

# HOUSE JOURNAL

## ALASKA STATE LEGISLATURE

### TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

Juneau, Alaska

Tuesday

March 18, 2014

#### Fifty-seventh Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:31 a.m.

Roll call showed 35 members present. Representatives Drummond and LeDoux had been excused from a call of the House today. Representatives Feige and Neuman were absent and their presence was noted later.

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 11:15 a.m. to 1:15 p.m.

Representative Higgins – today

The invocation was offered by the Chaplain, the Reverend Nancy Campbell of Gospel Outreach Christian Center. 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 respect for the religious beliefs of each person here, I offer this prayer:

Dear Heavenly Father,

I come to you on behalf of the House of Representatives this day. Lord, I pray you give strength to those who are weary. I pray you bring healing to those who are ill. Lord, be with their families and keep them safe.

Lord, let your light shine here in this chamber and illuminate the path. Make your way straight before the representatives; guide and lead them in all they do. I pray for their staff, as well, help them as they assist the legislators. Keep them healthy throughout this session.

And, now, I invoke your presence here and your blessing upon these representatives.

*Give ear to my words, O Lord; consider my meditation. Give heed to the voice of my cry, my King and my God, for to you I will pray.*

*My voice you shall hear in the morning, O Lord; in the morning I will direct it to you, and I will look up.*  
Psalms 5:1-3

I pray this in Jesus' name, Amen.

The Pledge of Allegiance was led by Representative Millett.

### **CERTIFICATION OF THE JOURNAL**

Representative Pruitt moved and asked unanimous consent that the journal for the 56<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**

#### **HCR 24**

A message dated March 17, 2014, was read stating the Senate passed:

**HOUSE CONCURRENT RESOLUTION NO. 24**  
Recognizing, honoring, supporting, and encouraging support for dog mushing and dog mushers in the state.

HCR 24 was referred to the Chief Clerk for enrollment.

**HJR 24**

A message dated March 17, 2014, was read stating the Senate passed:

## CS FOR HOUSE JOINT RESOLUTION NO. 24(STA)

Urging the United States Department of State to consider the priorities of the state while it holds the position of chair of the Arctic Council; requesting that the United States Department of State work in partnership with state officials to appoint a chair of the Arctic Council; and supporting the strategic recommendation of the January 30, 2014, preliminary report of the Alaska Arctic Policy Commission.

CSHJR 24(STA) was referred to the Chief Clerk for enrollment.

**HB 223**

A message dated March 17, 2014, was read stating the Senate passed:

## HOUSE BILL NO. 223

"An Act authorizing municipalities to exempt or partially exempt for up to 10 years property in a military facility zone that creates or supports industry, development, or educational or training opportunities."

HB 223 was referred to the Chief Clerk for enrollment.

A message dated March 17, 2014, was read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE  
OF SENATE RESOLUTIONS****SCR 13**

CS FOR SENATE CONCURRENT RESOLUTION NO. 13(HSS) by the Senate Health and Social Services Committee:

Urging the governor to establish and support programs designed to eradicate the occurrence of fetal alcohol spectrum disorder from the state.

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

\*\*The presence of Representative Neuman was noted.

**SCR 14**

CS FOR SENATE CONCURRENT RESOLUTION NO. 14(HSS) by the Senate Health and Social Services Committee:

Relating to health and social service best practice models and identifying citizen networks to achieve solutions to health and social problems in the state.

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

**REPORTS OF STANDING COMMITTEES****HJR 18**

The Judiciary Committee considered:

**HOUSE JOINT RESOLUTION NO. 18**

Proposing amendments to the Constitution of the State of Alaska relating to the office of attorney general.

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

Do pass (1): Keller

Do not pass (1): Gruenberg

No recommendation (2): Millett, Pruitt

The following fiscal note(s) apply:

1. Zero, Legislative Agency
2. Fiscal, Office of the Governor

HJR 18 was referred to the Finance Committee.

\*\*The presence of Representative Feige was noted.

**HB 210**

The Education Committee considered:

## HOUSE BILL NO. 210

"An Act relating to the administration of psychiatric medication to a student; relating to crisis intervention training for school personnel; and relating to restraint, escort, and seclusion of students in public and private schools."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 210(EDC)

"An Act relating to crisis intervention training for school personnel; and relating to restraint and seclusion of students in public schools."

