

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-FIRST LEGISLATURE
FIRST SESSION

Juneau, Alaska

Wednesday

April 17, 2019

Ninety-third Day

Pursuant to adjournment the Senate was called to order by President Giessel at 11:03 a.m.

The roll showed nineteen members present. Senator Hoffman was absent.

The prayer was offered by the Chaplain, Pastor Brian Ewing, Calvary Fellowship. Senator Coghill moved and asked unanimous consent the prayer be spread. Without objection, it was so ordered.

Father, thank you for the men and women who are here today offering their abilities in service to the people of this state.

This chamber is filled with intelligent people who know what **could** be done. Would you raise to prominence among them a few people who know what **should** be done. We are not asking for more knowledge about what we **could** do there is plenty of that. We want to start this day asking you for wisdom to use our great knowledge in an innovative way. Where there is wrangling and backbiting would you bring a spirit of cooperation and collaboration. Where there are stubborn egos in collision would you bring a healthy humility.

You said true wisdom is not some kind of internal light bulb that we can switch on. Rather, it is a miraculous provision that comes by humbly asking you a God who hears and gives in prodigious quantities.

We need a new and perhaps unexpected way of approaching the problems before us. It is your M.O. to create a living dynamo from ordinary raw elements.

Father, today would you raise to the forefront those quiet unassuming voices that have your kind of wisdom. I ask for wisdom from You and the humility to recognize it and implement it.

I ask that you do this by Jesus Christ and through the authority you have given him. Amen.

“If you need wisdom, ask our generous God, and he will give it to you. He will not rebuke you for asking. But when you ask him, be sure that your faith is in God alone. Do not waver, for a person with divided loyalty is as unsettled as a wave of the sea that is blown and tossed by the wind.” (James 1:5-6)

Senator Gray-Jackson led the Senate in the Pledge of Allegiance.

Certification

Senator Costello moved and asked unanimous consent the journals for the ninety-first and ninety-second legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Hoffman was noted.

Messages from the House

Messages dated April 15 and 16 were read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 35

CS FOR HOUSE BILL NO. 35(FSH) BY THE HOUSE SPECIAL COMMITTEE ON FISHERIES, entitled:

"An Act relating to participation in matters before the Board of Fisheries and the Board of Game by the members of the respective boards; and providing for an effective date."

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

HB 106

HOUSE BILL NO. 106 BY REPRESENTATIVE WILSON, entitled:

"An Act relating to school bond debt reimbursement."

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

Standing Committee Reports

Report dated April 15 was read stating:

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

Professional Teaching Practices Commission

Chris Reitan – Craig

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

Signing the report: Senator Stevens, Chair; Senators Begich, Costello, Birch, Hughes.

Report dated April 16 was read stating:

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

State Commission for Human Rights

Alice “Debbie” Fullenwider – Anchorage

Cynthia Erickson – Tanana

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 report: Senator Shower, Chair; Senators Reinbold, Micciche, Kawasaki, Coghill.

SB 52

The Labor and Commerce Committee considered SENATE BILL NO. 52 "An Act relating to alcoholic beverages; relating to the regulation of manufacturers, wholesalers, and retailers of alcoholic beverages; relating to licenses, endorsements, and permits involving alcoholic beverages; relating to common carrier approval to transport or deliver alcoholic beverages; relating to the Alcoholic Beverage Control Board; relating to offenses involving alcoholic beverages; amending Rule 17(h), Alaska Rules of Minor Offense Procedure; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 52(L&C)
(forthcoming)

Signing do pass: Senator Reinbold, Chair; Senators Costello, Birch, Bishop.

The following fiscal information was published today:

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

Fiscal Note No. 2, Department of Revenue

Fiscal Note No. 3, zero, Department of Health and Social Services

Fiscal Note No. 4, Department of Commerce, Community, and Economic Development

The bill was referred to the Judiciary Committee.

SB 93

The Finance Committee considered SENATE BILL NO. 93 "An Act relating to a workforce enhancement program for health care professionals employed in the state; and providing for an effective date" and recommended the adoption of the Health and Social Services Committee Substitute offered on page 728.

