

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Monday

March 18, 2013

Sixty-third Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:36 a.m.

Roll call showed 37 members present. Representative Guttenberg had been excused from a call of the House today.

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 Isaacson – extended to 10:00 a.m., March 19 (amended from page 509)

Representative Thompson – today

The invocation was offered by the Chaplain, Pastor Tari Stage-Harvey of Shepherd of the Valley Lutheran 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.

Respecting the beliefs of all Alaskans, I offer this prayer.

Today we give thanks for the democracy in which we live and for those willing to serve the public. I give thanks for your beloved children gathered here today to wrestle, learn, and discern the path for our state. You, O God, have strong words and great expectations for those brought into leadership. As you said through Isaiah to the kings of Judah you continue to

say to us, "Wash yourselves clean; remove the evil of your doings from before my eyes; cease to do evil, learn to do good, seek justice, rescue the oppressed, defend the orphan, plead for the widow" (Isaiah 1:16-17). May we hear your call, O God, and return to you. Amen.

The Pledge of Allegiance was led by Representative Holmes.

CERTIFICATION OF THE JOURNAL

Representative Pruitt moved and asked unanimous consent that the journal for the 60th, 61st, and 62nd legislative days be approved as certified by the Assistant Chief Clerk. There being no objection, it was so ordered.

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Representative Munoz introduced Kalino Iha, Guest Page, from Juneau.

MESSAGES FROM THE SENATE

A message dated March 15, 2013, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., April 8 to consider confirmation of the Governor's appointments.

HB 36

A message dated March 15, 2013, was read stating the Senate passed:

HOUSE BILL NO. 36

"An Act exempting certain federal agencies or military services firing or using munitions on active ranges from prior authorization requirements of the Department of Environmental Conservation."

HB 36 was referred to the Chief Clerk for enrollment.

A message dated March 15, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE BILLS****SB 16**

SENATE BILL NO. 16 by Senators GIESSEL by request and French,
entitled:

"An Act relating to the Board of Registration for Architects,
Engineers, and Land Surveyors and to the Department of
Commerce, Community, and Economic Development."

was read the first time and referred to the Finance Committee.

COMMUNICATIONS

The following were received:

Dept. of Administration
Office of the Commissioner
Monetary Terms of Agreement between the State and the Alaska State
Employees Association representing the General Government Unit
March 15, 2013
(as required by AS 23.40.215)

Dept. of Administration
Office of the Commissioner
Monetary Terms of Agreement between the State and the Confidential
Employees Association
March 14, 2013
(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

REPORTS OF STANDING COMMITTEES

The Health & Social Services Committee reviewed the qualifications
of the following and recommends the appointments be forwarded to a
joint session for consideration:

Kevin Luppen
Kathleen (Casey) Millar

as members of the State Medical Board.

The report was signed by Representative Higgins, Chair; and Representatives Seaton, Reinbold, Pruitt, Keller, Nageak, and Tarr.

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to the House for ratification:

Antoinette "Toni" Mallott

as a member of the Select Committee on Legislative Ethics.

The report was signed by Representative Keller, Chair; and Representatives Gruenberg, Pruitt, LeDoux, and Lynn.

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

Amy Gurton Mead

as a member of the Commission on Judicial Conduct.

The report was signed by Representative Keller, Chair; and Representatives Gruenberg, Pruitt, Lynn, and LeDoux.

HB 129

The Resources Committee considered:

HOUSE BILL NO. 129

"An Act relating to approval for oil and gas or gas only exploration and development in a geographical area; and providing for an effective date."

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

Do pass (5): Hawker, Johnson, P. Wilson, Feige, Saddler

No recommendation (1): Seaton

The following fiscal note(s) apply:

1. Fiscal, Dept. of Natural Resources

HB 129 was referred to the Finance Committee.

INTRODUCTION OF CITATIONS

The following citation was introduced and taken up later as a Special Order of Business:

Honoring – John "Jack" Roderick, Alaska Pioneer Turns 87
By Representative Gara; Senator Ellis

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

Honoring – Fairbanks 2014 Arctic Winter Games Host Society
By Representative Isaacson

In Memoriam – Heinz Herbert Kohring
By Representatives Keller, Stoltze, Neuman, Hughes, Gattis; Senators Dyson, Huggins, Dunleavy

In Memoriam – Dr. Vincent Ostrom and Dr. Elinor Ostrom
By Senator Stevens

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 174

HOUSE BILL NO. 174 by the House Community and Regional Affairs Committee, entitled:

"An Act requiring each municipality with a population that decreased by more than 25 percent between 2000 and 2010 that participates in the defined benefit plan of the Public Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22 percent of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by a municipality with a population that decreased by more than 25 percent between 2000 and 2010 that is delinquent in transmitting employee and employer contributions to the defined benefit plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date."

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

HB 175

HOUSE BILL NO. 175 by the House Labor and Commerce Committee, entitled:

"An Act allowing, under certain conditions, a property or casualty insurer to provide policies and endorsements to an insured by posting the policies and endorsements on the insurer's Internet website."

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

HB 176

HOUSE BILL NO. 176 by Representative THOMPSON, entitled:

"An Act relating to experimental vehicles."