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

Do pass (3): Saddler, Seaton, Gattis

No recommendation (2): Reinbold, Kito III

Amend (1): P. Wilson

The following fiscal note(s) apply to CSHB 210(EDC):

1. Fiscal, Dept. of Education & Early Development

HB 210 was referred to the Finance Committee.

**HB 214**

The Health & Social Services Committee considered:

## HOUSE BILL NO. 214

"An Act relating to mental health patient rights, notifications, and grievance procedures."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 214(HSS)

"An Act relating to mental health patient rights, notifications, and grievance procedures; and relating to delegations of duties and powers relating to mental health by the Department of Health and Social Services."

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

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

No recommendation (1): Keller

The following fiscal note(s) apply to CSHB 214(HSS):

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

HB 214 was referred to the Judiciary Committee.

**HB 310**

The State Affairs Committee considered:

## HOUSE BILL NO. 310

"An Act relating to the selection and duties of delegates to a United States constitutional convention."

and recommends it be replaced with:

## CS FOR HOUSE BILL NO. 310(STA)

"An Act relating to the selection and duties of delegates to a convention of the states."

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

Do pass (5): Gattis, Keller, Isaacson, Hughes, Lynn

The following fiscal note(s) apply to CSHB 310(STA):

1. Zero, Legislative Agency

HB 310 was referred to the Rules Committee for placement on the calendar.

**HB 318**

The Education Committee considered:

HOUSE BILL NO. 318

"An Act relating to public school reports of students whose parents are members of the active duty military service."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 318(EDC)  
(same title)

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

Do pass (1): Saddler

No recommendation (5): P. Wilson, Reinbold, Seaton, Kito III, Gattis

The following fiscal note(s) apply to CSHB 318(EDC):

1. Fiscal, Dept. of Education & Early Development

HB 318 was referred to the Rules Committee for placement on the calendar.

**INTRODUCTION OF CITATIONS**

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

In Memoriam – William Leonard Lelake  
By Senator Ellis

**CONSIDERATION OF THE DAILY CALENDAR****SECOND READING OF HOUSE BILLS****HB 284**

The following was read the second time:

HOUSE BILL NO. 284

"An Act relating to an interstate compact on a balanced federal budget."

with the:	Journal Page
STA RPT 6DP 1NR	1589
FN1: ZERO(GOV)	1589
JUD RPT 3DP 1DNP 3NR	1782
FN1: ZERO(GOV)	1782

Representative Pruitt moved and asked unanimous consent that HB 284 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HB 284 will advance to third reading on tomorrow's calendar.

**SECOND READING OF HOUSE RESOLUTIONS****HJR 30**

The following was read the second time:

HOUSE JOINT RESOLUTION NO. 30

Requesting that the federal government and the United States Secretary of the Interior reconsider the Izembek Land Exchange decision and approve the Izembek Land Exchange, allowing the residents of King Cove to have road access to the Cold Bay Airport for critical health and safety reasons and to improve the quality of their lives.



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1957

with the:

Journal Page

RES RPT 9DP

1839

FN1: ZERO(LEG)

1840

Representative Pruitt moved and asked unanimous consent that HJR 30 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HJR 30 was read the third time.

\*\*Representative Costello, who was excused (page 1949), left the Chamber.

Representative Herron moved and asked unanimous consent that HJR 30 be returned to second reading for the specific purpose of considering Amendment No. 1.

Representative Austerman objected.

The question being: "Shall HJR 30 be returned to second reading for the specific purpose of considering Amendment No. 1?" The roll was taken with the following result:

HJR 30

Third Reading

Return to Second for Amendment No. 1

**YEAS: 31 NAYS: 3 EXCUSED: 4 ABSENT: 2**

Yeas: Chenault, Edgmon, Feige, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Hughes, Isaacson, Johnson, Josephson, Keller, Kito III, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Austerman, Kawasaki, Kreiss-Tomkins

Excused: Costello, Drummond, Higgins, LeDoux

Absent: Seaton, Stoltze

And so, HJR 30 was returned to second reading.

Amendment No. 1 was offered by Representative Herron:

Page 4, line 13:

Delete "heartless"

Insert ""heartless""

Delete "cold"

Insert ""callous and cold-hearted""

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

Representative Austerman objected.