Signing do pass: Senator von Imhof, Cochair; Senators Micciche, Wielechowski, Bishop. Signing no recommendation: Senator Stedman, Cochair; Senator Olson.

The following previously published fiscal information applies:

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

Fiscal Note No. 2, Department of Health and Social Services

The bill was referred to the Rules Committee.

SJR 5

The Judiciary Committee considered SENATE JOINT RESOLUTION NO. 5 Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund and the permanent fund dividend, and recommended it be replaced with

CS FOR SENATE JOINT RESOLUTION NO. 5(JUD) Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund and the permanent fund dividend, relating to an appropriation limit, and relating to the budget reserve fund.

Signing do pass: Senator Hughes, Chair; Senators Micciche, Shower.
Signing do not pass: Senator Kiehl. Signing no recommendation:
Senator Reinbold.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Office of the Governor.

The resolution was referred to the Finance Committee.

Consideration of the Calendar

Second Reading of Senate Bills

SB 100

SENATE BILL NO. 100 "An Act naming the Willard E. Dunham Residence Hall" was read the second time.

Senator Costello moved and asked unanimous consent the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE BILL NO. 100 was read the third time.

Senator Begich moved and asked unanimous consent to be shown as a cosponsor on the bill. Without objection, it was so ordered.

The question being: "Shall SENATE BILL NO. 100 "An Act naming the Willard E. Dunham Residence Hall" pass the Senate?" The roll was taken with the following result:

SB 100

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

and so, SENATE BILL NO. 100 passed the Senate and was referred to the Secretary for engrossment.

Third Reading of Senate Bills**SB 43**

CS FOR SENATE BILL NO. 43(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 43(FIN) "An Act extending the termination date of the Big Game Commercial Services Board; relating to a person's eligibility to hold a registered guide-outfitter license, master guide- outfitter license, class-A assistant guide license, assistant guide license, or transporter license; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 43(FIN)

Third Reading - Final Passage

Effective Date

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

and so, CS FOR SENATE BILL NO. 43(FIN) passed the Senate.

Senator Costello moved and asked unanimous consent the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SB 61

SENATE BILL NO. 61 "An Act relating to claims against protection and indemnity insurance policies of vessel owners" was read the third time.

Senator Micciche moved and asked unanimous consent to abstain from voting due to a conflict of interest. Senator Costello objected and Senator Micciche was required to vote.

Senator Hoffman moved and asked unanimous consent to abstain from voting due to a conflict of interest. Senator Costello objected and Senator Hoffman was required to vote.

The question being: "Shall SENATE BILL NO. 61 "An Act relating to claims against protection and indemnity insurance policies of vessel owners" pass the Senate?" The roll was taken with the following result:

SB 61

Third Reading - Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

and so, SENATE BILL NO. 61 passed the Senate and was referred to the Secretary for engrossment.

Citations

Commemorating - Law Enforcement Memorial Day May 15, 2019
Representative Edgmon

In Memoriam - Agnes Royer
Representative Ortiz

In Memoriam - Priscilla Loretta Kunz
Representatives Hannan, Story
Senator Kiehl

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

Senator Costello moved and asked unanimous consent the following citation be made a special order of business. Without objection, it was so ordered.

Special Order of Business

In Memoriam - Jerry Charles "JC" Wieber
Representative Thompson

Senator Costello moved and asked unanimous consent the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

Unfinished Business**Concur Messages****SB 89**

Senator Costello moved to take up the concur message on HOUSE CS FOR CS FOR SENATE BILL NO. 89(JUD) "An Act relating to the Legislative Ethics Act; and providing for an effective date" which had been held on the Secretary's desk (page 805). Without objection, it was so ordered.

Senator Costello moved that the Senate concur in the House amendment and recommended the body vote no. Senator Begich objected, then withdrew his objection.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 89(JUD)

Shall the Senate Concur in the House
Amendment to CSSB 89(JUD)?

YEAS: 0 NAYS: 20 EXCUSED: 0 ABSENT: 0

Nays: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

and so, the Senate failed to concur.

Senator Costello moved the Senate waive Uniform Rule 42(a) for the purpose of appointing a free conference committee. Senator Begich objected, then withdrew his objection. There being no further objection, Uniform Rule 42(a) was waived.

