

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-FIRST LEGISLATURE
FIRST SESSION

Juneau, Alaska

Friday

May 10, 2019

One Hundred Sixteenth Day

Pursuant to adjournment the Senate was called to order by President Giessel at 11:12 a.m.

The roll showed twenty members present.

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

Dear Lord Jesus,

I praise you for this new day. Please guide each Senator and their staff to accomplish your plans today.

It says,

"Draw near to God and He will draw near to you." (James 4:8)
"...call upon Me and go and pray to Me, and I will listen to you." (Jeremiah 29:12)

I pray that there would be no obstacle that will stand in their way. I pray that you would give them wisdom and I ask that you would give them peace and the grace to overcome each task at hand.

Please give them wisdom to make good decisions for the great State of Alaska.

In Jesus' Name,

Amen.

Senator Wilson led the Senate in the Pledge of Allegiance.

Certification

Senator Costello moved and asked unanimous consent the journal for the one hundred fifteenth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the House**HB 14**

Message dated May 9 was read stating the House concurred in the Senate amendment to 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" thus adopting:

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)

SCR 5

Message dated May 9 was read stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 5 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 14, 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.

The resolution was referred to the Secretary for enrollment.

Message dated May 9 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Resolutions

HJR 19

CS FOR HOUSE JOINT RESOLUTION NO. 19(TRB) BY THE HOUSE SPECIAL COMMITTEE ON TRIBAL AFFAIRS,

Urging the United States Congress to fully fund the United States Census Bureau for the 2020 Census; urging the governor to prioritize an accurate count for the 2020 Census; and urging local governments to establish local complete count commissions.

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

First Reading and Reference of House Bills

HB 122

HOUSE BILL NO. 122 am BY REPRESENTATIVES HANNAN, Ortiz, Edgmon, Story, Zulkosky, Kreiss-Tomkins, Tuck, Spohnholz, Lincoln, Hopkins, Tarr, Josephson, Drummond, entitled:

"An Act relating to the Funter Bay marine park unit of the state park system; relating to protection of the social and historical significance of the Unangax cemetery located

in Funter Bay and providing for the amendment of the management plan for the Funter Bay marine park unit; and providing for an effective date."

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

Standing Committee Reports

SB 11

The Labor and Commerce Committee considered SENATE BILL NO. 11 "An Act relating to temporary courtesy licenses for certain nonresident professionals; and relating to the Department of Commerce, Community, and Economic Development" and recommended it be replaced with

CS FOR SENATE BILL NO. 11(L&C) "An Act relating to temporary courtesy licenses for spouses of active duty members of the armed forces; relating to private sector and state employment preferences for active service members, veterans, and spouses and dependent children of active service members and veterans; relating to employment preferences for surviving spouses of deceased service members and veterans; and relating to employment preferences for disabled veterans and former prisoners of war."

Signing do pass: Senator Reinbold, Chair; Senators Birch, Costello, Gray-Jackson.

The following fiscal information was published today:

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

The bill was referred to the Finance Committee.

HB 71

The State Affairs Committee considered HOUSE BILL NO. 71 am "An Act relating to hiring for positions in state service based on substitution of military work experience or training for required civilian work experience or training." Signing do pass: Senator Shower, Chair; Senators Reinbold, Micciche, Kawasaki, Coghill.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

HB 126

The Community and Regional Affairs Committee considered HOUSE BILL NO. 126 "An Act establishing November as Alaska Native Heritage Month." Signing do pass: Senator Bishop, Chair; Senators Gray-Jackson, Hoffman, Birch, Costello.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

**Introduction and Reference of
Senate Resolutions****SR 1**

SENATE RESOLUTION NO. 1 BY SENATOR GIESSEL,

Establishing a Senate Special Committee on the
Railbelt Electric System.

was read the first time and was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 1 Establishing a Senate Special Committee on the Railbelt Electric System, pass the Senate?" The roll was taken with the following result:

SR 1

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 RESOLUTION NO. 1 passed the Senate and was referred to the Secretary for engrossment and enrollment.

President Giessel made the following appointments:

Senate Special Committee on the Railbelt Electric System

Senator Coghill, Chair

Senator Gray-Jackson

Senator Micciche

Senator Shower

Senator Giessel

Consideration of the Calendar**Third Reading of House Bills****HB 78**

HOUSE BILL NO. 78 "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 third time.

