

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Thursday

April 11, 2013

#### Eighty-seventh Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:41 a.m.

Roll call showed 37 members present. Representative Guttenberg had been excused from a call of the House today. Representatives Holmes and Stoltze were absent and their presence was noted later.

The invocation was offered by Representative Harriet Anagnostis Drummond and Vasilios Gialopsos, legislative staff. 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, we offer the following prayer [in Greek and English].

The Lord's Prayer

Πάτερ ἡμῶν, ὁ ἐν τοῖς οὐρανοῖς,  
ἀγιασθήτω τὸ ὄνομά σου,  
ἐλθέτω ἡ βασιλεία σου,  
γενηθήτω τὸ θέλημά σου, ὡς ἐν οὐρανῷ καὶ ἐπὶ τῆς γῆς  
Τὸν ἄρτον ἡμῶν τὸν ἐπιούσιον δός ἡμῖν σήμερον.  
Καὶ ἄφες ἡμῖν τὰ ὀφειλήματα ἡμῶν,  
ὡς καὶ ἡμεῖς ἀφίεμεν τοῖς ὀφειλέταις ἡμῶν.  
Καὶ μὴ εἰσενέγκῃς ἡμᾶς εἰς πειρασμόν,  
ἀλλὰ ῥῦσαι ἡμᾶς ἀπὸ τοῦ πονηροῦ.

Our Father, who art in heaven,  
hallowed be Thy name.  
Thy kingdom come.  
Thy will be done, on earth as it is in heaven.  
Give us this day our daily bread;  
and forgive us our trespasses,  
as we forgive those who trespass against us;  
and lead us not into temptation,  
but deliver us from evil. Amen.

The Pledge of Allegiance was led by Representative Olson.

### **CERTIFICATION OF THE JOURNAL**

Representative Pruitt moved and asked unanimous consent that the journal for the 86<sup>th</sup> legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

### **MESSAGES FROM THE SENATE**

#### **HJR 12**

A message dated April 10, 2013, was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 12(EDT)  
Encouraging the manufacture of firearms and firearms accessories  
in the state.

CSHJR 12(EDT) was referred to the Chief Clerk for enrollment.

#### **HB 81**

A message dated April 10, 2013, was read stating the Senate passed:

HOUSE BILL NO. 81  
"An Act making corrective amendments to the Alaska Statutes as  
recommended by the revisor of statutes; and providing for an  
effective date."

HB 81 was referred to the Chief Clerk for enrollment.

**HB 59**

A message dated April 10, 2013, was read stating the Senate passed CSHB 59(STA) am with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 59(STA)

"An Act relating to missing vulnerable adult prompt response and notification plans."

CSHB 59(STA) am is under Unfinished Business.

**HB 69**

A message dated April 10, 2013, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 69(JUD)

"An Act exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; providing criminal penalties for federal officials who enforce or attempt to enforce a federal statute, regulation, rule, or order regulating certain firearms and firearm accessories in this state; and providing for an effective date."

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD)

"An Act prohibiting state and municipal agencies from using assets to implement or aid in the implementation of the requirements of certain federal statutes, regulations, rules, and orders that are applied to infringe on a person's right to bear arms or right to due process or that implement or aid in the implementation of the federal REAL ID Act of 2005; exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; requiring the attorney general to file any legal action to prevent implementation of a federal statute, regulation, rule, or order that

violates the rights of a resident of the state; and providing for an effective date."

(SCR 6 - title change resolution)

CSHB 69(JUD) is under Unfinished Business.

Messages dated April 10, 2013, were read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE RESOLUTIONS**

**SCR 6**

SENATE CONCURRENT RESOLUTION NO. 6 by the Senate Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 69, exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; and providing criminal penalties for federal officials who enforce or attempt to enforce a federal statute, regulation, rule, or order regulating certain firearms and firearm accessories in this state.

was read the first time.

**FIRST READING AND REFERENCE  
OF SENATE BILLS**

**SB 49**

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 49 am by Senators COGHILL, Olson, Kelly, Dyson, Micciche, Dunleavy, and Giessel, entitled:

"An Act relating to women's health services and defining 'medically necessary abortion' for purposes of making payments under the state Medicaid program."

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

**SB 65**

CS FOR SENATE BILL NO. 65(JUD) by the Senate Judiciary Committee, entitled:

"An Act relating to property exemptions for retirement plans, individual retirement accounts, and Roth IRAs; relating to transfers of individual retirement plans; relating to the rights of judgment creditors of members of limited liability companies and partners of limited liability partnerships; relating to the Uniform Probate Code, including pleadings, orders, liability, and notices under the Uniform Probate Code and the Alaska Principal and Income Act, the appointment of trust property, the Alaska Uniform Prudent Investor Act, co-trustees, trust protectors, and trust advisors; relating to the Alaska Principal and Income Act; relating to the Alaska Uniform Transfers to Minors Act; relating to the disposition of human remains; relating to insurable interests for certain insurance policies; relating to restrictions on transfers of trust interests; relating to discretionary interests in irrevocable trusts; relating to the community property of married persons; and amending Rule 64, Alaska Rules of Civil Procedure, and Rule 301(a), Alaska Rules of Evidence."

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

\*\*The presence of Representatives Holmes and Stoltze was noted.

**SB 87**

CS FOR SENATE BILL NO. 87(HSS) by the Senate Health and Social Services Committee, entitled:

"An Act requiring screening of newborns for congenital heart defects; and providing for an effective date."

was read the first time and referred to the Health & Social Services Committee.

**SB 95**

CS FOR SENATE BILL NO. 95(FIN) by Senate Finance Committee, entitled:

"An Act relating to the compensation, allowances, geographic differentials in pay, and leave of certain public officials, officers, and employees not covered by collective bargaining agreements; relating to the compensation and geographic differentials in pay of certain justices and judges; relating to certain petroleum engineers and petroleum geologists employed by the Department of Natural Resources; relating to increased pay for certain partially exempt employees of the state in specific circumstances; making conforming amendments; and providing for an effective date."

