

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Monday

February 11, 2013

Twenty-eighth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:05 a.m.

Roll call showed 35 members present. Representatives Costello, Guttenberg, Kerttula, and Nageak had been excused from a call of the House today. Representative Kawasaki was absent and his presence was noted later.

The invocation was offered by the Chaplain, Father Pat Travers, Pastor of St. Paul the Apostle Catholic Church. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respect for the religious beliefs of each person here, I invite you to a time of prayer and reflection. Let us pray.

Almighty God, as our elected representatives gather this morning to consider the laws that should govern our State of Alaska, we ask that you grant them the wisdom and strength to carry out their great responsibilities. Help our lawmakers to follow the example of you, the supreme lawmaker, in enacting laws that are just and that foster the common good of all Alaskans. Grant each of them the patience, good will, and generosity that are so necessary in the lawmaking process. Bless also their family members and loved ones who so generously share in their service to our people.

We ask your blessings upon all the government leaders of our state and nation and of our local communities. Help them to exercise their authority in a spirit of service to those they have been chosen to govern. Bless also all of the men and women in our armed forces, all police officers, firefighters, and other first responders, especially those who find themselves in harm's way today. May they and their families always enjoy your strength and protection.

We ask your blessings also on all the people of our state. Grant us happiness and prosperity, and inspire us to use the many gifts you have given us to build a better society and a better world. May we work always for peace and justice here in our great land and throughout the world, especially for those peoples who have experienced war, violence, terror, and natural disasters. We remember in a special way the people of Kake as they mourn the death of Mackenzie Howard. May our solidarity with them affirm our common humanity in a world in which we depend so much on one another. We make this prayer in your holy name. Amen.

The Pledge of Allegiance was led by Representative Neuman.

CERTIFICATION OF THE JOURNAL

Representative Pruitt moved and asked unanimous consent that the journal for the 25th, 26th, and 27th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Munoz introduced Ian Warner, Guest Page, from La Serena, Chile.

Representative Gara introduced Ben Rouzan, Guest Page, from Anchorage.

REPORTS OF STANDING COMMITTEES

The Labor & Commerce Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Dianne Blumer

as Commissioner of the Dept. of Labor & Workforce Development.

The report was signed by Representative Olson, Chair; and Representatives Reinbold, Saddler, Millett, and Josephson.

HJR 4

The Judiciary Committee considered:

HOUSE JOINT RESOLUTION NO. 4

Urging the President of the United States to rescind 23 executive orders related to regulation of firearms; and urging the United States Congress to refrain from passing legislation that restricts the right of individuals to keep and bear arms.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 4(JUD)

Urging the President of the United States to rescind 23 executive orders, executive actions, and executive recommendations, related to regulation of firearms; and urging the United States Congress to refrain from passing legislation that restricts the right of individuals to keep and bear arms.

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

Do pass (6): Millett, Pruitt, Lynn, Foster, LeDoux, Keller

No recommendation (1): Gruenberg

The following fiscal note(s) apply to CSHJR 4(JUD):

1. Zero, House Judiciary Committee

HJR 4 was referred to the Rules Committee for placement on the calendar.

HB 24

The Judiciary Committee considered:

HOUSE BILL NO. 24

"An Act relating to self-defense in any place where a person has a right to be."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 24(JUD)
(same title)

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

Do pass (7): Millett, Gruenberg, Pruitt, Lynn, Foster, LeDoux, Keller

The following fiscal note(s) apply to CSHB 24(JUD):

1. Zero, Dept. of Administration
2. Zero, Dept. of Administration
3. Zero, Dept. of Law
4. Zero, Dept. of Public Safety

HB 24 was referred to the Finance Committee.

**The presence of Representative Kawasaki was noted.

INTRODUCTION OF CITATIONS

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

In Memoriam - Dorothy Rose Chapman
By Senator Stevens; Representative Austerman

In Memoriam - John Roy Winther, Jr.
By Senator Stedman; Representative P. Wilson

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

HB 108

HOUSE BILL NO. 108 by Representative P. WILSON, entitled:

"An Act relating to electronic citations; creating the electronic citation fund; and providing for an effective date."

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

HB 109

HOUSE BILL NO. 109 by Representative SEATON, entitled:

"An Act naming bridge number 670, over the Kasilof River on the Sterling Highway, the Michael G. Wiley Bridge."

