

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Tuesday

March 5, 2013

Fiftieth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:42 a.m.

Roll call showed 32 members present. Representatives Costello, Feige, Guttenberg, Hughes, LeDoux, Nageak, and Saddler had been previously excused from a call of the House today. Representative Herron was absent.

The invocation was offered by the Chaplain, Connie Munro, Lay Reader of Juneau Unitarian Universalist Fellowship. Representative P. Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following inspirational thoughts.

"Commitment" by Dorothy Day:

People say, what is the sense of our small effort. They cannot see that we must lay one brick at a time, take one step at a time. A pebble cast into a pond causes ripples that spread in all directions. Each one of our thoughts, words, and deeds is like that. No one has the right to sit down and feel hopeless. There's too much work to do.

And by Margaret Mead: *Never doubt that a small group of thoughtful committed citizens can change the world; indeed it's the only thing that ever has.*

The Pledge of Allegiance was led by Representative Kerttula.

CERTIFICATION OF THE JOURNAL

Representative Pruitt moved and asked unanimous consent that the journal for the 49th legislative day and Senate and House Joint Journal Supplement No. 4 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

A message dated March 4, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 1

SENATE BILL NO. 1 by Senators GIESSEL, Dyson, Coghill, McGuire, Fairclough, Meyer, Stedman, Egan, Bishop, Dunleavy, Micciche, Kelly, Huggins, and Olson, entitled:

"An Act establishing May 10 of each year as Alaska Mining Day."

was read the first time and referred to the State Affairs Committee.

REPORTS OF STANDING COMMITTEES

The State Affairs Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Mark Mew

as a member of the Alaska Police Standards Council.

The report was signed by Representative Lynn, Chair; and Representatives Isaacson, Gattis, Kreiss-Tomkins, and Keller.

HB 4

The Resources Committee submitted the following forthcoming committee substitute to accompany its report (page 441):

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
4(RES)

"An Act relating to the Alaska Gasline Development Corporation; establishing the Alaska Gasline Development Corporation as an independent public corporation of the state; establishing and relating to the in-state natural gas pipeline fund; making certain information provided to or by the Alaska Gasline Development Corporation and its subsidiaries exempt from inspection as a public record; relating to the Joint In-State Gasline Development Team; relating to the Alaska Housing Finance Corporation; relating to judicial review of a right-of-way lease or an action or decision related to the development or construction of an oil or gas pipeline on state land; relating to the lease of a right-of-way for a gas pipeline transportation corridor, including a corridor for a natural gas pipeline that is a contract carrier; relating to the cost of natural resources, permits, and leases provided to the Alaska Gasline Development Corporation; relating to procurement by the Alaska Gasline Development Corporation; relating to the review by the Regulatory Commission of Alaska of natural gas transportation contracts; relating to the regulation by the Regulatory Commission of Alaska of an in-state natural gas pipeline project developed by the Alaska Gasline Development Corporation; relating to the regulation by the Regulatory Commission of Alaska of an in-state natural gas pipeline that provides transportation by contract carriage; repealing the statutes relating to the Alaska Natural Gas Development Authority and making conforming changes; exempting property of a project developed by the Alaska Gasline Development Corporation from property taxes before the commencement of commercial operations; and providing for an effective date."

SSHB 4 is in the Finance Committee.

HB 83

The Judiciary Committee considered:

HOUSE BILL NO. 83

"An Act relating to certain federal statutes, regulations, presidential executive orders, and secretarial orders; relating to the duties of the attorney general; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 83(JUD)

"An Act relating to certain federal statutes, regulations, presidential executive orders and actions, and secretarial orders and actions; relating to the duties of the attorney general; and providing for an effective date."

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

Do pass (5): Millett, Gruenberg, Pruitt, Foster, Keller

The following fiscal note(s) apply to CSHB 83(JUD):

1. Zero, Dept. of Law

HB 83 was referred to the Rules Committee for placement on the calendar.

HB 113

The State Affairs Committee considered:

HOUSE BILL NO. 113

"An Act relating to the membership of the Alaska Fire Standards Council."

