

ALASKA STATE LEGISLATURE  
CONFERENCE COMMITTEE ON HB 24

April 20, 2011

8:02 a.m.

**MEMBERS PRESENT**

Representative Lindsey Holmes  
Representative Craig Johnson  
Representative Kurt Olson, Chair

Senator Hollis French  
Senator Joe Paskvan  
Senator Joe Thomas, Chair

**COMMITTEE CALENDAR**

HOUSE BILL NO. 24

"An Act extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date."

- MOVED CCS HB 24 OUT OF COMMITTEE

**PREVIOUS COMMITTEE ACTION**

BILL: HB 24

SHORT TITLE: EXTEND REGULATORY COMM. OF ALASKA SUNSET

SPONSOR(S): REPRESENTATIVE(S) OLSON

01/18/11	(H)	PREFILE RELEASED 1/7/11
01/18/11	(H)	READ THE FIRST TIME - REFERRALS
01/18/11	(H)	L&C, FIN
03/16/11	(H)	L&C AT 3:15 PM BARNES 124
03/16/11	(H)	Moved CSHB 24(L&C) Out of Committee
03/16/11	(H)	MINUTE(L&C)
03/18/11	(H)	L&C RPT CS(L&C) 7DP
03/18/11	(H)	DP: CHENAULT, THOMPSON, SADDLER, JOHNSON, HOLMES, MILLER, OLSON
03/22/11	(H)	FIN AT 1:30 PM HOUSE FINANCE 519
03/22/11	(H)	Moved CSHB 24(FIN) Out of Committee
03/22/11	(H)	MINUTE(FIN)
03/23/11	(H)	FIN RPT CS(FIN) 8DP 2NR
03/23/11	(H)	DP: FAIRCLOUGH, T.WILSON, JOULE, COSTELLO, EDGMON, DOOGAN, STOLTZE, THOMAS
03/23/11	(H)	NR: GUTTENBERG, GARA
03/28/11	(H)	TRANSMITTED TO (S)

03/28/11 (H) VERSION: CSHB 24(FIN)  
 03/30/11 (S) READ THE FIRST TIME - REFERRALS  
 03/30/11 (S) L&C, FIN  
 04/07/11 (S) L&C AT 2:00 PM BELTZ 105 (TSBldg)  
 04/07/11 (S) Heard & Held  
 04/07/11 (S) MINUTE(L&C)  
 04/12/11 (S) L&C AT 2:00 PM BELTZ 105 (TSBldg)  
 04/12/11 (S) Moved CSHB 24(FIN) Out of Committee  
 04/12/11 (S) MINUTE(L&C)  
 04/13/11 (S) L&C RPT 5DP  
 04/13/11 (S) DP: EGAN, GIESSEL, DAVIS, PASKVAN,  
 MENARD  
 04/14/11 (S) FIN AT 9:00 AM SENATE FINANCE 532  
 04/14/11 (S) Heard & Held  
 04/14/11 (S) MINUTE(FIN)  
 04/16/11 (S) FIN RPT SCS 5DP 1NR SAME TITLE  
 04/16/11 (S) DP: HOFFMAN, STEDMAN, THOMAS, MCGUIRE,  
 ELLIS  
 04/16/11 (S) NR: OLSON  
 04/16/11 (S) FIN AT 10:00 AM SENATE FINANCE 532  
 04/16/11 (S) Moved SCS CSHB 24(FIN) Out of Committee  
 04/16/11 (S) MINUTE(FIN)  
 04/17/11 (S) VERSION: SCS CSHB 24(FIN)  
 04/18/11 (H) SPECIAL SESSION BILL - SEE H. JOURNAL  
 P. 1098  
 04/18/11 (S) SPECIAL SESSION BILL - SEE S. JOURNAL  
 P. 951  
 04/18/11 (H) CONFERENCE COMMITTEE APPOINTED  
 04/18/11 (H) OLSON (CHAIR), JOHNSON, HOLMES  
 04/19/11 (S) RECEDE MESSAGE READ AND TAKEN UP  
 04/19/11 (S) CONFERENCE COMMITTEE APPOINTED  
 04/19/11 (S) THOMAS (CHAIR), PASKVAN, FRENCH  
 04/20/11 (H) HB24 AT 8:00 AM BARNES 124

