

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Friday

March 7, 2014

Forty-sixth Day

Pursuant to adjournment the Senate was called to order by President Huggins at 10:02 a.m.

The roll showed thirteen members present. Senators Bishop, Ellis, Hoffman, Micciche, Stedman, Stevens were excused from a call of the Senate. Senator McGuire was absent.

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.

The prayer was offered by the Chaplain, The Reverend Gordon Blue of the Church of the Holy Trinity. Senator Coghill moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Spirit of justice, creator Spirit; help this Senate to make and keep the great State of Alaska a home for all its different peoples. You have made us many peoples, but of one blood; preserve our many cultures, and make us also of one mind.

"In your hand are the caverns of the earth,
and the heights of the hills are yours also.
The sea is yours, for you made it,
and your hands have molded the dry land."
[Psalms 95:4-5]

We give you thanks and praise for our Great Land, and for what has been achieved by past legislatures. God, you know better than we the temptations that will bring us down. Protect us and guide our feet into the way of peace. May you be with these Senators, who have been called by the people into service. Give them strength to bear their own and one another's burdens.

Bless them so that their example may give to the people a zeal for justice and the strength of forbearance, and we may use our liberty to bring blessings upon the future generations of Alaska. Amen.

Senator Coghill led the Senate in the Pledge of Allegiance.

Certification

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

Standing Committee Reports

Report dated March 6 was read stating:

In accordance with Article III, Section 25 of the Alaska Constitution and AS 39.05.080, the State Affairs Committee reviewed the following and recommends the appointment be forwarded to a joint session for consideration:

Commissioner – Department of Administration

Curtis Thayer

This does not reflect an intent by any of the members to vote for or against the confirmation of the individual during any further sessions.

Signing the report: Senator Dyson, Chair; Senators Wielechowski, Coghill, Giessel.

Report dated March 6 was read stating:

In accordance with AS 39.05.080, the State Affairs Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

State Commission for Human Rights

Michele Christiansen – Anchorage

Immanuel Lewis – Anchorage

Alaska Police Standards Council

Richard Burton – Ketchikan

Violent Crimes Compensation Board

Nora Barlow – Anchorage

This does not reflect an intent by any of the members to vote for or against the confirmation of the individuals during any further sessions.

Signing the report: Senator Dyson, Chair; Senators Wielechowski, Coghill, Giessel.

SB 77

The Resources Committee considered SENATE BILL NO. 77 "An Act relating to big game hunting with children" and recommended it be replaced with

CS FOR SENATE BILL NO. 77(RES)

Signing do pass: Senator Giessel, Chair; Senators French, Micciche, Bishop, Fairclough, Dyson.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Fish and Game

The bill was referred to the Finance Committee.

SB 108

The Judiciary Committee considered SENATE BILL NO. 108 "An Act relating to the confidentiality of certain records of criminal cases; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 108(JUD)

Signing no recommendation: Senator Coghill, Chair. Signing do pass: Senator Dyson. Signing amend: Senators Wielechowski, Olson.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Law
Fiscal Note No. 2, zero, Department of Administration
Fiscal Note No. 3, zero, Department of Administration
Fiscal Note No. 4, zero, Alaska Court System

The bill was referred to the Finance Committee.

SB 129

The Finance Committee considered SENATE BILL NO. 129 "An Act extending the termination date of the Board of Certified Real Estate Appraisers; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 129(FIN) "An Act extending the termination date of the Board of Certified Real Estate Appraisers; relating to real estate appraisers; and providing for an effective date."

Signing do pass: Senators Meyer, Kelly, Cochairs; Senators Dunleavy, Bishop. Signing no recommendation: Senator Olson.

The following fiscal information was published today:

Fiscal Note No. 2, Senate Finance Committee

The bill was referred to the Rules Committee.

SB 169

The Finance Committee considered SENATE BILL NO. 169 "An Act establishing in the Department of Health and Social Services a statewide immunization program and the State Vaccine Assessment Commission; creating a vaccine assessment account; requiring a fee assessment from health care insurers and other program participants for statewide immunization purchases; repealing the temporary child and adult immunization program; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 169(FIN) "An Act establishing in the Department of Health and Social Services a statewide immunization program and the State Vaccine Assessment Council; creating a vaccine assessment account; requiring a vaccine assessment from assessable entities and other program participants for statewide immunization purchases; repealing the temporary child and adult immunization program; and providing for an effective date."

