Senate recessed at 8:56 p.m.

After Recess

The Senate reconvened at 11:18 p.m.

The presence of Senator Dunleavy was noted.

Announcements

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

Announcements are at the end of the journal.

Adjournment

Senator Micciche moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., June 23, 2017. Without objection, the Senate adjourned at 11:21 p.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.

CONFERENCE COMMITTEES**CONFERENCE COMMITTEES ON HB 57 AND HB 59**

Jun 22	Thursday	Senate Finance 532	10:00 AM
+= HB 57	APPROP: OPERATING BUDGET/LOANS/FUNDS		
	- Dept. of Education & Early Development		
	- Dept. of Health & Social Services		
	- Fund Capitalization		
	- Permanent Fund Dividends		
	- Permanent Fund ERA Appropriations		
	- Fund Transfers		
	- Language		
	- Supplemental Items		