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

CONSIDERATION OF THE DAILY CALENDAR
SECOND READING OF HOUSE BILLS

HB 24

The following was read the second time:

HOUSE BILL NO. 24

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

with the:

Journal Page

JUD RPT CS(JUD) 7DP	250
FN1: ZERO(ADM)	250
FN2: ZERO(ADM)	250
FN3: ZERO(LAW)	250
FN4: ZERO(DPS)	250
FIN RPT CS(JUD) 5DP 5NR	407
FN1: ZERO(ADM)	408
FN2: ZERO(ADM)	408
FN3: ZERO(LAW)	408
FN4: ZERO(DPS)	408

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

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

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 24(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 24(JUD) will advance to third reading on the March 20, 2013, calendar.

SECOND READING OF HOUSE RESOLUTIONS**HCR 4**

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 4
Proclaiming May 15 to be Hmong-American Veterans Memorial Day.

with the:	Journal Page
MLV RPT 6DP 1AM	498
FN1: ZERO(H.MLV)	498

The question being: "Shall HCR 4 pass the House?" The roll was taken with the following result:

HCR 4
Second Reading
Final Passage

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

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

Excused: Guttenberg, Isaacson, Thompson

And so, HCR 4 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 – Jan Rutherford

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

Honoring – South Anchorage High School Football Team

By Representatives Johnson, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, 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; Senator Meyer

Honoring – Farthest North Girl Scouts Council, 2013 Fairbanks Women of Distinction

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

Honoring – Texas 4000

By Senator Giessel; Representatives Millett, 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, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

In Memoriam – Ian Alexander

By Representatives Edgmon, Chenault, Costello, Drummond, 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; Senator Stevens

In Memoriam – Lloyd Edward Lapeyri

By Representatives 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; Senator Stedman

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 Costello – from 6:15 p.m., March 29 to 11:00 p.m., March 31

Representative Higgins – from 6:30 p.m., March 28 to 10:00 p.m., April 1

SPECIAL ORDER OF BUSINESS

Representative Pruitt moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring – John "Jack" Roderick, Alaska Pioneer Turns 87, be taken up as a Special Order of Business. There being no objection, it was so ordered.

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

Honoring – John "Jack" Roderick, Alaska Pioneer Turns 87

By Representatives Gara, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Higgins, Holmes, 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; Senator Ellis

UNFINISHED BUSINESS**HCR 4**

Representatives Kreiss-Tomkins, Tarr, Costello, Johnson, Tuck, Millett, Pruitt, and Munoz added their names as cosponsors to:

HOUSE CONCURRENT RESOLUTION NO. 4

Proclaiming May 15 to be Hmong-American Veterans Memorial Day.

HJR 13

Representative Foster added his name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 13

Urging the United States Congress and the President of the United States to complete the funding and acquisition of three additional National Security Cutters and to home port one of the cutters in Kodiak, Alaska.

HB 24

Representative Johnson added his name as cosponsor to:

CS FOR HOUSE BILL NO. 24(JUD)

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

HB 50

Representative Kreiss-Tomkins added his name as cosponsor to:

HOUSE BILL NO. 50

"An Act authorizing the Alaska Housing Finance Corporation to allow certain commercial uses in a multi-unit residential housing development owned or financed by the corporation and limiting the Alcoholic Beverage Control Board's issuance of certain licenses to premises in the residential housing development."

HB 116

Representative Kerttula added her name as cosponsor to:

HOUSE BILL NO. 116

"An Act relating to the use of credited military service by retired peace officers and firefighters to meet certain requirements for major medical insurance coverage; and providing for an effective date."

HB 120

Representative Drummond added her name as cosponsor to:

HOUSE BILL NO. 120

"An Act adjusting pupil transportation funding; and providing for an effective date."

HB 130

Representative Chenault added his name as cosponsor to:

HOUSE BILL NO. 130

"An Act establishing July 21 each year as Jay Hammond Day."

HB 166

Representative Tarr added her name as cosponsor to:

HOUSE BILL NO. 166

"An Act relating to the bulk fuel revolving loan fund."

SB 12

Representative Gattis added her name as cross sponsor to:

SENATE BILL NO. 12

"An Act relating to state and public entity procurement, including the State Procurement Code, procurement preferences, contract awards, the use of small procurement provisions for certain amounts of leased space, the Alaska business license requirement for Alaska bidder and other procurement preferences, the proof of registration of construction contract bidders and offerors, the establishment and maintenance of lists of persons who want to provide supplies or services to the state, state agencies, and state instrumentalities, electronic bids and proposals, the chief procurement officer, small procurements, and writings; relating to the meaning of 'Alaska bidder'; and providing for an effective date."

ENGROSSMENT**HCR 4**

HCR 4 was engrossed, signed by the Speaker and Acting Chief Clerk (page 479), and transmitted to the Senate for consideration.

SJR 6

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Acting Chief Clerk (page 479), and transmitted to the Senate for consideration:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 6(JUD)
am H

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

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., March 20, 2013. There being no objection, the House adjourned at 11:09 a.m.

Tisha Gieser
Assistant Chief Clerk