

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE

FIRST SESSION

Juneau, Alaska Monday February 4, 2013

Twenty-first Day

Pursuant to adjournment the Senate was called to order by President Huggins at 11:00 a.m.

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

The prayer was offered by the Chaplain, Bishop J.R. Blackshear of Life Church, Anchorage. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Lord, I sincerely ask you today to bless this assemblage of men and women that have been chosen by my fellow Alaskans to conduct the business of our most wonderful state in a manner that would be pleasing to you. As a long-term Alaskan resident of over 50 years, I personally appreciate their commitment to the responsibilities before them; that being the task of making wise decisions that would benefit the residents of the most blessed state of the United States of America.

Lord, I realize that there are differences of opinion on many of the issues before them. I do not attempt to judge these opinions, but upon their behalf, I humbly ask you to guide their minds, as well as their spirits, as they conscientiously use the weight of their influence, as well as their votes, in attempting to reach understandings and agreements that will enhance our most blessed state. My children, my grandchildren and the thousands of citizens of our state that have elected them to represent them, are relying upon them to make wise decisions as they consider the weighty matters before them.

Bless them Lord, with wisdom and a cooperative spirit, is my earnest request; and I sincerely thank you, as well as those responsible for allowing me to be here today and offer this prayer unto you on behalf of this august body of duly elected officials.

I personally thank you for the privilege of being an Alaska resident.

May your blessings continue to be upon our state and our elected officials as they conduct the important business that is before them. This is my prayer and earnest desire.

In Jesus' name.

Senator Gardner led the Senate in the Pledge of Allegiance.

Certification

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

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

Messages from the Governor

SR 1

Message dated February 1 was read stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 1 Establishing a
Senate Special Committee on World Trade.

Senate Resolve No. 1

SR 2

Message dated February 1 was read stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 2 Establishing a Senate Special Committee on Trans Alaska Pipeline System Throughput.

Senate Resolve No. 2

SR 3

Message dated February 1 was read stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 3 Establishing a Senate Special Committee on In-State Energy.

Senate Resolve No. 3

SR 4

Message dated February 1 was read stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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.

Senate Resolve No. 4

Communications

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

Ninth Annual Report to the Governor of Alaska and the Alaska Legislature from the Office of Administrative Hearings dated January 31
from Terry Thurbon, Chief Administrative Law Judge
Department of Administration
in accordance with AS 44.64.020(a)(7)

Annual Review of Assets of the Alaska Industrial Development and Export Authority (AIDEA)
from Ted Leonard, Executive Director
in accordance with AS 44.88.205

University of Alaska Fisheries, Seafood, and Maritime Initiative Report to the Legislature, dated January 20
from Senator Lyman Hoffman and Representative Bryce Edgmon
in accordance with Legislative Resolve No. 36 (2012)

Notification of Availability of the Alaska Retirement Management Board (ARMB) Financial Report, dated December 31, 2012
from Bryan Butcher, Commissioner, Department of Revenue
in accordance with AS 37.10.220(a)(13)
available at:
treasury.dor.alaska.gov/programs/programs/other/publications/index.aspx?35000

Alaska Industrial Development and Export Authority (AIDEA)
2012 Annual Report
from Hugh Short, Board Chair and Ted Leonard, Executive Director
in accordance with AS 44.88.210

Standing Committee Reports

SJR 2

The Judiciary Committee considered SENATE JOINT RESOLUTION NO. 2 Commending and supporting actions taken by the Office of the Governor, the attorney general, and the commissioner of natural resources to protect the state from federal government incursion into the care and management of state resources and to promote the economic prosperity of the state; and urging the United States

Congress and the President of the United States to limit federal government overreach into management of state resources, and recommended it be replaced with

CS FOR SENATE JOINT RESOLUTION
NO. 2(JUD)

Signing do pass: Senator Coghill, Chair; Senator Dyson. Signing no recommendation: Senator Olson.

The following fiscal information was published today:
Fiscal Note No. 1, zero, Senate Judiciary Committee

The resolution was referred to the Rules Committee.

SB 17

The Education Committee considered SENATE BILL NO. 17 "An Act extending the special education service agency; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 17(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."

Signing do pass: Senator Stevens, Chair; Senator Gardner. Signing no recommendation: Senators Dunleavy, Huggins.

The following fiscal information was published today:
Fiscal Note No. 1, Department of Education and Early Development

The bill was referred to the Finance Committee.

**Introduction and Reference of
Senate Resolutions**

SJR 3

SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION
NO. 3 BY SENATORS MICCICHE, French,

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas exploration, development, and production; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies

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

Introduction and Reference of Senate Bills

SB 43

SENATE BILL NO. 43 BY SENATOR COGHILL, entitled:

"An Act relating to theft offenses; and providing for an effective date."

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

Consideration of the Calendar

Citations

Honoring - Anil Mathur, Alaska Tanker Company
Senator(s) Bishop, Huggins, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

Honoring - Clifford Robert Everts
Representative(s) Hawker
Senator(s) Giessel, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, Gardner, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

Honoring - Naukati School, 2012 Boating Safety Gold Award

Representative(s) Wilson, P

Senator(s) Stedman, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, 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

Senator Kelly moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, February 6 through evening plane time, February 7. Without objection, Senator Kelly was excused.

