

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE

FIRST SESSION

Juneau, Alaska Tuesday January 15, 2013

First Day

Pursuant to provisions of the Constitution of the State of Alaska, the Uniform Rules of the Alaska State Legislature, and AS 24.05.160, the Senate of the State of Alaska assembled in the Senate chamber for the first regular session of the Twenty-eighth Legislature. The Senate was called to order at 2:01 p.m. by the Honorable Mead Treadwell, Lieutenant Governor.

Colors

The following members of the 17th Coast Guard District Color Guard presented the colors:

Andrea Lirette, First Class Health Services Technician
Ryan Gauger, Second Class Health Services Technician
Joshua Candelaria, Second Class Yeoman
Cristina Lamboy, Second Class Yeoman
Jessica Jewell, Third Class Yeoman

Senator Coghill led the Senate in the Pledge of Allegiance.

National Anthem

Victoria A. Fraser performed the "The Star-Spangled Banner."

Alaska Flag Song

The following members of the Alaska Youth Choir performed "Alaska's Flag" under the direction of Missouri Smyth, Artistic Director:

Ellie Alsup
Laura Barnhill
Jessica Cooper
Jordan Cooper
Hannah Cordle
Madison Cordle

Christopher Lujan
Lauren McDowell
Cheyenne Petersen
Trevor Pierce
Nelli Wayne

Invocation

The prayer was offered by the Chaplain, Reverend Nancy Campbell of the Gospel Outreach Christian Center. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Heavenly Father,

I come before you on behalf of this Senate body as they open this legislative session. I speak your blessings upon this chamber as they conduct the business of our state. Let your presence abide here, Lord.

I pray for your divine protection upon them and their families. Keep them safe and physically strong. Endow them with wisdom and understanding as they work together for the good of Alaska.

I lift up the newly elected Senators to you, Lord. I pray that they quickly adapt and learn all they need to know to effectively move forward this session. May they have a smooth transition and bonding with the other members.

May the Lord bless you and keep you. May he cause his face to shine upon you. And be gracious to you. May the Lord lift up his countenance upon you and give you peace.

I pray this in Jesus' name.

Amen.

Election Certification

The Lieutenant Governor read the certificate of election:

I, Gail Fenumiai, Director of the Division of Elections for the State of Alaska, do hereby certify that in accordance with the provisions of AS 15.15.450, a General Election was held on the 6th day of November, 2012, in the State of Alaska pursuant to AS 15.15.020 and the following candidates were elected to the office of State Senator for the district and term indicated:

Senate District A	John B. Coghill Jr.	4 year term
Senate District B	Pete Kelly	2 year term
Senate District C	Click Bishop	4 year term
Senate District D	Mike J. Dunleavy	2 year term
Senate District E	Charles R. "Charlie" Huggins	4 year term
Senate District F	Fred J. Dyson	2 year term
Senate District G	Bill Wielechowski	4 year term
Senate District H	Berta Gardner	2 year term
Senate District I	Johnny Ellis	4 year term
Senate District J	Hollis S. French II	2 year term
Senate District K	Lesil L. McGuire	4 year term
Senate District L	Kevin Meyer	2 year term
Senate District M	Anna I. Fairclough	4 year term
Senate District N	Catherine A. "Cathy" Giessel	2 year term
Senate District O	Peter A. Micciche	4 year term
Senate District Q	Bert K. Stedman	4 year term
Senate District R	Gary L. Stevens	2 year term
Senate District S	Lyman F. Hoffman	4 year term
Senate District T	Donald C. "Donny" Olson	2 year term

In Testimony Whereof, I have hereunto set my hand and affixed hereto the Seal of the State of Alaska, at Juneau, the Capital, this 28th day of November, A.D. 2012.

/s/

Gail Fenumiai, Director
Division of Elections

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District A	John B. Coghill Jr.
Senate District B	Pete Kelly
Senate District C	Click Bishop
Senate District D	Mike J. Dunleavy
Senate District E	Charles R. "Charlie" Huggins

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District F	Fred J. Dyson
Senate District G	Bill Wielechowski
Senate District H	Berta Gardner
Senate District I	Johnny Ellis
Senate District J	Hollis S. French II

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District K	Lesil L. McGuire
Senate District L	Kevin Meyer
Senate District M	Anna I. Fairclough
Senate District N	Catherine A. "Cathy" Giessel
Senate District O	Peter A. Micciche

The Lieutenant Governor administered the Oath of Office to the Senators.

Lieutenant Governor Treadwell requested the following Senators approach the rostrum to be administered the Oath of Office:

Senate District Q	Bert K. Stedman
Senate District R	Gary L. Stevens
Senate District S	Lyman F. Hoffman
Senate District T	Donald C. "Donny" Olson

The Lieutenant Governor administered the Oath of Office to the Senators.

