

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

January 27, 2014

Seventh Day

Pursuant to adjournment the Senate was called to order by President Huggins at 11:01 a.m.

The roll showed sixteen members present. Senators Bishop, Coghill, Fairclough, Olson were excused from a call of the Senate.

The prayer was offered by the Chaplain, Richard Dauenhauer of St. Nicholas Russian Orthodox Church. Senator McGuire moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Our Heavenly Father and Creator of all that exists, we stand before you today as men and women seeking to be instruments of what is good and right for both the people and the creation you have so generously given to us in Alaska.

You taught us that "to do justice and judgment [is] more acceptable to you than sacrifice." So we ask and seek your wisdom that our work here is just and our judgments are fair and right for those we serve. We ask that no one be asked to sacrifice more than his or her fair share.

Lord, you have told us that "justice, and only justice, should we follow, that we may live and inherit the land that the Lord our God has given to us" to care for and protect and use wisely. We ask that you guide

our decisions in a way that shows justice on the people and promotes the proper use of the land and resources, so that it will continue to be an inheritance for all the generations to come.

Lord, we know that "evil men do not understand justice, but those who seek the Lord understand it completely." Help this body to always seek you in all that they do so that their work will never be seen as evil and that you will let justice and truth show forth in all their works.

These and all good things I ask, in the name of the Father and of the Son, and of the Holy Spirit. Amen.

Senator Dunleavy led the Senate in the Pledge of Allegiance.

Certification

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

Messages from the House

Message dated January 24 was read stating the House confirmed the following members to the Select Committee on Legislative Ethics:

Representative Josephson
Representative Tuck (alternate)

HB 71

Message dated January 24 was read stating the Speaker has appointed the following members to a 2d Conference Committee to meet with a like committee from the Senate to consider the bills:

SENATE CS FOR CS FOR HOUSE BILL NO. 71(FIN)

"An Act requiring the Commercial Fisheries Entry Commission to report biennially on the vessel-based limited entry fisheries system for the weathervane scallop and Bering Sea hair crab fisheries; requiring the Department of Commerce, Community, and Economic Development to file an annual report to the legislature regarding statewide and regional economic development projects and regional development organizations; extending the termination date of the Alaska regional economic assistance program; extending the termination date of the authority of the Commercial Fisheries Entry Commission to maintain a vessel-based limited entry fisheries system for the weathervane scallop and Bering Sea hair crab fisheries; providing for an effective date by amending the effective date under sec. 28, ch. 137, SLA 2002; and providing for an effective date."

and

CS FOR HOUSE BILL NO. 71(FIN)

"An Act requiring the Department of Commerce, Community, and Economic Development to file an annual report to the legislature regarding statewide and regional economic development projects and regional development organizations; extending the termination date of the Alaska regional economic assistance program; and providing for an effective date."

Representative Pruitt, Chair
Representative LeDoux
Representative Kawasaki

The first conference committee was discharged (House Journal, page 1286).

Communications

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

Professional Licensing Programs Annual Report, December 2013;
Department of Commerce, Community, and Economic Development,
Division of Corporations, Business and Professional Licensing
from Susan K. Bell, Commissioner
in accordance with AS 08.01.065

2014 Report on Identified RS 2477 Rights-of-Way, Division of
Mining, Land and Water; Department of Natural Resources
from Brent Goodrum, Director
in accordance with AS 19.30.400

Notification of Availability of the 2014 Notification of Annual Mining
Report, Division of Mining, Land and Water; Department of Natural
Resources
from Brent Goodrum, Director
in accordance with AS 19.30.400
available at: <http://www.dggs.alaska.gov/pubs/id/25621>

2014 Land Disposal Income Fund Report, Division of Mining, Land
and Water; Department of Natural Resources
from Brent Goodrum, Director
in accordance with AS 38.04.022

2014 Notification of Annual Report on Status of Land in the Land
Disposal Bank, Division of Mining, Land and Water; Department of
Natural Resources
from Brent Goodrum, Director
in accordance with AS 38.04.020

2014 Notification of Annual Report on Water Removals and Exports,
Division of Mining, Land and Water; Department of Natural
Resources
from Brent Goodrum, Director
in accordance with AS 46.15.020