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

Do pass (3): Isaacson, Kreiss-Tomkins, Lynn

No recommendation (2): Gattis, Keller

The following fiscal note(s) apply:

1. Fiscal, Dept. of Public Safety

HB 113 was referred to the Finance Committee.

SJR 2

The Judiciary Committee considered:

CS FOR SENATE JOINT RESOLUTION NO. 2(JUD)

Commending and supporting actions taken by the Office of the Governor, the attorney general, and the commissioner of natural resources to protect the state from federal government incursion into the care and management of state resources and to promote the economic prosperity of the state; and urging the United States Congress and the President of the United States to limit federal government overreach into management of state resources.

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE JOINT RESOLUTION NO.
2(JUD)
(same title)

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

Do pass (3): Pruitt, Foster, Keller

No recommendation (1): Gruenberg

The following fiscal note(s) apply to HCS CSSJR 2(JUD):

1. Zero, Senate Judiciary Committee

CSSJR 2(JUD) was referred to the Rules Committee for placement on the calendar.

SJR 6

The Judiciary Committee considered:

SENATE JOINT RESOLUTION NO. 6

Urging the United States Congress not to relinquish to the office of the President of the United States the legislative duty to safeguard our most fundamental right; and urging the President of the United States to refrain from any further efforts to restrict ownership of firearms.

and recommends it be replaced with:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 6(JUD)
(same title)

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

Do pass (5): Millett, Pruitt, Lynn, Foster, Keller

No recommendation (1): Gruenberg

The following fiscal note(s) apply to HCS SJR 6(JUD):

1. Zero, Senate Judiciary Committee

SJR 6 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

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

Honoring – Sam Fejes

By Representatives Stoltze, Gattis, Costello, Johnson, Lynn, Pruitt, Neuman, Keller, LeDoux; Senators Giessel, McGuire, Dyson, Huggins, Dunleavy, Bishop

In Memoriam – Arne Louise Bulkeley Beltz

By Representative Gara; Senator Ellis

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 157**

HOUSE BILL NO. 157 by Representatives GARA, Kawasaki, Tarr, and Tuck, entitled:

"An Act relating to resident lifetime licenses for hunting, trapping, and sport fishing."

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

HB 158

HOUSE BILL NO. 158 by Representatives COSTELLO, Austerman, Feige, Herron, and Millett, entitled:

"An Act authorizing the commissioner of natural resources to implement a hunting guide concession program or otherwise limit the number of individuals authorized to conduct big game commercial guiding on state land."

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

HB 159

HOUSE BILL NO. 159 by Representatives KAWASAKI and Tuck, entitled:

"An Act relating to the admissibility of evidence acquired through the use of an unmanned aerial vehicle; establishing a crime for certain uses of unmanned aerial vehicles; and restricting the use of unmanned aerial vehicles for collection of information or investigation by peace officers and other government agents."

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

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 28**

The following was read the second time:

HOUSE BILL NO. 28

"An Act exempting solicitations or voluntary agreements to provide ambulance, emergency, or fire department services from regulation as insurance."

with the:	Journal Page
CRA RPT 5DP 1NR	174
FN1: ZERO(CED)	174

Representative Pruitt moved and asked unanimous consent that HB 28 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HB 28 will advance to third reading on the March 11, 2013, calendar.

HB 56

The following was read the second time:

HOUSE BILL NO. 56

"An Act excluding motorcycles and motor-driven cycles from the passenger vehicle rental tax; and providing for an effective date."

with the:	Journal Page
TRA RPT 5DP 1NR	325
FN1: (REV)	325
FIN RPT 8DP 1NR	409
FN1: (REV)	410

Representative Pruitt moved and asked unanimous consent that HB 56 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 56 was read the third time.

The question being: "Shall HB 56 pass the House?" The roll was taken with the following result:

HB 56

Third Reading

Final Passage

YEAS: 32 NAYS: 0 EXCUSED: 7 ABSENT: 1

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

Excused: Costello, Feige, Guttenberg, Hughes, LeDoux, Nageak, Saddler

Absent: Herron

And so, HB 56 passed the House.

Representative Pruitt 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.

Representative Kawasaki later gave notice of reconsideration of the vote on HB 56, and reconsideration was taken up then.