Signing do pass: Senators Meyer, Kelly, Coauthors; Senators Bishop, Dunleavy, Olson.

The following fiscal information was published today:

Fiscal Note No. 6, Department of Health and Social Services
Fiscal Note No. 7, Department of Health and Social Services
Fiscal Note No. 8, indeterminate, Department of Health and Social Services

The following previously published fiscal information applies:

Fiscal Note No. 4, zero, Department of Commerce, Community and Economic Development
Fiscal Note No. 5, indeterminate, Department of Administration

The bill was referred to the Rules Committee.

SB 171

The Judiciary Committee considered SENATE BILL NO. 171 "An Act relating to multidisciplinary child protection teams; and relating to investigation of child abuse or neglect" and recommended it be replaced with

CS FOR SENATE BILL NO. 171(JUD)

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

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Health and Social Services

Fiscal Note No. 2, zero, Department of Law

Fiscal Note No. 3, zero, Department of Administration

The bill was referred to the Rules Committee.

SJR 23

The State Affairs Committee considered SENATE JOINT RESOLUTION NO. 23 Proposing an amendment to the Constitution of the State of Alaska relating to contracting state debt for postsecondary student loans. Signing no recommendation: Senator Dyson, Chair; Senator Wielechowski. Signing do pass: Senators Coghill, Giessel.

The following fiscal information was published today:

Fiscal Note No. 1, Office of the Governor

President Huggins added a Finance Committee referral to the resolution.

The resolution was referred to the Education, then Finance Committees.

SCR 16

The Resources Committee considered SENATE CONCURRENT RESOLUTION NO. 16 Requesting the Governor to investigate and report to the legislature regarding the development of a large coal power plant and associated electric grid to provide energy to residents of the state, and recommended it be replaced with

CS FOR SENATE CONCURRENT RESOLUTION NO. 16(RES) Requesting the Governor to investigate and report to the legislature regarding the development of large coal power plants and associated electric grids to provide energy to residents of the state.

Signing do pass: Senator Giessel, Chair; Senators Bishop, Dyson, Fairclough. Signing no recommendation: Senators French, Micciche.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Commerce, Community and Economic Development

President Huggins added a Finance Committee referral to the resolution.

The resolution was referred to the Finance Committee.

Introduction and Reference of Senate Bills

SB 211

SENATE BILL NO. 211 BY THE SENATE TRANSPORTATION COMMITTEE, entitled:

"An Act providing for the Department of Transportation and Public Facilities to hold the surface estate of certain state land; relating to the transfer of certain state land and materials; relating to the lease, sale, or disposal by the Department of Transportation and Public Facilities of rights-of-way, property interests, or improvements; relating to the grant of certain easements over submerged state land to the federal government; relating to the conveyance of land for right-of-way purposes from the Alaska Railroad Corporation to the Department of Transportation and Public Facilities; and providing for an effective date."

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 110**

SENATE BILL NO. 110 "An Act relating to the authority of the victims' advocate to request a hearing for the release to a crime victim under certain conditions of certain property in the custody of a law enforcement agency" was read the second time.

Senator Coghill, Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 1748. Without objection, CS FOR SENATE BILL NO. 110(JUD) was adopted.

CS FOR SENATE BILL NO. 110(JUD) will advance to third reading on the March 10 calendar.

Citations

Honoring - Brigadier General Catherine F. Jorgensen
Representative(s) Millett, Saddler
Senator(s) Meyer, Dyson, Huggins, Bishop, Coghill, Dunleavy, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski

Honoring - H. Sally Smith
Representative(s) Edgmon
Senator(s) Stevens, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Wielechowski

In Memoriam - Thomas Horn
Senator(s) Egan, Huggins, Bishop, Coghill, Dunleavy, Dyson, Ellis, Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski
Representative(s) Kito III, Munoz

In Memoriam - Tony Delmoral
Representative(s) Kreiss-Tomkins
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.