2014 Notification of Interim Classifications (Closing Land to Mineral
Entry), Division of Mining, Land and Water; Department of Natural
Resources
from Brent Goodrum, Director
in accordance with AS 38.05.300

2014 Summary of Cooperative Resource Management of Developing Agreements, Division of Mining, Land and Water; Department of Natural Resources

from Brent Goodrum, Director
in accordance with AS 38.05.027

2014 Annual Summary of the Department's Efforts to Maintain or Enhance Access to and along Fishing Streams, Division of Mining, Land and Water; Department of Natural Resources

from Brent Goodrum, Director
in accordance with AS 38.04.205

Annual Report to the Legislature by the Department of Natural Resources, Division of Parks and Outdoor Recreation, Regarding the Number of Camping Permits Issued to Disabled Veterans

from Ben Ellis, Director
in accordance with AS 41.21.026

Alaska Aerospace 2013 Annual Report
from Craig Campbell, President and CEO
in accordance with AS 26.27.100

Notification of Availability of the Alaska Retirement Management Board Annual Financial Report, Department of Revenue

from Angela M. Rodell, Commissioner
in accordance with AS 37.10.220

available at:

<http://treasury.dor.alaska.gov/armb/ReportsandPolicies/AnnualAuditedFinancialSchedules.aspx>

2013 Citizen Review Panel Annual Report and 2013 OCS Response to CRP Annual Report, Department of Health and Social Services

from Diwakar Vadapalli, Chair
in accordance with AS 47.14.255

Alaska Airports and Aviation 2013 Annual Report, Alaska Department of Transportation and Public Facilities

from John Binder, Deputy Commissioner

The following Budget and Audit Reports were received from Kris Curtis, Legislative Auditor, in accordance with AS 24.20.311 and are on file in the Office of the Secretary of the Senate:

Condensed 2013 Annual Report from the Legislative Budget and Audit Committee

Unabridged 2013 Annual Report from the Legislative Budget and Audit Committee

Standing Committee Reports

SB 111

The Education Committee considered SENATE BILL NO. 111 "An Act repealing the secondary student competency examination and related requirements; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 111(EDC)

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

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 Bills

SB 140

SENATE BILL NO. 140 BY SENATOR MCGUIRE, entitled:

"An Act creating the Arctic infrastructure development program and fund in the Alaska Industrial Development and Export Authority."

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

SB 141

SENATE BILL NO. 141 BY SENATOR WIELECHOWSKI, entitled:

"An Act relating to vehicle registration fees for members of the Alaska National Guard."

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

SB 142

SENATE BILL NO. 142 BY SENATORS WIELECHOWSKI, Coghill, entitled:

"An Act relating to the powers of municipalities; prohibiting state and municipal agencies from using assets to assist a federal agency in collecting certain telephone records or electronic data without a warrant; prohibiting state and municipal agencies, officers, employees, and agents from cooperating with a federal agency in collecting certain telephone records or electronic data without a warrant; and providing for an effective date."

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

Consideration of the Calendar**Citations**

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

Honoring - Tobias "Toby" Schworer
Representative(s) Gara, Millett
Senator(s) Ellis, Meyer, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski

In Memoriam - Earl H. Beistline

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

In Memoriam - Hugh Fleischer

Representative(s) Gara

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

Senator McGuire, Acting Majority Leader, 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 Stevens moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, February 6 through plane time, February 9. Without objection, Senator Stevens was excused.

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate on January 31 and on February 4. Without objection, Senator Hoffman was excused.

Senator Gardner moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, January 31 through morning plane time, February 3. Without objection, Senator Gardner was excused.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator McGuire, Acting Majority Leader, moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., January 29, 2014. Without objection, the Senate adjourned at 11:22 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 28 Tuesday Butrovich 205 3:30 PM
No Meeting Scheduled

Jan 30 Thursday Butrovich 205 3:30 PM
No Meeting Scheduled

EDUCATION

Jan 27 Monday Beltz 105 (TSBLDG) 8:00 AM
+= SB 111 REPEAL SECONDARY SCHOOL EXIT EXAM
Bills Previously Heard/Scheduled

