

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE

FIRST SESSION

Juneau, Alaska

Tuesday

January 22, 2013

Eighth Day

Pursuant to adjournment the Senate was called to order by President Huggins at 11:02 a.m.

The roll showed eighteen members present. Senator French was excused from a call of the Senate. Senator Stedman was absent.

The prayer was offered by the Chaplain, David Dierdorff of the Unitarian Universalist Church of the Larger Fellowship. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

God of all peoples, Spirit of life and love, be in our hearts and minds this hour. Bless this gathering and this place.

Help us today to speak to one another as we would be spoken to, with truthfulness and kindly regard. Help us to hear one another, to respect our differences as an aid to mutual understanding. Help us to acknowledge our limited vision - recognizing that together our grasp of truth is much greater than when alone.

May we find here greater clarity of mind and purpose, strengthened commitment and courage, and a deeper appreciation of the diverse and valuable ideas we bring. May we find that renewal of the spirit which comes when people of good faith, reason and passion dialogue together.

Spirit of life and love, be in our hearts and inform our
minds and deeds this hour and in the days to come.
Amen.

Senator Dunleavy led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the fourth through seventh legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent that Senator Stedman be excused from a call of the Senate today. Without objection, Senator Stedman was excused.

Introduction of Guests

Senator McGuire introduced the following members of the Pacific NorthWest Economic Region (PNWER) Delegation:

The Honourable Bob McLeod, Premier of the Northwest Territories
Matt Morrison, PNWER Chief Executive Officer
Dr. Richard Starke, MLA for Vermilion-Lloydminster, Alberta
David Kettles, Director, U.S. Relations, International and
Intergovernmental Relations, Government of Alberta
Kevin Cook, Office of the Consulate General of Canada
Herb Cox, MLA, Saskatchewan Party, Saskatchewan

Messages from the Governor

Letter dated January 18 was read, stating in accordance with Article VII, Section 3 of the Alaska Constitution, and AS 14.40.150, I submit the following names for legislative confirmation of appointment to the position noted:

University of Alaska Board of Regents

Dale Anderson - Juneau

Appointed: 3/15/2012

Reappointed: 2/4/2013 Term Expires: 2/1/2021

Gloria O'Neill - Anchorage

Appointed: 2/4/2013 Term Expires: 2/1/2021

The appointments were referred to the Education Committee.

The resumes for these appointments have been submitted to the Office of the Senate Secretary.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

Reports from the Department of Commerce, Community, and Economic Development:

Annual State Loan Report FY2012
in accordance with AS 37.05.035

Annual Report of Reinstatements FY2012
in accordance with AS 16.10.350

2012 Annual Report of Fisheries Enhancement Term Extensions
in accordance with AS 16.10.510(11)

from Susan K. Bell, Commissioner

**Introduction and Reference of
Senate Resolutions****SR 4**

SENATE RESOLUTION NO. 4 BY SENATOR MCGUIRE,

Welcoming the delegates of the Pacific NorthWest
Economic Region from Alberta, the Northwest
Territories, and Saskatchewan; and relating to

collaboration with the governments of the Yukon and the Northwest Territories and other representatives of the Pacific NorthWest Economic Region

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. 4 be taken up at this time. Without objection, the resolution was before the Senate on final passage.

Senators Hoffman, Bishop, Gardner, Fairclough, Giessel, Egan, Meyer, Dunleavy, Micciche, Olson, Kelly, Dyson, Huggins, Stevens, Ellis, Coghill moved and asked unanimous consent to be shown as cosponsors on the resolution. Without objection, it was so ordered.

The question being: "Shall SENATE RESOLUTION NO. 4 Welcoming the delegates of the Pacific NorthWest Economic Region from Alberta, the Northwest Territories, and Saskatchewan; and relating to collaboration with the governments of the Yukon and the Northwest Territories and other representatives of the Pacific NorthWest Economic Region, pass the Senate?" The roll was taken with the following result:

SR 4

Final Passage

YEAS: 18 NAYS: 0 EXCUSED: 2 ABSENT: 0

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

Excused: French, Stedman

and so, SENATE RESOLUTION NO. 4 passed the Senate and was referred to the Secretary for engrossment and enrollment.

Introduction and Reference of Senate Bills**SB 30**

SENATE BILL NO. 30 BY SENATOR EGAN, entitled:

"An Act relating to new defined benefit tiers in the public employees' retirement system and the teachers' retirement system; providing certain employees an opportunity to choose between the defined benefit and defined contribution plans of the public employees' retirement system and the teachers' retirement system; and providing for an effective date."

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

SB 31

SENATE BILL NO. 31 BY SENATOR STEVENS, entitled:

"An Act naming the runway at the state-owned airport in Akhiok the Jim Andie and Robin Starrett Memorial Runway."