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

Special Order of Business

Honoring - Nora Marks Florendo Dauenhauer Alaska State Writer
Laureate
Representative(s) Munoz, Kito III
Senator(s) Egan, Huggins, Bishop, Coghill, Dunleavy, Dyson, Ellis,
Fairclough, French, Gardner, Giessel, Hoffman, Kelly, McGuire,
Meyer, Micciche, Olson, Stedman, Stevens, Wielechowski

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

Unfinished Business

Senator Giessel moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 14 through afternoon plane time, March 16. Without objection, Senator Giessel was excused.

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., March 10, 2014. Without objection, the Senate adjourned at 10:21 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

Mar 11 Tuesday Butrovich 205 3:30 PM
 No Meeting Scheduled

Mar 13 Thursday Butrovich 205 3:30 PM
 No Meeting Scheduled

EDUCATION

Mar 07 Friday Beltz 105 (tsbldg) 8:00 AM
 No Meeting Scheduled

Mar 10 Monday Beltz 105 (tsbldg) 8:00 AM
 + SB 208 SCHOOL CONSTRUCTION BOND DEBT
 + SB 195 POSTSECONDARY EDUCATION LOANS/GRANTS
 + SJR 23 CONST. AM: STUDENT LOAN DEBT
 + SB 139 EDUCATION: FUNDING/TAX CREDITS/PROGRAMS
 -Charter School Funding: Tax Credits
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled
 --Streamed live on AKL.tv--

Mar 12 Wednesday Beltz 105 (tsbldg) 8:00 AM
 + SB 107 ESTABLISH K THROUGH 3 READING PROGRAM
 -- Public Testimony <Time Limit May Be Set> --
 + SB 139 EDUCATION: FUNDING/TAX CREDITS/PROGRAMS
 -- Public Testimony <Time Limit May Be Set> --
 Bills Previously Heard/Scheduled
 --Streamed live on AKL.tv--

EDUCATION (continued)

Mar 14 Friday Beltz 105 (tsbldg) 8:00 AM
 += SB 113 STIPEND FOR BOARDING SCHOOLS
 += SB 139 EDUCATION: FUNDING/TAX CREDITS/PROGRAMS
 += SB 100 EDUCATION GRANTS; CORRS STUDY; ALLOTMENTS
 -- Public Testimony <Time Limit May Be Set> --
 Bills Previously Heard/Scheduled
 --Streamed live on AKL.tv--

FINANCE

Mar 07 Friday Senate Finance 532 9:00 AM
 -- MEETING CANCELED --
 += SB 138 GAS PIPELINE; AGDC; OIL & GAS PROD. TAX
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Mar 10 Monday Senate Finance 532 9:00 AM
 += SB 138 GAS PIPELINE; AGDC; OIL & GAS PROD. TAX
 + SB 137 EXTEND SEISMIC HAZARDS SAFETY COMMISSION
 + HB 298 CONFIDENTIALITY OF PERFORMANCE REVIEWS
 + Bills Previously Heard/Scheduled

Mar 10 Monday Senate Finance 532 5:00 PM
 + Bills Previously Heard/Scheduled

Mar 11 Tuesday Senate Finance 532 9:00 AM
 += SB 64 OMNIBUS CRIME/CORRECTIONS BILL
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Mar 11 Tuesday Senate Finance 532 5:00 PM
 + Bills Previously Heard/Scheduled

Mar 12 Wednesday Senate Finance 532 9:00 AM
 + SB 98 VPSO FIREARMS
 + SB 105 QUITCLAIM LAND TO UNITED STATES
 + SB 77 BIG GAME HUNTING WITH CHILDREN
 + HB 231 CATTLE BRAND REGISTRATION
 + Bills Previously Heard/Scheduled

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FINANCE (continued)

Mar 13 Thursday Senate Finance 532 9:00 AM
+ Confirmation Hearings
+ SB 194 TOURISM MARKETING BOARD
+ Bills Previously Heard/Scheduled

Mar 14 Friday Senate Finance 532 9:00 AM
+ Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Mar 07 Friday Butrovich 205 1:30 PM
No Meeting Scheduled

Mar 10 Monday Butrovich 205 1:30 PM
No Meeting Scheduled

Mar 12 Wednesday Butrovich 205 1:30 PM
+ HB 263 EXTEND SENIOR BENEFITS PAYMENT PROGRAM
Bills Previously Heard/Scheduled

