

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTY-THIRD LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Wednesday**

**May 10, 2023**

**One Hundred Fourteenth Day**

Pursuant to adjournment the House was called to order by Speaker Tilton at 10:03 a.m.

Roll call showed 38 members present. Representatives D. Johnson and Patkotak were absent and their presence was noted later.

The invocation was offered by the Chaplain, Pastor Dani Cherian of Valley Church. Representative Vance moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Dear Lord Jesus,

Thank you for this new day and for calling each representative and their staff here, to accomplish your will today. I ask that you would refresh and bless them and give them energy as they make decisions for Alaska.

Lord, give them wisdom, knowledge, discernment, and guidance so that success will come from their effort.

The bible says in Psalm 46:1 (ESV), *God is our refuge and strength, a very present help in trouble.*

If wisdom is needed, you say to ask you and you will give it to those who ask. And that you are an abundant help in times of trouble.

As decisions that need to be made pass through their hands, I pray that you would give them wise counsel to make just decisions for our state. In Jesus' name, Amen.

The Pledge of Allegiance was led by Representative Dibert.

### **CERTIFICATION OF THE JOURNAL**

Representative Saddler moved and asked unanimous consent that the journal for the 113th legislative day and Senate and House Joint Journal Supplement No. 9 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **REPORTS OF STANDING COMMITTEES**

#### **HB 4**

The State Affairs Committee considered:

HOUSE BILL NO. 4  
"An Act relating to elections."

The report was signed by Representative Shaw, Chair, with the following individual recommendations:

Do pass (4): Allard, Carpenter, Wright, Shaw

Do not pass (1): Story

The following fiscal note(s) apply:

1. Fiscal, Office of the Governor

HB 4 was referred to the Judiciary Committee.

#### **HB 145**

The Labor & Commerce Committee considered:

HOUSE BILL NO. 145  
"An Act relating to loans in an amount of \$25,000 or less; relating to deferred deposit advances; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 145(L&C)

"An Act relating to loans in an amount of \$25,000 or less; relating to the Nationwide Multistate Licensing System and Registry; relating to deferred deposit advances; and providing for an effective date."

The report was signed by Representative Sumner, Chair, with the following individual recommendations:

Do pass (3): Saddler, Wright, Carrick

Do not pass (2): Prax, Sumner

No recommendation (1): Ruffridge

The following fiscal note(s) apply to CSHB 145(L&C):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 145 was referred to the Finance Committee.

### **INTRODUCTION OF CITATIONS**

The following citation was introduced and taken up as a Special Order of Business:

Honoring - Stefani "Chef Stef" Marnon

By Senators Kiehl, Wielechowski; Representative C. Johnson

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Ryan Redington

By Representative McCabe; Senator Shower

Honoring - Dan O'Neill

By Representatives Gray, Carrick; Senator Bishop

Honoring - Bill Legere

By Senator Kiehl; Representatives Hannan, Story

In Memoriam - Senator Dennis Egan

By Senator Kiehl; Representatives Hannan, Story

In Memoriam - Felipe Michael Larranaga

By Senator Kawasaki

In Memoriam - Walter Ronald "Ron" Keyes

By Senators Kawasaki, Bishop; Representative Carrick

\*\*The presence of Representative Patkotak was noted.

### **SPECIAL ORDER OF BUSINESS**

Representative Saddler moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Stefani "Chef Stef" Marnon, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Saddler moved and asked unanimous consent that the House approve the citation.

Representatives Hannan, Patkotak, and Story objected, offered remarks, and withdrew the objections. There being no further objection, the following citation was approved and sent to enrolling:

Honoring - Stefani "Chef Stef" Marnon

By Senators Kiehl, Wielechowski; Representative C. Johnson

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS**

#### **HB 198**

HOUSE BILL NO. 198 by Representatives Gray and Armstrong, entitled:

"An Act relating to the supplemental nutrition assistance program; and providing for an effective date."

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

**HB 199**

HOUSE BILL NO. 199 by the House Transportation Committee, entitled:

"An Act approving the transfer of land owned by the Alaska Railroad Corporation to the Nenana Native Association; and providing for an effective date."

was read the first time and referred to the House Special Committee on Tribal Affairs and the Resources Committee.

