

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Friday

March 6, 2015

Forty-sixth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:36 a.m.

Roll call showed 30 members present. Representatives Colver, Edgmon, Foster, Herron, Keller, Millett, Ortiz, Stutes, and Wool had been excused from a call of the House today. Representative Gara was absent and his presence was noted later.

The invocation was offered by the Chaplain, Pastor Sue Bahleda of Resurrection Lutheran Church. Representative Gruenberg moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With respect to the diversity of voices, beliefs and practices that call out to a power beyond our individual selves, I offer the following prayer.

Almighty One, we thank you for the men and women gathered here today. Bless these public servants working for all people across this state that they may do the work before them in a spirit of wisdom, charity and justice. Inspire them to use their authority to serve faithfully and to promote our common life. Fill them with courage, patience and vision that their work may reflect all that is right and good. We pray these things with confidence that all that needs to be done will be done, that all that needs to be accomplished will be accomplished. We pray in trust; we pray in hope. Amen.

The Pledge of Allegiance was led by Representative Kreiss-Tomkins.

CERTIFICATION OF THE JOURNAL

Representative Pruitt, Acting Majority Leader, moved and asked unanimous consent that the journal for the 44th and 45th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

REPORTS OF STANDING COMMITTEES

The Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

William McCord

as a member of the Alaska Public Offices Commission.

The report was signed by Representative LeDoux, Chair; and Representatives Claman, Lynn, Foster, Gruenberg, and Keller.

The Resources Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Michael Gallagher

as a member of the Alaska Oil and Gas Conservation Commission.

The report was signed by Representatives Nageak and Talerico, Co-chairs; and Representatives Johnson, Josephson, Seaton, and Tarr.

HB 47

The Community & Regional Affairs Committee considered:

HOUSE BILL NO. 47

"An Act requiring each municipality with a population that decreased by more than 25 percent between 2000 and 2010 that participates in the defined benefit retirement plan of the Public

Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22 percent of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by a municipality with a population that decreased by more than 25 percent between 2000 and 2010 that is delinquent in transmitting employee and employer contributions to the defined benefit retirement plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 47(CRA)

"An Act requiring certain municipalities with a population that decreased by more than 25 percent between 2000 and 2010 that participate in the defined benefit retirement plan of the Public Employees' Retirement System of Alaska to contribute to the system an amount calculated by applying a rate of 22 percent of the total of all base salaries paid by the municipality to employees of the municipality who are active members of the system during a payroll period; reducing the rate of interest payable by certain municipalities that are delinquent in transmitting employee and employer contributions to the defined benefit retirement plan of the Public Employees' Retirement System of Alaska; giving retrospective effect to the substantive provisions of the Act; and providing for an effective date."

The report was signed by Representative Tilton, Chair, with the following individual recommendations:

Do pass (2): Nageak, Seaton

No recommendation (4): Drummond, Reinbold, Hughes, Tilton

The following fiscal note(s) apply to CSHB 47(CRA):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 47 was referred to the Labor & Commerce Committee.

**The presence of Representative Gara was noted.

HB 65

The Judiciary Committee considered:

HOUSE BILL NO. 65

"An Act relating to the disclosure of financial information by persons who are subject to the Legislative Ethics Act and by certain public officers, public employees, and candidates for public office."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 65(JUD)
(same title)

The report was signed by Representative LeDoux, Chair, with the following individual recommendations:

Do pass (5): Claman, Gruenberg, Foster, Keller, LeDoux

The following fiscal note(s) apply to CSHB 65(JUD):

1. Zero, Dept. of Administration
2. Zero, Legislative Agency

HB 65 was referred to the Rules Committee for placement on the calendar.

HB 75

The Community & Regional Affairs Committee considered:

HOUSE BILL NO. 75

"An Act relating to the regulation of marijuana by municipalities; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 75(CRA)

"An Act relating to the regulation of marijuana by municipalities; relating to marijuana; and providing for an effective date."

The report was signed by Representative Tilton, Chair, with the following individual recommendations:

Do pass (3): Nageak, Seaton, Tilton

No recommendation (3): Drummond, Reinbold, Hughes

The following fiscal note(s) apply to CSHB 75(CRA):

1. Zero, Dept. of Commerce, Community, & Economic Development

HB 75 was referred to the Judiciary Committee.

HB 76

The Health & Social Services Committee considered:

HOUSE BILL NO. 76

"An Act relating to the Governor's Council on Disabilities and Special Education."

The report was signed by Representative Seaton, Chair, with the following individual recommendations:

Do pass (5): Tarr, Vazquez, Talerico, Wool, Seaton

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services

HB 76 was referred to the Rules Committee for placement on the calendar.

HB 83

The Judiciary Committee considered:

HOUSE BILL NO. 83

"An Act relating to collecting information about civil litigation by the Alaska Judicial Council; repealing Rule 41(a)(3), Alaska Rules of Civil Procedure, and Rules 511(c) and (e), Alaska Rules of Appellate Procedure; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 83(JUD)
(same title)

The report was signed by Representative LeDoux, Chair, with the following individual recommendations:

Do pass (4): Claman, Gruenberg, Foster, LeDoux

Do not pass (1): Keller

The following fiscal note(s) apply to CSHB 83(JUD):

1. Zero, Alaska Judiciary System
2. Zero, Dept. of Law

HB 83 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Elizabeth Kotongan on Her 100th Birthday
By Senator Olson; Representative Foster

Honoring - Captain Gary Givens, RPh, PHS
By Senator MacKinnon

Honoring - Mr. Andrew Jimmie
By Senator Bishop; Representative Talerico

Honoring - Robert Nelson and the Anchorage Vet Center
By Senators Huggins, Costello; Representatives Thompson, Vazquez

Honoring - Northern Industrial Training, LLC
By Senators Huggins, Dunleavy

Honoring - Juneau Masonic Community
By Senator Egan; Representatives Kito, Munoz

In Memoriam - Art Peters
By Senators Huggins, Stevens

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS**

HCR 7

HOUSE CONCURRENT RESOLUTION NO. 7 by Representative TARR:

Proclaiming April 2015 as Child Abuse Prevention Month; and proclaiming April 3, 2015, as Go Blue Friday.

was read the first time and referred to the State Affairs Committee.