Jan 29 Wednesday Beltz 105 (TSBLDG) 8:00 AM
+ SB 107 ESTABLISH K THROUGH 3 READING PROGRAM
Bills Previously Heard/Scheduled

Jan 31 Friday Beltz 105 (TSBLDG) 8:00 AM
+= HB 190 CREDIT FOR SECONDARY SCHOOL COURSES
Bills Previously Heard/Scheduled

FINANCE

Jan 27 +	Monday	Senate Finance 532	9:00 AM
	Presentation: Commercial Agreements for Alaska LNG Project The Heads of Agreement and the Memorandum of Understanding Commissioner Angela Rodell, Dept. of Revenue Commissioner Joe Balash, Dept. of Natural Resources Dan Fauske, President, Alaska Gasline Development Corporation		
Jan 28 +	Tuesday	Senate Finance 532	9:00 AM
	Presentation: Positive Train Control Bill O'Leary, President & CEO, Alaska Railroad Corporation Eileen Reilly, Vice President, Advanced Train Control Systems & Technology, Alaska Railroad Corporation		
Jan 29 +	Wednesday	Senate Finance 532	9:00 AM
	Presentation: Rural Transportation Infrastructure Development - Innovative Solutions to Local Transportation Needs Mike McKinnon, Owner/Manager, McKinnon & Associates		
Jan 30 += SB 121	Thursday	Senate Finance 532	9:00 AM
	APPROP: MENTAL HEALTH BUDGET FY 2015 Budget Overview and Presentation Jeff Jessee, CEO, Alaska Mental Health Trust Authority		
Jan 31 + SB 125	Friday	Senate Finance 532	9:00 AM
	REJECT RECOMMENDATION OF COMP. COMMISSION -----		

HEALTH & SOCIAL SERVICES

Jan 27	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
Jan 29	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

HEALTH & SOCIAL SERVICES (continued)

Jan 31 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Jan 27 Monday Beltz 105 (TSBLDG) 1:30 PM
 No Meeting Scheduled

Jan 29 Wednesday Beltz 105 (TSBLDG) 1:30 PM
 += SB 64 OMNIBUS CRIME/CORRECTIONS BILL
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled

Jan 31 Friday Beltz 105 (TSBLDG) 1:30 PM
 += SB 64 OMNIBUS CRIME/CORRECTIONS BILL
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled

LABOR & COMMERCE

Jan 28 Tuesday Beltz 105 (TSBLDG) 1:30 PM
 No Meeting Scheduled

Jan 30 Thursday Beltz 105 (TSBLDG) 1:30 PM
 No Meeting Scheduled

RESOURCES

Jan 27 Monday Butrovich 205 3:30 PM
 -- Teleconference --
 Gasline Issues
 Heads of Agreement
 Memorandum of Understanding
 -Department of Natural Resources
 -Department of Revenue
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled

RESOURCES (continued)

Jan 29	Wednesday	Butrovich 205	3:30 PM
	-- Teleconference -- Gasline Issues Heads of Agreement Memorandum of Understanding -Department of Natural Resources -Department of Revenue -- Testimony <Invitation Only> -- Bills Previously Heard/Scheduled		
Jan 31	Friday	Butrovich 205	3:30 PM
	-- Teleconference -- The Alaska LNG Project -Steve Butt, Senior Project Manager -- Testimony <Invitation Only> -- Bills Previously Heard/Scheduled		

STATE AFFAIRS

Jan 28	Tuesday	Butrovich 205	9:00 AM
	No Meeting Scheduled		
Jan 30	Thursday	Butrovich 205	9:00 AM
	Overview: Consumer Driven Health Plans Deputy Director Chief of Staff, Denny Darrow for Indiana State Personnel Department		

TRANSPORTATION

Jan 28	Tuesday	Barnes 124	1:00 PM
	Joint w/ House Transportation Alaska Railroad (ARRC): Updates on Tanana, Positive Control and Pt. Mackenzie Rail Extension		
+			
Jan 30	Thursday	Barnes 124	1:00 PM
	Joint w/ House Transportation Update on State Rail Plan Haines Railroad Study and the G7G Army Corps of Engineers: Update on Arctic Ports		
+			