SECOND READING OF HOUSE RESOLUTIONS

HCR 2

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 2

Proclaiming the state as a Purple Heart State to honor the service and sacrifice of our nation's men and women in uniform wounded

or killed by the enemy while serving to protect the freedom enjoyed by all Americans.

with the:	Journal Page
MLV RPT 6DP	431
FN1: ZERO(LEG)	432

The Speaker stated that, without objection, HCR 2 would be held to the March 11, 2013, calendar.

LEGISLATIVE CITATIONS

Representative Pruitt moved and asked unanimous consent that the House approve the citation on the calendar. There being no objection, the following citation was approved and sent to enrolling:

Honoring – Rockwell

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

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 Gara – from 11:30 a.m., March 7 to 10:00 a.m., March 11

Representative Hughes – extended to 10:30 a.m., March 11 (amended from page 396)

Representative Kawasaki – from 1:00 p.m., today to 10:00 a.m., March 11 (amended from page 445)

Representative Millett – from 6:00 p.m., today to 10:30 a.m.,
March 18 (amended from page 315)

Representative Tuck – from 6:00 a.m., March 6 to 10:00 p.m.,
March 11

RECONSIDERATION

HB 56

Representative Kawasaki gave notice of reconsideration of the vote on
HB 56 (page 459).

Representative Kawasaki moved and asked unanimous consent that
reconsideration of HB 56 be taken up on the same day. There being
no objection, it was so ordered.

The following was before the House in third reading:

HOUSE BILL NO. 56

"An Act excluding motorcycles and motor-driven cycles from the
passenger vehicle rental tax; and providing for an effective date."

The question to be reconsidered: "Shall HB 56 pass the House?" The
roll was taken with the following result:

HB 56

Third Reading

Final Passage

Reconsideration

YEAS: 32 NAYS: 0 EXCUSED: 7 ABSENT: 1

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

Excused: Costello, Feige, Guttenberg, Hughes, LeDoux, Nageak,
Saddler

Absent: Herron

And so, HB 56 passed the House on reconsideration.

Representative Pruitt 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.

HB 56 and was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS

HCR 2

Representatives Millett, Stoltze, Johnson, Tuck, Drummond, Kerttula, and Munoz added their names as cosponsors to:

HOUSE CONCURRENT RESOLUTION NO. 2

Proclaiming the state as a Purple Heart State to honor the service and sacrifice of our nation's men and women in uniform wounded or killed by the enemy while serving to protect the freedom enjoyed by all Americans.

HCR 5

Representative Gruenberg added his name as cosponsor to:

HOUSE CONCURRENT RESOLUTION NO. 5

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

HB 56

Representatives Stoltze, Drummond, Tuck, and Josephson added their names as cosponsors to:

HOUSE BILL NO. 56

"An Act excluding motorcycles and motor-driven cycles from the passenger vehicle rental tax; and providing for an effective date."

HB 83

Representatives Millett, Lynn, Johnson, Higgins, Thompson, Gattis, Isaacson, T. Wilson, Olson, Chenault, and Austerman added their names as cosponsors to:

HOUSE BILL NO. 83

"An Act relating to certain federal statutes, regulations, presidential executive orders, and secretarial orders; relating to the duties of the attorney general; and providing for an effective date."

HB 143

Representative P. Wilson added her name as cosponsor to:

HOUSE BILL NO. 143

"An Act relating to crewmember fishing licenses."

HB 144

Representative P. Wilson added her name as cosponsor to:

HOUSE BILL NO. 144

"An Act relating to biometric information."

HB 146

Representative P. Wilson added her name as cosponsor to:

HOUSE BILL NO. 146

"An Act relating to proof of motor vehicle liability insurance; and providing for an effective date."

SB 1

Representatives Lynn and P. Wilson added their names as cross sponsors to:

SENATE BILL NO. 1

"An Act establishing May 10 of each year as Alaska Mining Day."

ENGROSSMENT**HB 56**

HB 56 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 10:00 a.m., March 7, 2013, for a technical session. There being no objection, the House adjourned at 11:14 a.m.

Suzi Lowell
Chief Clerk