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

SB 32

SENATE BILL NO. 32 BY SENATOR MCGUIRE, entitled:

"An Act stating that the development and operation of a hydroelectric site at Chikuminuk Lake is not an incompatible use in the Wood-Tikchik State Park."

was read the first time and referred to the Community and Regional Affairs and Resources Committees.

SB 33

SENATE BILL NO. 33 BY SENATOR WIELECHOWSKI, entitled:

"An Act exempting a certain gas pipeline with a design capacity of 500,000,000 or more cubic feet of gas a day from the state's oil and gas exploration, production, and pipeline transportation property taxes until the pipeline generates revenue for its owners; and relating to the determination of full and true value for the purpose of determining the amount of required local contribution for public school funding."

was read the first time and referred to the Community and Regional Affairs, Resources and Finance Committees.

Unfinished Business**SB 4**

Senator Gardner moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 4 "An Act relating to applying military education, training, and service credit to occupational licensing and certain postsecondary education and employment training requirements; providing for a temporary occupational license for qualified military service members; and providing for an effective date." Without objection, it was so ordered.

SB 24

Senator Micciche moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 24 "An Act relating to the Alaska Marine Transportation Advisory Board." Without objection, it was so ordered.

Senator Coghill moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, January 26 through evening plane time, January 27. Without objection, Senator Coghill was excused.

Senator Fairclough moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, January 25 through evening plane time, January 27. Without objection, Senator Fairclough was excused.

Special Order of Business

Senator Coghill moved and asked unanimous consent that the following Citation Calendar be made a special order of business. Without objection, it was so ordered.

Citation Calendar

Honoring - Rafael "Raffy" Castanos
Representative(s) Munoz, Kerttula
Senator(s) Egan, Huggins, Coghill, Dyson, Ellis, Giessel, Hoffman, McGuire, Meyer, Olson, Stedman, Stevens, Wielechowski

Honoring - Jenny Gomez Strickler
Representative(s) Munoz, Kerttula
Senator(s) Egan, Huggins, Coghill, Dyson, Ellis, Giessel, Hoffman, McGuire, Meyer, Olson, Stedman, Stevens, Wielechowski

Honoring - Vicky Roldan
Representative(s) Munoz, Kerttula
Senator(s) Egan, Huggins, Coghill, Dyson, Ellis, Giessel, Hoffman, McGuire, Meyer, Olson, Stedman, Stevens, Wielechowski

Honoring - Reynaldo Abella
Representative(s) Munoz, Kerttula
Senator(s) Egan, Huggins, Coghill, Dyson, Ellis, Giessel, Hoffman, McGuire, Meyer, Olson, Stedman, Stevens, Wielechowski

Senator Coghill moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

The presence of Senator Stedman was noted.

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 23, 2013. Without objection, the Senate adjourned at 11:35 a.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

COMMUNITY & REGIONAL AFFAIRS

Jan 22	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled Due to Special Comm On Taps Throughput Meeting at this Time		
Jan 24	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled Due to Special Comm On Taps Throughput Meeting at this Time		

EDUCATION

Jan 23	Wednesday	Beltz 105 (tsbldg)	8:00 AM
+	Presentation: Science, Technology, Engineering, and Math (STEM) Education in Alaska FIRST Robotics - STEM-AK, Juneau Economic Development Council		
+ SB 17	EXTEND SPECIAL EDUCATION SERVICE AGENCY		
Jan 25	Friday	Beltz 105 (tsbldg)	8:00 AM
	No Meeting Scheduled		

FINANCE

Jan 22	Tuesday	Senate Finance 532	9:00 AM
	FY14 Budget Overview		
	Karen Rehfeld - Office of Management & Budget		
+	Trinity Tomsic - Federal Funds Information for States - Federal Budget Overview		
	<Agenda Item Postponed to 1/23/13>		
Jan 23	Wednesday	Senate Finance 532	9:00 AM
+	David Teal - Legislative Finance Division - FY14 Budget Overview		
	Federal Budget Overview: Federal Funds Information for States		
	- Trinity Tomsic, Deputy Executive Director at Federal Funds Information for States		
	<Agenda Item Rescheduled from 1/22/13>		
Jan 24	Thursday	Senate Finance 532	9:00 AM
+	Department of Revenue - State's Savings Accounts Update		
	Overview of Fall 2012 Revenue Forecast		
Jan 25	Friday	Senate Finance 532	9:00 AM
	No Meeting Scheduled		

HEALTH & SOCIAL SERVICES

Jan 23	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Jan 25	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

- Jan 23 Wednesday Capitol 120 1:30 PM**
 -- Note Location Change --
 + Joint w/ House Judiciary
 Overview: Alaska Court System
 Overview: Office of the Public Defender
 Overview: Office of Public Advocacy
 <Teleconference Invitation Only>
- Jan 25 Friday Capitol 120 1:30 PM**
 -- Note Location Change --
 + Joint w/ House Judiciary
 Overview: Department of Public Safety
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LABOR & COMMERCE