President Pro Tempore

Lieutenant Governor Treadwell announced that nominations were in order for President pro tempore of the Senate.

Senator Coghill moved and asked unanimous consent that Senator Stevens be nominated. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that nominations for President pro tempore of the Senate be closed. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that Senator Stevens be elected President pro tempore. There being no objection, Senator Stevens was elected President pro tempore of the Senate.

Lieutenant Governor Treadwell requested Senator Meyer and Senator Stedman escort the President pro tempore to the rostrum.

President pro tempore Stevens requested Senator Stedman and Senator Meyer escort the Lieutenant Governor from the chamber.

President pro tempore Stevens announced that under provisions of law, AS 24.05.120, the Uniform Rules of the Twelfth Legislature, First Session, as amended in 1985, 1988, 1989, 1991, 1998, 2001, 2003, 2004, 2008, 2011 and 2012 will serve as the temporary rules of the current legislature until permanent rules are adopted.

President

President pro tempore Stevens announced that nominations for Senate President were open.

Senator Coghill moved and asked unanimous consent that Senator Huggins be nominated President of the Senate for the Twenty-eighth Legislature.

Senator Coghill moved and asked unanimous consent that nominations be closed. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that Senator Huggins be elected President of the Senate for the Twenty-eighth Legislature. Without objection, Senator Huggins was elected Senate President.

President pro tempore Stevens requested Senator McGuire and Senator Kelly to escort President Huggins to the podium.

President Huggins made the following appointments:

Committee on Committees

Senator Huggins, Chair
Senator Coghill
Senator McGuire
Senator Meyer
Senator Ellis

President Huggins appointed Senator Giessel and Senator Bishop to inform the Governor that the Senate was organized and ready to do business.

President Huggins appointed Senator Fairclough and Senator Gardner to inform the House that the Senate was organized and ready to do business.

Recess

Senator Coghill moved and asked unanimous consent that the Senate stand in recess. Without objection, the Senate recessed at 2:42 p.m.

After Recess

The Senate reconvened at 3:01 p.m.

Committee on Committees Report

Mr. President:

Your Committee on Committees has met and submits to the Senate for its consideration chairs and members to the ten standing committees as approved by the Committee on Committees:

Community and Regional Affairs Committee

Senator Micciche, Chair
Senator Giessel, Vice Chair
Senator Egan
Senator Bishop
Senator Hoffman

Education Committee

Senator Stevens, Chair
Senator Dunleavy, Vice Chair
Senator Stedman
Senator Huggins
Senator Gardner

Finance Committee

Senator Meyer, Cochair
Senator Kelly, Cochair
Senator Fairclough, Vice Chair
Senator Dunleavy
Senator Bishop
Senator Olson
Senator Hoffman

Health and Social Services Committee

Senator Stedman, Chair
Senator Micciche, Vice Chair
Senator Meyer
Senator Kelly
Senator Ellis

Judiciary Committee

Senator Coghill, Chair
Senator McGuire, Vice Chair
Senator Dyson
Senator Olson
Senator Wielechowski

Labor and Commerce Committee

Senator Dunleavy, Chair
Senator Micciche, Vice Chair
Senator Olson
Senator Stedman
Senator Ellis

Resources Committee

Senator Giessel, Chair
Senator Dyson, Vice Chair
Senator Micciche
Senator Bishop
Senator McGuire
Senator Fairclough
Senator French

Rules Committee

Senator McGuire, Chair
Senator Huggins
Senator Meyer
Senator Coghill
Senator Ellis

State Affairs Committee

Senator Dyson, Chair
Senator Giessel, Vice Chair
Senator Coghill
Senator Stedman
Senator Wielechowski

Transportation Committee

Senator Egan, Chair
Senator Dyson, Vice Chair
Senator Fairclough
Senator Bishop
Senator French

The report was signed by Senator Huggins, Chair; Senators Coghill, Meyer, McGuire, Ellis.

Senator Coghill moved and asked unanimous consent that the Committee on Committees Report be adopted. Without objection, the Committee on Committees Report was adopted.

President Huggins announced that Senator Coghill will serve as Majority Leader for the Twenty-eighth Legislature.

President Huggins announced that the Minority has selected Senator Ellis to serve as Minority Leader for the first session of the Twenty-eighth Legislature. Senator Ellis announced that the Minority has selected Senator French to serve as Minority Leader for the second session of the Twenty-eighth Legislature.

Messages from the Governor

Message dated October 10, 2012 was received stating the Governor made the following appointment in accordance with Legislative Resolve No. 52 (2012):

Alaska Arctic Policy Commission

Stefanie Moreland

Messages from the House

Message dated January 15 was read stating:

The House of Representatives respectfully invites the Senate to a Joint Session of the Twenty-eighth Alaska Legislature at 7:00 p.m. on Wednesday, January 16 for the purpose of hearing Governor Parnell's annual State of the State and Budget address.