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

### COMMUNICATIONS

The following was received:

Office of the Governor  
Alaska State Commission for Human Rights  
2012 Annual Report  
(as required by AS 18.80.150)

### REPORTS OF STANDING COMMITTEES

#### SB 2

The Finance Committee considered:

#### SENATE BILL NO. 2

"An Act enacting the Interstate Mining Compact and relating to the compact; relating to the Interstate Mining Commission; and providing for an effective date."

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

Do pass (10): Holmes, Munoz, Neuman, Thompson, Edgmon, T. Wilson, Gara, Costello, Stoltze, Austerman

No recommendation (1): Kawasaki (Alternate)

The following fiscal note(s) apply:

2. Zero, Dept. of Administration
3. Fiscal, House Finance Committee/Dept. of Natural Resources

SB 2 was referred to the Rules Committee for placement on the calendar.

**SB 24**

The Finance Committee considered:

SENATE BILL NO. 24

"An Act relating to the Alaska Marine Transportation Advisory Board."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 24(TRA)  
(same title)

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

Do pass (10): Holmes, Munoz, Neuman, Thompson, Edgmon, T. Wilson, Gara, Costello, Stoltze, Austerman

No recommendation (1): Kawasaki (Alternate)

The following fiscal note(s) apply to HCS SB 24(TRA):

2. Fiscal, Dept. of Transportation & Public Facilities

SB 24 was referred to the Rules Committee for placement on the calendar.

**SB 38**

The Finance Committee considered:

## CS FOR SENATE BILL NO. 38(FIN)

"An Act extending the termination date of the State Medical Board; relating to the executive secretary of the State Medical Board; and providing for an effective date."

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

Do pass (3): Thompson, Edgmon, Gara

No recommendation (7): Holmes, Munoz, Neuman, T. Wilson, Costello, Stoltze, Austerman

Amend (1): Kawasaki (Alternate)

The following fiscal note(s) apply:

1. Fiscal, Dept. of Commerce, Community, & Economic Development

CSSB 38(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 85**

The Finance Committee considered:

## CS FOR SENATE BILL NO. 85(TRA)

"An Act relating to experimental vehicles."

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

Do pass (8): Holmes, Munoz, Edgmon, Thompson, T. Wilson, Costello, Stoltze, Austerman

Amend (1): Kawasaki (Alternate)

The following fiscal note(s) apply:

1. Zero, Dept. of Administration



CSSB 85(TRA) 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 – Pastor Fay Niemann, 25<sup>th</sup> MCA Pastoral Anniversary  
By Representative Pruitt

Honoring – 50<sup>th</sup> Anniversary of the Equinox Marathon  
By Representative Kawasaki

Honoring – KSUA Radio, 2013 mtvU Woodie Award  
By Representative Kawasaki

Honoring – Arleigh Reynolds  
By Senator Coghill; Representative Isaacson

Honoring – Aliy Zirkle  
By Senator Coghill; Representative T. Wilson

Honoring – Janie Leask  
By Senator Wielechowski; Representative Gruenberg

Honoring – Soboleff-McRae Veterans Village  
By Senator Huggins; Representatives Herron, Thompson

In Memoriam – David Stone  
By Representatives Munoz, Kerttula, Stoltze; Senator Egan

In Memoriam – Clara E. Sperl  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Eunice Wanamaker Akagi  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Robert F. Meachum, Esq.  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Peggy Mulligan  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Eric McDowell  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Murlin "Mike" Everson  
By Representatives Kerttula, Munoz, Kreiss-Tomkins; Senator Egan

In Memoriam – Jacquelyn Lauren Badger  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Robert Pegues  
By Representatives Kerttula, Munoz; Senator Egan

In Memoriam – Southern Miss Ruby Riddle  
By Representatives Kawasaki, Thompson

In Memoriam – David Fremming  
By Senator Egan; Representatives Kerttula, Munoz

In Memoriam – Harold Sherwood Newcomb  
By Senators Huggins, Dunleavy, Dyson; Representatives Gattis,  
Feige, Hughes, Keller, Neuman, Stoltze

### **CONSIDERATION OF THE DAILY CALENDAR**

#### **SECOND READING OF HOUSE BILLS**

#### **HB 63**

The following was read the second time:

#### HOUSE BILL NO. 63

"An Act extending the termination date of the Board of Governors of the Alaska Bar Association; and providing for an effective date."

with the:	Journal Page
JUD RPT 5DP 1NR	410
LETTER OF INTENT WITH JUD REPORT	410
FN1: ZERO(GOV/VARIOUS DEPTS)	411

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1063

FIN RPT CS(FIN) NT 4DP 6NR 1AM	1006
JUD LETTER OF INTENT WITH FIN REPORT	1006
FN2: ZERO(GOV)	1006

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. 63(FIN)  
"An Act relating to the Board of Governors of the Alaska Bar Association; and providing for an effective date."

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 63(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 63(FIN) was read the third time.

The question being: "Shall CSHB 63(FIN) pass the House?" The roll was taken with the following result:

CSHB 63(FIN)  
Third Reading  
Final Passage

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

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gattis, Gruenberg, 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

Excused: Guttenberg

Absent: Gara, Johnson

And so, CSHB 63(FIN) 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 Pruitt moved and asked unanimous consent that the House adopt the House Judiciary Committee letter of intent (page 410).

Representative Gruenberg objected and withdrew the objection. There being no further objection, the House Judiciary Committee letter of intent was adopted.

Representative Pruitt later gave notice of reconsideration of the vote on CSHB 63(FIN), and reconsideration was taken up then.