**HB 200**

HOUSE BILL NO. 200 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to pull-tabs; relating to persons prohibited from involvement in gaming; and relating to the duties of the Department of Revenue."

was read the first time and referred to the Labor & Commerce and Finance Committees.

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Revenue

The Governor's transmittal letter dated May 9 follows:

"Dear Speaker Tilton:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill which authorizes the Department of Revenue (DOR) to permit and regulate electronic pull-tabs for the purpose of charitable gaming in the state. Under the bill, approved charitable gaming permittees, licensees, manufacturers, and distributors can receive an endorsement to their license for the use, sale, manufacture, and distribution of electronic pull-tabs.

Under current law, the use of coin-operated instruments or machines, or other objects or instruments used, designed, or intended primarily

for gaming or gambling are prohibited unless expressly authorized by DOR. This bill amends AS 05.15 to expressly authorize the use of electronic pull-tabs in charitable gaming. The bill clarifies DOR's authority through definitional changes and other statutory revisions that ensure the safety and security of electronic pull-tabs and pull-tab systems. The bill also authorizes DOR to amend or promulgate regulations related to the charitable use of electronic pull-tabs.

I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Mike Dunleavy  
Governor"

## **CONSIDERATION OF THE DAILY CALENDAR**

### **SECOND READING OF HOUSE BILLS**

#### **HB 3**

The following was read the second time:

HOUSE BILL NO. 3

"An Act relating to specie as legal tender in the state; and relating to borough and city sales and use taxes on specie."

with the:	Journal Page
STA RPT 4DP 2NR	252
FN1: ZERO(ADM)	252
FN2: ZERO(CED)	252
FIN RPT CS(FIN) 6DP 1NR 2AM	958
FN1: ZERO(ADM)	958
FN2: ZERO(CED)	958

Representative Saddler moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 3(FIN)  
(same title)

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Eastman:

Page 2, line 17:

Delete "the"

Insert "a"

Representative Eastman moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative McCabe objected.

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

CSHB 3(FIN)

Second Reading

Amendment No. 1

**YEAS: 7 NAYS: 32 EXCUSED: 0 ABSENT: 1**

Yeas: Eastman, Gray, Josephson, Ortiz, Prax, Ruffridge, Sumner

Nays: Allard, Armstrong, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Groh, Hannan, Himschoot, C.Johnson, McCabe, McCormick, McKay, Mears, Mina, Patkotak, Rauscher, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 1, line 1, following "state;" (title amendment):

Insert "**prohibiting a state agency from accepting central bank digital currency;**"

Page 2, line 10:

Delete "a new section"

Insert "new sections"

Page 2, line 11, following "**Tender**":  
Insert "**; Prohibited Tender**"

Page 3, following line 2:

Insert a new section to read:

**"Sec. 44.12.410. Prohibited tender.** (a) A state agency may not

(1) accept a payment using central bank digital currency;

(2) participate in a test of central bank digital currency.

(b) In this section,

(1) "central bank digital currency" means a digital form of currency, a digital medium of exchange, or a digital monetary unit of account, issued and made available to a consumer by the Federal Reserve System;

(2) "state agency" means

(A) a department, institution, board, commission, division, authority, public corporation, or other administrative unit of the executive branch; and

(B) an administrative unit of the judicial branch."

Representative Eastman moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative McCabe objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 3(FIN)

Second Reading

Amendment No. 2

**YEAS: 2 NAYS: 37 EXCUSED: 0 ABSENT: 1**

Yeas: Eastman, Stutes

Nays: Allard, Armstrong, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Sumner, Tilton, Tomaszewski, Vance, Wright



Absent: D.Johnson

And so, Amendment No. 2 was not adopted.

Representative Saddler moved and asked unanimous consent that CSHB 3(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 3(FIN) will advance to third reading on tomorrow's calendar.