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

HJR 30

Second Reading

Amendment No. 1

**YEAS: 28 NAYS: 7 EXCUSED: 4 ABSENT: 1**

Yeas: Chenault, Edgmon, Feige, Foster, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Holmes, Hughes, Isaacson, Johnson, Josephson, Keller, Kito III, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Pruitt, Reinbold, Saddler, Tarr, Thompson, T.Wilson

Nays: Austerman, Gara, Kawasaki, Kreiss-Tomkins, Seaton, Tuck, P.Wilson

Excused: Costello, Drummond, Higgins, LeDoux

Absent: Stoltze

And so, Amendment No. 1 was adopted.

HJR 30 am was automatically in third reading.

Representative Austerman moved and asked unanimous consent that HJR 30 am be returned to second reading for the specific purpose of considering Amendment No. 2. There being no objection, it was so ordered.

Amendment No. 2 was offered by Representative Austerman:

Page 4, lines 12 - 14:

Delete all material.

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

There was objection.

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

HJR 30 am

Second Reading

Amendment No. 2

**YEAS: 22 NAYS: 12 EXCUSED: 4 ABSENT: 2**

Yeas: Austerman, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Herron, Holmes, Josephson, Kawasaki, Kito III, Kreiss-Tomkins, Neuman, Reinbold, Saddler, Seaton, Tarr, Thompson, Tuck, P.Wilson, T.Wilson

Nays: Chenault, Feige, Hawker, Hughes, Isaacson, Johnson, Keller, Lynn, Munoz, Nageak, Olson, Pruitt

Excused: Costello, Drummond, Higgins, LeDoux

Absent: Millett, Stoltze

And so, Amendment No. 2 was adopted.

HJR 30 am was automatically in third reading.

The question being: "Shall HJR 30 am pass the House?" The roll was taken with the following result:

HJR 30 am

Third Reading

Final Passage

**YEAS: 34 NAYS: 0 EXCUSED: 4 ABSENT: 2**

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

Excused: Costello, Drummond, Higgins, LeDoux

Absent: Millett, Stoltze

And so, HJR 30 am passed the House and was referred to the Chief Clerk for engrossment.

### UNFINISHED BUSINESS

Representative Pruitt moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Chenault – from 6:00 p.m., March 21 to 10:00 p.m., March 23

Representative Johnson – from 6:30 p.m., March 19 to 10:00 a.m., March 24

Representative Munoz – from 10:00 a.m. to 1:00 p.m., March 29

Representative Neuman – from 6:30 p.m., March 21 to 10:30 a.m., March 24

### HJR 30

Representatives Millett, Johnson, Edgmon, Isaacson, Feige, T. Wilson, Holmes, Pruitt, and Olson added their names as cosponsors to:

#### HOUSE JOINT RESOLUTION NO. 30 am

Requesting that the federal government and the United States Secretary of the Interior reconsider the Izembek Land Exchange decision and approve the Izembek Land Exchange, allowing the residents of King Cove to have road access to the Cold Bay Airport for critical health and safety reasons and to improve the quality of their lives.

**HB 306**

Representative Reinbold added her name as cosponsor to:

## HOUSE BILL NO. 306

"An Act relating to tax credits and administration of tax credit programs; requiring the Department of Revenue to report indirect expenditures; relating to the duties of state agencies; requiring the legislative finance division to analyze certain indirect expenditures; relating to lapse dates for appropriations for capital projects; repealing certain statutes authorizing indirect expenditures; and providing for an effective date."

**SCR 13**

Representative Munoz added her name as cross sponsor to:

CS FOR SENATE CONCURRENT RESOLUTION NO.  
13(HSS)

Urging the governor to establish and support programs designed to eradicate the occurrence of fetal alcohol spectrum disorder from the state.

**SCR 14**

Representative Munoz added her name as cross sponsor to:

CS FOR SENATE CONCURRENT RESOLUTION NO.  
14(HSS)

Relating to health and social service best practice models and identifying citizen networks to achieve solutions to health and social problems in the state.

**SB 127**

Representative Isaacson added his name as cross sponsor to:

## SENATE BILL NO. 127

"An Act authorizing the commissioner of administration to enter into agreements with agents to perform for compensation certain transactions related to vehicles; relating to the duties of those agents; and providing for an effective date."

**SB 200**

Representative Stoltze added his name as cross sponsor to:

SENATE BILL NO. 200

"An Act establishing a right of action for the death of an unborn child in certain circumstances."

**ENGROSSMENT**

**HJR 30**

HJR 30 am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Pruitt moved and asked unanimous consent that the House adjourn until 10:30 a.m., March 19, 2014. There being no objection, the House adjourned at 12:11 p.m.

Suzi Lowell  
Chief Clerk