

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Wednesday

April 11, 2012

Eighty-sixth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 9:29 a.m.

Roll call showed 36 members present. Representative Carl Gatto's seat, District 13, was vacant.

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

Representative Austerman moved and asked unanimous consent that Representative Lynn be excused from a call of the House this morning. There being no objection, it was so ordered. His presence was noted later.

The invocation was offered by the Chaplain, Representative Joule. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Dear Lord,

Today may we gather in unity and in purpose as friends and in remembrance of friends, most especially Representative Carl Gatto. May we, who are still here, be reminded of the brevity of life and the honor in living it fully to the end as Representative Gatto so steadfastly did. May we look beyond issues and any personal differences and see the blessings and the great privilege of coming together in a free environment

on behalf of Alaskans throughout this great land. Today we offer music as we reflect upon these matters of the soul. Amen.

The hymn "Amazing Grace" was led by Representative Edgmon, Dave Stancliff, and Randy Pasley.

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The House members, Governor Parnell, and House floor staff individually placed roses on Representative Carl Gatto's desk in his memory.

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The Pledge of Allegiance was led by Speaker Chenault.

CERTIFICATION OF THE JOURNAL

Representative Austerman moved and asked unanimous consent that the journal for the 85th legislative day and House and Senate Joint Journal Supplement No. 16 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

A message dated April 9, 2012, was read stating the Senate passed the following, and it is transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 100

CS FOR SENATE BILL NO. 100(FIN) by the Senate Finance Committee, entitled:

"An Act relating to employer contributions to the Public Employees' Retirement System of Alaska; relating to requirements that employers who terminate some or all participation in the Public Employees' Retirement System of Alaska pay termination costs; and making the changes retroactive."

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

REPORTS OF STANDING COMMITTEES

HB 286

The Finance Committee considered:

HOUSE BILL NO. 286

"An Act providing for and relating to the issuance of general obligation bonds for the purpose of paying the cost of municipal port projects; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 286(FIN)

"An Act providing for and relating to the issuance of general obligation bonds for the purpose of paying the cost of state transportation projects; and providing for an effective date."

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

Do pass (9): Fairclough, T. Wilson, Guttenberg, Joule, Neuman, Costello, Edgmon, Stoltze, Thomas

No recommendation (1): Doogan

The following fiscal note(s) apply to CSHB 286(FIN):

1. Fiscal, Dept. of Revenue

HB 286 was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

SJR 20

The House Special Committee on Military & Veterans' Affairs considered:

SENATE JOINT RESOLUTION NO. 20
Relating to Eielson Air Force Base and the strategic importance of
retaining the 18th F-16 Aggressor Squadron in the Fairbanks
North Star Borough.

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

Do pass (4): Miller, Lynn, Thompson, Saddler

The following fiscal note(s) apply:

1. Zero, Senate State Affairs Committee

SJR 20 is on today's calendar.

INTRODUCTION OF CITATIONS

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

Honoring - Debbie Falk
By Representative Chenault; Senator Wagoner

Honoring - Kevin Kennedy and Team PPR
By Senator Ellis

In Memoriam - Matilda Mae "Tillie" Christiansen
By Senator Hoffman; Representative Herron

In Memoriam - Shirley Johnston
By Senator Coghill

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 269

The following was read the second time:

HOUSE BILL NO. 269

"An Act relating to the amendment of a declaration that creates a common interest community."

with the:

Journal Page

L&C RPT 5DP 1NR	2133
FN1: ZERO(CED)	2133
JUD RPT CS(JUD) 4DP 1NR	2267
FN1: ZERO(CED)	2268

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. 269(JUD)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 269(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 269(JUD) was read the third time.

The question being: "Shall CSHB 269(JUD) pass the House?" The roll was taken with the following result:

CSHB 269(JUD)
Third Reading
Final Passage

YEAS: 35 NAYS: 1 EXCUSED: 3 ABSENT: 0 VACANT: 1

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

Nays: P.Wilson

Excused: Doogan, Kawasaki, Lynn

And so, CSHB 269(JUD) passed the House and was referred to the Chief Clerk for engrossment.

