

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Thursday

April 5, 2012

Eightieth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:40 a.m.

Roll call showed 38 members present. Representative Neuman was absent and later excused.

Representative Austerman moved and asked unanimous consent that Representative Hawker be excused from a call of the House from today to 2:00 p.m., April 9 (amended from page 2117). There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Nancy Campbell of the Gospel Outreach Christian Center. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

*I will lift up my eyes to the hills from whence comes my help?
My help comes from the Lord who made heaven and earth.
(Psalm 121:1, 2)*

*So I sought for a man among them who would make a wall
and stand in the gap before me on behalf of the land. (Ezekiel
22:30)*

Lift the weariness off of these legislators. Cause a refreshing wind to blow upon them. Give them strength when they need it. I pray for resolution where there does not seem to be a way. All the decisions they need to make as this session

winds down, give them clarity of thought. Bring your healing touch to those who are ill. Protect their families. Bless them this day, Lord. In Jesus' name. Amen.

The Pledge of Allegiance was led by Representative Austerman.

CERTIFICATION OF THE JOURNAL

Representative Austerman moved and asked unanimous consent that the journal for the 79th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HB 284

A message dated April 4, 2012, and received at 12:29 p.m., was read stating the Senate passed CSHB 284(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 284(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, and making reappropriations; and providing for an effective date."

The message further stated that under Rule 43(b) of the Uniform Rules engrossment had been waived and Certified Amendment No. 2 was attached (Senate Journal page 2050).

A message dated April 4, 2012, and received at 3:22 p.m., was read stating the Senate engrossed SCS CSHB 284(FIN) am S.

CSHB 284(FIN) is under Unfinished Business.

HB 285

A message dated April 4, 2012, and received at 12:56 p.m., was read stating the Senate passed CSHB 285(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 285(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."

CSHB 285(FIN) is under Unfinished Business.

Messages dated April 4, 2012, were read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS****SB 27**

CS FOR SENATE BILL NO. 27(HSS) by the Senate Health and Social Services Committee, entitled:

"An Act relating to flame retardants and to the manufacture, sale, and distribution of products containing flame retardants; relating to a multistate chemicals clearinghouse; and providing for an effective date."

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

SB 91

CS FOR SENATE BILL NO. 91(FIN) by the Senate Finance Committee, entitled:

"An Act amending the termination date of the licensing of sport fishing operators and sport fishing guides; and providing for an effective date."

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

SB 151

CS FOR SENATE BILL NO. 151(JUD) by the Senate Judiciary Committee, entitled:

"An Act relating to mitigation at sentencing in a criminal case for a defendant found by the court to have been affected by a fetal alcohol spectrum disorder."

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

SB 159

CS FOR SENATE BILL NO. 159(RES) by the Senate Resources Committee, entitled:

"An Act establishing the Susitna State Forest; urging the Governor to acquire forest land that is currently in the Tongass National Forest; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs and Resources Committees.

SB 179

SENATE BILL NO. 179 by Senators Davis, Wielechowski, Dyson, Kookesh, Ellis, Meyer, Menard, Paskvan, McGuire, Stedman, Thomas, Olson, Wagoner, and Stevens, entitled:

"An Act relating to missing vulnerable adult prompt response and notification plans."

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

COMMUNICATIONS

The following were received:

Alaska Bar Association
2011 Annual Report

Alaska Rural Justice and Law Enforcement Commission
Report to the United States Congress and the
Alaska State Legislature
January 2012

REPORTS OF STANDING COMMITTEES**HB 190**

The Finance Committee considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 190

"An Act relating to allowable absences from the state for purposes of eligibility for permanent fund dividends; and providing for an effective date."

and recommends it be replaced with:

**CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
190(FIN)
(same title)**

The report was signed by Representatives Stoltze and Thomas, Co-chairs, with the following individual recommendations:

Do pass (6): Fairclough, T. Wilson, Costello, Edgmon, Stoltze, Thomas

No recommendation (4): Guttenberg, Joule, Neuman, Doogan

The following fiscal note(s) apply to CSSSHB 190(FIN):

1. Zero, Dept. of Revenue

SSHB 190 was referred to the Rules Committee for placement on the calendar.

