

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**TWENTY-EIGHTH LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Monday**

**January 28, 2013**

**Fourteenth Day**

Pursuant to adjournment the Senate was called to order by President Huggins at 11:03 a.m.

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

The prayer was offered by the Chaplain, Pastor Tom Matthews of the Douglas Island Bible Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord:

Thank you for the honor you have given me today to lift a prayer for all the Alaska State Senators gathered to do the business of our great state.

I want to thank you for each one here today, men and women who have been counted worthy by their constituents to represent them. They have a lot of responsibility and trust that has been placed on them. No doubt at times there are temptations that come along that would sway them from the right path.

Recognizing that, I pray that they be men and women of integrity. Help them to be stalwart in their commitment to serve with honor and justice. I also pray that they be given wisdom even beyond themselves to properly assess and evaluate any legislation that is put before them.

Thank you for this awesome state that we live in, truly a land of beauty that the rest of the U.S. can only appreciate from afar. As decisions are made that affect our economy, our resources, our moral issues, things that touch the personal lives of every Alaskan, I ask that you guide these Senators clearly in the right paths to take.

I lift this prayer in the name of your beloved son, Jesus Christ. Amen.

Senator Ellis led the Senate in the Pledge of Allegiance.

### **Certification**

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

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

### **Communications**

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

Proposed regulations from the Department of Education & Early Development related to school accreditation  
from Mike Hanley, Commissioner  
in accordance with AS 14.07.020(6)

Report of the 2013 Alaska Minerals Commission  
from Crystal Koeneman, Special Assistant, Department of Commerce, Community, and Economic Development  
in accordance with AS 44.33.431(d)

**Introduction and Reference of  
Senate Resolutions****SJR 7**

SENATE JOINT RESOLUTION NO. 7 BY SENATORS WIELECHOWSKI, Ellis,

Urging the United States Congress and the President of the United States to work to amend the Constitution of the United States to prohibit corporations, unions, and individuals from making unlimited independent expenditures supporting or opposing candidates for public office

was read the first time and referred to the Labor and Commerce, Judiciary and Finance Committees.

**Introduction and Reference of Senate Bills****SB 39**

SENATE BILL NO. 39 BY SENATOR MEYER, entitled:

"An Act changing the terms 'mental retardation' and 'mentally retarded,' and making conforming changes, in Alaska Statutes."

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

**SB 40**

SENATE BILL NO. 40 BY SENATOR ELLIS, entitled:

"An Act making special appropriations for new engineering buildings for the University of Alaska in Anchorage and Fairbanks; and providing for an effective date."

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

**Consideration of the Calendar****Citations**

Honoring - Herb Didrickson

Senator(s) Stedman, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stevens, Wielechowski

Honoring - Cameron Leonard

Senator(s) Coghill, Huggins, Bishop, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

Representative(s) Wilson, T

In Memoriam - Isabella Brady

Senator(s) Stedman, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, 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.

**Unfinished Business****SB 6**

Senator Ellis moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 6 "An Act providing for funding for school lunch and breakfast; and providing for an effective date." Without objection, it was so ordered.

**SJR 5**

Senator Gardner moved and asked unanimous consent to be shown as a cosponsor on SENATE JOINT RESOLUTION NO. 5 Urging the United States Congress to provide a means for consistently sharing with all coastal energy-producing states, on an ongoing basis, revenue generated from oil and gas development on the outer continental shelf to ensure that those states develop, support, and maintain necessary infrastructure and preserve environmental integrity. Without objection, it was so ordered.

**SJR 7**

Senator Gardner moved and asked unanimous consent to be shown as a cosponsor on SENATE JOINT RESOLUTION NO. 7 Urging the United States Congress and the President of the United States to work to amend the Constitution of the United States to prohibit corporations, unions, and individuals from making unlimited independent expenditures supporting or opposing candidates for public office. Without objection, it was so ordered.

**Announcements**

Senator McGuire, Chair, moved and asked unanimous consent that Uniform Rule 23 be waived for a Rules Committee meeting on January 28. Without objection, it was so ordered.

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 30, 2013. Without objection, the Senate adjourned at 11:29 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**

<b>Jan 29</b>	<b>Tuesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
No Meeting Scheduled - due to Special Committee on TAPS Throughput meeting at this time.			
<b>Jan 31</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
No Meeting Scheduled - Due to Special Committee on TAPS Throughput meeting at this time.			