HB 295

The following was read the second time:

HOUSE BILL NO. 295

"An Act approving an interim classification by the commissioner of natural resources closing certain land within the Glacier Creek and Winner Creek drainages to new mineral entry; and providing for an effective date."

with the:	Journal Page
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RES RPT CS(RES) NT 5DP	2300
FN1: ZERO(DNR)	2301

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. 295(RES)

"An Act approving an interim classification by the commissioner of natural resources closing certain land within the Glacier Creek and Winner Creek drainages to new mineral entry; amending the mineral entry closure in sec. 2, ch. 8, SLA 2003, for certain land within the Glacier Creek and Winner Creek drainages; and providing for an effective date."

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 295(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 295(RES) was read the third time.

The question being: "Shall CSHB 295(RES) pass the House?" The roll was taken with the following result:

CSHB 295(RES)
Third Reading
Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 3 ABSENT: 1 VACANT: 1

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

Excused: Doogan, Kawasaki, Lynn

Absent: Seaton

And so, CSHB 295(RES) 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 295(RES) was referred to the Chief Clerk for engrossment.

HB 359

The following, which was on the April 10, 2012, calendar (page 2315), was read the second time:

HOUSE BILL NO. 359

"An Act relating to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degree; relating to the crime of furnishing indecent material to minors, the crime of online enticement of a minor, the crime of prostitution, and the crime of sex trafficking; relating to forfeiture of property used in prostitution offenses; relating to sex offender registration; relating to testimony by video conference; adding Rule 38.3, Alaska Rules of Criminal Procedure; and providing for an effective date."

with the: Journal Page

JUD RPT CS(JUD) NT 6DP	1956
FN1: ZERO(LAW)	1956
FN2: ZERO(DPS)	1956
FN3: INDETERMINATE(ADM)	1956
FN4: INDETERMINATE(ADM)	1956
FN5: INDETERMINATE(COR)	1956
FN7: ZERO(H.JUD/DPS)	1956
FN8: INDETERMINATE(CRT)	1956
FIN RPT CS(FIN) NT 9DP 2NR	2179
FN8: INDETERMINATE(CRT)	2179
FN9: ZERO(ADM)	2179
FN10: ZERO(ADM)	2179
FN11: ZERO(LAW)	2179
FN12: ZERO(DPS)	2179
FN13: ZERO(DPS)	2179
FN14: INDETERMINATE(COR)	2179

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. 359(FIN)

"An Act relating to conspiracy to commit human trafficking in the first degree or sex trafficking in the first degree; relating to the crime of distribution of indecent material to minors, the crime of online enticement of a minor, the crime of prostitution, and the crime of sex trafficking; relating to forfeiture of property used in prostitution offenses; relating to testimony by video conference; adding Rule 38.3, Alaska Rules of Criminal Procedure; and providing for an effective date."

There being no objection, it was so ordered.

**The presence of Representative Lynn, (who was excused page 2325), was noted.

Amendment No. 1 was offered by Representatives Fairclough, Gara, Costello, and Gruenberg:

Page 6, line 10:

Delete "18"

Insert "**20** [18]"

Representative Fairclough moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representatives Fairclough, Gara, Costello, and Gruenberg:

Page 5, following line 17:

Insert a new bill section to read:

"* **Sec. 8.** AS 11.66.110(b) is amended to read:

(b) In a prosecution under (a)(2) of this section, it is not a defense that the defendant reasonably believed that the person induced or caused to engage in prostitution was **20** [18] years of age or older."

Renumber the following bill sections accordingly.

Page 17, line 6:

Delete "7 - 11, 14, and 17 - 23"

Insert "9 - 12, 15, and 18 - 24"

Page 17, line 8:

Delete "3 - 6, 12, 13, 16, and 24"

Insert "3 - 8, 13, 14, 17, and 25"

Representative Fairclough moved and asked unanimous consent that Amendment No. 2 be adopted. There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 359(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 359(FIN) am was read the third time.