Senators Hoffman, Stedman moved and asked unanimous consent to be excused from a call of the Senate on February 8. Without objection, Senators Hoffman, Stedman were excused.

Announcements

Senator Dyson, Chair, moved and asked unanimous consent that Uniform Rule 23 be waived for a time change to the State Affairs Committee meeting on February 7. 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., February 6, 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

Feb 05	Tuesday No Meeting Scheduled	Butrovich 205	3:30 PM
Feb 07	Thursday No Meeting Scheduled	Butrovich 205	3:30 PM
Feb 08	Friday Note Day and Time Change	Butrovich 205	8:00 AM
+ SB 32	CHIKUMINUK LAKE HYDROELECTRIC SITE		

EDUCATION

Feb 04	Monday -- MEETING CANCELED -- Bills Previously Heard/Scheduled	Beltz 105 (tsbldg)	8:00 AM
Feb 06	Wednesday + SB 40 APPROP: UNIV. ENGINEERING BUILDINGS Bills Previously Heard/Scheduled	Beltz 105 (tsbldg)	8:00 AM
Feb 08	Friday -- Location Change -- + Joint w/ House Education Presentation: Annual Report, Department of Education & Early Development	Capitol 106	8:00 AM

FINANCE

Feb 04 Monday Senate Finance 532 9:00 AM
No Meeting Scheduled

Feb 05 Tuesday Senate Finance 532 9:00 AM
= SB 42 SUPPLEMENTAL/CAPITAL/OTHER APPROPRIATIONS
Overview
+ SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
<Above Item Removed from Agenda>
+ Bills Previously Heard/Scheduled

Feb 06 Wednesday Senate Finance 532 9:00 AM
+= SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
Larry Hartig, Commissioner, DEC
+ Bills Previously Heard/Scheduled

Feb 07 Thursday Senate Finance 532 9:00 AM
+= SB 29 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
-- Public Testimony --
+ HB 80 CRUISE SHIP WASTEWATER DISCHARGE PERMITS
<Pending Referral>
+ Bills Previously Heard/Scheduled

Feb 08 Friday Senate Finance 532 9:00 AM
+ Bills Previously Heard/Scheduled
+ SB 42 SUPPLEMENTAL/CAPITAL/OTHER APPROPRIATIONS
<Above Item Removed from Agenda>

HEALTH & SOCIAL SERVICES

Feb 04 Monday Butrovich 205 1:30 PM
No Meeting Scheduled

Feb 06 Wednesday Butrovich 205 1:30 PM
No Meeting Scheduled

Feb 08 Friday Butrovich 205 1:30 PM
No Meeting Scheduled

JUDICIARY

- Feb 04 Monday Beltz 105 (tsbldg) 1:30 PM**
 += SB 22 CRIMES; VICTIMS; CHILD ABUSE AND NEGLECT
 -- Public Testimony <Time Limit May be Set> --
 + SJR 6 OPPOSE EXECUTIVE ORDERS ON GUN CONTROL
 <Teleconference Listen Only>
- Feb 06 Wednesday Beltz 105 (tsbldg) 1:30 PM**
 No Meeting Scheduled
- Feb 08 Friday Beltz 105 (tsbldg) 1:30 PM**
 + Children's Justice Act Task Force - Annual Legislative
 Presentation
 <Teleconference Listen Only>
 += SJR 6 OPPOSE EXECUTIVE ORDERS ON GUN CONTROL
 -- Public Testimony <Time Limit May be Set> --

LABOR & COMMERCE

- Feb 05 Tuesday Beltz 105 (tsbldg) 1:30 PM**
 + SB 37 EXTEND SUICIDE PREVENTION COUNCIL
 += SB 23 AIDEA: LNG PROJECT; DIVIDENDS; FINANCING
- Feb 07 Thursday Beltz 105 (tsbldg) 1:30 PM**
 += SB 16 BD OF ARCHITECTS, ENGINEERS, SURVEYORS
 + SB 38 EXTEND STATE MEDICAL BOARD
 Bills Previously Heard/Scheduled

RESOURCES

- Feb 04 Monday Butrovich 205 3:30 PM**
 + Oil Resources: Economic Challenges & Opportunities
 -- Testimony <Invitation Only> --
 5:15 pm - Public Testimony on the Following Bills
 += SB 26 LAND DISPOSALS/EXCHANGES; WATER RIGHTS
 -- Public Testimony <Time Limit May Be Set> --
 += SB 27 REGULATION OF DREDGE AND FILL ACTIVITIES
 -- Public Testimony <Time Limit May Be Set> --

RESOURCES (continued)

Feb 06 Wednesday Butrovich 205 3:30 PM
 + The Alberta Experience
 -- Testimony <Invitation Only> --
 + PFC Energy
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Feb 08 Friday Butrovich 205 3:30 PM
 + "What it Takes to Keep Our Legacy Fields Alive"
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Feb 05 Tuesday Butrovich 205 9:00 AM
 + SB 12 PUBLIC PROCUREMENT