### **HB 76**

The following was read the second time:

#### HOUSE BILL NO. 76

"An Act relating to electronic filing of certain information with the Department of Labor and Workforce Development; relating to surcharges, rate increase reduction, prohibition on the relief of certain charges, the unemployment trust fund account, and the offset of certain unemployment compensation debt under the Alaska Employment Security Act; relating to the definition of 'covered unemployment compensation debt' in the Alaska Employment Security Act; and providing for an effective date."

with the:

Journal Page

L&C RPT CS(L&C) NT 5DP 1NR 1AM	582
FN1: (LWF)	583
FN2: ZERO(LWF)	583
FIN RPT CS(FIN) NT 2DP 7NR 1AM	1021
FN3: ZERO(LWF)	1022
FN4: (LWF)	1022

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. 76(FIN)

"An Act relating to electronic filing of certain information with the Department of Labor and Workforce Development; relating to fund solvency adjustments, rate increase reduction, prohibition on the relief of certain charges, the unemployment trust fund account, and the offset of certain unemployment compensation debt under the Alaska Employment Security Act; relating to the definition of 'covered unemployment compensation debt' in the Alaska Employment Security Act; and providing for an effective date."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Josephson:

Page 1, lines 2 – 3 (title amendment):

Delete "**rate increase reduction,**"

Page 4, line 17, through page 5, line 4:

Delete all material.

Renumber the following bill sections accordingly.

Page 6, line 14:

Delete "Section 12"

Insert "Section 11"

Page 6, line 15:

Delete "sec. 13"

Insert "sec. 12"

Representative Josephson moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Millett objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 76(FIN)  
Second Reading  
Amendment No. 1

**YEAS: 11 NAYS: 27 EXCUSED: 1 ABSENT: 1**

Yeas: Drummond, Edgmon, Gara, Gruenberg, Herron, Josephson, Kerttula, Kreiss-Tomkins, Nageak, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Feige, Foster, Gattis, Hawker, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Millett, Munoz, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Kawasaki

And so, Amendment No. 1 was not adopted.

Representative Pruitt moved and asked unanimous consent that CSHB 76(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 76(FIN) was read the third time.

The question being: "Shall CSHB 76(FIN) pass the House?" The roll was taken with the following result:

CSHB 76(FIN)  
Third Reading  
Final Passage

**YEAS: 33 NAYS: 6 EXCUSED: 1 ABSENT: 0**

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

Nays: Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, Tarr, Tuck

Excused: Guttenberg

Tarr changed from "Yea" to "Nay".

And so, CSHB 76(FIN) 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.

CSHB 76(FIN) was referred to the Chief Clerk for engrossment.

### CONCUR IN SENATE AMENDMENTS

#### HB 87

Representative Pruitt moved and asked unanimous consent that the House consider the Senate message (page 1004) on the following:

CS FOR HOUSE BILL NO. 87(FIN)

"An Act relating to the governing board and duties of the special education service agency; relating to allocations to the special education service agency; extending the special education service agency; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 87(EDC)

"An Act relating to allocations to the special education service agency and extending the special education service agency; and providing for an effective date."

(SCR 5 - title change resolution)

There being no objection, it was so ordered.

Representative Pruitt moved that the House concur in the Senate amendment to CSHB 87(FIN), thus adopting SCS CSHB 87(EDC), and recommended that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 87(FIN)?" The roll was taken with the following result:

SCS CSHB 87(EDC)

Concur

**YEAS: 7 NAYS: 30 EXCUSED: 1 ABSENT: 2**

Yeas: Drummond, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Edgmon, Feige, Foster, Gruenberg, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Gara, Gattis

And so, the House failed to concur in the Senate amendment.

The Chief Clerk notified the Senate and respectfully requested it to recede.

In the event the Senate fails to recede from its amendment, the Speaker appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the above bills:

Representative Higgins, Chair  
Representative Gattis  
Representative Drummond

## RECONSIDERATION

### HB 63

Representative Pruitt gave notice of reconsideration of the vote on CSHB 63(FIN) (page 1063).



Representative Pruitt moved and asked unanimous consent that reconsideration of CSHB 63(FIN) be taken up on the same day. There being no objection, it was so ordered.

The following was before the House in third reading:

CS FOR HOUSE BILL NO. 63(FIN)

"An Act relating to the Board of Governors of the Alaska Bar Association; and providing for an effective date."

The question to be reconsidered: "Shall CSHB 63(FIN) pass the House?" The roll was taken with the following result:

CSHB 63(FIN)

Third Reading

Final Passage

Reconsideration

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, 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

Excused: Guttenberg

And so, CSHB 63(FIN) 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.

Representative Pruitt moved and asked unanimous consent that the House adopt the House Judiciary Committee letter of intent (page 410). There being no objection, it was so ordered.

CSHB 63(FIN) was referred to the Chief Clerk for engrossment.

**SECOND READING OF HOUSE BILLS**

(continued)

**HB 190**

The following was read the second time:

HOUSE BILL NO. 190

"An Act providing for course credit in secondary school based on demonstrated mastery of the subject."

with the:

Journal Page

EDC RPT CS(EDC) 4DP 1NR 1AM

966

FN1: ZERO(EED)

966

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. 190(EDC)

(same title)

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 190(EDC) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 190(EDC) was read the third time.

The question being: "Shall CSHB 190(EDC) pass the House?" The roll was taken with the following result:

CSHB 190(EDC)

Third Reading

Final Passage

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, 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

Excused: Guttenberg

And so, CSHB 190(EDC) passed the House.

Representative Seaton later gave notice of reconsideration of the vote on CSHB 190(EDC), and reconsideration was taken up then.

The Speaker stated that, without objection, the House would move down the calendar to consider CSSB 63(STA).

**SECOND READING OF SENATE BILLS**

**SB 63**

The following was read the second time:

CS FOR SENATE BILL NO. 63(STA)

"An Act making contracts for the preparation of election ballots subject to the provisions of the state procurement code."

with the:

Journal Page

STA RPT 5DP 1NR

994

FN1: ZERO(GOV)

994

Representative Pruitt moved and asked unanimous consent that CSSB 63(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSSB 63(STA) was read the third time.