The question being: "Shall CSHB 359(FIN) am pass the House?" The roll was taken with the following result:

CSHB 359(FIN) am
Third Reading
Final Passage

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

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

Excused: Doogan, Kawasaki

And so, CSHB 359(FIN) am 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 court rule change. There being no objection, it was so ordered.

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 359(FIN) am was referred to the Chief Clerk for engrossment.

HB 365

The following, which was on the April 10, 2012, calendar (page 2315), was read the second time:

HOUSE BILL NO. 365

"An Act relating to the rapid response to, and control of, aquatic invasive species."

with the:

Journal Page

RES RPT CS(RES) NT 6DP 1AM	1983
FN1: ZERO(DEC)	1983

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FN2: ZERO(DEC)	1983
FN3: ZERO(DHS)	1983
FN4: (DFG)	1983
FN5: (DNR)	1983
FIN RPT CS(FIN) 10DP	2237
FN1: ZERO(DEC)	2237
FN2: ZERO(DEC)	2237
FN3: ZERO(DHS)	2237
FN6: (DFG)	2237
FN7: (DNR)	2237

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. 365(FIN)
(same title)

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHB 365(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 365(FIN) was read the third time.

The question being: "Shall CSHB 365(FIN) pass the House?" The roll was taken with the following result:

CSHB 365(FIN)
Third Reading
Final Passage

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

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

Excused: Doogan, Kawasaki

And so, CSHB 365(FIN) passed the House and was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE BILLS

HB 158

The following, which was on the April 10, 2012, calendar (page 2315), was read the third time:

CS FOR HOUSE BILL NO. 158(FIN)

"An Act relating to bonds of the Knik Arm Bridge and Toll Authority; relating to reserve funds of the authority; relating to taxes and assessments on a person that is a party to an agreement with the authority; and establishing the Knik Arm Crossing fund."

The question being: "Shall CSHB 158(FIN) pass the House?" The roll was taken with the following result:

CSHB 158(FIN)
Third Reading
Final Passage

YEAS: 24 NAYS: 11 EXCUSED: 2 ABSENT: 2 VACANT: 1

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

Nay: Cissna, Feige, Gardner, Gruenberg, Guttenberg, Holmes, Kerttula, Miller, Petersen, Tuck, P.Wilson

Excused: Doogan, Kawasaki

Absent: Gara, Hawker

And so, CSHB 158(FIN) passed the House.

Representative Kerttula gave notice of reconsideration of the vote on CSHB 158(FIN).

RECONSIDERATION**HB 158**

Representative Kerttula moved and asked unanimous consent that reconsideration of CSHB 158(FIN) be taken up on the same day. There being no objection, it was so ordered.

CSHB 158(FIN) was again before the House in third reading.

The question to be reconsidered: "Shall CSHB 158(FIN) pass the House?" The roll was taken with the following result:

CSHB 158(FIN)
Third Reading
Final Passage
Reconsideration

YEAS: 25 NAYS: 12 EXCUSED: 2 ABSENT: 0 VACANT: 1

Yea: Austerman, Chenault, Costello, Dick, Edgmon, Fairclough, Foster, Herron, Johansen, Johnson, Joule, Keller, Lynn, Millett, Munoz, Neuman, Olson, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, P.Wilson, T.Wilson

Nay: Cissna, Feige, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Holmes, Kerttula, Miller, Petersen, Tuck

Excused: Doogan, Kawasaki

And so, CSHB 158(FIN) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

CONSIDERATION OF THE DAILY CALENDAR
(continued)**SECOND READING OF HOUSE RESOLUTIONS****HJR 40**

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 40

Commending the governor and the administration for aggressively working to enforce the rights of the state in R.S. 2477 rights-of-

way; urging the governor and the attorney general to develop a working alliance with other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized by R.S. 2477; urging the governor and the attorney general to support the State of Utah and the southern counties of Utah in a lawsuit against the federal government concerning R.S. 2477 rights-of-way, including filing an amicus brief in support of Utah; urging the governor to dedicate state resources to establish, protect, and enforce the state's interests in R.S. 2477 rights-of-way and to preserve state rights-of-way against encroachment by the federal government; urging the governor to reestablish a federalism section in the Department of Law and sections in the Department of Natural Resources and the Department of Fish and Game to support the preservation of the state's rights and powers in compact cases; and urging the governor to prepare an appropriation request to fund an aggressive effort by the state to resolve issues relating to R.S. 2477 rights-of-way, including possible litigation, and to continue to work to preserve the rights of the state in regard to R.S. 2477 rights-of-way.