The Secretary was requested to notify the House of the Senate's action and request the House to recede from its amendment. In the event the House fails to recede, the President appointed a Free Conference Committee to meet with a like committee from the House to consider the bills:

Senator Coghill, Chair
Senator Stevens
Senator Begich

Senator Begich moved and asked unanimous consent to amend a prior excusal (page 530) in order to be excused from a call of the Senate from April 24 through evening plane time, April 28. Without objection, Senator Begich was excused.

Recess

Senator Costello moved and asked unanimous consent the Senate stand in recess to the Joint Session. Without objection, the Senate recessed at 11:40 a.m.

After Recess

Joint Session in the House

The consideration of the Governor's appointments in Joint Session will be published in House and Senate Joint Journal Supplement No. 7.

After Recess

In the Senate

The Senate reconvened at 8:51 p.m.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 100**

SENATE BILL NO. 100 "An Act naming the Willard E. Dunham Residence Hall" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 43

CS FOR SENATE BILL NO. 43(FIN) "An Act extending the termination date of the Big Game Commercial Services Board; relating to a person's eligibility to hold a registered guide-outfitter license, master guide-outfitter license, class-A assistant guide license, assistant guide license, or transporter license; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 61

SENATE BILL NO. 61 "An Act relating to claims against protection and indemnity insurance policies of vessel owners" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Kiehl, Acting Majority Leader, moved and asked unanimous consent the Senate stand in adjournment until 10:30 a.m., April 19, 2019. Without objection, the Senate adjourned at 8:51 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.

STANDING COMMITTEES

+ indicates teleconference

= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

| | | | |
|---------------|----------------------|---------------------------|----------------|
| Apr 18 | Thursday | Beltz 105 (tsbldg) | 3:30 PM |
| | No Meeting Scheduled | | |

EDUCATION

| | | | |
|---------------|----------------------------------|----------------------|----------------|
| Apr 18 | Thursday | Butrovich 205 | 9:00 AM |
| + | Bills Previously Heard/Scheduled | | |
| | **Streamed live on AKL.tv** | | |

| | | | |
|---------------|---------------|----------------------|----------------|
| Apr 19 | Friday | Butrovich 205 | 9:00 AM |
|---------------|---------------|----------------------|----------------|

FINANCE

| | | | |
|---------------|---|---------------------------|----------------|
| Apr 17 | Wednesday | Senate Finance 532 | 9:00 AM |
| + | Bills Previously Heard/Scheduled: | | |
| += SB 93 | MEDICAL PROVIDER INCENTIVES/LOAN REPAYM'T | | |

| | | | |
|---------------|---|---------------------------|----------------|
| Apr 18 | Thursday | Senate Finance 532 | 9:00 AM |
| + | Updated Labor Contract - Department of Administration | | |
| | <Item Above Rescheduled from 4/16> | | |
| + | Bills Previously Heard/Scheduled | | |

FINANCE (continued)

Apr 19 Friday Senate Finance 532 9:00 AM
 No Meeting Scheduled

HEALTH & SOCIAL SERVICES

Apr 17 Wednesday Butrovich 205 1:30 PM
 No Meeting Scheduled

Apr 19 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Apr 17 Wednesday Beltz 105 (tsbldg) 1:30 PM
 -- MEETING CANCELED --
 + SB 52 ALCOHOLIC BEVERAGE CONTROL; ALCOHOL REG
 + Bills Previously Heard/Scheduled

Apr 17 Wednesday Beltz 105 (tsbldg) 6:00 PM
 -- MEETING CANCELED --
 -- Please Note Time --
 += SB 52 ALCOHOLIC BEVERAGE CONTROL; ALCOHOL REG
 <Bill Hearing Canceled>
 + Bills Previously Heard/Scheduled:
 += SJR 3 CONST. AM: MEMBERSHIP OF JUDICIAL COUNCIL
 += SJR 4 CONST. AM: STATE TAX; INITIATIVE
 += SJR 9 CONST. AM: APPROP. BILL FOR PUBL EDUCATION
 <Bill Hearing Canceled>