### **HB 66**

The following was read the second time:

#### HOUSE BILL NO. 66

"An Act relating to homicide resulting from conduct involving controlled substances; relating to the computation of good time; and providing for an effective date."

with the:

Journal Page

JUD RPT CS(JUD) NEW TITLE 4DP 1DNP 1NR 1AM	479
FN1: ZERO(COR)	479
FN2: ZERO(DFC)	479
FN3: ZERO(LAW)	479
FN4: ZERO(DPS)	479
FN5: (ADM)	479
FN6: (ADM)	479
FN7: ZERO(AJS)	479
FIN RPT CS(FIN) NEW TITLE 2DP 5NR 2AM	960
FN1: ZERO(COR)	960
FN2: ZERO(DFC)	960
FN4: ZERO(DPS)	960
FN5: (ADM)	960
FN6: (ADM)	960
FN7: ZERO(AJS)	960
FN8: ZERO(LAW)	960

Representative Saddler moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 66(FIN)

"An Act relating to homicide resulting from conduct involving controlled substances; relating to misconduct involving a controlled substance; relating to sentencing; and providing for an effective date."

Representative Vance objected.

\*\*The presence of Representative D. Johnson was noted.

Representative Vance withdrew the objection. There being no further objection, CSHB 66(FIN) was adopted.

Amendment No. 1 was offered by Representative Cronk:

Page 7, line 1:

Delete "under AS 11.71.021(a)(1)"

Page 7, lines 1 - 2:

Delete "set out in AS 11.71.140(c)(29)"

Representative Cronk moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Josephson objected.

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

CSHB 66(FIN)

Second Reading

Amendment No. 1

**YEAS: 17 NAYS: 23 EXCUSED: 0 ABSENT: 0**

Yeas: Allard, Carpenter, Cronk, C.Johnson, D.Johnson, McCabe, McKay, Patkotak, Prax, Rauscher, Saddler, Shaw, Stapp, Tilton, Tomaszewski, Vance, Wright

Nays: Armstrong, Carrick, Coulombe, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Ruffridge, Schrage, Story, Stutes, Sumner

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 1, line 1 (title amendment):

Delete **"relating to homicide resulting from conduct involving controlled substances;"**

Page 1, line 5, through page 2, line 31:

Delete all material.

Page 3, line 1:

Delete **"Sec. 3"**

Insert **"Section 1"**

Renumber the following bill sections accordingly.

Page 7, line 6:

Delete all material.

Renumber the following bill sections accordingly.

Page 7, lines 9 - 10:

Delete "AS 11.41.110(a), as amended by sec. 1 of this Act, AS 11.41.110(c) and (d), added by sec. 2 of this Act,"

Page 7, line 10:

Delete "sec. 3"

Insert "sec. 1"

Page 7, line 11:

Delete "sec. 4"

Insert "sec. 2"

Page 7, line 12:

Delete "sec. 5"

Insert "sec. 3"

Delete "sec. 6"  
Insert "sec. 4"

Page 7, line 13:

Delete "sec. 7"  
Insert "sec. 5"

Representative Eastman moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Josephson objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 66(FIN)  
Second Reading  
Amendment No. 2

**YEAS: 7 NAYS: 33 EXCUSED: 0 ABSENT: 0**

Yeas: Armstrong, Carrick, Eastman, Galvin, Gray, Hannan, Mina

Nays: Allard, Carpenter, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Groh, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Josephson:

Page 2, lines 21 - 31:

Delete all material and insert:

**"(6) the person knowingly manufactures or delivers a controlled substance in violation of AS 11.71.010 - 11.71.030, and a person dies as a direct result of ingestion of the controlled substance; the death is a result that does not require a culpable mental state.**

\* Sec. 2. AS 11.41.120(a) is amended to read:

(a) A person commits the crime of manslaughter if the person

(1) intentionally, knowingly, or recklessly causes the death of another person under circumstances not amounting to murder in the first or second degree;

(2) intentionally aids another person to commit suicide;

or

(3) knowingly manufactures or delivers a controlled substance in violation of **AS 11.71.040(a)(1)** [AS 11.71.010 - 11.71.030 OR 11.71.040(a)(1)] for schedule IVA controlled substances, and a person dies as a direct result of ingestion of the controlled substance; the death is a result that does not require a culpable mental state [; IN THIS PARAGRAPH, "INGESTION" MEANS VOLUNTARILY OR INVOLUNTARILY TAKING A SUBSTANCE INTO THE BODY IN ANY MANNER].