with the:

Journal Page

RES RPT CS(RES) NT 4DP 3NR 1AM	2151
FN1: ZERO(LEG)	2153
JUD RPT CS(JUD) NT 5DP	2299
FN1: ZERO(LEG)	2300

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

CS FOR HOUSE JOINT RESOLUTION NO. 40(JUD)

Commending the governor and the administration for aggressively working to protect the interests of the state in rights-of-way under R.S. 2477; urging the governor and the attorney general to develop a working alliance with the governors, attorneys general, and legislatures in other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized by R.S. 2477; urging the governor and the attorney general to support the interests of the State of Utah and southern counties of Utah in R.S. 2477 rights-of-way by actively seeking confirmation

of R.S. 2477 rights-of-way through various means, including initiating litigation in this state; urging the governor and the attorney general to develop a strategy for resolving the dispute over the right to continued access using R.S. 2477 rights-of-way in the state, including the possibility of bringing lawsuits against the federal government to preserve the state's interest in rights-of-way; urging the governor to further strengthen the resources of the state for protecting the state's rights by continuing to focus the efforts of the Department of Law, the Department of Natural Resources, the Department of Fish and Game, and other departments on defending the state's rights and powers with regard to access and federalism issues; and urging the United States Congress to enact legislation requiring federal agencies with land management authority to establish a process to recognize valid R.S. 2477 rights-of-way claims expeditiously after a notice of intent to claim an R.S. 2477 right-of-way has been filed without the need to dispute those claims in court and to participate in good faith in the process.

There being no objection, it was so ordered.

Representative Austerman moved and asked unanimous consent that CSHJR 40(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHJR 40(JUD) was read the third time.

The question being: "Shall CSHJR 40(JUD) pass the House?" The roll was taken with the following result:

CSHJR 40(JUD)

Third Reading

Final Passage

YEAS: 33 NAYS: 4 EXCUSED: 2 ABSENT: 0 VACANT: 1

Yea: Austerman, Chenault, Cissna, Costello, Dick, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Hawker, Holmes, Johansen, Johnson, Keller, Kerttula, Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Edgmon, Guttenberg, Herron, Joule
Excused: Doogan, Kawasaki

And so, CSHJR 40(JUD) passed the House.

Representative Herron gave notice of reconsideration of the vote on CSHJR 40(JUD).

SECOND READING OF SENATE RESOLUTIONS

SJR 20

The following was read the second time:

SENATE JOINT RESOLUTION NO. 20

Relating to Eielson Air Force Base and the strategic importance of retaining the 18th F-16 Aggressor Squadron in the Fairbanks North Star Borough.

with the:	Journal Page
MLV RPT 4DP	2327
FN1: ZERO(S.STA)	2328

Representative Austerman moved and asked unanimous consent that SJR 20 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

SJR 20 was read the third time.

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

SJR 20
Third Reading
Final Passage

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

Yea: Austerman, Chenault, Cissna, Costello, Dick, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Johansen, Johnson, Joule, Keller, Kerttula,

Lynn, Miller, Millett, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Doogan, Kawasaki

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

SCR 11

The following was read the second time:

SENATE CONCURRENT RESOLUTION NO. 11

Designating August 18, 2011, as Walter J. Hickel Day of the Arctic.

with the:

Journal Page

STA RPT HCS(STA) NT 6DP

1420

FN2: ZERO(H.STA)

1421

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

HOUSE CS FOR SENATE CONCURRENT RESOLUTION NO. 11(STA)

Designating August 18, 2012, as Walter J. Hickel Day of the Arctic.