Apr 19 Friday Beltz 105 (tsbldg) 1:30 PM
 + Bills Previously Heard/Scheduled

LABOR & COMMERCE

Apr 18 Thursday Beltz 105 (tsbldg) 1:30 PM
 No Meeting Scheduled

RESOURCES

Apr 17 Wednesday Butrovich 205 3:30 PM
 -- MEETING CANCELED --
 + Bills Previously Heard/Scheduled

Apr 19 Friday Butrovich 205 3:30 PM
 No Meeting Scheduled

STATE AFFAIRS

Apr 18 Thursday Butrovich 205 1:30 PM
 -- Please Note Time --
 + SB 75 COMMERCIAL VEHICLE LICENSING REQ'S
 -- Public Testimony <Time Limit May Be Set> --
 + SB 97 ART IN PUBLIC BUILDINGS & FACILITIES
 -- Public Testimony <Time Limit May Be Set> --
 += SB 32 CRIMES; SENTENCING; MENT. ILLNESS; EVIDENCE
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Apr 18 Thursday Butrovich 205 1:30 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES**ADMINISTRATION**

Apr 18 Thursday Butrovich 205 5:15 PM
 -- Please Note Location Change --
 + Budget Closeout

CORRECTIONS

Apr 17 Wednesday Beltz 105 (tsbldg) 5:15 PM
 + Closeout of the FY2020 Operating Budget

GOVERNOR

Apr 17 **Wednesday** **Senate Finance 532** **5:00 PM**
 + Budget Closeout

HEALTH & SOCIAL SERVICES

Apr 17 **Wednesday** **Butrovich 205** **7:45 AM**
 + Subcommittee Closeout Continued
 -- Testimony <Invitation Only> --

JUDICIARY

Apr 18 **Thursday** **Beltz 105 (tsbldg)** **8:30 AM**
 + Budget Closeout

LABOR & WORKFORCE DEVELOPMENT

Apr 18 **Thursday** **Beltz 105 (tsbldg)** **3:30 PM**
 + -- Meeting Rescheduled from 4/12/19 --
 Budget Closeout

Apr 19 **Friday** **Beltz 105 (tsbldg)** **7:45 AM**
 + -- MEETING CANCELED --
 Continue Budget Closeout if Needed

LAW

Apr 18 **Thursday** **Butrovich 205** **8:00 AM**
 + FY 2020 Budget Closeout
 -- Testimony <Invitation Only> --

LEGISLATURE

Apr 17 **Wednesday** **Senate Finance 532** **5:05 PM**
 + Budget Closeout

NATURAL RESOURCES

Apr 17 Wednesday Beltz 105 (tsbldg) 7:45 AM
 -- Meeting Will be Delayed to 8:00 a.m. --
 + Budget Closeout

TRANSPORTATION & PUBLIC FACILITIES

Apr 17 Wednesday Senate Finance 532 7:30 AM
 + FY2020 Budget Closeout
 -- Testimony <Invitation Only> --

JOINT COMMITTEES**ARMED SERVICES COMMITTEE**

May 09 Thursday Senate Finance 532 11:30 AM
 + Presentations by:
 - Brigadier General Torrence Saxe, The Adjutant General, Alaska National Guard Commissioner, Alaska Department of Military & Veterans' Affairs
 - Name Pending, Representing the Lieutenant General, Alaska North American Aerospace Defense Region, Alaskan Command, Eleventh Air Force
 - Colonel Adam Lange, Representing the Commanding General, U.S. Army Alaska
 - Rear Admiral Matthew Bell, Commander, Seventeenth U.S. Coast Guard District

CONFERENCE COMMITTEES**FREE CONFERENCE COMMITTEE ON SB89**

Apr 22 Monday Capitol 106 12:00 PM
 SB 89 LEGISLATURE: ETHICS, CONFLICTS

OTHER MEETINGS

JOINT SESSION

| | | | |
|---------------|--|----------------------|-----------------|
| Apr 17 | Wednesday | House Chamber | 11:30 AM |
| | -- Delayed to 1:00 p.m. -- | | |
| | Consideration of the Governor's Appointees | | |