The question being: "Shall CSSB 63(STA) pass the House?" The roll was taken with the following result:

CSSB 63(STA)  
Third Reading  
Final Passage

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

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

Nays: Josephson, Seaton

Excused: Guttenberg

And so, CSSB 63(STA) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

The Speaker stated that, without objection, the House would recess until 5:00 p.m.; and so, the House recessed at 12:30 p.m.

#### **AFTER RECESS**

The Speaker called the House back to order at 5:06 p.m.

The Speaker stated that, without objection, the House would revert to:

#### **MESSAGES FROM THE SENATE**

A message dated April 11, 2013, was read stating the Senate passed the following, and it is transmitted for consideration:

#### **FIRST READING AND REFERENCE OF SENATE BILLS**

##### **SB 74**

SENATE BILL NO. 74 by Senator KELLY, entitled:

"An Act creating the University of Alaska building fund for the payment by the University of Alaska of the costs of use, management, operation, maintenance, and depreciation of space in

buildings; and authorizing the Board of Regents of the University of Alaska to designate buildings for which the fund is to be used."

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

### **REPORTS OF STANDING COMMITTEES**

#### **SB 87**

The Health & Social Services Committee considered:

CS FOR SENATE BILL NO. 87(HSS)

"An Act requiring screening of newborns for congenital heart defects; and providing for an effective date."

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

Do pass (5): Tarr, Nageak, Reinbold, Seaton, Higgins

No recommendation (1): Keller

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services

CSSB 87(HSS) was referred to the Rules Committee for placement on the calendar.

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

#### **HB 204**

HOUSE BILL NO. 204 by Representatives AUSTERMAN and Edgmon, entitled:

"An Act relating to a product development tax credit for certain salmon and herring products; and providing for an effective date."

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

**RECONSIDERATION****HB 190**

Representative Seaton gave notice of reconsideration of the vote on CSHB 190(EDC) (page 1070).

Representative Seaton moved and asked unanimous consent that reconsideration of CSHB 190(EDC) be taken up on the same day. There being no objection, it was so ordered.

The following was before the House in third reading:

CS FOR HOUSE BILL NO. 190(EDC)

"An Act providing for course credit in secondary school based on demonstrated mastery of the subject."

The question to be reconsidered: "Shall CSHB 190(EDC) pass the House?" The roll was taken with the following result:

CSHB 190(EDC)

Third Reading

Final Passage

Reconsideration

**YEAS: 29 NAYS: 0 EXCUSED: 1 ABSENT: 10**

Yeas: Chenault, Costello, Drummond, Feige, Foster, Gattis, Gruenberg, Hawker, Herron, Higgins, Hughes, Isaacson, Johnson, Josephson, Kawasaki, Keller, Kerttula, Munoz, Nageak, Neuman, Olson, Pruitt, Saddler, Seaton, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Excused: Guttenberg

Absent: Austerman, Edgmon, Gara, Holmes, Kreiss-Tomkins, LeDoux, Lynn, Millett, Reinbold, Stoltze

And so, CSHB 190(EDC) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

**SECOND READING OF SENATE BILLS**

(continued)

**SB 23**

The following was read the second time:

## CS FOR SENATE BILL NO. 23(FIN)

"An Act relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system; and providing for an effective date."

with the:	Journal Page
L&C RPT HCS(L&C) NT 1DP 5NR 1AM	590
FN3: (CED)	591
FN4: (CED)	591
FIN RPT HCS(FIN) NT 10DP	962
FN5: (CED)	963
FN6: (CED)	963

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

## HOUSE CS FOR CS FOR SENATE BILL NO. 23(FIN)

"An Act relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; relating to the meaning of 'net income' and 'unrestricted net income' for purposes of the Alaska Industrial Development and Export Authority; authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system; and providing for an effective date."

(HCR 7 - title change resolution)

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that HCS CSSB 23(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HCS CSSB 23(FIN) was read the third time.

The question being: "Shall HCS CSSB 23(FIN) pass the House?"  
The roll was taken with the following result:

HCS CSSB 23(FIN)  
Third Reading  
Final Passage

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

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

Excused: Guttenberg

Absent: Reinbold, Seaton

And so, HCS CSSB 23(FIN) 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 Pruitt later gave notice of reconsideration of the vote on HCS CSSB 23(FIN), and reconsideration was taken up then.

Representative Pruitt moved and asked unanimous consent that the House move down the calendar to consider HCR 7. There being no objection, it was so ordered.



**SECOND READING OF HOUSE RESOLUTIONS****HCR 7**

The following was before the House:

**HOUSE CONCURRENT RESOLUTION NO. 7**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 23, relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; and authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system.

The question being: "Shall HCR 7 pass the House?" The roll was taken with the following result:

**HCR 7**

Final Passage

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Guttenberg

Absent: Reinbold

And so, HCR 7 passed the House.

Representative Pruitt later gave notice of reconsideration of the vote on HCR 7, and reconsideration was taken up then.

**RECONSIDERATION****SB 23**

Representative Pruitt gave notice of reconsideration of the vote on HCS CSSB 23(FIN) (page 1076).

Representative Pruitt moved and asked unanimous consent that reconsideration of HCS CSSB 23(FIN) 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 CS FOR CS FOR SENATE BILL NO. 23(FIN)

"An Act relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; relating to the meaning of 'net income' and 'unrestricted net income' for purposes of the Alaska Industrial Development and Export Authority; authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system; and providing for an effective date."

The question to be reconsidered: "Shall HCS CSSB 23(FIN) pass the House?" The roll was taken with the following result:

HCS CSSB 23(FIN)

Third Reading

Final Passage

Reconsideration

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Guttenberg

Absent: Reinbold

And so, HCS CSSB 23(FIN) 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.