HB 255

The Finance Committee considered:

HOUSE BILL NO. 255

"An Act prohibiting the driver of a motor vehicle from reading or typing a text message or other nonvoice message or communication on a cellular telephone, computer, or personal data assistant while driving a motor vehicle."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 255(JUD)

"An Act relating to screen devices in motor vehicles; prohibiting the driver of a motor vehicle from reading or typing a text message or other nonvoice message or communication on a cellular telephone, computer, or personal data assistant while driving a motor vehicle; and providing for an effective date."

The report was signed by Representatives Stoltze and Thomas, Co-chairs, with the following individual recommendations:

Do pass (6): Fairclough, Gara, Doogan, Edgmon, Costello, Thomas

No recommendation (2): T. Wilson, Stoltze

The following fiscal note(s) apply to CSHB 255(JUD):

1. Zero, Dept. of Administration
2. Zero, Dept. of Corrections
3. Zero, Alaska Court System
6. Zero, House Finance Committee/Dept. of Administration
7. Zero, Dept. of Law

HB 255 was referred to the Rules Committee for placement on the calendar.

HB 369

The Education Committee considered:

HOUSE BILL NO. 369

"An Act relating to student participation in sports."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 369(EDC)

"An Act relating to student participation in interscholastic activities; and providing for an effective date."

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

Do pass (2): Feige, Dick

No recommendation (2): P. Wilson, Pruitt

Amend (3): Cissna, Seaton, Kawasaki

The following fiscal note(s) apply to CSHB 369(EDC):

1. Zero, Dept. of Education & Early Development

HB 369 was referred to the Rules Committee for placement on the calendar.

SB 82

The Judiciary Committee considered:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 82(JUD)

"An Act relating to the procedures and jurisdiction of the Department of Health and Social Services for the care of children who are in state custody; relating to court jurisdiction and findings pertaining to children who are in state custody; and modifying the licensing requirements for foster care."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SS FOR SENATE BILL NO. 82(HSS)
(same title)

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

Do pass (7): Gruenberg, Keller, Thompson, Lynn, Holmes, Pruitt, Gatto

The following fiscal note(s) apply to HCS CSSSSB 82(HSS):

2. Zero, Dept. of Health & Social Services:

CSSSSB 82(JUD) was referred to the Rules Committee for placement on the calendar.

SB 104

The Labor & Commerce Committee considered:

CS FOR SENATE BILL NO. 104(JUD)

"An Act relating to manufactured homes, including manufactured homes permanently affixed to land, to the conversion of manufactured homes to real property, to the severance of manufactured homes from real property, to the titling, conveyance, and encumbrance of manufactured homes, and to manufacturers' certificates of origin for vehicles; and providing for an effective date."

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

Do pass (3): Thompson, Miller, Holmes

No recommendation (3): Johnson, Saddler, Olson

The following fiscal note(s) apply:

2. Zero, Dept. of Administration

CSSB 104(JUD) was referred to the State Affairs Committee.

Representative Austerman moved and asked unanimous consent that Representative Neuman be excused from a call of the House today. There being no objection, it was so ordered.

INTRODUCTION OF CITATIONS

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

Honoring - Sergeant Chris Holland

By Representatives Munoz, Keller, Kerttula; Senator Egan

Honoring - Sharon Howerton-Clark

By Representatives Seaton, Stoltze; Senator Stevens

Honoring - Richard "Dick" Griffith
By Representatives Saddler, Gara

Honoring - Jonathan Walther, Winner, 2011 Siemens Award for
Advanced Placement
By Representatives Tuck, Holmes

Honoring - Farthest North Girl Scouts Council, 2012 Women of
Distinction
By Representative Kawasaki; Senator Paskvan

Honoring - The Farthest North Girl Scout Council and 100 Years of
the Girl Scouts of the USA
By Representatives Kawasaki, Miller

Honoring - Fairbanks Memorial Hospital
By Representative Kawasaki

Honoring - Rick Clair and Lynda Giguere
By Senators Meyer, Huggins

Honoring - Agnes Sweetsir
By Senator Kookesh; Representative Dick

Honoring - Loren and Darlene Stephens on Their 60th Wedding
Anniversary
By Senator Egan; Representatives Kerttula, Munoz

Honoring - Nunaka Valley Little League Junior Softball Team, 2011
Alaska State and Western Regional Champions
By Senator Wielechowski; Representative Petersen

