

**ALASKA STATE LEGISLATURE  
HOUSE RULES STANDING COMMITTEE**

April 3, 2014  
5:00 p.m.

**MEMBERS PRESENT**

Representative Craig Johnson, Chair  
Representative Kurt Olson, Vice Chair  
Representative Mike Chenault  
Representative Mike Hawker  
Representative Bob Herron  
Representative Wes Keller  
Representative Max Gruenberg

**MEMBERS ABSENT**

All members present

**COMMITTEE CALENDAR**

SENATE BILL NO. 124

"An Act extending the termination date of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

- MOVED SB 124 OUT OF COMMITTEE

**PREVIOUS COMMITTEE ACTION**

BILL: SB 124

SHORT TITLE: EXTENDING COUNCIL ON DOMESTIC VIOLENCE

SPONSOR(S): SENATOR(S) MEYER

01/22/14	(S)	READ THE FIRST TIME - REFERRALS
01/22/14	(S)	STA, FIN
02/13/14	(S)	STA AT 9:00 AM BUTROVICH 205
02/13/14	(S)	Moved SB 124 Out of Committee
02/13/14	(S)	MINUTE(STA)
02/14/14	(S)	STA RPT 4DP
02/14/14	(S)	DP: DYSON, WIELECHOWSKI, COGHILL, GIESSEL
02/24/14	(S)	FIN RPT 5DP
02/24/14	(S)	DP: FAIRCLOUGH, DUNLEAVY, BISHOP, HOFFMAN, OLSON
02/24/14	(S)	FIN AT 8:00 AM SENATE FINANCE 532

02/24/14	(S)	Moved SB 124 Out of Committee
02/24/14	(S)	MINUTE(FIN)
02/26/14	(S)	TRANSMITTED TO (H)
02/26/14	(S)	VERSION: SB 124
02/28/14	(H)	READ THE FIRST TIME - REFERRALS
02/28/14	(H)	FIN
03/06/14	(H)	FIN RPT 8DP
03/06/14	(H)	DP: GARA, GUTTENBERG, HOLMES, MUNOZ, NEUMAN, T.WILSON, STOLTZE, AUSTERMAN
03/06/14	(H)	FIN AT 8:30 AM HOUSE FINANCE 519
03/06/14	(H)	Moved Out of Committee
03/06/14	(H)	MINUTE(FIN)
04/03/14	(H)	RLS AT 5:00 PM CAPITOL 120

#### **WITNESS REGISTER**

JOHN BURNS, Chairman

Alaska Gasline Development Corporation (AGDC)

Fairbanks, Alaska

**POSITION STATEMENT:** During hearing of SB 124, urged passage of Amendment 1.

DAN FAUSKE, President

Alaska Gasline Development Corporation (AGDC)

Anchorage, Alaska

**POSITION STATEMENT:** During hearing of SB 124, spoke in favor of Mr. Rabinow.

#### **ACTION NARRATIVE**

[5:00:18 PM](#)

**VICE CHAIR OLSON** called the House Rules Standing Committee meeting to order at 5:00 p.m. Representatives Chenault, Hawker, Herron, and Olson were present at the call to order. Representatives Keller and Gruenberg arrived as the meeting was in progress.

^#sb124

**SB 124-EXTENDING COUNCIL ON DOMESTIC VIOLENCE**

[5:00:37 PM](#)

**VICE CHAIR OLSON** announced that the only order of business would be SENATE BILL NO. 124, "An Act extending the termination date

of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

[DISCUSSION FORTHCOMING]

[5:01:22 PM](#)

REPRESENTATIVE CHENAULT moved that the committee adopt Amendment 1, labeled 28-LS1235\A.2, Martin, 3/24/14, which read:

Page 1, line 2, following "**Assault**":

Insert "**; relating to the membership of the board of the Alaska Gasline Development Corporation**"

Page 1, following line 3:

Insert a new bill section to read:

"\* **Section 1.** AS 31.25.020(b) is amended to read:

(b) Public members of the board shall be appointed by the governor and are subject to confirmation by the legislature. When appointing a public member to the board, the governor shall consider an individual's expertise and experience in natural gas pipeline construction, operation, and marketing; finance; large project management; and other expertise and experience that is relevant to the purpose, powers, and duties of the corporation. Public members of the board serve staggered five-year terms. A public member serves at the pleasure of the governor. A vacancy shall be filled in the same manner as the original appointment. **Notwithstanding AS 39.05.100, a public member appointed under (a)(1) of this section is not required to be a registered voter or a resident of the state.**"

Page 1, line 4:

Delete "**Section 1**"

Insert "**Sec. 2**"

Renumber the following bill section accordingly.