HCS CSSB 23(FIN) was referred to the Chief Clerk for engrossment.

**HCR 7**

Representative Pruitt gave notice of reconsideration of the vote on HCR 7 (page 1077).

Representative Pruitt moved and asked unanimous consent that reconsideration of HCR 7 be taken up on the same day. There being no objection, it was so ordered.

The following was before the House:

**HOUSE CONCURRENT RESOLUTION NO. 7**

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 23, relating to development project financing by the Alaska Industrial Development and Export Authority; relating to the dividends from the Alaska Industrial Development and Export Authority; and authorizing the Alaska Industrial Development and Export Authority to provide financing and issue bonds for a liquefied natural gas production system and natural gas distribution system.

The question to be reconsidered: "Shall HCR 7 pass the House?" The roll was taken with the following result:

**HCR 7**

Final Passage

Reconsideration

**YEAS: 38 NAYS: 0 EXCUSED: 1 ABSENT: 1**

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

Excused: Guttenberg

Absent: Reinbold

And so, HCR 7 passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

### CONCUR IN SENATE AMENDMENTS

#### HB 59

Representative Pruitt moved and asked unanimous consent that the House consider the Senate message (page 1055) on the following:

CS FOR HOUSE BILL NO. 59(STA) am

"An Act relating to missing vulnerable adult prompt response and notification plans."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 59(STA)  
(same title)

There being no objection, it was so ordered.

Representative Pruitt moved that the House concur in the Senate amendment to CSHB 59(STA) am, thus adopting SCS CSHB 59(STA), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 59(STA) am?" The roll was taken with the following result:

SCS CSHB 59(STA)

Concur

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

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

Excused: Guttenberg

Absent: Herron, Stoltze

And so, the House concurred in the Senate amendment.

The Chief Clerk notified the Senate.

SCS CSHB 59(STA) was referred to the Chief Clerk for enrollment.

**HB 69**

Representative Pruitt moved and asked unanimous consent that the House consider the Senate message (page 1055) on the following:

CS FOR HOUSE BILL NO. 69(JUD)

"An Act exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; providing criminal penalties for federal officials who enforce or attempt to enforce a federal statute, regulation, rule, or order regulating certain firearms and firearm accessories in this state; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD)

"An Act prohibiting state and municipal agencies from using assets to implement or aid in the implementation of the requirements of certain federal statutes, regulations, rules, and orders that are applied to infringe on a person's right to bear arms or right to due process or that implement or aid in the implementation of the federal REAL ID Act of 2005; exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; requiring the attorney general to file any legal action to prevent implementation of a federal statute, regulation, rule, or order that violates the rights of a resident of the state; and providing for an effective date."

(SCR 6 - title change resolution)

There being no objection, it was so ordered.

Representative Pruitt moved that the House concur in the Senate amendment to CSHB 69(JUD), thus adopting SCS CSHB 69(JUD), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHB 69(JUD)?" The roll was taken with the following result:

SCS CSHB 69(JUD)

Concur

**YEAS: 34 NAYS: 5 EXCUSED: 1 ABSENT: 0**

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

Nays: Drummond, Gara, Josephson, Kerttula, Kreiss-Tomkins

Excused: Guttenberg

And so, the House concurred in the Senate amendment.

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.

The Chief Clerk notified the Senate.

SCS CSHB 69(JUD) was referred to the Chief Clerk for enrollment.

### **SPECIAL ORDER OF BUSINESS**

#### **SCR 6**

Representative Pruitt moved and asked unanimous consent that the following be taken up as a Special Order of Business:

## SENATE CONCURRENT RESOLUTION NO. 6

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 69, exempting certain firearms, firearm accessories, and ammunition in this state from federal regulation; declaring certain federal statutes, regulations, rules, and orders unconstitutional under the Constitution of the United States and unenforceable in this state; and providing criminal penalties for federal officials who enforce or attempt to enforce a federal statute, regulation, rule, or order regulating certain firearms and firearm accessories in this state.

There being no objection, it was so ordered.

The question being: "Shall SCR 6 pass the House?" The roll was taken with the following result:

SCR 6

Special Order of Business

**YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Drummond, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, 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

Excused: Guttenberg

And so, SCR 6 passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

The Speaker stated that, without objection, the House would recess until 9:00 p.m.; and so, the House recessed at 6:07 p.m.

**AFTER RECESS**

The Speaker called the House back to order at 10:14 p.m.

The Speaker stated that, without objection, the House would revert to:

**MESSAGES FROM THE SENATE****HB 40**

A message dated April 11, 2013, was read stating the Senate passed CSHB 40(CRA) with the following amendment, and it is transmitted for consideration:

CS FOR HOUSE BILL NO. 40(CRA) am S

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

CSHB 40(CRA) is under Unfinished Business.

**HB 94**

A message dated April 11, 2013, was read stating the Senate passed:

HOUSE BILL NO. 94

"An Act naming the northbound Chena Flood Channel Crossing Bridge the Nellie Miller Bridge and naming the southbound Chena Flood Channel Crossing Bridge the Con Miller Bridge."

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 94(FIN)

"An Act naming the northbound Chena Flood Channel Crossing Bridge the Nellie 'the original Mrs. Claus' Miller Bridge and naming the southbound Chena Flood Channel Crossing Bridge the Con 'the original Santa Claus' Miller Bridge; and designating that portion of East Blue Lupine Drive in Wasilla between Hyer Road and Hay Street the Lowell J. Ray Memorial Corridor."

(SCR 8 - title change resolution)

HB 94 is under Unfinished Business.

**HB 87**

A message dated April 11, 2013, was read stating the Senate failed to recede from its amendment to:



## CS FOR HOUSE BILL NO. 87(FIN)

"An Act relating to the governing board and duties of the special education service agency; relating to allocations to the special education service agency; extending the special education service agency; and providing for an effective date."

namely:

## SENATE CS FOR CS FOR HOUSE BILL NO. 87(EDC)

"An Act relating to allocations to the special education service agency and extending the special education service agency; and providing for an effective date."