There being no objection, it was so ordered.

The question being: "Shall HCS SCR 11(STA) pass the House?" The roll was taken with the following result:

HCS SCR 11(STA)

Second Reading

Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 2 ABSENT: 2 VACANT: 1

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

Excused: Doogan, Kawasaki

Absent: Dick, Foster

And so, HCS SCR 11(STA) passed the House and was referred to the Chief Clerk for engrossment.

SCR 17

The following was read the second time:

CS FOR SENATE CONCURRENT RESOLUTION NO.
17(STA)
Celebrating the 100th anniversary of the Girl Scouts of the United
States of America and proclaiming 2012 as the Year of the Girl.

with the:	Journal Page
STA RPT 4DP	2302
FN1: ZERO(S.STA)	2302

CSSCR 17(STA)
Second Reading
Final Passage

YEAS: 35 NAYS: 0 EXCUSED: 2 ABSENT: 2 VACANT: 1

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

Excused: Doogan, Kawasaki

Absent: Dick, Foster

And so, CSSCR 17(STA) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

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 - The Alaska Territorial Guard of Bristol Bay

By Representatives Edgmon, Chenault, Austerman, Cissna, Costello, Dick, Doogan, 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; Senator Hoffman

Honoring - The House Floor Staff

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

Honoring - The Alaska Society for Technology in Education and the "iDidaContest"

By Representatives Cissna, Chenault, 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; Senator Davis

Honoring - Nicholas A. Webb

By Representatives Millett, 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, Munoz, Neuman, Olson, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Dr. Rick Kunz

By 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; Senator Wielechowski

Honoring - Sol Gerstenfeld

By 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; Senator Wielechowski

Honoring - The 297th Infantry Regiment

By Senator Huggins; Representatives Thomas, Chenault, Austerman, 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, Tuck, P. Wilson, T. Wilson

Honoring - The 207th Aviation Regiment

By Senator Huggins; Representatives Thomas, Chenault, Austerman, 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 - The Alaska Army National Guard, 207th Infantry Group

By Senator Huggins; Representatives Thomas, Chenault, Austerman, 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

In Memoriam - Mabel W. Pike

By Representatives Gara, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, 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 Ellis

In Memoriam - James Wilken

By Representatives Stoltze, Fairclough, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, 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, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Robert Douglas Stamer

By 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 - Ruth Qutan Goodwin

By 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 - Doug Buchanan

By Representatives Guttenberg, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, 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 Thomas

In Memoriam - Bettie Jean McDonald

By Senator Davis; 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 - Arden Page

By Representatives Holmes, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gatto, Gruenberg, Guttenberg, Hawker, Herron, 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 - Alaska Pyrotechnic Griz Smith

By Representatives Neuman, Gatto, Stoltze, Chenault, Cissna, Costello, Dick, Doogan, Edgmon, Fairclough, Feige, Foster, Gara, Gardner, Gruenberg, Guttenberg, Hawker, 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; Senators Huggins, Menard

Honoring - Tracy Golly, 2012 First Lady's Volunteer of the Year Award

By Representatives Tuck, Millett, 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, Munoz, Neuman, Olson, Petersen, Pruitt, Saddler, Seaton, Stoltze, Thomas, Thompson, P. Wilson, T. Wilson

Honoring - Koyukuk Station Veterans' Airport

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 - Athabascan Fiddlers Association, 30th Annual Athabascan Fiddling Festival

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

Honoring - Alaska SPCA

By Representatives Tuck, 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, P. Wilson, T. Wilson

Honoring - 2012 Arctic Winter Games, Yukon-Kuskokwim Delta Team Members

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

Honoring - Alaska Blue Devils, 2012 USA Pee Wee AA Hockey Champions

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

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Honoring - Joyce Hines

By Senator Wielechowski; 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

In Memoriam - David Hickok, "Man of the Land"

By Representatives Cissna, Chenault, 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, Thomas, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Donald E. Lowe

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

In Memoriam - Francisco Ramos

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 - Helen Jo Holder Poole

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 - Ralph Kibby, Sr.