Senator Costello moved the bill be returned to second reading for amendments. Without objection, the bill was returned to second reading.

Senator Coghill, Chair, moved and asked unanimous consent for the adoption of the Rules Senate Committee Substitute offered on page 1080. Senator Begich objected, then withdrew his objection. There being no further objection, SENATE CS FOR HOUSE BILL

NO. 78(RLS) "An Act relating to insurance; relating to an insurer's corporate governance; relating to insurance holding companies and insurance company holding systems; amending Rule 26, Alaska Rules of Civil Procedure, and Rules 402, 409, and 501, Alaska Rules of Evidence; and providing for an effective date" was adopted.

Senator Coghill offered Amendment No. 1:

Page 1, line 3:

Delete ", 409,"

Page 14, line 24:

Delete ", 409,"

Senator Coghill moved for the adoption of Amendment No. 1. Senator Costello objected, then withdrew her objection.

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

SCS HB 78(RLS)

Second Reading

Amendment No. 1?

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, Amendment No. 1 was adopted.

SENATE CS FOR HOUSE BILL NO. 78(RLS) am S was automatically in third reading.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 78(RLS) am S "An Act relating to insurance; relating to an insurer's corporate governance; relating to insurance holding companies and insurance company holding systems; amending Rule

26, Alaska Rules of Civil Procedure, and Rules 402 and 501, Alaska Rules of Evidence; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 78(RLS) am S
Third Reading - Final Passage
Court Rules 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, SENATE CS FOR HOUSE BILL NO. 78(RLS) am S passed the Senate.

Senator Costello moved and asked unanimous consent the vote on the passage of the bill be considered the vote on the court rule changes. Without objection, it was so ordered.

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.

SCR 6

Senator Costello moved and asked unanimous consent to take up SENATE CONCURRENT RESOLUTION NO. 6, which had been held on the Secretary's desk (page 1081). Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 6 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 78, relating to insurance; relating to an insurer's corporate annual disclosure; and relating to insurance company holding systems, pass the Senate?" The roll was taken with the following result:

SCR 6

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 CONCURRENT RESOLUTION NO. 6 passed the Senate and was referred to the Secretary for engrossment.

Citations

Honoring - Rhiana Gay
Representatives LeDoux, Spohnholz
Senator Wielechowski

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

Senator Reinbold moved and asked unanimous consent to be excused from a call of the Senate from 12:00 p.m. to 3:00 p.m. on May 11. Without objection, Senator Reinbold was excused.

HB 71

Senators Micciche, Kawasaki, Shower, Costello, Stevens, Reinbold, Gray-Jackson, Hughes, Bishop, Stedman, Begich, Wielechowski moved and asked unanimous consent to be shown as cross sponsors on HOUSE BILL NO. 71 am "An Act relating to hiring for positions in state service based on substitution of military work experience or training for required civilian work experience or training." Without objection, it was so ordered.

HB 122

Senator Kiehl moved and asked unanimous consent to be shown as a cross sponsor on HOUSE BILL NO. 122 am "An Act relating to the Funter Bay marine park unit of the state park system; relating to protection of the social and historical significance of the Unangax cemetery located in Funter Bay and providing for the amendment of the management plan for the Funter Bay marine park unit; and providing for an effective date." Without objection, it was so ordered.

Letter dated May 9 from President Giessel and Speaker Edgmon was received announcing the creation of a Joint House/Senate Working Group to provide policy recommendations related to the Alaska Village Public Safety Officers Program (VPSO) for submittal to the Alaska legislature no later than January 31, 2020.

Senator Costello moved and asked unanimous consent to return to Messages from the House. Without objection, the Senate returned to:

Messages from the House

Message dated May 10 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 96**

CS FOR HOUSE BILL NO. 96(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to Alaska Pioneers' Home and Alaska Veterans' Home payments, rates, and services."

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

HB 104

CS FOR HOUSE BILL NO. 104(L&C) am BY THE HOUSE LABOR AND COMMERCE COMMITTEE, entitled:

"An Act relating to exemptions from mortgage lender, mortgage broker, and mortgage loan originator licensing requirements; and providing for an effective date."

was read the first time and referred to the Labor and Commerce Committee.

Announcements

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

Announcements are at the end of the journal.