**EDUCATION**

<b>Jan 28</b>	<b>Monday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
No Meeting Scheduled			
<b>Jan 30</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+= SB 17 EXTEND SPECIAL EDUCATION SERVICE AGENCY			
<b>Jan 30</b>	<b>Wednesday</b>	<b>Capitol 106</b>	<b>3:00 PM</b>
-- Time and Location Change --			
+ Joint w/ House Education			
Presentation: The State of the University of Alaska, Patrick Gamble, UA President			

SENATE JOURNAL

January 28, 2013

135

**EDUCATION (continued)**

<b>Feb 01</b>	<b>Friday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
Presentation: "We the People of Alaska" a Supplement to Alaska Studies High School Courses Coordinated by the Institute of the North, Nils Andreassen, Executive Director Bills Previously Heard/Scheduled			

-----

**FINANCE**

<b>Jan 28</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
No Meeting Scheduled			
<b>Jan 29</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ SB 18	BUDGET: CAPITAL		
+ SB 19	APPROP: OPERATING BUDGET/LOANS/FUNDS		
<b>Jan 30</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ Governor's FY14 Overview - University of Alaska			
<b>Jan 31</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ SB 20	APPROP: MENTAL HEALTH BUDGET		
+ Governor's FY14 Overview - Alaska Mental Health Trust Authority, Jeff Jesse, Executive Director			
<b>Feb 01</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ Alaska Energy Authority Presentation			

-----

**HEALTH & SOCIAL SERVICES**

<b>Jan 28</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
No Meeting Scheduled			
<b>Jan 30</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
No Meeting Scheduled			
<b>Feb 01</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
No Meeting Scheduled			

-----

**JUDICIARY**

<b>Jan 28</b>	<b>Monday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+ SJR 2	Organizational Meeting		
+ SJR 2	LIMIT FEDERAL INTERVENTION IN STATE		
	Overview by the Department of Corrections		
	<Teleconference Listen Only>		
<b>Jan 30</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+ SB 22	Overview by Department of Law		
+ SB 22	CRIMES; VICTIMS; CHILD ABUSE AND NEGLECT		
	<Teleconference Listen Only>		
<b>Feb 01</b>	<b>Friday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+ SJR 2	LIMIT FEDERAL INTERVENTION IN STATE		
	-- Testimony <Time Limit May be Set> --		

---

**LABOR & COMMERCE**

<b>Jan 29</b>	<b>Tuesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+	Confirmation Hearing:		
+	Commissioner Dianne Blumer		
<b>Jan 31</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+ SB 23	-- Meeting Postponed --		
+ SB 23	AIDEA: LNG PROJECT; DIVIDENDS; FINANCING		
	Bills Previously Heard/Scheduled		
	-- Testimony <Invitation Only> --		

---

**RESOURCES**

<b>Jan 28</b>	<b>Monday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	Petroleum Systems -		
	Bob Swenson, State Geologist, Director, Division		
	of Geological & Geophysical Surveys		
	Paul Decker, Sr. Petroleum Geologist, Division of		
	Oil & Gas		
	-- Testimony <Invitation Only> --		
+ SB 29	CRUISE SHIP WASTEWATER DISCHARGE PERMITS		

**RESOURCES (continued)**

<b>Jan 30</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	Dept. of Fish & Game - Overview Cora Campbell, Commissioner -- Testimony <Invitation Only> --		
+	Dept. of Environmental Conservation - Overview Larry Hartig, Commissioner -- Testimony <Invitation Only> -- Bills Previously Heard/Scheduled		
<b>Feb 01</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	Petroleum Leasing and Unitization - Bill Barrons, Director, Division of Oil & Gas -- Testimony <Invitation Only> -- Bills Previously Heard/Scheduled		
<b>Feb 02</b>	<b>Saturday</b>	<b>Butrovich 205</b>	<b>10:30 AM</b>
+	SB 26 LAND DISPOSALS/EXCHANGES; WATER RIGHTS +	SB 27 REGULATION OF DREDGE AND FILL ACTIVITIES -- Testimony <Invitation Only> --	

---

**RULES**

<b>Jan 28</b>	<b>Monday</b>	<b>Beltz 105 (tsbldg)</b>	<b>11:30 AM</b>
	-- Immediately Following Session -- Organizational Meeting Uniform Rule 23 Waived Election of Vice Chairman Delegation of Calendaring Authority		

---

**STATE AFFAIRS**

<b>Jan 29</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>9:00 AM</b>
	No Meeting Scheduled		
<b>Jan 31</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>9:00 AM</b>
+	Department of Corrections Overview		

---

**TRANSPORTATION**

<b>Jan 29</b>	<b>Tuesday</b>	<b>Barnes 124</b>	<b>1:00 PM</b>
+	Joint w/ House Transportation Knik Arm Bridge and Toll Authority Update, Michael Foster, KABATA Chairman of the Board Mobility Coalition Update - David Levy Confirmation Hearing: Pat Kemp, Commissioner, DOT/PF		
<b>Jan 31</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
	No Meeting Scheduled		-----