[DISCUSSION FORTHCOMING]

[5:08:00 PM](#)

JOHN BURNS, Chairman, Alaska Gasline Development Corporation (AGDC), began by stating support for proposed Amendment 1 or any

amendment that would achieve the objective Representative Chenault articulated earlier. Mr. Burns clarified that his testimony is focused on the substance of Amendment 1, which if passed would provide legal clarity as well as ensure that the composition of AGDC's Board is best suited to achieve the mission and responsibility that this legislature conferred upon AGDC with the passage of HB 4. The AGDC, he emphasized, is Alaska's gas pipeline company and is the product of what could be argued to be the most comprehensive enabling legislation passed in recent decades. House Bill 4 embodies the hopes of Alaskans and the commitment of this legislature and administration to ensure that Alaska's gas is developed and available to Alaskans. As the chairman of AGDC, Mr. Burns ensured the committee that AGDC's Board of Directors and staff is mission oriented and focused on delivering its responsibility. The passage of SB 138 would likely add to AGDC's responsibilities as a board, which is to be expected because it's imperative that any gas project in which this state participates in an equity basis must be thoroughly evaluated and analyzed. The passage of SB 138 would likely result in AGDC - in conjunction with other state agencies - evaluating and ultimately recommending to the legislature and administration which of the two projects, the Alaska Stand-alone Pipeline (ASAP) or the Alaska LNG Project, to sanction and in which to invest. The legislature conferred tremendous responsibility on AGDC and imbued AGDC with tremendous authority to achieve its mission. However, the ability to ensure that AGDC succeeds is critically dependent upon the composition of a board that has a passion for the mission as well as the complimentary skill set to achieve that mission. An effective board of directors, he opined, must have a strategic perspective as well as the experience and expertise to formulate and implement that strategy. To a certain extent, it's unfortunate that Amendment 1 is essentially about one individual, Dick Rabinow. On the other hand, Mr. Rabinow exemplifies why Amendment 1 makes sense and why passage of such an amendment is in the state's best interest, as the owner of AGDC. Mr. Burns said he shares the comments and observations by Representative Chenault and others who recognize Mr. Rabinow's four decades of pipeline experience and his expertise in large project development, implementation, and management. From a personal perspective, Mr. Burns attested to Mr. Rabinow's integrity as a board member, his commitment to AGDC's mission and objectives, and his active participation during board and subcommittee meetings. Mr. Rabinow, he opined, provides an owner's perspective and insight about pipeline construction, operations, management, and financing that is invaluable in assisting AGDC as it negotiates with potential

pipeline builders and operators as well as gas producers and purchasers. Similar to the Alaska Aerospace Development Corporation, AGDC's focus is on specialized, highly technical, financially sensitive industry and as such it's critically important for the AGDC Board to be comprised of individuals with the expertise and skill set complement one another as well as the mission of the corporation. Mr. Burns highlighted that this nation and the state are founded on the basic principle that what matters most is the individual and his/her personal abilities and accomplishments not one's ethnicity, gender, political affiliation, or residency. The best example of Mr. Rabinow's commitment to AGDC and the state is found in the March 18, 2014, letter to Governor Parnell as it reflects a pragmatic, practical, and business-oriented individual who is focused on the best interest of AGDC and the state and carries an attitude of service above self. Furthermore, Mr. Rabinow hasn't been engaged in self-aggrandizement or taken sides in the legal debate. In order to preserve his volunteer membership board status, Mr. Rabinow thanked the governor for the opportunity to have worked toward commercializing Alaska's natural gas resources and graciously offered to resign his appointment to the extent this legislature desires he do so. When Mr. Rabinow volunteered as a board member of AGDC, he like every other AGDC Board member, took an oath of office and signed a confidentiality agreement; the board's loyalty is to the state and the fiduciary responsibility is to AGDC. Mr. Burns, speaking as the chairman of the AGDC Board and an Alaskan, urged the committee to pass Amendment 1 whether it is to SB 124 or any other [legislation] that would enable the composition of the AGDC Board to achieve the objectives of the State of Alaska.

5:15:35 PM

DAN FAUSKE, President, Alaska Gasline Development Corporation (AGDC), drawing from his experience working with Mr. Rabinow, characterized his depth of experience as a major asset to AGDC's management team. For example, shortly after his appointment Mr. Rabinow made it a point to personally interview all of AGDC's functional managers in order to understand their level of experience, scope of duties, and project objectives. Mr. Rabinow, he related, has maintained that level of involvement to date. He opined that [the state] is fortunate to be able to tap into his knowledge of regulatory matters, safety compliance, engineering design, operations, as well as commercial applicants of the [state's] projects. In conclusion, Mr. Fauske acknowledged some of the issues at play and expressed the desire to determine how to maintain someone of Mr. Rabinow's caliber on

the AGDC Board, as AGDC takes on this project. Mr. Fauske stressed the need to consider that individuals such as Mr. Rabinow are hard to replace in terms of their talent level and loyalty. Mr. Fauske closed by thanking the committee for allowing him to speak in favor of Mr. Rabinow, who has an impressive resume.

[DISCUSSION FORTHCOMING]