

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-EIGHTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Wednesday

March 12, 2014

Fifty-first Day

Pursuant to adjournment the Senate was called to order by President Huggins at 1:35 p.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, Senator Bishop. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord,

Please watch over our deliberations today. Allow us to handle Alaska's business properly and effectively. Look upon us with your favor and abide in us as we make the tough choices for the state. Keep us peaceful, strong and healthy throughout our time here and continue to abide in us throughout our lives so that your will may be done.

In Your Holy Name I Pray,

Amen.

Senator Dunleavy led the Senate in the Pledge of Allegiance.

Certification

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

Messages from the House

Message dated March 10 was read stating the House passed and transmitted for consideration:

**First Reading and Reference of
House Resolutions****HJR 25**

CS FOR HOUSE JOINT RESOLUTION NO. 25(MLV) BY THE HOUSE SPECIAL COMMITTEE ON MILITARY AND VETERANS' AFFAIRS,

Urging the United States Congress to restore the presumption of a service connection for Agent Orange exposure to United States Veterans who served in the waters defined by and in the airspace over the combat zone in Vietnam

was read the first time and referred to the Health and Social Services and State Affairs Committees.

First Reading and Reference of House Bills**HB 135**

HOUSE BILL NO. 135 BY REPRESENTATIVES KELLER, Gruenberg, entitled:

"An Act relating to the reservation of certain mining claims from all uses incompatible with the purposes for establishing the Petersville Recreational Mining Area."

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

HB 199

HOUSE BILL NO. 199 BY REPRESENTATIVES EDGMON, Herron, Nageak, P.Wilson, Munoz, Seaton, Guttenberg, Kerttula, Kreiss-Tomkins, Neuman, Foster, Chenault, Gara, Drummond, Keller, Josephson, Lynn, Reinbold, LeDoux, Gattis, Millett, Hughes, Isaacson, Kito III, Holmes, Johnson, entitled:

"An Act relating to Department of Public Safety regulations allowing village public safety officers to carry firearms."

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

Communications

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

2013 Annual Report
Rural Alaska Community Action Program, Inc. (RurAL CAP)
from David Hardenbergh, Executive Director

FY 2013 Annual Report
Alaska Court System
from Christine E. Johnson, Administrative Director

Report from the Commissioner of the Department of Administration dated March 6 stating the monetary terms for the collective bargaining agreement reached with the Public Safety Employees Association in accordance with AS 23.40.215

The President referred the report to the Finance Committee.

Standing Committee Reports

Report dated March 11 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:

Personnel Board

Johanna (Josie) Hickel – Anchorage

Alaska Police Standards Council

Bernice Troglio – 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 66

The Judiciary Committee considered SENATE BILL NO. 66 "An Act relating to imitation controlled substances; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 66(JUD)

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

The following fiscal information was published today:

- Fiscal Note No. 1, zero, Department of Corrections
- Fiscal Note No. 2, zero, Department of Administration
- Fiscal Note No. 3, zero, Department of Administration
- Fiscal Note No. 4, indeterminate, Department of Law

President Huggins added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

SB 77

The Finance Committee considered SENATE BILL NO. 77 "An Act relating to big game hunting with children" and recommended the adoption of the Resources Committee Substitute offered on page 1885. Signing do pass: Senators Kelly, Meyer, Cochairs; Senators Dunleavy, Hoffman, Fairclough, Bishop. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:

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

The bill was referred to the Rules Committee.

SB 175

The State Affairs Committee considered SENATE BILL NO. 175 "An Act designating the official state bolt-action rifle" and recommended it be replaced with

CS FOR SENATE BILL NO. 175(STA)

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

The following fiscal information was published today:
Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

SB 191

The Finance Committee considered SENATE BILL NO. 191 "An Act relating to the authority to transfer money from the general fund to general obligation bond construction funds or accounts; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 191(FIN) "An Act relating to the authority of the Legislative Budget and Audit Committee to approve the temporary transfer of money from the general fund to construction funds or accounts; and providing for an effective date."

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

The following fiscal information was published today:
Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Rules Committee.

SJR 18

The State Affairs Committee considered SENATE JOINT RESOLUTION NO. 18 Requesting the United States Congress to call a convention of the states to propose amendments to the Constitution of the United States that impose fiscal restraints on the federal

government, limit the power and jurisdiction of the federal government, and limit the terms of office of federal government officials; and urging the legislatures of the other 49 states to request the United States Congress to call a convention of the states. Signing do pass: Senator Dyson, Chair; Senators Coghill, Giessel. Signing amend: Senator Wielechowski.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate State Affairs Committee

The resolution was referred to the Rules Committee.

SJR 19

The State Affairs Committee considered SENATE JOINT RESOLUTION NO. 19 Supporting the American Indian Veterans Memorial Initiative to construct an Alaska Native, American Indian, and Native Hawaiian veterans' monument in our nation's capital. Signing do pass: Senator Dyson, Chair; Senators Wielechowski, Coghill, Giessel.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Senate State Affairs Committee

The resolution was referred to the Rules Committee.