(SCR 5 - title change resolution)

The President appointed the following members to a Conference Committee to meet with a like committee from the House to consider the bills:

Senator Stevens, Chair  
Senator Dunleavy  
Senator Gardner

The House members of the Conference Committee are Representatives Higgins (Chair), Gattis, and Drummond (page 1068).

Messages dated April 11, 2013, were read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE RESOLUTIONS**

**SCR 8**

SENATE CONCURRENT RESOLUTION NO. 8 by the Senate Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 94, naming the northbound Chena Flood Channel Crossing Bridge the

Nellie Miller Bridge and naming the southbound Chena Flood Channel Crossing Bridge the Con Miller Bridge.

was read the first time.

### **FIRST READING AND REFERENCE OF SENATE BILLS**

#### **SB 73**

CS FOR SENATE BILL NO. 73(STA) by the Senate State Affairs Committee, entitled:

"An Act relating to a municipal property tax exemption for real property that is the primary residence of certain widows and widowers; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs Committee.

### **REPORTS OF STANDING COMMITTEES**

#### **HB 23**

The Rules Committee considered:

CS FOR HOUSE BILL NO. 23(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."

and recommends it be replaced with:

2d CS FOR HOUSE BILL NO. 23(RLS)

"An Act creating the Knik Crossing Development Corporation as a subsidiary corporation of the Alaska Housing Finance Corporation and relating to bonds of the Knik Crossing Development Corporation."

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

Do pass (2): Keller, Johnson

No recommendation (5): Chenault, Herron, Hawker, Olson, Gruenberg

The following fiscal note(s) apply to 2d CSHB 23(RLS):

2. Zero, Dept. of Revenue
4. Fiscal, Dept. of Revenue
5. Fiscal, Dept. of Revenue

CSHB 23(FIN) is on today's calendar.

## **SB 22**

The Finance Committee considered:

### CS FOR SENATE BILL NO. 22(FIN)

"An Act relating to the commencement of actions for felony sex trafficking and felony human trafficking; relating to the crime of sexual assault; relating to the crime of unlawful contact; relating to forfeiture for certain crimes involving prostitution; relating to the time in which to commence certain prosecutions; relating to release in a prosecution for stalking or a crime involving domestic violence or for violation of a condition of release in connection with a crime involving domestic violence; relating to interception of private communications for certain sex trafficking or human trafficking offenses; relating to use of evidence of sexual conduct concerning victims of certain crimes; relating to consideration at sentencing of the effect of a crime on the victim; relating to the time to make an application for credit for time served in a treatment program or while in other custody; relating to suspending imposition of sentence for sex trafficking; relating to consecutive sentences for convictions of certain crimes involving child pornography or indecent materials to minors; relating to the referral of sexual felonies to a three-judge panel; relating to the definition of 'sexual felony' for sentencing and probation for conviction of certain crimes; relating to the definition of 'sex

offense' regarding sex offender registration; relating to the definition of 'victim counseling centers' for disclosure of certain communications concerning sexual assault or domestic violence; relating to violent crimes compensation; relating to certain information in retention election of judges concerning sentencing of persons convicted of felonies; relating to remission of sentences for certain sexual felony offenders; relating to forms for sexual assault, stalking, and domestic violence protective orders; relating to the subpoena power of the attorney general in cases involving the use of an Internet service account; relating to reasonable efforts in child-in-need-of-aid cases involving sexual abuse or sex offender registration; relating to mandatory reporting by athletic coaches of child abuse or neglect; making conforming amendments; amending Rules 16, 32.1(b)(1), and 32.2(a), Alaska Rules of Criminal Procedure, and Rules 404(a) and (b), Alaska Rules of Evidence; and providing for an effective date."

and recommends it be replaced with:

**HOUSE CS FOR CS FOR SENATE BILL NO. 22(FIN)**

"An Act relating to the commencement of actions for felony sex trafficking and felony human trafficking; relating to the crime of sexual assault; relating to the crime of unlawful contact; relating to forfeiture for certain crimes involving prostitution; relating to the time in which to commence certain prosecutions; relating to release in a prosecution for stalking or a crime involving domestic violence or for violation of a condition of release in connection with a crime involving domestic violence; relating to interception of private communications for certain sex trafficking or human trafficking offenses; relating to use of evidence of sexual conduct concerning victims of certain crimes; relating to consideration at sentencing of the effect of a crime on the victim; relating to the time to make an application for credit for time served in a treatment program or while in other custody; relating to suspending imposition of sentence for sex trafficking; relating to consecutive sentences for convictions of certain crimes involving child pornography or indecent materials to minors; relating to the referral of sexual felonies to a three-judge panel; relating to the definition of 'sexual felony' for sentencing and probation for conviction of certain crimes; relating to the definition of 'sex

offense' regarding sex offender registration; relating to the definition of 'victim counseling centers' for disclosure of certain communications concerning sexual assault or domestic violence; relating to violent crimes compensation; relating to certain information in retention election of judges concerning sentencing of persons convicted of felonies; relating to the rights of certain victims of sexual assault to obtain legal and equitable remedies for injuries arising from the conduct of a perpetrator; relating to the definition of 'sexual assault' for the purpose of adoption and the termination of parental rights in certain proceedings; relating to remission of sentences for certain sexual felony offenders; relating to forms for sexual assault, stalking, and domestic violence protective orders; relating to the subpoena power of the attorney general in cases involving the use of an Internet service account; relating to reasonable efforts in child-in-need-of-aid cases involving sexual abuse or sex offender registration; relating to mandatory reporting by athletic coaches of child abuse or neglect; making conforming amendments; amending Rules 16, 32.1(b)(1), and 32.2(a), Alaska Rules of Criminal Procedure, and Rules 404(a) and (b), Alaska Rules of Evidence; and providing for an effective date."

