

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-FIRST LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

May 6, 2019

One Hundred Twelfth Day

Pursuant to adjournment the Senate was called to order by President Giessel at 2:03 p.m.

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

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

The prayer was offered by the Chaplain, Gretchen Bishop, Juneau Friends Meeting. Senator Hoffman moved and asked unanimous consent the prayer be spread. Without objection, it was so ordered.

God, help us to focus on what is really important. Help us to let go of all the little things that don't matter. Help us to let go of what blocks the spirit. Help us to focus on what promotes justice and peace. Help us to embrace respect for all voices around the table. Amen.

Senator Stedman led the Senate in the Pledge of Allegiance.

Certification

Senator Costello moved and asked unanimous consent the journals for the one hundred ninth through one hundred eleventh legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor**SB 41**

Message was read stating the Governor signed the following bill on May 6 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 41 "An Act relating to the number of superior court judges in the third judicial district; and providing for an effective date."

Chapter 2, SLA 2019
Effective Date: 7/1/19

Messages from the House**HB 12**

Message dated May 3 was read stating the House concurred in the Senate amendment to CS FOR HOUSE BILL NO. 12(JUD), thus adopting:

SENATE CS FOR CS FOR HOUSE BILL
NO. 12(JUD) "An Act relating to protective orders."

Message dated May 3 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 16**

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 16 BY REPRESENTATIVES TARR, Wilson, Rauscher, Josephson, Stutes, Tuck, entitled:

"An Act relating to shared animal ownership; and relating to the sharing and sale of raw milk and raw milk products."

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

HB 41

CS FOR HOUSE BILL NO. 41(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to management of enhanced stocks of shellfish; authorizing certain nonprofit organizations to engage in shellfish enhancement projects; authorizing the Department of Fish and Game to collect fee revenue from applicants for certain salmon hatchery permits and from applicants for shellfish enhancement project permits; relating to application fees for salmon hatchery permits; and providing for an effective date."

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

HB 78

HOUSE BILL NO. 78 BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR, entitled:

"An Act relating to insurance; relating to an insurer's corporate annual disclosure; relating to insurance company holding systems; and providing for an effective date."

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

Recede Messages**HB 39**

Message dated May 3 was read stating the House failed to concur in the Senate amendments to CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 39(FIN) am(brf sup maj fld) "An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; making supplemental appropriations; and providing for an effective date" and respectfully requests the Senate to recede from its amendments, namely:

SENATE CS FOR CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 39(FIN) am S "An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; making supplemental appropriations and reappropriations; and providing for an effective date." (Title Change SCR 3)

In the event the Senate fails to recede, the Speaker has appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative Foster, Chair
Representative Wilson
Representative Tilton

Senator Costello moved the Senate recede from its amendments and recommended the body vote no.

The question being: "Shall the Senate recede from its amendments?"
The roll was taken with the following result:

SCS CSSH B 39(FIN) am S
Shall the Senate Recede from its Amendments
to CSSH B 39(FIN) am(brf sup maj fld)?

YEAS: 0 NAYS: 19 EXCUSED: 1 ABSENT: 0

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

Excused: Kawasaki

and so, the Senate failed to recede.

President Giessel appointed the following members to a Conference Committee to meet with the like committee from the House:

Senator Stedman, Chair
Senator von Imhof
Senator Olson

The Secretary was requested to notify the House.

HB 40

Message dated May 3 was read stating the House failed to concur in the Senate amendment to CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 40(FIN) and respectfully requests the Senate to recede from its amendment, namely:

SENATE CS FOR CS FOR SPONSOR
SUBSTITUTE FOR HOUSE BILL NO. 40(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."

In the event the Senate fails to recede, the Speaker has appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative Foster, Chair
Representative Wilson
Representative Tilton

Senator Costello moved the Senate recede from its amendment and recommended the body vote no.

The question being: "Shall the Senate recede from its amendment?"
The roll was taken with the following result:

SCS CSSH B 40(FIN)
Shall the Senate Recede from its Amendment
to CSSH B 40(FIN)?

YEAS: 0 NAYS: 19 EXCUSED: 1 ABSENT: 0

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

Excused: Kawasaki

and so, the Senate failed to recede.

President Giessel appointed the following members to a Conference Committee to meet with the like committee from the House:

Senator Stedman, Chair
Senator von Imhof
Senator Olson

The Secretary was requested to notify the House.

Standing Committee Reports

SB 52

Forthcoming fiscal information (page 937) for the Judiciary Committee Substitute for 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" was published today:

Fiscal Note No. 5, Department of Commerce, Community, and Economic Development

SB 74

The Finance Committee considered SENATE BILL NO. 74 "An Act relating to funding for Internet services for school districts" and recommended it be replaced with

CS FOR SENATE BILL NO. 74(FIN) "An Act relating to funding for Internet services for school districts; and providing for an effective date."