Honoring - Snow City Cafe
By Senator French

In Memoriam - Paul Ackerman
By Representative Kawasaki

In Memoriam - Gene Thomas Lorensen
By Representative Austerman; Senator Stevens

In Memoriam - James and Mary Garoutte
By Representative Austerman; Senator Stevens

In Memoriam - Raymond Kendall Fletcher
By Representative Austerman; Senator Stevens

In Memoriam - Melinda Layfield
By Representative Tuck

In Memoriam - Brett Arthur Redick
By Representative Millett

In Memoriam - Nora Billy
By Senator Kookesh; Representative Dick

In Memoriam - Ernest "Ernie" M. Chase
By Senator Kookesh; Representative Dick

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 50

The following was read the second time:

HOUSE BILL NO. 50

"An Act relating to the purchase of alcoholic beverages at a club and to access by certain persons under 21 years of age to a club's licensed premises when alcoholic beverages are present."

with the:

Journal Page

L&C RPT 5DP 2NR	747
FN1: ZERO(H.L&C)	747
JUD RPT CS(JUD) 6DP	1950
FN2: ZERO(H.JUD/ALL DEPTS)	1951

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

CS FOR HOUSE BILL NO. 50(JUD)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 50(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 50(JUD) was read the third time.

The question being: "Shall CSHB 50(JUD) pass the House?" The roll was taken with the following result:

CSHB 50(JUD)
Third Reading
Final Passage

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

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Hawker, Neuman

Absent: Millett

And so, CSHB 50(JUD) passed the House.

Representative Kerttula later gave notice of reconsideration of the vote on CSHB 50(JUD), and reconsideration was taken up then.

HB 218

The following was read the second time:

HOUSE BILL NO. 218

"An Act prohibiting an insurer from using a drug formulary system of specialty tiers under certain circumstances."

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with the:

Journal Page

HSS RPT 2DP 4NR	1895
FN1: ZERO(CED)	1896
L&C RPT CS(L&C) NT 3DP 4NR	2067
FN1: ZERO(CED)	2067

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

CS FOR HOUSE BILL NO. 218(L&C)

"An Act prohibiting an insurer from using a drug formulary system of specialty tiers under certain circumstances; and providing for an effective date."

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 218(L&C) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 218(L&C) was read the third time.

The question being: "Shall CSHB 218(L&C) pass the House?" The roll was taken with the following result:

CSHB 218(L&C)

Third Reading

Final Passage

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

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Hawker, Neuman

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2213

Absent: Gatto

And so, CSHB 218(L&C) passed the House.

Representative Austerman moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 218(L&C) was referred to the Chief Clerk for engrossment.

Representative Austerman moved and asked unanimous consent that Representative Gatto be excused from a call of the House for the remainder of the day. There being no objection, it was so ordered.

HB 258

The following was read the second time:

HOUSE BILL NO. 258

"An Act directing the Department of Transportation and Public Facilities to develop and implement standards and operating procedures allowing for the use in the construction and maintenance of transportation projects and public facilities and in the construction of projects by public and private entities of gravel or aggregate materials that contain a limited amount of naturally occurring asbestos, and authorizing use on an interim basis of those materials for certain transportation projects and public facilities; relating to certain claims arising out of or in connection with the use of gravel or aggregate materials containing a limited amount of naturally occurring asbestos; and providing for an effective date."

with the:

Journal Page

TRA RPT CS(TRA) NT 7DP	1771
FN1: ZERO(LWF)	1772
FN2: (DEC)	1772
FN3: (DHS)	1772
FIN RPT CS(FIN) NT 6DP 2NR 2AM	2086
FN1: ZERO(LWF)	2087
FN3: (DHS)	2087

FN4: ZERO(LAW)	2087
FN5: ZERO(DNR)	2087
FN6: (DEC)	2087
FN7: (DOT)	2087

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

CS FOR HOUSE BILL NO. 258(FIN)

"An Act directing the Department of Transportation and Public Facilities to develop and implement standards and operating procedures, to evaluate site-specific use plans, and to designate project areas concerning gravel or other aggregate material containing naturally occurring asbestos; authorizing use on an interim basis of gravel or other aggregate material containing naturally occurring asbestos for certain transportation projects and public facilities; providing immunity for the state and for landowners, extractors, suppliers, transporters, and contractors for certain actions or claims arising in connection with the use of gravel or aggregate material containing naturally occurring asbestos in certain areas; requiring contractors to report certain asbestos-related data to the Department of Transportation and Public Facilities; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Kerttula, Gara, and Kawasaki:

Page 6, line 18:

Delete "A"

Insert "After at least two public hearings held by the municipality or community and for which notice to the public has been provided, a"

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

Representative Joule objected.