\* **Sec. 3.** AS 11.41.140 is amended to read:

**Sec. 11.41.140. Definitions [DEFINITION].** In AS 11.41.100 - 11.41.140,

**(1) "ingestion" means voluntarily or involuntarily taking a substance into the body in any manner;**

**(2) "person" means,** when referring to the victim of a crime, [MEANS] a human being who has been born and was alive at the time of the criminal act; **a** [ . A] person is "alive" if there is spontaneous respiratory or cardiac function or, when respiratory and cardiac functions are maintained by artificial means, there is spontaneous brain function."

ReNUMBER the following bill sections accordingly.

Page 7, line 6:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 7, lines 9 - 14:

Delete all material and insert:

"APPLICABILITY. AS 11.41.110(a), as amended by sec. 1 of this Act, AS 11.41.120(a), as amended by sec. 2 of this Act, AS 11.41.140, as amended by sec. 3 of this Act, AS 11.71.010(a), as amended by sec. 4 of this Act, AS 11.71.010(b), as amended by sec. 5 of this Act, AS 11.71.030(a), as amended by sec. 6 of this Act, AS 11.71.040(a), as amended by sec. 7 of this Act, and AS 12.55.125(c), as amended by

sec. 8 of this Act, apply to offenses committed on or after the effective date of this Act."

Representative Josephson moved and asked unanimous consent that Amendment No. 3 be adopted.

There was objection.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 66(FIN)  
Second Reading  
Amendment No. 3

**YEAS: 28 NAYS: 12 EXCUSED: 0 ABSENT: 0**

Yeas: Armstrong, Carrick, Coulombe, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, McKay, Mears, Mina, Ortiz, Ruffridge, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tomaszewski, Wright

Nays: Allard, Carpenter, Cronk, C.Johnson, D.Johnson, McCabe, Patkotak, Prax, Rauscher, Saddler, Tilton, Vance

And so, Amendment No. 3 was adopted.

Amendment Nos. 4 and 5 were not offered.

Amendment No. 9 was offered by Representative Eastman:

Page 2, following line 29:

Insert a new subsection to read:

"(d) In a prosecution under (a)(6) of this section, it is an affirmative defense that the defendant delivered the controlled substance for the purpose of improving the recipient's health."

Reletter the following subsection accordingly.

Page 7, line 10:

Delete "AS 11.41.110(c) and (d)"

Insert "AS 11.41.110(c) - (e)"

Representative Eastman moved and asked unanimous consent that Amendment No. 9 be adopted.

Representative Josephson objected.

Representative Allard moved and asked unanimous consent that Amendment No. 9 be tabled.

There was objection.

The question being: "Shall the House table Amendment No. 9?" The roll was taken with the following result:

CSHB 66(FIN) am  
Second Reading  
Amendment No. 9/Table

**YEAS: 13 NAYS: 26 EXCUSED: 0 ABSENT: 1**

Yeas: Allard, Carpenter, Edgmon, C.Johnson, D.Johnson, McCabe, McCormick, McKay, Saddler, Shaw, Stapp, Tilton, Wright

Nays: Armstrong, Carrick, Coulombe, Cronk, Dibert, Eastman, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Schrage, Story, Stutes, Sumner, Tomaszewski, Vance

Absent: Patkotak

And so, Amendment No. 9 was not tabled.

Representative Eastman moved and asked unanimous consent to withdraw Amendment No. 9. There being no objection, it was so ordered.

Amendment No. 6 was offered by Representative Eastman:

Page 2, following line 29:

Insert a new subsection to read:

"(d) The schedules that apply in (a)(6) of this section are the schedules set out in AS 11.71.140 - 11.71.190, as those sections read on the day before the effective date of this Act."

Reletter the following subsection accordingly.

Representative Eastman moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Josephson objected.

Representative Eastman moved and asked unanimous consent to withdraw Amendment No. 6. There being no objection, it was so ordered.

Amendment No. 7 was offered by Representative Eastman:

Page 2, line 22:

Delete "**delivered**"

Insert "**delivered directly to the person who ingests the substance or knowingly manufactured**"

Representative Eastman moved and asked unanimous consent that Amendment No. 7 be adopted.

Representative Stapp objected.