Mar 14 Friday Butrovich 205 1:30 PM
Bills Previously Heard/Scheduled

JUDICIARY

Mar 07 Friday Beltz 105 (tsbldg) 1:30 PM
+ SJR 22 OPPOSE WARRANTLESS DATA COLLECTION
+= SB 66 IMITATION CONTROLLED SUBSTANCE
+ Bills Previously Heard/Scheduled
+= SB 136 UNMANNED AIRCRAFT SYSTEMS
+= SB 128 ELECTRONIC BULLYING
+= SCR 2 ACQUIRE TONGASS NATIONAL FOREST LAND

Mar 10 Monday Beltz 105 (tsbldg) 1:30 PM
+= SB 176 REG. OF FIREARMS/KNIVES BY UNIVERSITY
+ SB 203 COMPACT FOR A BALANCED BUDGET
+ SB 200 WRONGFUL DEATH OF AN UNBORN CHILD
Bills Previously Heard/Scheduled

JUDICIARY (continued)

Mar 12 Wednesday Beltz 105 (tsbldg) 1:30 PM
 + SB 187 CHILD WELFARE; CONFIDENTIAL INFORMATION
 + SB 186 CONTROLLED SUBSTANCES ADVISORY COMMITTEE
 Bills Previously Heard/Scheduled

Mar 14 Friday Beltz 105 (tsbldg) 1:30 PM
 + SB 170 AFFIRMATIVE DEFENSE TO PROSTITUTION
 Bills Previously Heard/Scheduled

LABOR & COMMERCE

Mar 11 Tuesday Beltz 105 (tsbldg) 1:30 PM
 += SB 140 AIDEA: ARCTIC DEVELOPMENT PROGRAM/FUND
 + SB 156 DIRECT-ENTRY MIDWIVES
 + SB 190 DELEGATION OF GUIDE-OUTFITTER DUTIES
 += SB 193 CONTRACTORS: BONDS; LICENSING
 + Bills Previously Heard/Scheduled

Mar 13 Thursday Beltz 105 (tsbldg) 1:30 PM
 += SB 99 AIDEA: DEVELOPMENT LOANS
 += SB 166 BOARD OF NURSING; NURSES
 += SB 167 MULTIPLE VEHICLE INSURANCE POLICIES
 + Bills Previously Heard/Scheduled

RESOURCES

Mar 07 Friday Butrovich 205 3:30 PM
 -- MEETING CANCELED --
 + Bills Previously Heard/Scheduled

Mar 10 Monday Butrovich 205 3:30 PM
 + HB 77 LAND USE/DISP/EXCHANGES; WATER RIGHTS
 <Pending Referral>
 + Dept. of Natural Resources
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

RESOURCES (continued)

Mar 12 Wednesday Butrovich 205 3:30 PM

- + HB 77 LAND USE/DISP/EXCHANGES; WATER RIGHTS
- Public Testimony <Time Limit May Be Set> --
- <Pending Referral>
- + Bills Previously Heard/Scheduled

Mar 14 Friday Butrovich 205 3:30 PM

- + SB 160 DNR: HUNTING GUIDES, CONCESSION PROGRAM
- Testimony <Invitation Only> --
- HB 135 PETERSVILLE RECREATIONAL MINING AREA
- Public Testimony <Time Limit May Be Set> --
- <Pending Referral>
- + Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 11 Tuesday Butrovich 205 9:00 AM

- + Confirmation Hearings:
- Bernice Troglio, Alaska Police Standards Council
- Josie Hickel, Personnel Board
- + SB 175 OFFICIAL STATE FIREARM
- + SJR 24 VETERANS HEALTH ADMINISTRATION POLICIES
- + SJR 18 FEDERAL CONSTITUTIONAL CONVENTION
- + SJR 19 NATIVE AMERICAN VETERANS' MONUMENT

Mar 13 Thursday Butrovich 205 9:00 AM

- + Confirmation Hearings:
- Lonzo Henderson, State Board of Parole
- + SJR 17 ARCTIC COUNCIL
- + SB 116 SERVICE OF CITATIONS
- + SJR 26 PLEDGE OF ALLEGIANCE

TRANSPORTATION

Mar 11 Tuesday Butrovich 205 1:30 PM

- + SB 211 STATE LAND AND MATERIALS
- Bills Previously Heard/Scheduled
- + SB 178 PASSENGER VEHICLE RENTAL TAX