(HCR 12 - title change resolution)

The report was signed by Representative Stoltze, Co-chair, with the following individual recommendations:

Do pass (7): Holmes, Thompson, Edgmon, Gara, Neuman, Costello, Stoltze

No recommendation (2): Munoz, T. Wilson

Amend (1): Kawasaki (Alternate)

The following fiscal note(s) apply to HCS CSSB 22(FIN):

2. Zero, Dept. of Public Safety
5. Indeterminate, Dept. of Administration
7. Zero, Dept. of Health & Social Services
8. Indeterminate, Dept. of Administration

9. Zero, Dept. of Law
10. Indeterminate, Dept. of Corrections
11. Zero, Dept. of Public Safety
12. Indeterminate, Alaska Court System
13. Zero, Alaska Court System

CSSB 22(FIN) was referred to the Rules Committee for placement on the calendar.

**SB 88**

The Finance Committee considered:

**SENATE BILL NO. 88**

"An Act authorizing the state bond committee to issue certificates of participation to finance the construction and equipping of residential housing to serve the Anchorage campus of the Alaska Native Medical Center; and authorizing the Department of Administration to enter into a lease-purchase agreement for the benefit of the Alaska Native Tribal Health Consortium."

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

Do pass (6): Holmes, Munoz, Neuman, Edgmon, T. Wilson, Costello

No recommendation (4): Kawasaki (Alternate), Thompson, Stoltze, Austerman

The following fiscal note(s) apply:

1. Fiscal, Dept. of Administration
2. Fiscal, Dept. of Health & Social Services
3. Fiscal, Dept. of Revenue

SB 88 was referred to the Rules Committee for placement on the calendar.

**REPORTS OF SPECIAL COMMITTEES****HB 192**

The House Special Committee on Fisheries considered:

HOUSE BILL NO. 192

"An Act relating to the filing date for the final quarterly payment of, and to the assessment of penalties under, the fishery resource landing tax."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 192(FSH)

"An Act relating to the fishery resource landing tax; and providing for an effective date."

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

Do pass (4): Feige, Gattis, Kreiss-Tomkins, Seaton

The following fiscal note(s) apply to CSHB 192(FSH):

1. Zero, Dept. of Commerce, Community, & Economic Development
2. Indeterminate, Dept. of Revenue

HB 192 was referred to the Finance Committee.

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF HOUSE RESOLUTIONS****HCR 12**

HOUSE CONCURRENT RESOLUTION NO. 12 by the House Finance Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 22, relating to the commencement of actions for felony sex trafficking and felony human trafficking; relating to the crime of sexual assault; relating to the crime of unlawful contact; relating to forfeiture for certain crimes involving prostitution; relating to the time in which to commence certain prosecutions; relating to

release in a prosecution for stalking or a crime involving domestic violence or for violation of a condition of release in connection with a crime involving domestic violence; relating to interception of private communications for certain sex trafficking or human trafficking offenses; relating to use of evidence of sexual conduct concerning victims of certain crimes; relating to consideration at sentencing of the effect of a crime on the victim; relating to the time to make an application for credit for time served in a treatment program or while in other custody; relating to suspending imposition of sentence for sex trafficking; relating to consecutive sentences for convictions of certain crimes involving child pornography or indecent materials to minors; relating to the referral of sexual felonies to a three-judge panel; relating to the definition of "sexual felony" for sentencing and probation for conviction of certain crimes; relating to the definition of "sex offense" regarding sex offender registration; relating to the definition of "victim counseling centers" for disclosure of certain communications concerning sexual assault or domestic violence; relating to violent crimes compensation; relating to certain information in retention election of judges concerning sentencing of persons convicted of felonies; relating to remission of sentences for certain sexual felony offenders; relating to forms for sexual assault, stalking, and domestic violence protective orders; relating to the subpoena power of the attorney general in cases involving the use of an Internet service account; relating to reasonable efforts in child-in-need-of-aid cases involving sexual abuse or sex offender registration; relating to mandatory reporting by athletic coaches of child abuse or neglect; making conforming amendments; and amending Rules 16, 32.1(b)(1), and 32.2(a), Alaska Rules of Criminal Procedure, and Rules 404(a) and (b), Alaska Rules of Evidence.

was read the first time.

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

##### **HB 205**

HOUSE BILL NO. 205 by Representatives FOSTER and Lynn,  
entitled:



"An Act relating to traffic offenses committed in a school zone."

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

**CONSIDERATION OF THE DAILY CALENDAR**  
(continued)

**THIRD READING OF HOUSE BILLS**

**HB 23**

The following, which was advanced to third reading from the April 6, 2013, calendar and returned to the Rules Committee (page 983), was read the third time:

CS FOR HOUSE BILL NO. 23(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."

with the:	Journal Page
RLS RPT 2D CS(RLS) NT 2DP 5NR	1086
FN2: ZERO(REV)	1087
FN4: (REV)	1087
FN5: (REV)	1087

Representative Pruitt moved and asked unanimous consent that CSHB 23(FIN) be returned to second reading for the specific purpose of rescinding previous action in adopting the Finance Committee substitute. There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that the House rescind previous action in adopting CSHB 23(FIN) (page 941). There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that the motion to adopt CSHB 23(FIN) be withdrawn. There being no objection, the following was before the House in third reading:

HOUSE BILL NO. 23  
(same title)

Representative Pruitt moved and asked unanimous consent that HB 23 be returned to second reading for the specific purpose of adopting the 2d Rules Committee substitute (page 1086). There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that 2d CSHB 23(RLS) be adopted in lieu of the original bill. There being no objection, the following was adopted:

2d CS FOR HOUSE BILL NO. 23(RLS)

"An Act creating the Knik Crossing Development Corporation as a subsidiary corporation of the Alaska Housing Finance Corporation and relating to bonds of the Knik Crossing Development Corporation."