The question being: "Shall Amendment No. 7 be adopted?" The roll was taken with the following result:

CSHB 66(FIN) am

Second Reading

Amendment No. 7

**YEAS: 1 NAYS: 38 EXCUSED: 0 ABSENT: 1**

Yeas: Eastman

Nays: Allard, Armstrong, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: Patkotak



And so, Amendment No. 7 was not adopted.

Amendment No. 8 was offered by Representatives Vance and Cronk:

Page 7, following line 5:

Insert a new section to read:

\*Sec 8. AS 33.20.010(a) is amended to read:

(a) Notwithstanding AS 12.55.125(f)(3) and 12.55.125(g)(3), a prisoner convicted of an offense against the state or a political subdivision of the state and sentenced to a term of imprisonment that exceeds three days is entitled to a deduction of one-third of the term of imprisonment rounded off to the nearest day if the prisoner follows the rules of the correctional facility in which the prisoner is confined. A prisoner is not eligible for a good time deduction if the prisoner has been sentenced

(1) to a mandatory 99-year term of imprisonment under AS 12.55.125(a) after June 27, 1996;

(2) to a definite term under AS 12.55.125 (l);

(3) for a sexual felony under AS 12.55.125(i)

(A) and has one or more prior sexual felony convictions as determined under AS 12.55.145(a)(4); [OR]

(B) that is an unclassified or a class A felony; or

(4) for an unclassified felony under AS 11.41.100 or 11.41.110; **or**

**(5) for a felony for conduct involving manufacturing or delivering, or possessing with the intent to manufacture or deliver, a controlled substance schedule IA & IIA.**

Renumber the following bill sections accordingly.

Representative Vance moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative Hannan objected.

The question being: "Shall Amendment No. 8 be adopted?" The roll was taken with the following result:

CSHB 66(FIN) am  
Second Reading  
Amendment No. 8

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**YEAS: 17 NAYS: 23 EXCUSED: 0 ABSENT: 0**

Yeas: Allard, Carpenter, Cronk, C.Johnson, McCabe, McKay, Patkotak, Prax, Rauscher, Saddler, Shaw, Stapp, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Armstrong, Carrick, Coulombe, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, D.Johnson, Josephson, McCormick, Mears, Mina, Ortiz, Ruffridge, Schrage, Story, Stutes

And so, Amendment No. 8 was not adopted.

Amendment No. 10 was offered by Representative Gray:

Page 1, line 1, following "**substances**;" (title amendment):

Insert "**relating to manslaughter**;"

Page 2, line 22, following "substance":

Insert "**that contains or is combined with a schedule IA controlled substance set out in AS 11.71.140(c)(29) and**"

Page 2, line 27:

Delete "new subsections"

Insert "a new subsection"

Page 2, lines 30 - 31:

Delete all material.

Page 2, following line 31:

Insert new bill sections to read:

"\* **Sec. 3.** AS 11.41.120(a) is amended to read:

(a) A person commits the crime of manslaughter if the person

(1) intentionally, knowingly, or recklessly causes the death of another person under circumstances not amounting to murder in the first or second degree;

(2) intentionally aids another person to commit suicide;

or

(3) **under circumstances not amounting to murder in the second degree under AS 11.41.110(a)(6)**, knowingly manufactures or delivers a controlled substance in violation of AS 11.71.010 - 11.71.030 or 11.71.040(a)(1) for schedule IVA

controlled substances, and a person dies as a direct result of ingestion of the controlled substance; the death is a result that does not require a culpable mental state [; IN THIS PARAGRAPH, "INGESTION" MEANS VOLUNTARILY OR INVOLUNTARILY TAKING A SUBSTANCE INTO THE BODY IN ANY MANNER].

\* **Sec. 4.** AS 11.41.140 is amended to read:

**Sec. 11.41.140. Definitions [DEFINITION].** In AS 11.41.100 - 11.41.140,

**(1) "ingestion" or "ingesting" means voluntarily or involuntarily taking a substance into the body in any manner;**

**(2) "person",** when referring to the victim of a crime, means a human being who has been born and was alive at the time of the criminal act. A person is "alive" if there is spontaneous respiratory or cardiac function or, when respiratory and cardiac functions are maintained by artificial means, there is spontaneous brain function."

Renumber the following bill sections accordingly.

Page 7, line 6:

Delete all material.