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

The following fiscal information was published today:

Fiscal Note No. 2, Department of Education and Early
Development

The bill was referred to the Rules Committee.

SB 91

The Finance Committee considered SENATE BILL NO. 91 "An Act relating to the development and operation of a hydroelectric site at the Nuyakuk River Falls; providing for the amendment of the management plan for the Wood-Tikchik State Park; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 91(FIN)

Signing do pass: Senator Stedman, Cochair; Senators Hoffman, Bishop. Signing no recommendation: Senator von Imhof, Cochair; Senators Micciche, Shower, Wilson.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Natural Resources

The bill was referred to the Rules Committee.

HB 14

The Finance Committee considered CS FOR HOUSE BILL NO. 14(FIN) "An Act relating to assault in the first degree; relating to harassment; relating to sex offenses; relating to the definition of 'dangerous instrument'; providing for an aggravating factor at sentencing for strangulation that results in unconsciousness; relating to the duties of the prosecuting attorney; and relating to victim notifications" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL
NO. 14(FIN) "An Act relating to assault in the first
degree; relating to harassment; relating to sex
offenses; relating to the definition of 'dangerous
instrument'; relating to sentencing; providing for an
aggravating factor at sentencing for strangulation that

results in unconsciousness; relating to the duties of the prosecuting attorney; and relating to victim notifications." (Title Change SCR 5)

Signing do pass: Senators Stedman, von Imhof, Cochairs; Senators Micciche, Hoffman, Shower, Wilson, Bishop.

The following fiscal information was published today:

Fiscal Note No. 10, Department of Corrections

Fiscal Note No. 11, zero, Office of the Governor

Fiscal Note No. 12, zero, Alaska Judiciary System

The following previously published fiscal information applies:

Fiscal Note No. 8, indeterminate, Department of Administration

Fiscal Note No. 9, indeterminate, Department of Administration

The bill was referred to the Rules Committee.

Introduction and Reference of Senate Bills

SB 120

SENATE BILL NO. 120 BY SENATOR GIESSEL BY REQUEST, entitled:

"An Act relating to administration of psychotropic medication to a patient without the patient's informed consent; and providing for an effective date."

was read the first time and referred to the Health and Social Services Committee.

Consideration of the Calendar

Second Reading of House Bills

HB 48

CS FOR HOUSE BILL NO. 48(FIN) am "An Act removing from the exempt service of the state persons who are employed in a professional capacity to make a temporary or special inquiry, study, or examination as authorized by the governor and including those

persons in the partially exempt service of the state; repealing the authority of the governor or a designee of the governor to authorize higher pay than is otherwise allowable for certain partially exempt employees in the executive branch; requiring the commissioner of administration to submit a report to the legislature; and providing for an effective date" was read the second time.

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

CS FOR HOUSE BILL NO. 48(FIN) am was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 48(FIN) am "An Act removing from the exempt service of the state persons who are employed in a professional capacity to make a temporary or special inquiry, study, or examination as authorized by the governor and including those persons in the partially exempt service of the state; repealing the authority of the governor or a designee of the governor to authorize higher pay than is otherwise allowable for certain partially exempt employees in the executive branch; requiring the commissioner of administration to submit a report to the legislature; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 48(FIN) am
Third Reading - Final Passage
Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

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

Excused: Kawasaki

and so, CS FOR HOUSE BILL NO. 48(FIN) am 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 signed by the President and Secretary and returned to the House.

Citations

Honoring - Xavier Mason
Representative Jackson

Honoring - 2019 House Floor Staff
Representative Kopp

Honoring - Amy Jo Meiners
Representatives Story, Hannan
Senator Kiehl

Honoring - Joann Jones
Representatives Story, Hannan
Senator Kiehl

In Memoriam - Karen Janicek
Senator Kiehl

In Memoriam - Myrna M. Maynard
Senator Birch
Representatives Revak, Jackson

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

Unfinished Business

Senator Hughes moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, May 28 through evening plane time, June 3 and from morning plane time, June 20 through evening plane time, June 27. Without objection, Senator Hughes was excused.

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 Costello moved and asked unanimous consent the Senate stand in adjournment until 11:00 a.m., May 7, 2019. Without objection, the Senate adjourned at 2:30 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

May 07	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HJR 10	SUPPORTING ROAD BELT ELECTRICAL LINE		
	-- Public Testimony --		
+ HJR 14	URGING SUPPORT FOR NOME DEEP-DRAFT PORT		
	-- Public Testimony --		
+ HJR 9	ELIZABETH PERATROVICH COMMEMORATIVE COIN		
	-- Public Testimony --		