#### **WITNESS REGISTER**

No witnesses to record

#### **ACTION NARRATIVE**

8:02:52 AM

**CHAIR OLSON** called the Conference Committee on HB 24 to order at 8:02 a.m. Representatives Olson, Johnson and Holmes were present at the call to order. Senators Thomas, French and Paskvan were present at the call to order.

**HB 24-EXTEND REGULATORY COMM. OF ALASKA SUNSET**

8:03:05 AM

CHAIR OLSON announced that the only order of business would be HOUSE BILL NO. 24, "An Act extending the termination date of the Regulatory Commission of Alaska; and providing for an effective date." He stated that the committee will be operating under Rule 42 on conference and free conference committees. He indicated the conference committee would not take any public testimony [House version, CSHB 24(FIN), and Senate version, SCS CSHB 24(FIN), were before the committee.]

8:03:45 AM

SENATOR THOMAS moved to accept the House version of the bill, CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to accept CSHB 24(FIN). Senators Thomas, French, and Paskvan voted against it. Therefore, the motion to accept CSHB 24(FIN) failed with a vote of 3-0 from the House members and 0-3 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced the motion to accept CSHB 24(FIN) failed.

8:04:40 AM

SENATOR THOMAS moved to accept the Senate version of the bill, SCS CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted against the motion to accept SCS CSHB 24(FIN). Senators Thomas, French, and Paskvan voted in favor of it. Therefore, the motion to accept SCS CSHB 24(FIN) failed with a vote of 0-3 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced the motion to accept SCS CSHB 24(FIN) failed.

[8:05:27 AM](#)

CHAIR OLSON stated that at this time the Conference Committee would consider each section of CSHB 24(FIN) and SCS CSHB 24(FIN).

[8:05:36 AM](#)

SENATOR THOMAS made a motion to accept Section 1 of SCS CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted against the motion to accept Section 1 of SCS CSHB 24(FIN). Senators Thomas, French, and Paskvan voted in favor of it. Therefore, the motion to accept Section 1 of SCS CSHB 24(FIN) failed with a vote of 0-3 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to accept Section 1 of SCS CSHB 24(FIN) failed.

[8:06:16 AM](#)

SENATOR THOMAS made a motion to accept Section 2 of SCS CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted against the motion to accept Section 2 of SCS CSHB 24(FIN). Senators Thomas, French, and Paskvan voted in favor of it. Therefore, the motion to accept Section 2 of SCS CSHB 24(FIN) failed with a vote of 0-3 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to accept Section 2 of SCS CSHB 24(FIN) failed.

[8:07:03 AM](#)

The committee took a brief at-ease.

[8:07:29 AM](#)

SENATOR THOMAS made a motion to accept Section 3 of SCS CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to accept Section 3 of SCS CSHB 24(FIN). Senators Thomas, French, and Paskvan voted in favor of it. Therefore, the motion to accept Section 3 of SCS CSHB 24(FIN) passed with a vote of 3-0 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to accept Section 3 of SCS CSHB 24(FIN) passed.

[8:08:25 AM](#)

SENATOR THOMAS made a motion to accept Section 1 of CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to accept Section 1 of CSHB 24(FIN). Senators Thomas, French, and Paskvan voted against it. Therefore, the motion to accept Section 1 of CSHB 24(FIN) failed with a vote of 3-0 from the House members and 0-3 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to accept Section 1 of CSHB 24(FIN) failed.

[8:09:17 AM](#)

SENATOR THOMAS made a motion to accept Section 2 of CSHB 24(FIN).

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to accept Section 2 of CSHB 24(FIN). Senators Thomas, French, and Paskvan voted against it. Therefore, the motion to accept Section 2 of CSHB 24(FIN) failed with a vote of 3-0 from the House members and 0-3 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to accept Section 2 of CSHB 24(FIN) failed.