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

CSHB 258(FIN)

Second Reading

Amendment No. 1

YEAS: 13 NAYS: 24 EXCUSED: 3 ABSENT: 0

Yeas: Cissna, Fairclough, Gara, Gardner, Gruenberg, Guttenberg, Holmes, Kawasaki, Kerttula, Miller, Petersen, Tuck, P.Wilson

Nays: Austerman, Chenault, Costello, Dick, Doogan, Edgmon, Feige, Foster, Herron, Johansen, Johnson, Joule, Keller, Lynn, Millett, Munoz, Olson, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, T.Wilson

Excused: Gatto, Hawker, Neuman

And so, Amendment No. 1 was not adopted.

Representative Austerman moved and asked unanimous consent that CSHB 258(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 258(FIN) was read the third time.

The question being: "Shall CSHB 258(FIN) pass the House?" The roll was taken with the following result:

CSHB 258(FIN)

Third Reading

Final Passage

YEAS: 35 NAYS: 2 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Gara, Kerttula

Excused: Gatto, Hawker, Neuman

And so, CSHB 258(FIN) passed the House.

Representative Austerman moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 258(FIN) was referred to the Chief Clerk for engrossment.

HB 310

The following was read the second time:

HOUSE BILL NO. 310

"An Act temporarily reinstating the child and adult immunization program in the Department of Health and Social Services; and providing for an effective date."

with the:

Journal Page

HSS RPT CS(HSS) 5DP 1NR	1733
FN1: (DHS)	1734
FIN RPT CS(FIN) 4DP 4NR 2AM	2178
FN2: (DHS)	2178

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

CS FOR HOUSE BILL NO. 310(FIN)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 310(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 310(FIN) was read the third time.

The question being: "Shall CSHB 310(FIN) pass the House?" The roll was taken with the following result:

CSHB 310(FIN)

Third Reading

Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gatto, Hawker, Neuman

And so, CSHB 310(FIN) passed the House.

Representative Austerman moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 310(FIN) was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SCR 20

The following was read the second time:

SENATE CONCURRENT RESOLUTION NO. 20

Relating to awarding the Alaska Decoration of Honor to certain members of the military.

with the:

Journal Page

MLV RPT 5DP

2181

FN1: ZERO(S.STA)

2182

The question being: "Shall SCR 20 pass the House?" The roll was taken with the following result:

SCR 20

Second Reading

Final Passage

YEAS: 34 NAYS: 0 EXCUSED: 3 ABSENT: 3

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Excused: Gatto, Hawker, Neuman

Absent: Edgmon, Kawasaki, Seaton

And so, SCR 20 passed the House.

Representative Kerttula later gave notice of reconsideration of the vote on SCR 20, and reconsideration was taken up then.

LEGISLATIVE CITATIONS

Representative Austerman 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 - Geran Tarr, 2012 Top Forty Under 40

By Representatives Cissna, Chenault, Costello, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Kerttula, Miller, Millett, Olson, Petersen, Seaton, Thomas, Thompson, Tuck; Senator Davis

Honoring - Vernon Stickman

By Representatives Dick, Chenault, Cissna, Costello, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Kookesh

Honoring - Al Wright

By Representatives Dick, Chenault, Cissna, Costello, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Kookesh

Honoring - Returned Peace Corps Volunteers

By Representatives Petersen, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Marlene Johnson

By Senator Kookesh; Representatives Thomas, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Clarence Lee Alexander

By Senator Kookesh; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - William "Mick" H. Hawley, 44 Years of Service with the Department of Law

By Senator French; Representatives Gruenberg, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Allen Thornhill for His Dedication to Spenard

By Senator French; Representatives Doogan, Chenault, Cissna, Costello, Dick, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Bob and Carrie Uhl, 2012 UA Meritorious Service Award

By Senator Olson; Representatives Joule, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Sheila Jo Spangler

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Kenny Wayne Jiles

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Jason P. Qalriq Twitchell

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - William G. Pete, Jr.