May 09	Thursday	Beltz 105 (tsbldg)	3:30 PM
+	Bills Previously Heard/Scheduled		

EDUCATION

May 06	Monday	Capitol 106	8:30 AM
	-- Please Note Time & Location --		
	-- Joint with House Education --		
+	Presentation:		
	"Alaska's University for Alaska's Schools: Teacher Preparation, Retention & Recruitment Initiatives at the University of Alaska" (Annual Report per AS 14.40.190b)		
	-- Teleconference Listen Only --		
	Streamed live on AKL.tv		

May 07	Tuesday	Butrovich 205	9:00 AM
	No Meeting Scheduled		

EDUCATION (continued)

May 09 Thursday Butrovich 205 9:00 AM
 No Meeting Scheduled

FINANCE

May 06 Monday Senate Finance 532 9:00 AM
 + HB 106 SCHOOL BOND DEBT REIMBURSEMENT
 -- Public Testimony --
 + Bills Previously Heard/Scheduled:
 += HB 14 ASSAULT; SEX OFFENSES; SENT. AGGRAVATOR
 += SB 91 NUYAKUK RIVER: HYDROELECTRIC SITE

May 06 Monday Senate Finance 532 1:30 PM
 -- MEETING CANCELED --
 + Bills Previously Heard/Scheduled

May 07 Tuesday Senate Finance 532 9:00 AM
 += SB 19 APPROP: CAPITAL BUDGET; SUPPLEMENTAL
 <Bill Hearing Rescheduled to 5/8/19 at 9:00 a.m.>
 + Bills Previously Heard/Scheduled

May 07 Tuesday Senate Finance 532 1:30 PM
 + Bills Previously Heard/Scheduled

May 08 Wednesday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled:
 += SB 19 APPROP: CAPITAL BUDGET; SUPPLEMENTAL
 <Bill Hearing Rescheduled from 5/7/19>

May 08 Wednesday Senate Finance 532 1:30 PM
 + Bills Previously Heard/Scheduled

May 09 Thursday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled

May 09 Thursday Senate Finance 532 1:30 PM
 + Bills Previously Heard/Scheduled

May 10 Friday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled

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FINANCE (continued)

May 10 +	Friday Bills Previously Heard/Scheduled	Senate Finance 532	1:30 PM
May 11 +	Saturday Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM
May 12 +	Sunday Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM

HEALTH & SOCIAL SERVICES

May 06	Monday No Meeting Scheduled	Butrovich 205	1:30 PM
May 08	Wednesday No Meeting Scheduled	Butrovich 205	1:30 PM
May 10	Friday No Meeting Scheduled	Butrovich 205	1:30 PM
May 13	Monday No Meeting Scheduled	Butrovich 205	1:30 PM
May 15	Wednesday No Meeting Scheduled	Butrovich 205	1:30 PM
May 17	Friday No Meeting Scheduled	Butrovich 205	1:30 PM
May 20	Monday No Meeting Scheduled	Butrovich 205	1:30 PM

JUDICIARY

May 06	Monday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM
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JUDICIARY (continued)

May 08	Wednesday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM
May 10	Friday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM

LABOR & COMMERCE

May 07	Tuesday + SB 106 HOMEOWNER/RENTER INSURANCE RENEWAL + Bills Previously Heard/Scheduled: += SB 11 MILITARY SPOUSE COURTESY LICENSE -- Public Testimony --	Beltz 105 (tsbldg)	1:30 PM
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May 09	Thursday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM
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RESOURCES

May 06	Monday No Meeting Scheduled	Butrovich 205	3:30 PM
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May 08	Wednesday No Meeting Scheduled	Butrovich 205	3:30 PM
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May 10	Friday No Meeting Scheduled	Butrovich 205	3:30 PM
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STATE AFFAIRS

May 07	Tuesday -- MEETING CANCELED -- + Bills Previously Heard/Scheduled	Butrovich 205	3:30 PM
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May 09	Thursday + Bills Previously Heard/Scheduled	Butrovich 205	3:30 PM
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TRANSPORTATION

May 07	Tuesday No Meeting Scheduled	Butrovich 205	1:30 PM
May 09	Thursday No Meeting Scheduled	Butrovich 205	1:30 PM

JOINT COMMITTEES

JOINT ARMED SERVICES COMMITTEE

May 09	Thursday	Senate Finance 532	11:15 AM
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-- Please Note Time Change --

+ Presentations by:

- Brigadier General Torrence Saxe, The Adjutant General, Alaska National Guard Commissioner, Alaska Department of Military & Veterans' Affairs
- Colonel Cory Mendenhall, 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

LEGISLATIVE COUNCIL

May 06	Monday	Senate Finance 532	12:00 PM
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+ Ratification of Charity Events

- 2nd Annual "Flying Through Time" Silver Gala Committee Business
- Per Diem Budget Transfer

Contract Approvals

- ITB 633 - Terry Miller Building Retaining Wall Cap & Rail
- Bethel Office Space Renewal
- FY20 Microsoft Enterprise Software Renewal

-- Teleconference Listen Only --

Streamed live on AKL.tv