FINANCE SUBCOMMITTEES**ENVIRONMENTAL CONSERVATION**

Feb 26	Wednesday -- Teleconference -- Department Overview	Senate Finance 532	12:00 PM
Mar 05	Wednesday -- Teleconference -- Department Overview	Senate Finance 532	12:00 PM
Mar 12	Wednesday -- Teleconference -- Closeout	Senate Finance 532	12:00 PM

FISH & GAME

Feb 24	Monday -- Teleconference -- Department Overview	Senate Finance 532	3:00 PM
Mar 03	Monday -- Teleconference -- Department Overview	Senate Finance 532	3:00 PM
Mar 10	Monday -- Teleconference -- Department Overview	Senate Finance 532	3:00 PM
Mar 17	Monday -- Teleconference -- Department Closeout	Senate Finance 532	3:00 PM

HEALTH & SOCIAL SERVICES

Feb 06 +	Thursday MMIS Status, Problems, Solutions -- Testimony <Invitation Only> --	Fahrenkamp 203	8:00 AM
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HEALTH & SOCIAL SERVICES (continued)

Feb 12	Wednesday	Beltz 105 (TSBLDG)	3:00 PM
+	Medicaid Projections, GAP		
	-- Testimony <Invitation Only> --		
Feb 13	Thursday	Fahrenkamp 203	8:00 AM
+	Medicaid continued		
	-- Testimony <Invitation Only> --		
Feb 19	Wednesday	Beltz 105 (TSBLDG)	3:00 PM
+	Behavioral Health - Effect of Reductions, Alcohol Tax Funds, CBC		
	-- Testimony <Invitation Only> --		
Feb 20	Thursday	Fahrenkamp 203	8:00 AM
+	Mental Health Trust		
	-- Testimony <Invitation Only> --		
Feb 27	Thursday	Fahrenkamp 203	8:00 AM
+	OCS Status - Effect of Reductions to Expenditure Levels in the Department, Tobacco Prevention and Control Funds Cuts, Effect of Elimination of Rabies PEP		
	-- Testimony <Invitation Only> --		
Mar 17	Monday	Beltz 105 (TSBLDG)	3:00 PM
+	Budget Close-out		
	-- Testimony <Invitation Only> --		

PUBLIC SAFETY

Feb 04	Tuesday	Fahrenkamp 203	3:30 PM
+	Status of VPSO Program		
	-- Testimony <Invitation Only> --		
Feb 11	Tuesday	Fahrenkamp 203	3:30 PM
+	Status of VPSO Program continued		
	-- Testimony <Invitation Only> --		

PUBLIC SAFETY (continued)

Feb 18	Tuesday	Fahrenkamp 203	3:30 PM
+	Shelter Programs & Funding; Effects of Governor's DVSA Initiative		
	-- Testimony <Invitation Only> --		
Feb 25	Tuesday	Fahrenkamp 203	3:30 PM
+	Reductions Included in the Budget		
	-- Testimony <Invitation Only> --		
Mar 13	Thursday	Fahrenkamp 203	3:30 PM
+	Budget Close-out		
	-- Testimony <Invitation Only> --		

JOINT COMMITTEES**LEGISLATIVE BUDGET & AUDIT**

Jan 28	Tuesday	Senate Finance 532	5:30 PM
+	Presentation by Nikos Tsafos & Janak Mayer, LB&A Consultants		
	Natural Gas Market Outlook & Fundamentals of the LNG Business		
	Streamed live on AKL.TV		

LEGISLATIVE COUNCIL

Jan 30	Thursday	Senate Finance 532	11:00 AM
+	-- Teleconference <Listen Only> --		
	Ratification of Charitable Events		
	-AK Governor's Awards for the Arts & Humanities Reception		
	-Tinaa Art Auction		
	-2014 Fahrenkamp-Kelly Classic Putting Tournament		
	Contract Approvals		
	<Above Item Removed from Agenda>		
	Other Committee Business		
	-2014 Revisor's Bill Approval		
	-FY 13 Legislative Audit		
	-Late Travel & Per Diem Requests		

OTHER MEETINGS

MISCELLANEOUS MEETING

Feb 10	Monday	Capitol 106	1:00 PM
	School District Legislative Fly-In Informal Q&A Session Regarding Alaska's Public School System		