SJR 21

The Finance Committee considered SENATE JOINT RESOLUTION NO. 21 Proposing amendments to the Constitution of the State of Alaska to increase the number of members on the judicial council and relating to the initial terms of new members appointed to the judicial council, and recommended it be replaced with

CS FOR SENATE JOINT RESOLUTION
NO. 21(FIN)

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

The following fiscal information was published today:
Fiscal Note No. 2, Alaska Court System

The following previously published fiscal information applies:
Fiscal Note No. 1, Office of the Governor

The resolution was referred to the Rules Committee.

SJR 24

The State Affairs Committee considered SENATE JOINT RESOLUTION NO. 24 Relating to certain holiday practices at federal Veterans Health Administration facilities, and recommended it be replaced with

CS FOR SENATE JOINT RESOLUTION
NO. 24(STA)

Signing do pass: Senator Dyson, Chair; Senators Wielechowski, Coghill, Giessel.

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

The resolution was referred to the Rules Committee.

Consideration of the Calendar**Second Reading of Senate Bills****SB 127**

SENATE BILL NO. 127 "An Act authorizing the commissioner of administration to enter into agreements with agents to perform for compensation certain transactions related to vehicles; relating to the duties of those agents; and providing for an effective date" was read the second time.

SENATE BILL NO. 127 will advance to third reading on the March 14 calendar.

Third Reading of Senate Resolutions**SJR 9**

Senator Coghill moved and asked unanimous consent that SENATE JOINT RESOLUTION NO. 9 Proposing amendments to the Constitution of the State of Alaska relating to state aid for education, be returned to the Rules Committee. Without objection, the resolution was returned to the Rules Committee.

Citations

Honoring - Joseph A. Masters

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

Honoring - Woody's Thai Kitchen

Representative(s) Chenault

Senator(s) Giessel, Micciche, Huggins, Bishop, Coghill, Dunleavy, Dyson, Egan, Ellis, Fairclough, Gardner, Hoffman, Kelly, 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.

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

In Memoriam - Jeff Bayless

Representative(s) Millett, Hughes

Senator(s) Meyer, Dunleavy, Huggins, Bishop, Coghill, Dyson, Egan, Ellis, Fairclough, Gardner, Giessel, Hoffman, Kelly, McGuire, 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

HJR 24

Senator Dyson, Chair, moved and asked unanimous consent that the State Affairs Committee referral be waived on CS FOR HOUSE JOINT RESOLUTION NO. 24(STA) Urging the United States Department of State to consider the priorities of the state while it holds the position of chair of the Arctic Council; requesting that the United States Department of State work in partnership with state officials to appoint a chair of the Arctic Council; and supporting the strategic recommendation of the January 30, 2014, preliminary report of the Alaska Arctic Policy Commission. Without objection, the resolution was referred to the Rules Committee.

Senators Stedman, Dunleavy moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 14 through evening plane time, March 16. Without objection, Senators Stedman, Dunleavy were excused.

Senator Meyer moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, April 3 through morning plane time, April 5. Without objection, Senator Meyer was excused.

HB 199

Senators Micciche, Hoffman, Giessel, Bishop, Egan, Meyer, Stedman, McGuire, Stevens, Olson, Dyson moved and asked unanimous consent to be shown as cross sponsors on HOUSE BILL NO. 199 "An Act relating to Department of Public Safety regulations allowing village public safety officers to carry firearms." Without objection, it was so ordered.

SB 128

Senator Ellis moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 128 "An Act relating to the crime of harassment." Without objection, it was so ordered.

HB 199

President Huggins removed the Community and Regional Affairs Committee and State Affairs Committee referrals from HOUSE BILL NO. 199 "An Act relating to Department of Public Safety regulations allowing village public safety officers to carry firearms."

President Huggins added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

Announcements

Announcements are at the end of the journal.

Enrollment**SCR 18**

SENATE CONCURRENT RESOLUTION NO. 18 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 15, supporting the introduction and enactment of federal legislation acknowledging that the federal government is financially responsible under the Alaska Native Claims Settlement Act for the remediation of contaminated land subject to conveyance under the Act, was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:39 a.m., March 11, 2014.

Legislative Resolve No. 31

SCR 19

SENATE CONCURRENT RESOLUTION NO. 19 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 19, urging the Secretary of the United States Air Force, the Chief of Staff of the United States Air Force, and the Commander of the Pacific Air Forces to base F-35 aircraft assigned to the Pacific Air Forces at Eielson Air

Force Base, was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 8:39 a.m., March 11, 2014.