- Jan 22 Tuesday Beltz 105 (tsbldg) 1:30 PM**
 No Meeting Scheduled
- Jan 24 Thursday Beltz 105 (tsbldg) 1:30 PM**
 + SB 8 PHARMACY AUDITS
 <Bill Hearing Postponed>
- + SB 14 ELECTRIC/TELEPHONE COOPS: BOARD TERMS
 + SB 16 BD OF ARCHITECTS, ENGINEERS, SURVEYORS
 <Bill Hearing Postponed>
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RESOURCES

- Jan 23 Wednesday Butrovich 205 3:30 PM**
 + "Who's Keeping the Lights & Heat On?"
 Problems & Solutions
 Railbelt Utilities
 -- Testimony <Invitation Only> --
- + SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
 Commissioner Larry Hartig, Dept. of Environmental
 Conservation
 -- Testimony <Invitation Only> --

RESOURCES (continued)

Jan 25 Friday Butrovich 205 3:30 PM
 + "Who's Keeping the Lights & Heat On?"
 Problems & Solutions
 -- Testimony <Invitation Only> --
 += SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
 Testimony: Time Limit May Be Set

STATE AFFAIRS

Jan 22 Tuesday Butrovich 205 9:00 AM
 + Federal Overreach: Activities of Departments of
 Law and Natural Resources
 Overview and Presentations by Attorney General
 Geraghty and Dept. of Natural Resources
 Commissioner Sullivan

Jan 24 Thursday Beltz 105 (tsbldg) 9:00 AM
 + Joint w/ House State Affairs
 Federal Overreach: Activities of Departments of
 Law and Natural Resources
 Overview and Presentations by Department Staff
 on State Activities Related to RS 2477 Easements
 Over Federal Lands and Disputes Over Submerged
 Lands and Navigable Waters

TRANSPORTATION

Jan 22 Tuesday Senate Finance 532 1:00 PM
 + -- Time and Location Change --
 Joint w/ House Transportation
 Department of Transportation Overview -
 Commissioner Pat Kemp
 Surface Transportation (incl. Roads to Resources)
 Department of Transportation/Public Facilities
 (DOT/PF)
 Map-21 Presentation - DOT/PF

TRANSPORTATION (continued)

Jan 24 Thursday Senate Finance 532 1:00 PM
 + -- Time and Location Change --
 Joint w/ House Transportation
 DOT/PF Overview of Aviation - Deputy Commissioner
 Steve Hatter
 Public Testimony of New Direction on Vessel Acquisition

FINANCE SUBCOMMITTEES

CORRECTIONS

Jan 24 Thursday Capitol 106 5:15 PM
 -- MEETING CANCELED --
 Joint w/ House Corrections
 + Budget Overview

Feb 05 Tuesday Capitol 106 5:15 PM
 Joint w/ House Corrections
 + Budget Overview

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 22 Tuesday Beltz 105 (tsbldg) 3:30 PM
 + SB 21 OIL AND GAS PRODUCTION TAX
 + Commissioner Dan Sullivan, Department of Natural Resources
 Commissioner Bryan Butcher, Department of Revenue
 Deputy Commissioner Joe Balash, Dept of Natural Resources
 Michael Pawlowski, Oil & Gas Development
 Project Manager, Department of Revenue
 -- Testimony <Invitation Only> --

**SENATE SPECIAL COMM ON TAPS THROUGHPUT
(continued)**

Jan 24 Thursday Beltz 105 (tsbldg) 3:30 PM
 += SB 21 OIL AND GAS PRODUCTION TAX
 Barry Pulliam - Econ One Research, Inc.
 -- Testimony <Invitation Only> --

OTHER MEETINGS

JOINT SESSION

Feb 13 Wednesday House Chamber 11:00 AM
 State of the Judiciary Address by
 Chief Justice Dana Fabe

Feb 21 Thursday House Chamber 11:00 AM
 Annual Address by the Honorable
 Lisa Murkowski, U.S. Senator

Mar 04 Monday House Chamber 11:00 AM
 Annual Address by the Honorable
 Mark Begich, U.S. Senator

MISCELLANEOUS MEETING

Jan 22 Tuesday Capitol 120 12:00 PM
 Lunch and Learn
 FIRST LEGO League and FIRST Tech Challenge
 Robotics
 Boy Scouts from Southeast FIRST LEGO League
 Team Will Demonstrate Their Robots
 Sponsored by the Senate Education Committee

Feb 04 Monday Senate Finance 532 1:00 PM
 School District Legislative Fly-In
 Informal Q&A Session Regarding Alaska's
 Public School System