By Representatives Joule, Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Clifford Lee Soots

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - David Mik'ngayaq Alexie

By Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Hoffman

In Memoriam - Stephen Emerson Wright

By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

In Memoriam - Chuck and Charmaine Smith

By Representatives Kerttula, Munoz, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Lynn, Miller, Millett, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson; Senator Egan

In Memoriam - Margaret "Maggie" Dolchok

By Senator Wagoner; Representatives Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Agnes "Gwen" Derkevorkian

By Senator Wagoner; Representatives Olson, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Anita Eleanor Lafferty

By Senators Kookesh, Egan; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Joseph Uyaquq Lomack

By Senator Hoffman; Representatives Herron, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Doris Alberta Walker-Porter

By Senator Wagoner; Representatives Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Donna Mae Katelnikoff-Yovino

By Senator Stevens; Representatives Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

RECONSIDERATION

HB 50

Representative Kerttula gave notice of reconsideration of the vote on CSHB 50(JUD) (page 2211).

Representative Kerttula moved and asked unanimous consent that reconsideration of CSHB 50(JUD) be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in third reading:

CS FOR HOUSE BILL NO. 50(JUD)

"An Act relating to the purchase of alcoholic beverages at a club and to access by certain persons under 21 years of age to a club's licensed premises when alcoholic beverages are present."

The question to be reconsidered: "Shall CSHB 50(JUD) pass the House?" The roll was taken with the following result:

CSHB 50(JUD)

Third Reading

Final Passage

Reconsideration

YEAS: 34 NAYS: 0 EXCUSED: 3 ABSENT: 3

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Fairclough, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Excused: Gatto, Hawker, Neuman

Absent: Edgmon, Feige, Seaton

And so, CSHB 50(JUD) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

SCR 20

Representative Kerttula gave notice of reconsideration of the vote on SCR 20 (page 2218).

Representative Kerttula moved and asked unanimous consent that reconsideration of SCR 20 be taken up on the same day. There being no objection, it was so ordered.

The following was again before the House in second reading:

SENATE CONCURRENT RESOLUTION NO. 20

Relating to awarding the Alaska Decoration of Honor to certain members of the military.

The question to be reconsidered: "Shall SCR 20 pass the House?"
The roll was taken with the following result:

SCR 20

Second Reading

Final Passage

Reconsideration

YEAS: 35 NAYS: 0 EXCUSED: 3 ABSENT: 2

Yeas: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gatto, Hawker, Neuman

Absent: Edgmon, Seaton

And so, SCR 20 passed the House on reconsideration, was signed by the Speaker and Chief Clerk, and returned to the Senate.

UNFINISHED BUSINESS**HB 369**

The Speaker added a Labor & Commerce Committee referral for the following:

HOUSE BILL NO. 369

"An Act relating to student participation in sports."

HB 369 was removed from the Rules Committee and referred to the Labor & Commerce Committee.

CONCUR IN SENATE AMENDMENTS**HB 284**

Representative Austerman moved and asked unanimous consent that the House consider the Senate message (page 2202) on the following:

CS FOR HOUSE BILL NO. 284(FIN)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs, capitalizing funds, amending appropriations, and making reappropriations; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 284(FIN) am S
(same title)

There being no objection, it was so ordered.

Representative Austerman moved that the House concur in the Senate amendment to CSHB 284(FIN), thus adopting SCS CSHB 284(FIN) am S, and recommended that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 284(FIN)?" The roll was taken with the following result:

SCS CSHB 284(FIN) am S

Concur

YEAS: 0 NAYS: 37 EXCUSED: 3 ABSENT: 0

Nays: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gatto, Hawker, Neuman

And so, the House failed to concur in the Senate amendment.

The Chief Clerk notified the Senate and respectfully requested it to recede.

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

Representative Thomas, Chair

Representative Stoltze

Representative Gara

HB 285

Representative Austerman moved and asked unanimous consent that the House consider the Senate message (page 2202) on the following:

CS FOR HOUSE BILL NO. 285(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."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 285(FIN)

(same title)

There being no objection, it was so ordered.

Representative Austerman moved that the House concur in the Senate amendment to CSHB 285(FIN), thus adopting SCS CSHB 285(FIN), and recommended that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 285(FIN)?" The roll was taken with the following result:

SCS CSHB 285(FIN)

Concur

YEAS: 0 NAYS: 37 EXCUSED: 3 ABSENT: 0

Nays: Austerman, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Herron, Holmes, Johansen, Johnson, Joule, Kawasaki, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Gatto, Hawker, Neuman

And so, the House failed to concur in the Senate amendment.