Legislative Resolve No. 32

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., March 14, 2014. Without objection, the Senate adjourned at 2:11 p.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 13 Thursday Butrovich 205 3:30 PM
 No Meeting Scheduled

EDUCATION

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--

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 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

Mar 13 Thursday Senate Finance 532 9:00 AM

+ Confirmation Hearings
 State Assessment Review Board:
 Benard Washington, Anchorage
 Dennis Mandell, Salinas
 + 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 12 Wednesday Butrovich 205 1:30 PM

-- MEETING CANCELED --
 + HB 263 EXTEND SENIOR BENEFITS PAYMENT PROGRAM
 Bills Previously Heard/Scheduled

Mar 14 Friday Butrovich 205 1:30 PM

Bills Previously Heard/Scheduled
 += HB 263 EXTEND SENIOR BENEFITS PAYMENT PROGRAM

JUDICIARY

Mar 12 Wednesday Beltz 105 (tsbldg) 1:30 PM

-- Delayed to 2:25 pm --
 + SB 187 CHILD WELFARE; CONFIDENTIAL INFORMATION
 + SB 186 CONTROLLED SUBSTANCES ADVISORY COMMITTEE
 Bills Previously Heard/Scheduled
 = SB 173 SYNTHETIC DRUGS
 = SB 200 WRONGFUL DEATH OF AN UNBORN CHILD

JUDICIARY (continued)

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

LABOR & COMMERCE

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
 += SB 140 AIDEA: ARCTIC DEVELOPMENT PROGRAM/FUND
 += SB 190 DELEGATION OF GUIDE-OUTFITTER DUTIES
 += SB 156 DIRECT-ENTRY MIDWIVES
 += SB 193 CONTRACTORS: BONDS; LICENSING
 + Bills Previously Heard/Scheduled

RESOURCES

Mar 12 Wednesday Butrovich 205 3:30 PM
 += HB 77 LAND USE/DISP/EXCHANGES; WATER RIGHTS
 -- Public Testimony <Time Limit May Be Set> --
 + 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> --
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 13 Thursday Butrovich 205 9:00 AM
 + Confirmation Hearings:
 Lonzo Henderson, State Board of Parole
 + SJR 17 ARCTIC COUNCIL
 <Bill Hearing Postponed>
 + SB 116 SERVICE OF CITATIONS
 + SJR 26 PLEDGE OF ALLEGIANCE

TRANSPORTATION

Mar 13 Thursday Butrovich 205 1:30 PM
 -- Public Testimony <Time Limit May Be Set> --
 + SB 94 RIGHTS-OF-WAY
 + SB 197 NATURALLY OCCURRING ASBESTOS
 + Bills Previously Heard/Scheduled
 += SB 178 PASSENGER VEHICLE RENTAL TAX

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 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
 -- MEETING CANCELED --
 FY15 Budget Close-out

Mar 13 Thursday Senate Finance 532 4:30 PM
 FY15 Budget Close-out

EDUCATION & EARLY DEVELOPMENT

Mar 13 **Thursday** **Senate Finance 532** **3:30 PM**
+ -- Meeting Postponed until 3/17/14 --
 FY15 Budget Close-out

Mar 17 **Monday** **Senate Finance 532** **1:00 PM**
+ FY15 Budget Close-out

ENVIRONMENTAL CONSERVATION

Mar 12 **Wednesday** **Senate Finance 532** **12:00 PM**
+ Overview

Mar 17 **Monday** **Senate Finance 532** **5:00 PM**
+ Close-out

FISH & GAME

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

GOVERNOR

Mar 17 **Monday** **Senate Finance 532** **4:00 PM**
 FY15 Budget 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> --

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LABOR & WORKFORCE DEVELOPMENT

Mar 12	Wednesday	Beltz 105 (tsbldg)	5:00 PM
	-- MEETING CANCELED --		
+	Budget Close-out		
Mar 14	Friday	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
	-- MEETING CANCELED --		
	FY15 Budget Close-out		
Mar 13	Thursday	Senate Finance 532	4:00 PM
	FY15 Budget Close-out		

LEGISLATURE

Mar 17	Monday	Senate Finance 532	4:15 PM
	FY15 Budget Close-out		

MILITARY & VETERANS' AFFAIRS

Mar 13	Thursday	Butrovich 205	3:30 PM
	Close-out		

PUBLIC SAFETY

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

TRANSPORTATION & PUBLIC FACILITIES

Mar 13	Thursday	Senate Finance 532	11:15 AM
	-- MEETING CANCELED --		
	Discussion and Preliminary Recommendations in Preparation for Close-out		
Mar 14	Friday	Senate Finance 532	11:15 AM
	Close-out		

JOINT COMMITTEES**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		

MISCELLANEOUS MEETING

Mar 12	Wednesday	Butrovich 205	12:00 PM
	Lunch and Learn		
	Expanding the Use of Unmanned Aircraft		
	Presenter: Ro Bailey, Deputy Director, UAF		
	Alaska Center for Unmanned Aircraft Systems		
	Integration		
	Sponsored by the Alaska Arctic Policy Commission,		
	Sen. McGuire, Rep. Herron and Rep. Hughes		