Senator Coghill moved and asked unanimous consent that the Senate accept the House invitation to meet in Joint Session. Without objection, it was so ordered.

The Secretary was requested to notify the House.

**Introduction and Reference of
Senate Resolutions****SR 1**

SENATE RESOLUTION NO. 1 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on World Trade

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 1 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 1 Establishing a Senate Special Committee on World Trade, pass the Senate?" The roll was taken with the following result:

SR 1

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 1 passed the Senate and was referred to the Secretary for engrossment and enrollment.

SR 2

SENATE RESOLUTION NO. 2 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on Trans
Alaska Pipeline System Throughput

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 2 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 2 Establishing a Senate Special Committee on Trans Alaska Pipeline System Throughput, pass the Senate?" The roll was taken with the following result:

SR 2

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 2 passed the Senate and was referred to the Secretary for engrossment and enrollment.

SR 3

SENATE RESOLUTION NO. 3 BY THE SENATE RULES COMMITTEE,

Establishing a Senate Special Committee on In-State Energy

was read the first time.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate Rules Committee

Senator Coghill moved and asked unanimous consent that SENATE RESOLUTION NO. 3 be taken up. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE RESOLUTION NO. 3 Establishing a Senate Special Committee on In-State Energy, pass the Senate?" The roll was taken with the following result:

SR 3

Final Passage

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, SENATE RESOLUTION NO. 3 passed the Senate and was referred to the Secretary for engrossment and enrollment.

Senator Coghill moved and asked unanimous consent that further introduction and reference of senate resolutions be held one legislative day. Without objection, it was so ordered.

Introduction and Reference of Senate Bills

Senator Coghill moved and asked unanimous consent that the introduction and reference of senate bills be held one legislative day. Without objection, it was so ordered.

Unfinished Business**Election of Senate Secretary**

In accordance with AS 24.10.030 and Uniform Rule 3(a), Senator McGuire, Rules Committee Chair, nominated Liz Clark to serve as Senate Secretary for the Twenty-eighth Legislature and moved and asked unanimous consent that the nominations be closed. Without objection, it was so ordered.

Senator McGuire moved and asked unanimous consent that Liz Clark be elected Senate Secretary for the Twenty-eighth Legislature. Without objection, Liz Clark was elected Senate Secretary for the Twenty-eighth Legislature.

President Huggins made the following appointments:

Select Committee on Legislative Ethics

Senator Giessel

Senator Gardner

Senator Fairclough, alternate to Senator Giessel

Senator French, alternate to Senator Gardner

Senator Coghill moved that Senator Giessel and Senator Gardner be confirmed as members to the Select Committee on Legislative Ethics.

The question being: "Shall Senator Giessel and Senator Gardner be confirmed as members to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Shall Senator Giessel and Senator Gardner
be confirmed as members to the
Select Committee on Legislative Ethics?

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, Senator Giessel and Senator Gardner were confirmed as members to the Select Committee on Legislative Ethics.

Senator Coghill moved that Senator Fairclough and Senator French be confirmed as alternate members to the Select Committee on Legislative Ethics.

The question being: "Shall Senator Fairclough and Senator French be confirmed as alternate members to the Select Committee on Legislative Ethics?" The roll was taken with the following result:

Shall Senator Fairclough and Senator French be confirmed as alternate members to the Select Committee on Legislative Ethics?

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Huggins, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

and so, Senator Fairclough and Senator French were confirmed as alternate members to the Select Committee on Legislative Ethics.

The Secretary was requested to notify the House.

President Huggins made the following appointments:

Legislative Council

Senator Micciche, Vice Chair
Senator Stevens
Senator Coghill
Senator Meyer
Senator Huggins
Senator McGuire
Senator Egan
Senator Hoffman, alternate

Legislative Budget & Audit

Senator Fairclough, Chair
Senator Meyer
Senator Bishop
Senator Giessel
Senator Olson
Senator Dunleavy, alternate

Administrative Regulation Review

Senator Giessel, Vice Chair
Senator Stevens
Senator French

Joint Armed Services Committee

Senator Kelly, Cochair
Senator Dyson
Senator Fairclough
Senator Coghill
Senator Wielechowski

Senate Special Committee on World Trade

Senator Stevens, Chair
Senator McGuire, Vice Chair
Senator Huggins
Senator Dunleavy
Senator Micciche
Senator Gardner
Senator Hoffman

**Senate Special Committee on Trans Alaska Pipeline System
Throughput**

Senator Micciche, Cochair
Senator Dunleavy, Cochair
Senator Fairclough
Senator McGuire
Senator Gardner

Senate Special Committee on In-State Energy

Senator Bishop, Cochair
Senator Coghill, Cochair
Senator Micciche
Senator Egan
Senator Wielechowski

Senators French, Stedman, Hoffman moved and asked unanimous consent to be excused from a call of the Senate on January 18. Without objection, Senators French, Stedman, Hoffman were excused.