Renumber the following bill sections accordingly.

Page 7, line 10:

Delete "AS 11.41.110(c) and (d), added by sec. 2 of this Act, AS 11.71.010(a), as amended by sec. 3"

Insert "AS 11.41.110(c), added by sec. 2 of this Act, AS 11.41.120(a), as amended by sec. 3 of this Act, AS 11.41.140, as amended by sec. 4 of this Act, AS 11.71.010(a), as amended by sec. 5"

Page 7, line 11:

Delete "sec. 4"

Insert "sec. 6"

Page 5, line 12:

Delete "sec. 5"

Insert "sec. 7"

Delete "sec. 6"

Insert "sec. 8"

Page 5, line 13:

Delete "sec. 7"

Insert "sec. 9"

Representative Gray moved and asked unanimous consent that Amendment No. 10 be adopted.

Representative Cronk objected.

The question being: "Shall Amendment No. 10 be adopted?" The roll was taken with the following result:

CSHB 66(FIN) am  
Second Reading  
Amendment No. 10

**YEAS: 15 NAYS: 25 EXCUSED: 0 ABSENT: 0**

Yeas: Armstrong, Carrick, Dibert, Eastman, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, McCormick, Mears, Mina, Stutes

Nays: Allard, Carpenter, Coulombe, Cronk, Edgmon, C.Johnson, D.Johnson, Josephson, McCabe, McKay, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, Amendment No. 10 was not adopted.

Amendment No. 11 was offered by Representative Ruffridge:

Page 7, line 2, following "AS 11.71.140(c)(29)":

Insert "or under AS 11.71.021(a)(2) or 11.71.030(a)(9) related to a schedule IIA controlled substance set out in AS 11.71.150(e)(2)"

Representative Ruffridge moved and asked unanimous consent that Amendment No. 11 be adopted.

There was objection.

The question being: "Shall Amendment No. 11 be adopted?" The roll was taken with the following result:

CSHB 66(FIN) am  
 Second Reading  
 Amendment No. 11

**YEAS: 36 NAYS: 4 EXCUSED: 0 ABSENT: 0**

Yeas: Allard, Carpenter, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Armstrong, Carrick, Eastman, Mina

And so, Amendment No. 11 was adopted.

Representative Saddler moved and asked unanimous consent that CSHB 66(FIN) am be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 66(FIN) am will advance to third reading on tomorrow's calendar.

## **SECOND READING OF SENATE BILLS**

### **SB 25**

The following was read the second time:

CS FOR SENATE BILL NO. 25(FIN)

"An Act relating to inactive state accounts and funds; relating to the curriculum improvement and best practices fund; relating to the fuel emergency fund and fuel emergency grants; relating to the special Alaska Historical Commission receipts account; relating to the rural electrification revolving loan fund and loans from the fund; and relating to the Exxon Valdez oil spill unincorporated rural community grant fund and grants from the fund."

with the:

Journal Page

FIN RPT 9DP 1NR

964

FN1: ZERO(LEG)

964

Representative Saddler moved and asked unanimous consent that CSSB 25(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 25(FIN) was read the third time.

The question being: "Shall CSSB 25(FIN) pass the House?" The roll was taken with the following result:

CSSB 25(FIN)  
Third Reading  
Final Passage

**YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0**

Yeas: Allard, Armstrong, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, CSSB 25(FIN) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

### **SB 38**

The following was read the second time:

SENATE BILL NO. 38

"An Act establishing the crime of interference with emergency communications."

with the:

Journal Page

STA RPT 6DP	824
FN3: ZERO(COR)	824
FN4: ZERO(LAW)	824
FN5: ZERO(DPS)	824
FN6: ZERO(ADM)	824
FN7: ZERO(ADM)	824

Amendment No. 1 was offered by Representative Eastman:

Page 2, line 6, following the second occurrence of "to":

Insert "determine the appropriate emergency response required and"

Page 2, line 12:

Delete all material.

Reletter the following subparagraphs accordingly.

Representative Eastman moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Gray objected.

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

SB 38

Second Reading

Amendment No. 1

**YEAS: 1 NAYS: 38 EXCUSED: 0 ABSENT: 1**

Yeas: Eastman

Nays: Allard, Armstrong, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: Carpenter

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 1, line 7, following "communications":

Insert "to the same emergency communications center"

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Representative Eastman moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Saddler objected.