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

HB 110

HOUSE BILL NO. 110 by Representatives SEATON and Gara, entitled:

"An Act prohibiting the use of barbed hooks in certain freshwater areas."

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

HB 111

HOUSE BILL NO. 111 by Representatives KERTTULA, Gara, Tuck, Kawasaki, and Tarr, entitled:

"An Act relating to the oil and gas production tax; relating to oil and gas production tax credits; amending the minimum tax on oil

and gas production; relating to the determination of the production tax value of oil and gas; relating to the financing of oil processing facilities on the North Slope by the Alaska Industrial Development and Export Authority; and providing for an effective date."

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

HB 112

HOUSE BILL NO. 112 by Representative STOLTZE, entitled:

"An Act repealing the film production tax credit; providing for an effective date by repealing the effective dates of secs. 31 - 33, ch. 51, SLA 2012; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 15

The following was read the second time:

HOUSE BILL NO. 15

"An Act relating to commercial motor vehicle requirements."

with the:	Journal Page
TRA RPT 5DP	228
FN1: ZERO(ADM)	228
FN2: ZERO(DOT)	228

Representative Pruitt moved and asked unanimous consent that HB 15 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 15 was read the third time.

The question being: "Shall HB 15 pass the House?" The roll was taken with the following result:

HB 15

Third Reading

Final Passage

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

Yeas: Austerman, Chenault, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Costello, Guttenberg, Kerttula, Nageak

And so, HB 15 passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Pruitt 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 - Dr. Steve Atwater, 2013 Alaska Superintendent of the Year

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring - Dr. Pete and Karolee Hansen

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senator Micciche

Honoring - Soldotna Chamber of Commerce, 2012 Community Service Awards

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Leonard "Bud" Keener

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Barry Eldridge

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Penelope Gale Malmquist

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - Deborah Coghill

By Representatives Olson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - James Daniel Ducey

By Senator Huggins; Representatives Neuman, Stoltze, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam - William Edward Burton

By Senator Stevens; Representatives Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

SENSE OF THE HOUSE

The Sense of the House, which was postponed from February 8, 2013 (page 236), was before the House with a pending motion to adopt.

Representative Stoltze restated the motion to adopt the Sense of the House. There being no objection, the Sense of the House was adopted.

UNFINISHED BUSINESS

Representative Pruitt 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 Chenault – from 7:00 p.m., February 28 to 10:00 p.m., March 3

Representative Costello – from 5:30 p.m., February 22 to 8:00 a.m., February 25

Representative Feige – from:

6:00 p.m., February 22 to 10:00 a.m., February 25;
6:00 a.m., March 5 to 9:30 p.m., March 10; and
6:00 p.m., March 15 to 10:00 a.m., March 18

Representative Herron – from 5:00 p.m., February 20 to 9:00 p.m., February 23; and from 2:00 p.m., March 5 to 11:20 p.m., March 9

Representative Millett – from 6:00 p.m., February 22 to 10:30 a.m., February 25

Representative Olson – from 8:00 p.m., February 26 to 9:30 a.m., March 1

UNFINISHED BUSINESS

HJR 5

Representative P. Wilson added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 5

Opposing the United States Food and Drug Administration's preliminary finding relating to genetically engineered salmon; urging further examination of genetically engineered salmon; opposing AquaBounty's petition to produce genetically engineered salmon; and proposing, if AquaBounty's petition is approved, that its product should be labeled as "genetically modified."

HB 15

Representatives Olson, LeDoux, Josephson, Johnson, and Gattis added their names as cosponsors to:

HOUSE BILL NO. 15

"An Act relating to commercial motor vehicle requirements."

HB 40

On February 8, 2013, Representative Tuck added his name as cosponsor to:

CS FOR HOUSE BILL NO. 40(CRA)

"An Act establishing a municipal tax exemption for certain farm structures."

HB 46

Representative Keller added his name as cosponsor to:

HOUSE BILL NO. 46

"An Act relating to regulations adopted by the Department of Administration waiving the commercial motor vehicle driving skills test for certain drivers with military commercial motor vehicle experience."

HB 103

Representative Kreiss-Tomkins added his name as cosponsor to:

HOUSE BILL NO. 103

"An Act setting special registration fees for alternative fuel vehicles; and providing for an effective date."

ENGROSSMENT**HB 15**

HB 15 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.

ADJOURNMENT

Representative Pruitt moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 13, 2013. There being no objection, the House adjourned at 11:50 a.m.

Suzi Lowell
Chief Clerk