Introduction of Floor Staff

Senator McGuire, Rules Committee Chair, introduced the 2013 Chamber Staff as follows:

Sergeant-at-Arms

Grace Ellsworth, Juneau

Assistant Sergeant-at-Arms

Andrew Higgins, Anchorage

Senate Pages

Ilina Saucedo, Anchorage

Makayla Chappell, Juneau

Michaela Cameron, Ester

Matt Simpson, Big Lake

Maggie Elliott, Juneau

Lindsay Birk, Juneau

Notification was received that the following appointments were made for the Twenty-seventh Legislaure:

President Stevens made the following appointments:

Renewable Energy Project Advisory Committee

Senator Hoffman

Senator Stedman

Autism Task Force

Senator Ellis, Cochair

(Speaker Chenault appointed Representative Saddler, Cochair [House Journal p. 2721, September 25, 2012])

President Stevens and Speaker Chenault made the following appointments:

Autism Task Force Public Members

Annette Blanas

Heidi Haas

Kim Poppe-Smart

Commissioner Becky Hultberg

Bret Kolb

Dr. John Espinola

Lea Anne McWhorter

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 16, 2013. Without objection, the Senate adjourned at 3:31 p.m.

Liz Clark
Secretary of the Senate

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference
 = indicates bill previously heard/scheduled

EDUCATION

Jan 16 **Wednesday** **Beltz 105 (tsbldg)** **8:00 AM**
 + "Discussion of the new Dept. of Education & Early Development regulations pertaining to linking teacher evaluations and student testing".
 -- Testimony <Invitation Only> --
 Which will include the following:
 Alaska Commissioner of Education & Early Dev.
 Alaska State Board of Education & Early Dev.
 Alaska Association of School Boards
 National Education Association - Alaska
 Alaska Association of Secondary School Principals
 Alaska Association of Elementary School Principals
 Alaska Council of School Administrators (Superintendents)

RESOURCES

Jan 16 **Wednesday** **Butrovich 205** **3:30 PM**
 + Who's Keeping the Lights & Heat On? Problems and Solutions
 Presentation: Petrotechnical Resources Alaska - Cook Inlet Natural Gas Supply Update
 Thomas P. Walsh & Peter J. Stokes, P.E.
 Presentation: Dr. Antony Scott, Senior Economist and Policy Analyst, UAF
 -- Testimony <Invitation Only> --

RESOURCES (continued)

Jan 18 Friday Butrovich 205 3:30 PM
 + Dept. of Natural Resources Overview
 Commissioner Dan Sullivan
 Deputy Commissioner Joe Balash
 Deputy Commissioner Ed Fogels
 -- Testimony <Invitation Only> --

TRANSPORTATION

Jan 15 Tuesday Barnes 124 1:00 PM
 No Meeting Scheduled

Jan 17 Thursday Barnes 124 1:00 PM
 + Joint w/ House Transportation
 Overview: Dept. of Transportation & Public
 Facilities
 + Overview: Marine Highway Systems

SPECIAL COMMITTEES

SENATE SPECIAL COMM ON IN-STATE ENERGY

Jan 24 Thursday Butrovich 205 7:30 AM
 + Overview Alaska Energy Authority (AEA)

SENATE SPECIAL COMM ON TAPS THROUGHPUT

Jan 17 Thursday Beltz 105 (tsbldg) 3:30 PM
 + Organizational Meeting
 Discussion of Committee's Objectives

JOINT COMMITTEES**LEGISLATIVE COUNCIL**

Jan 17 **Thursday** **Senate Finance 532** **10:30 AM**
 + Committee Organization
 Committee Policies
 Sanctioning of Charitable Events
 Contract Approvals
 Other Committee Business
 <Teleconference Listen Only>

SELECT COMMITTEE ON LEGISLATIVE ETHICS

Jan 16 **Wednesday** **Butrovich 205** **2:00 PM**
 + Full Committee
 Welcome New Legislative Members
 Public Comment
 Election of Committee Chairs for 2013-2014
 Chair/Staff Report
 Budget: FY13 & FY14
 Disclosure Waiver
 2013 Legislation Update
 Other Business

Jan 16 **Wednesday** **Butrovich 205** **4:00 PM**
 + SENATE SUBCOMMITTEE
 Public Comment
 + Executive Session
 Public Session

OTHER MEETINGS**JOINT SESSION**

Jan 16 **Wednesday** **House Chamber** **7:00 PM**
 State of the State and Budget Address by the
 Honorable Sean Parnell, Governor of Alaska