[8:10:11 AM](#)

SENATOR THOMAS made a motion to request limited powers of free conference from the House and Senate for the Conference Committee for HB 24.

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to request limited powers of free conference for HB 24. Senators Thomas, French, and Paskvan voted in favor of it. Therefore, the motion to request limited powers of free conference for HB 24 passed with a vote of 3-0 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON announced that the motion to request limited powers of free conference passed.

[8:11:04 AM](#)

CHAIR OLSON stated that the letter to request limited powers of free conference would allow the Conference Committee on HB 24 to adopt any language or effective dates. He related that his staff would complete the letter with appropriate sections and circulate it to members for their signatures. He said he hoped both bodies would act on the request and the Conference Committee on HB 24 could meet this afternoon.

CHAIR OLSON recessed to the call of the Chair.

[11:59:37 AM](#)

CHAIR OLSON reconvened the Conference Committee on HB 24. Representatives Olson, Johnson, and Holmes were present at the call to order. Senators Thomas, Paskvan, and French were present at the call to order.

[12:00:01 PM](#)

SENATOR THOMAS moved to adopt Conceptual Amendment 1 [to SCS CSHB 24(FIN)].

CHAIR OLSON objected for the purpose of discussion.

[12:00:27 PM](#)

CHAIR OLSON explained that Conceptual Amendment 1 to SCS CSHB 24(FIN) would read as follows:

Page 1, line 7;  
Delete "2013"  
Insert "2014"

Page 1, line 12;  
Delete "**2013**"  
Insert "2014"

CHAIR OLSON then removed his objection.

[12:01:00 PM](#)

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of the motion to adopt Conceptual Amendment 1 to SCS CSHB 24(FIN). Senators Thomas, French, and Paskvan voted in favor of the motion. Therefore, the motion to adopt Conceptual Amendment 1 to SCS CSHB 24(FIN) passed with a vote of 3-0 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

CHAIR OLSON reported that Conceptual Amendment 1 was adopted.

[12:01:41 PM](#)

SENATOR THOMAS moved that the Conference Committee pass out the SCS CSHB 24 (FIN), as amended.

REPRESENTATIVE JOHNSON objected.

[12:02:12 PM](#)

REPRESENTATIVE JOHNSON expressed his concern in addressing policy statements in extension bills. He offered his belief that policy measures should go through the committee process appropriately. He related that an extension bill should be based on whether the program should move forward, but policy decisions should be made separately. He said, "It is reluctantly that I will vote yes to send this forward. I don't

like policies done in extensions." He then withdrew his objection.

[12:02:42 PM](#)

CHAIR OLSON remarked this is the first time he has gone in this direction. He related that he also prefers clean "sunset" bills. He acknowledged that the legislature has had a number of reasons for taking this path on HB 24. He offered his belief that it is critical that the Regulatory Commission of Alaska (RCA) has an additional three years to operate. He acknowledged other issues exist, but this action would allow the RCA time to resolve some of the issues.

[12:03:13 PM](#)

A roll call vote was taken. Representatives Olson, Johnson, and Holmes voted in favor of reporting the SCS CSHB 24(FIN), as amended, from committee. Senators Thomas, French, and Paskvan voted in favor of reporting SCS CSHB 24(FIN), as amended, from committee. Therefore, the Conference Committee Substitute (CCS) for HB 24 was reported from the Conference Committee on HB 24 with a vote of 3-0 from the House members and 3-0 from the Senate members. [Please note that a majority of the membership of the committee from each house must be in agreement in order to take action in a conference committee.]

[12:03:46 PM](#)

CHAIR OLSON reported that the Conference Committee on HB 24 unanimously supported moving the CCS HB 24 from committee.

[12:04:08 PM](#)

#### **ADJOURNMENT**

There being no further business before the committee, the Conference Committee on HB 24 meeting was adjourned at 12:04 p.m.