HCR 8

HOUSE CONCURRENT RESOLUTION NO. 8 by Representatives GARA and Josephson:

Designating September 1 - 7, 2015, as Quality Pre-Kindergarten through High School Week.

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

HJR 17

HOUSE JOINT RESOLUTION NO. 17 by Representatives LEDOUX, Lynn, Hawker, Chenault, Tilton, and Neuman:

Urging the President of the United States and the United States Congress to ensure that federal agencies do not ban certain

ammunition; and urging the governor to encourage the manufacture of firearms and ammunition in Alaska.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS**

HB 137

HOUSE BILL NO. 137 by Representative TALERICO, entitled:

"An Act raising certain fees related to sport fishing, hunting, and trapping; raising the age of eligibility for a sport fishing, hunting, or trapping license exemption for state residents to 65 years of age; requiring state residents to purchase big game tags to take certain species; and providing for an effective date."

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

HB 138

HOUSE BILL NO. 138 by Representative TALERICO, entitled:

"An Act relating to the development of state emission standards that comply with the federal Clean Air Act."

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

HB 139

HOUSE BILL NO. 139 by Representatives TALERICO, Chenault, and Hawker, entitled:

"An Act allowing the Alaska Gasline Development Corporation, or a subsidiary of the corporation, to build, operate, and maintain a gas pipeline within the boundaries of the Susitna Flats State Game Refuge, the Minto Flats State Game Refuge, the Captain Cook State Recreation Area, the Nancy Lake State Recreation Area, the Willow Creek State Recreation Area, and the Denali State Park."

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

CONSIDERATION OF THE DAILY CALENDAR
SECOND READING OF HOUSE BILLS

HB 8

The following was read the second time:

HOUSE BILL NO. 8

"An Act relating to powers of attorney and other substitute decision-making documents; relating to the uniform probate code; and providing for an effective date."

with the:

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JUD RPT CS(JUD) 2DP 4NR	307
FN1: ZERO(DHS)	308
FN2: ZERO(LAW)	308

Representative Pruitt moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 8(JUD)
(same title)

There being no objection, it was so ordered.

Representative Pruitt moved and asked unanimous consent that CSHB 8(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 8(JUD) will advance to third reading on the March 9, 2015, calendar.

LEGISLATIVE CITATIONS

Representative Pruitt moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

Commemorating - Matanuska Landing and 100 Years of Coal History in the Matanuska-Susitna Borough

By Senators Huggins, Stoltze; Representatives Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

Honoring - Frank Dorbandt, Alaska Aviation Museum Hall of Fame

By Representatives Hawker, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Giessel

Honoring - Oren Hudson, Alaska Aviation Museum Hall of Fame

By Representatives Hawker, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Giessel

Honoring - George Pappas, Alaska Aviation Museum Hall of Fame

By Representatives Hawker, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Giessel

Honoring - Frank Soos, Alaska State Writer Laureate 2014-2016

By Representatives Guttenberg, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman,

Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Coghill

In Memoriam - Genevieve Carboy

By Representatives Wool, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson; Senator Bishop

In Memoriam - Margaret Edith (Stanton) Sanders

By Representatives Talerico, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Stutes, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Coghill

In Memoriam - Patrick "Scott" Johnson

By Senator Coghill; Representatives Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

UNFINISHED BUSINESS

Representative Pruitt moved and asked unanimous consent that the following member be excused from a call of the House. There being no objection, the member was excused as noted:

Representative Tarr – from 12:30 p.m., today to 10:00 a.m., March 9

HJR 6

Representative Neuman added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 6

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; urging the United States Department of the Interior to implement the six recommendations to identify and clean up the Alaska Native Claims Settlement Act lands in its 1998 report to the United States Congress; and urging the President of the United States and the United States Congress to remediate and make free from pollutants lands in the state conveyed under the Alaska Native Claims Settlement Act.

HB 132

Representatives Olson, Nageak, and Talerico added as cosponsors to:

HOUSE BILL NO. 132

"An Act relating to the support of the Alaska liquefied natural gas project by the Alaska Gasline Development Corporation."

ENROLLMENT**HJR 9**

The following was enrolled, signed by the Speaker and Chief Clerk, President and Secretary of the Senate, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 9:38 a.m., March 5, 2015:

SENATE CS FOR HOUSE JOINT RESOLUTION NO. 9(RES)

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas development; urging the United States Department of the Interior to recognize the private property rights of owners of land in and adjacent to the Arctic National Wildlife Refuge; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

Legislative Resolve No. 2

ANNOUNCEMENTS

House committee schedules are published under separate cover.

The following meeting today was changed:

Finance Committee

CANCELED

ADJOURNMENT

Representative Pruitt moved and asked unanimous consent that the House adjourn until 11:00 a.m., March 9, 2015. There being no objection, the House adjourned at 11:00 a.m.

Suzi Lowell
Chief Clerk