TRANSPORTATION (continued)

Mar 13 Thursday Butrovich 205 1:30 PM
 + SB 94 RIGHTS-OF-WAY
 + SB 197 NATURALLY OCCURRING ASBESTOS
 + Bills Previously Heard/Scheduled

FINANCE SUBCOMMITTEES

ADMINISTRATION

Mar 12 Wednesday Sen Conf Rm 103 Tsb 7:30 AM
 + Close-out
 Streamed live on AKL.TV

COMMERCE, COMMUNITY & ECONOMIC DEV

Mar 13 Thursday Senate Finance 532 2:00 PM
 + Close-out

CORRECTIONS

Mar 11 Tuesday Beltz 105 (tsbldg) 5:00 PM
 Increments and Decrements
 Legislative Concerns and Issues

Mar 18 Tuesday Beltz 105 (tsbldg) 5:00 PM
 Wrap-up
 Draft Close-out

Mar 20 Thursday Beltz 105 (tsbldg) 5:00 PM
 Close-out

COURT SYSTEM

Mar 12 Wednesday Senate Finance 532 8:30 AM
 FY15 Budget Close-out

EDUCATION & EARLY DEVELOPMENT

Mar 13 Thursday Senate Finance 532 3:30 PM
 -- Teleconference --
 Department of Education and Early Development
 FY15 Budget Close-out

ENVIRONMENTAL CONSERVATION

Mar 12 Wednesday Senate Finance 532 12:00 PM
 +
 Department Close-out

FISH & GAME

Mar 10 Monday Senate Finance 532 3:00 PM
 +
 Department Overview

Mar 17 Monday Senate Finance 532 3:00 PM
 +
 Department Close-out

HEALTH & SOCIAL SERVICES

Mar 12 Wednesday Beltz 105 (tsbldg) 3:15 PM
 +
 FASD Presentation
 -- Testimony <Invitation Only> --

Mar 17 Monday Beltz 105 (tsbldg) 3:00 PM
 +
 Budget Close-out
 -- Testimony <Invitation Only> --

LABOR & WORKFORCE DEVELOPMENT

Mar 12 Wednesday Beltz 105 (tsbldg) 5:00 PM
 +
 Budget Close-out

Mar 17 Monday Beltz 105 (tsbldg) 5:00 PM
 Close-out

LAW

Mar 12 Wednesday Senate Finance 532 8:00 AM
 FY15 Budget Close-out

MILITARY & VETERANS' AFFAIRS

Mar 10 Monday Beltz 105 (tsbldg) 5:00 PM
 -- Location Change --
 Close-out

PUBLIC SAFETY

Mar 13 Thursday Fahrenkamp 203 3:30 PM
 +
 Budget Close-out
 -- Testimony <Invitation Only> --

REVENUE

Mar 10 Monday Beltz 105 (tsbldg) 12:00 PM
 +
 Close-out
 Streamed live on AKL.TV

TRANSPORTATION & PUBLIC FACILITIES

Mar 11 Tuesday Senate Finance 532 11:15 AM
 Highways/Facilities and Aviation, Marine
 Highway System

Mar 13 Thursday Senate Finance 532 11:15 AM
 Discussion and Preliminary Recommendations in
 Preparation for Close-out

Mar 14 Friday Senate Finance 532 11:15 AM
 Close-out

UNIVERSITY OF ALASKA

Mar 11 Tuesday Beltz 105 (tsbldg) 7:30 AM
 + Close-out
 Streamed live on AKL.TV

JOINT COMMITTEES

ADMINISTRATIVE REGULATION REVIEW

Mar 11 Tuesday Barnes 124 11:00 AM
 + Administrative Order 266
 Update: by Randy Ruaro, Policy Director/Special
 Council to the Governor
 -- Testimony <Invitation Only> --

LEGISLATIVE COUNCIL

Mar 17 Monday House Finance 519 5:00 PM
 -- Date and Time Change --
 Ratification of Charitable Events
 Contract Approvals
 <Teleconference Listen Only>

OTHER MEETINGS

JOINT SESSION

Apr 11 Friday House Chamber 11:00 AM
 Confirmation of Governor's Appointees