Engrossment**HB 78**

SENATE CS FOR HOUSE BILL NO. 78(RLS) am S "An Act relating to insurance; relating to an insurer's corporate governance; relating to insurance holding companies and insurance company holding systems; amending Rule 26, Alaska Rules of Civil Procedure, and Rules 402 and 501, Alaska Rules of Evidence; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 6

SENATE CONCURRENT RESOLUTION NO. 6 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 78, relating to insurance; relating to an insurer's corporate annual disclosure; and relating to insurance company holding systems, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Costello moved and asked unanimous consent the Senate stand in adjournment until 11:00 a.m., May 11, 2019. Without objection, the Senate adjourned at 11:38 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

May 11 Saturday Beltz 105 (tsbldg) 8:30 AM
 -- Please Note Time --
 + HJR 19 SUPPORT 2020 DECENNIAL CENSUS
 -- Public Testimony --

FINANCE

May 10 Friday Senate Finance 532 9:00 AM
 += HB 49 CRIMES; SENTENCING;MENT. ILLNESS;EVIDENCE
 + Bills Previously Heard/Scheduled

May 10 Friday Senate Finance 532 1:30 PM
 += HB 49 CRIMES; SENTENCING;MENT. ILLNESS;EVIDENCE
 + Bills Previously Heard/Scheduled

May 11 Saturday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled

May 12 Sunday Senate Finance 532 9:00 AM
 + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

May 10 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

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HEALTH & SOCIAL SERVICES (continued)

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|---------------|--|----------------------|----------------|
| 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 10 | Friday No Meeting Scheduled | Beltz 105 (tsbldg) | 1:30 PM |
| May 13 | Monday No Meeting Scheduled | Beltz 105 (tsbldg) | 1:30 PM |
| May 15 | Wednesday No Meeting Scheduled | Beltz 105 (tsbldg) | 1:30 PM |
| May 17 | Friday No Meeting Scheduled | Beltz 105 (tsbldg) | 1:30 PM |

LABOR & COMMERCE

| | | | |
|---------------|---|---------------------------|----------------|
| May 10 | Friday | Beltz 105 (tsbldg) | 1:30 PM |
| += SB 106 | HOMEOWNER/RENTER INSURANCE RENEWAL -- Testimony <Invitation Only> -- | | |
| + HB 104 | MORTGAGE LOAN ORIGINATOR LICENSING -- Public Testimony -- | | |

RESOURCES

| | | | |
|---------------|---------------------------------------|----------------------|----------------|
| May 10 | Friday No Meeting Scheduled | Butrovich 205 | 3:30 PM |
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STATE AFFAIRS

May 14 **Tuesday** **Butrovich 205** **3:30 PM**
+ Bills Previously Heard/Scheduled

May 16 **Thursday** **Butrovich 205** **3:30 PM**
+ Bills Previously Heard/Scheduled

TRANSPORTATION

May 14 **Tuesday** **Butrovich 205** **1:30 PM**
 No Meeting Scheduled

May 16 **Thursday** **Butrovich 205** **1:30 PM**
 No Meeting Scheduled

JOINT COMMITTEES

LEGISLATIVE BUDGET & AUDIT

May 10 **Friday** **Adams Room 519** **7:00 AM**
+ -- Teleconference Listen Only --
 Executive Session
 - Legislative Audit Contracts
 - Consultant Contract Amendments
 Other Committee Business

May 15 **Wednesday** **Adams Room 519** **7:00 AM**
 -- Teleconference Listen Only --
 Executive Session
 - Final Audit Release: FY18 Statewide Single
 Audit
 Other Committee Business

CONFERENCE COMMITTEES**CONFERENCE COMMITTEE ON HB39 AND HB40**

May 10 Friday Senate Finance 532 3:30 PM

+= HB 39 APPROP: OPERATING BUDGET/LOANS/FUNDS

+= HB 40 APPROP: MENTAL HEALTH BUDGET

- Department of Administration

- Department of Commerce, Community & Economic
Development

- Department of Education & Early Development

- Office of the Governor

- Department of Labor & Workforce Development

- Department of Military & Veterans' Affairs

- Department of Revenue

- Debt Service

- FY19 Supplementals in HB 39 & HB 40

May 11 Saturday Senate Finance 532 3:00 PM

+= HB 39 APPROP: OPERATING BUDGET/LOANS/FUNDS

+= HB 40 APPROP: MENTAL HEALTH BUDGET