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 - Julie Harris Isaac

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 - Dorothy "Dottie" Levine

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 - John Pugh, Jr.

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 - Dr. Melbourne Walder Henry

By Senator Davis; 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 - Gerard McDonnell

By Senator Davis; 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 - Louis Joseph Bonito

By Senators Davis, Ellis; 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

UNFINISHED BUSINESS

Pursuant to AS 24.20.655, and in conjunction with the Senate President, the Speaker appointed the following public members to the Joint Armed Services Committee for three-year terms:

Maj. General Jake Lestenkof (Retired)(reappointment)
Lt. General Tom Case (Retired)(reappointment)
Brig. General George Cannelos (Retired)(reappointment)
Charles "Chick" Wallace (reappointment)
Col. Tim Jones (Retired)
CWO3, Kurt Brownlow (Retired)

HJR 40

Representatives Johnson, Saddler, and Hawker added their names as cosponsors to:

CS FOR HOUSE JOINT RESOLUTION NO. 40(JUD)

Commending the governor and the administration for aggressively working to protect the interests of the state in rights-of-way under R.S. 2477; urging the governor and the attorney general to develop a working alliance with the governors, attorneys general, and legislatures in other western states to protect and enforce the states' interests in ensuring access using rights-of-way authorized

by R.S. 2477; urging the governor and the attorney general to support the interests of the State of Utah and southern counties of Utah in R.S. 2477 rights-of-way by actively seeking confirmation of R.S. 2477 rights-of-way through various means, including initiating litigation in this state; urging the governor and the attorney general to develop a strategy for resolving the dispute over the right to continued access using R.S. 2477 rights-of-way in the state, including the possibility of bringing lawsuits against the federal government to preserve the state's interest in rights-of-way; urging the governor to further strengthen the resources of the state for protecting the state's rights by continuing to focus the efforts of the Department of Law, the Department of Natural Resources, the Department of Fish and Game, and other departments on defending the state's rights and powers with regard to access and federalism issues; and urging the United States Congress to enact legislation requiring federal agencies with land management authority to establish a process to recognize valid R.S. 2477 rights-of-way claims expeditiously after a notice of intent to claim an R.S. 2477 right-of-way has been filed without the need to dispute those claims in court and to participate in good faith in the process.

HB 269

Representative Kerttula added her name as cosponsor to:

CS FOR HOUSE BILL NO. 269(JUD)

"An Act relating to the amendment of a declaration that creates a common interest community."

SCR 11

Representatives Costello, Herron, Munoz, Tuck, Millett, Johnson, Kerttula, Gara, Chenault, Pruitt, and Austerman added their names as cross sponsors to:

HOUSE CS FOR SENATE CONCURRENT RESOLUTION NO. 11(STA)

Designating August 18, 2012, as Walter J. Hickel Day of the Arctic.

SCR 17

Representatives Millett, Johnson, Tuck, Kerttula, Pruitt, Austerman, Saddler, and Stoltze added their names as cross sponsors to:

CS FOR SENATE CONCURRENT RESOLUTION NO.
17(STA)

Celebrating the 100th anniversary of the Girl Scouts of the United States of America and proclaiming 2012 as the Year of the Girl.

ENGROSSMENT**HB 158**

CSHB 158(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 269

CSHB 269(JUD) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 295

CSHB 295(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 347

Reconsideration of the following, which was held to today (page 2321), was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk and transmitted to the Senate for consideration:

CS FOR HOUSE BILL NO. 347(JUD) am

"An Act prohibiting the use of municipal funds to support or oppose an initiative proposal filed with the lieutenant governor or to circulate a petition for a statewide ballot initiative without approval by municipal voters at an election; relating to the reporting of certain expenditures; and providing for an effective date."

HB 359

CSHB 359(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 365

CSHB 365(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

SCR 11

HCS SCR 11(STA) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 6, 2012.

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Austerman moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 12, 2012. There being no objection, the House adjourned at 12:06 p.m.

Suzi Lowell
Chief Clerk