Representative Eastman moved and asked unanimous consent to withdraw Amendment No. 2. There being no objection, it was so ordered.

Amendment No. 3 was offered by Representative Eastman:

Page 2, lines 2 - 3:

Delete "or from"

Page 2, lines 3 - 4:

Delete "or between police, fire, or medical service personnel"

Page 2, line 4, following "emergency":

Insert "or an alleged emergency"

Representative Eastman moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Prax objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

SB 38

Second Reading

Amendment No. 3

**YEAS: 1 NAYS: 39 EXCUSED: 0 ABSENT: 0**

Yeas: Eastman

Nays: Allard, Armstrong, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Patkotak, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright



And so, Amendment No. 3 was not adopted.

Amendment No. 4 was not offered.

Representative Saddler moved and asked unanimous consent that SB 38 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

SB 38 will advance to third reading on tomorrow's calendar.

### LEGISLATIVE CITATIONS

Representative Saddler moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Honoring - Merrill Sikorski  
By Representative Ruffridge; Senator Bjorkman

Honoring - Dr. Talis James Colberg  
By Senator Wilson; Representative D. Johnson

Honoring - Daniel Esparza  
By Senator Wielechowski; Representatives Mears, Fields

In Memoriam - Mary Margaret McConnell  
By Senator Merrick; Representative Saddler

In Memoriam - Jean Holly  
By Senator Wielechowski; Representative Mears

In Memoriam - Ann Whipple  
By Senator Wielechowski; Representative Mears

### UNFINISHED BUSINESS

#### **HB 4**

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 4

"An Act relating to elections."

HB 4 is in the Judiciary Committee with further referral to the Finance Committee.

**HB 3**

Representatives Tilton and Patkotak added as cosponsors to:

CS FOR HOUSE BILL NO. 3(FIN)

"An Act relating to specie as legal tender in the state; and relating to borough and city sales and use taxes on specie."

**HB 28**

Representative Mears added as a cosponsor to:

HOUSE BILL NO. 28

"An Act restricting the release of certain records of convictions; and providing for an effective date."

**HB 137**

Representative Prax added as a cosponsor to:

HOUSE BILL NO. 137

"An Act relating to an interstate physical therapy licensure compact; relating to the licensure of physical therapists, physical therapist assistants, occupational therapists, and occupational therapy assistants; and providing for an effective date."

**HB 138**

Representative Prax added as a cosponsor to:

HOUSE BILL NO. 138

"An Act relating to an audiology and speech-language interstate compact; relating to the practice of audiology and the practice of speech-language pathology; and providing for an effective date."

**HB 145**

Representatives McCormick and Mears added as cosponsors to:

HOUSE BILL NO. 145

"An Act relating to loans in an amount of \$25,000 or less; relating to deferred deposit advances; and providing for an effective date."

**HB 196**

Representative Dibert added as a cosponsor to:

HOUSE BILL NO. 196

"An Act relating to the supplemental nutrition assistance program; and providing for an effective date."

**SB 25**

Representatives Schrage, Ruffridge, Sumner, Tomaszewski, and Tilton added as cross sponsors to:

CS FOR SENATE BILL NO. 25(FIN)

"An Act relating to inactive state accounts and funds; relating to the curriculum improvement and best practices fund; relating to the fuel emergency fund and fuel emergency grants; relating to the special Alaska Historical Commission receipts account; relating to the rural electrification revolving loan fund and loans from the fund; and relating to the Exxon Valdez oil spill unincorporated rural community grant fund and grants from the fund."

**SB 38**

Representatives Josephson and Sumner added as cross sponsors to:

SENATE BILL NO. 38

"An Act establishing the crime of interference with emergency communications."

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

The following meetings today were changed:

Finance Committee

CHANGED TO:

Call of the Chair

Judiciary Committee

CHANGED TO:

15 min. after adjournment

**ADJOURNMENT**

Representative Saddler moved and asked unanimous consent that the House adjourn until 10:00 a.m., May 11. There being no objection, the House adjourned at 3:01 p.m.

Crystalline Jones  
Chief Clerk