The Chief Clerk notified the Senate and respectfully requested it to recede.

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

Representative Thomas, Chair
Representative Stoltze
Representative Gara

UNFINISHED BUSINESS

Representative Austerman moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Feige – from 6:00 p.m., April 6 to 10:00 p.m., April 8

Representative Millett – from 7:00 a.m., April 7 to 9:00 p.m., April 8

Representative Johansen – from 4:00 a.m., April 7 to 2:45 a.m., April 8

HB 50

Representatives Kawasaki, Gara, Lynn, and Johnson added their names as cosponsors to:

CS FOR HOUSE BILL NO. 50(JUD)

"An Act relating to the purchase of alcoholic beverages at a club and to access by certain persons under 21 years of age to a club's licensed premises when alcoholic beverages are present."

HB 79

Representative Feige added his name as cosponsor to:

HOUSE BILL NO. 79

"An Act requiring insurance coverage for autism spectrum disorders, describing the method for establishing a covered treatment plan for those disorders, and defining the covered treatment for those disorders; and providing for an effective date."

HB 258

Representatives Johnson and Pruitt added their names as cosponsors to:

CS FOR HOUSE BILL NO. 258(FIN)

"An Act directing the Department of Transportation and Public Facilities to develop and implement standards and operating procedures, to evaluate site-specific use plans, and to designate project areas concerning gravel or other aggregate material containing naturally occurring asbestos; authorizing use on an interim basis of gravel or other aggregate material containing naturally occurring asbestos for certain transportation projects and public facilities; providing immunity for the state and for landowners, extractors, suppliers, transporters, and contractors for certain actions or claims arising in connection with the use of

gravel or aggregate material containing naturally occurring asbestos in certain areas; requiring contractors to report certain asbestos-related data to the Department of Transportation and Public Facilities; and providing for an effective date."

HB 310

Representatives Gardner, Millett, and Pruitt added their names as cosponsors to:

CS FOR HOUSE BILL NO. 310(FIN)

"An Act temporarily reinstating the child and adult immunization program in the Department of Health and Social Services; and providing for an effective date."

SCR 20

Representatives Tuck, Kawasaki, Munoz, Johnson, Holmes, Millett, Kerttula, Gardner, Fairclough, Costello, Thomas, Guttenberg, T. Wilson, Pruitt, and Seaton added their names as cross sponsors to:

SENATE CONCURRENT RESOLUTION NO. 20

Relating to awarding the Alaska Decoration of Honor to certain members of the military.

SJR 16

Representative Miller added his name as cross sponsor to:

SENATE JOINT RESOLUTION NO. 16

Urging the United States Congress to approve legislation allowing members of the military to receive promised retirement benefits.

SB 27

Representatives Kawasaki and Holmes added their names as cross sponsors to:

CS FOR SENATE BILL NO. 27(HSS)

"An Act relating to flame retardants and to the manufacture, sale, and distribution of products containing flame retardants; relating to a multistate chemicals clearinghouse; and providing for an effective date."

SB 82

Representative Gara added his name as cross sponsor to:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 82(JUD)

"An Act relating to the procedures and jurisdiction of the Department of Health and Social Services for the care of children who are in state custody; relating to court jurisdiction and findings pertaining to children who are in state custody; and modifying the licensing requirements for foster care."

SB 98

Representative Gara added his name as cross sponsor to:

CS FOR SENATE BILL NO. 98(JUD)

"An Act relating to biometric information."

SB 130

Representatives Edgmon, Kerttula, Cissna, Kawasaki, Foster, Herron, and Dick added their names as cross sponsors to:

CS FOR SENATE BILL NO. 130(STA)

"An Act establishing the Alaska Native Language Preservation and Advisory Council and relating to the preservation, restoration, and revitalization of Alaska Native languages."

ENGROSSMENT**HB 50**

CSHB 50(JUD) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 218

CSHB 218(L&C) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 258

CSHB 258(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 310

CSHB 310(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

The following meeting today was changed:

House Special Committee on Military & Veterans' Affairs

CHANGED TO:

1:45 p.m.

ADJOURNMENT

Representative Austerman moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 6, 2012. There being no objection, the House adjourned at 1:03 p.m.

Suzi Lowell
Chief Clerk