2d CSHB 23(RLS) was automatically in third reading.

Representative Gara moved and asked unanimous consent that 2d CSHB 23(RLS) be returned to second reading for the specific purpose of considering Amendment Nos. 1 and 2. There being no objection, it was so ordered.

The Speaker stated that, without objection, 2d CSHB 23(RLS) would be returned to second reading for Amendment Nos. 1, 2, and 3.

Amendment No. 1 was not offered.

Amendment No. 2 was offered by Representative Gara:

Page 4, line 3, through page 7, line 1:

Delete all material.

Renumber the following bill sections accordingly.

Representative Gara moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Neuman objected.

Representatives Gattis and Kerttula moved and asked unanimous consent that they be allowed to abstain from voting because of a conflict of interest. Objection was heard, and the members were required to vote.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

2d CSHB 23(RLS)

Second Reading

Amendment No. 2

**YEAS: 9 NAYS: 30 EXCUSED: 1 ABSENT: 0**

Yeas: Drummond, Gara, Gruenberg, Josephson, Kawasaki, Kerttula, Kreiss-Tomkins, Tarr, Tuck

Nays: Austerman, Chenault, Costello, Edgmon, Feige, Foster, Gattis, Hawker, Herron, Higgins, Holmes, Hughes, Isaacson, Johnson, Keller, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Stoltze, Thompson, P.Wilson, T.Wilson

Excused: Guttenberg

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was not offered.

2d CSHB 23(RLS) was automatically in third reading.

The question being: "Shall 2d CSHB 23(RLS) pass the House?" The roll was taken with the following result:

2d CSHB 23(RLS)

Third Reading

Final Passage

**YEAS: 24 NAYS: 15 EXCUSED: 1 ABSENT: 0**

Yeas: Austerman, Chenault, Costello, Foster, Gattis, Higgins, Holmes, Hughes, Isaacson, Johnson, Kawasaki, Keller, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Pruitt, Reinbold, Saddler, Stoltze, Thompson, T. Wilson

Nays: Drummond, Edgmon, Feige, Gara, Gruenberg, Hawker, Herron, Josephson, Kerttula, Kreiss-Tomkins, Olson, Seaton, Tarr, Tuck, P. Wilson

Excused: Guttenberg

And so, 2d CSHB 23(RLS) 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:

Commemorating – Senior Citizen Recognition Day, May 9, 2013

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

Honoring – Debbie Ossiander

By Representatives Saddler, Stoltze, Reinbold, 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, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson; Senators Fairclough, Dyson

Honoring – Our Redeemer Lutheran Church, 50<sup>th</sup> Anniversary

By Representatives Saddler, 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, Neuman, Olson, Pruitt, Reinbold, Seaton, Tarr, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – U.S. Air Force Band of the Pacific

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

Honoring – Northeast Community Council

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

Honoring – Russian Jack Community Council

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

Honoring – Ric Davidge

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

Honoring – Martha Gould-Lehe

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

Johnson, Josephson, Kawasaki, Keller, Kerttula, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Seaton, Thompson, Tuck, P. Wilson, T. Wilson

Honoring – 2013 Top Forty Under 40, Honorees from Fairbanks and North Pole

By Senators Coghill, Bishop; 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

Honoring – Alaska Veterans Organization for Women

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

In Memoriam – Thomas Olaf Madole

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 – Kenneth Thomas Sr.

By Representatives Foster, Chenault, Costello, Drummond, Edgmon, Feige, 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 Olson

**UNFINISHED BUSINESS****HB 59**

Representative Kawasaki added his name as cosponsor to:

SENATE CS FOR CS FOR HOUSE BILL NO. 59(STA)

"An Act relating to missing vulnerable adult prompt response and notification plans."

**HB 63**

Representatives Kerttula and LeDoux added their names as cosponsors to:

CS FOR HOUSE BILL NO. 63(FIN)

"An Act relating to the Board of Governors of the Alaska Bar Association; and providing for an effective date."

**HB 190**

Representatives Kerttula, Millett, Johnson, Hawker, Pruitt, Munoz, P. Wilson, and Saddler added their names as cosponsors to:

CS FOR HOUSE BILL NO. 190(EDC)

"An Act providing for course credit in secondary school based on demonstrated mastery of the subject."

**SB 2**

Representatives Costello, Holmes, and T. Wilson added their names as cross sponsors to:

SENATE BILL NO. 2

"An Act enacting the Interstate Mining Compact and relating to the compact; relating to the Interstate Mining Commission; and providing for an effective date."

**SB 49**

Representative Lynn added his name as cross sponsor to:

**SPONSOR SUBSTITUTE FOR SENATE BILL NO. 49 am**

"An Act relating to women's health services and defining 'medically necessary abortion' for purposes of making payments under the state Medicaid program."

**SB 63**

Representatives Millett and Johnson added their names as cross sponsors to:

**CS FOR SENATE BILL NO. 63(STA)**

"An Act making contracts for the preparation of election ballots subject to the provisions of the state procurement code."

**SB 87**

Representatives Lynn, Higgins, Gruenberg, Tarr, and Kawasaki added their names as cross sponsors to:

**CS FOR SENATE BILL NO. 87(HSS)**

"An Act requiring screening of newborns for congenital heart defects; and providing for an effective date."

**ENGROSSMENT****HCR 7**

HCR 7 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 23**

2d CSHB 23(RLS) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**HB 63**

CSHB 63(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted with a House letter of intent to the Senate for consideration.

**HB 76**

CSHB 76(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.



**HB 190**

CSHB 190(EDC) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**SB 23**

HCS CSSB 23(FIN) 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 2, 2013.

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., April 12, 2013. There being no objection, the House adjourned at 1:06 a.m., April 12, 2013.

Suzi Lowell  
Chief Clerk