**FINANCE SUBCOMMITTEES****CORRECTIONS**

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

**FISH & GAME**

<b>Feb 11</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview -- Testimony <Invitation Only> --		
<b>Feb 13</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview -- Testimony <Invitation Only> --		
<b>Feb 18</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview -- Testimony <Invitation Only> --		
<b>Feb 20</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview -- Testimony <Invitation Only> --		
<b>Feb 25</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview -- Testimony <Invitation Only> --		

**FISH & GAME (continued)**

<b>Feb 27</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
<b>Mar 04</b>	<b>Monday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
<b>Mar 06</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:00 PM</b>
	Department Budget Overview		
	-- Testimony <Invitation Only> --		

---

**HEALTH & SOCIAL SERVICES**

<b>Feb 07</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Department & FY14 Budget Overview & Status of		
	FY13 Increments		
	-- Testimony <Invitation Only> --		
<b>Feb 12</b>	<b>Tuesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Medicaid		
	-- Testimony <Invitation Only> --		
<b>Feb 14</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Medicaid		
	-- Testimony <Invitation Only> --		
<b>Feb 21</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Mental Health Trust		
	-- Testimony <Invitation Only> --		
<b>Feb 28</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Other Issues Within the Budget, Question and		
	Answer Session		
	-- Testimony <Invitation Only> --		
<b>Mar 14</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>8:00 AM</b>
+	Budget Close-out		
	-- Testimony <Invitation Only> --		

---

**PUBLIC SAFETY**

<b>Jan 29</b>	<b>Tuesday</b>	<b>House Finance 519</b>	<b>10:00 AM</b>
+	Joint w/ House Public Safety		
	Budget Overview		
	-- Testimony <Invitation Only> --		
<b>Feb 05</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Status of VPSO Program and of Recruitment Efforts		
	for VPSOs and the State Troopers		
	-- Testimony <Invitation Only> --		
<b>Feb 19</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Trooper Aircraft, Budget Amendments		
	-- Testimony <Invitation Only> --		
<b>Feb 26</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Other Issues Within the Budget, Question and		
	Answer Session		
	-- Testimony <Invitation Only> --		
<b>Mar 12</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
+	Budget Close-out		
	-- Testimony <Invitation Only> --		

---

**SPECIAL COMMITTEES****SENATE SPECIAL COMM ON IN-STATE ENERGY**

<b>Jan 31</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>7:30 AM</b>
+	Alaska Industrial Development Export		
Authority (AIDEA) Overview of Fairbanks Gas			
Trucking Project			

---

SENATE JOURNAL

January 28, 2013

141

**SENATE SPECIAL COMM ON TAPS THROUGHPUT**

<b>Jan 29</b>	<b>Tuesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
+= SB 21	OIL AND GAS PRODUCTION TAX		
+	Presentation: Mike Pawlowski, Dept. of Revenue, Joe Balash, Dept. of Natural Resources -- Public Testimony Following Presentation -- 3:30 - 5:00 Bill Hearing & Presentation Testimony in Juneau if time allows before 5 p.m. 5:00 - 5:30 p.m. Break 5:30 - 7:30 p.m. LIO Public Testimony from Anchorage, Fairbanks, Mat-Su, Kotzebue, Nome, Tok, Valdez, Unalaska		
<b>Jan 31</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:00 PM</b>
+= SB 21	-- Time and Location Change -- OIL AND GAS PRODUCTION TAX Presentation by PFC Energy -- Public Testimony 4:30 - 7:30 p.m -- LIO Public Testimony from Kodiak, Homer, Kenai, Seward, Ketchikan, Sitka, Petersburg, Wrangell, Barrow, Bethel, Cordova, Delta Junction, Dillingham, Glennallen, Juneau, Off-nets		

---

**JOINT COMMITTEES**

**LEGISLATIVE BUDGET & AUDIT**

<b>Jan 29</b>	<b>Tuesday</b>	<b>House Finance 519</b>	<b>8:00 AM</b>
+	Legislative Affairs Independent Audit-Kris Curtis LB&A Contracts Other Committee Business		

---

**LEGISLATIVE CENTENNIAL COMMISSION**

<b>Feb 01</b>	<b>Friday</b>	<b>Capitol 106</b>	<b>2:00 PM</b>
+	Agenda to be Announced		

---

**OTHER MEETINGS****JOINT SESSION**

<b>Feb 13</b>	<b>Wednesday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
State of the Judiciary Address by Chief Justice Dana Fabe			
<b>Feb 21</b>	<b>Thursday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
Annual Address by the Honorable Lisa Murkowski, U.S. Senator			
<b>Mar 04</b>	<b>Monday</b>	<b>House Chamber</b>	<b>11:00 AM</b>
Annual Address by the Honorable Mark Begich, U.S. Senator			

---

**MISCELLANEOUS MEETING**

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