Feb 07 Thursday Capitol 106 8:00 AM
 -- Time Change from 9:00 am to 8:00 am --
 Uniform Rule 23 Waived
 + Joint w/ House State Affairs
 Employee Health Plan Overview Presentation by
 Curtis Thayer, Deputy Commissioner, Dept. of Administration

TRANSPORTATION

Feb 05 Tuesday Barnes 124 1:00 PM
 + Joint w/ House Transportation
 Alaska Railroad Corp. Presentation - Chris Aadnesen, CEO,
 AK Railroad Corp.; Bill O'Leary, CFO, AK Railroad Corp.
 Port McKenzie Project Update - John Moosey,
 Mat-Su Borough Manager; Don Dyer, Economic Dev.
 Director, Mat-Su Borough

Feb 07 Thursday Butrovich 205 1:30 PM
 + SB 31 NAMING AKHIOK RUNWAY

FINANCE SUBCOMMITTEES**CORRECTIONS**

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

FISH & GAME

Feb 11	Monday	Senate Finance 532	3:00 PM
	-- MEETING CANCELED --		
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Feb 13	Wednesday	Senate Finance 532	3:00 PM
	-- MEETING CANCELED --		
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Feb 18	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Feb 20	Wednesday	Senate Finance 532	3:00 PM
	-- MEETING CANCELED --		
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Feb 25	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Feb 27	Wednesday	Senate Finance 532	3:00 PM
	-- MEETING CANCELED --		
	Department Budget Overview		
	-- Testimony <Invitation Only> --		
Mar 04	Monday	Senate Finance 532	3:00 PM
	Department Budget Overview		
	-- Testimony <Invitation Only> --		

FISH & GAME (continued)

Mar 06 **Wednesday** **Senate Finance 532** **3:00 PM**
 Department Budget Overview
 -- Testimony <Invitation Only> --

Mar 11 **Monday** **Senate Finance 532** **3:00 PM**
 Department Budget Overview
 -- Testimony <Invitation Only> --

HEALTH & SOCIAL SERVICES

Feb 07 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Department & FY14 Budget Overview & Status of
 FY13 Increments
 -- Testimony <Invitation Only> --

Feb 12 **Tuesday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Medicaid
 -- Testimony <Invitation Only> --

Feb 14 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Medicaid
 -- Testimony <Invitation Only> --

Feb 21 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Mental Health Trust
 -- Testimony <Invitation Only> --

Feb 28 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Other Issues within the Budget, Question and
 Answer Session
 -- Testimony <Invitation Only> --

Mar 14 **Thursday** **Beltz 105 (tsbldg)** **8:00 AM**
 +
 Budget Close-out
 -- Testimony <Invitation Only> --

PUBLIC SAFETY

Feb 05	Tuesday	Senate Finance 532	3:30 PM
+	Status of VPSO Program and of Recruitment Efforts for VPSOs and the State Troopers -- Testimony <Invitation Only> --		
Feb 19	Tuesday	Senate Finance 532	3:30 PM
+	Trooper Aircraft, Budget Amendments -- Testimony <Invitation Only> --		
Feb 26	Tuesday	Senate Finance 532	3:30 PM
+	Other Issues within the Budget, Question and Answer Session -- Testimony <Invitation Only> --		
Mar 12	Tuesday	Senate Finance 532	3:30 PM
+	Budget Close-out -- Testimony <Invitation Only> --		

SPECIAL COMMITTEES
SENATE SPECIAL COMM ON IN-STATE ENERGY

Feb 05	Tuesday	Butrovich 205	7:30 AM
+	Overview: Alaska's Stand Alone Pipeline (ASAP) Frank Richards for Alaska Gasline Development Corporation		
Feb 07	Thursday	Butrovich 205	7:30 AM
	No Meeting Scheduled		

SENATE SPECIAL COMM ON TAPS THROUGHPUT

Feb 05	Tuesday	Butrovich 205	3:30 PM
+= SB 21	OIL AND GAS PRODUCTION TAX -- Industry Testimony <Invitation Only> --		
Feb 07	Thursday	Butrovich 205	3:30 PM
+= SB 21	OIL AND GAS PRODUCTION TAX		

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

Feb 09 **Saturday** **Butrovich 205** **10:00 AM**
 = SB 21 OIL AND GAS PRODUCTION TAX
 Meeting if needed.

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

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

Feb 06 **Wednesday** **Capitol 106** **12:00 PM**
 Lunch and Learn:
 "An Affordable Housing Conversation"
 Association of Alaska Housing Authority
 Sponsored by Sen. Olson & Rep. Edgmon

MISCELLANEOUS MEETING (continued)

Feb 07 Thursday Capitol 106 12:00 PM
Lunch and Learn
Super Critical Water Extraction and Refining
(SCWER) Presented by: Heavy Oil Solutions, LLC
Sponsored by the Senate Special Committee on
Trans Alaska Pipeline Systems Throughput