

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Friday

March 18, 2016

Sixtieth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:33 a.m.

Roll call showed 33 members present. Representatives Colver, Edgmon, Foster, Hawker, Kito, and Munoz had been excused from a call of the House today.

Representative Millett moved and asked unanimous consent that Representative Kreiss-Tomkins be excused from a call of the House today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, the Reverend Dr. Douglas Dye of Chapel by the Lake Presbyterian Church. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Gracious and loving God, as I pray for the Alaska State Legislature this morning, I think of the words of the Psalmist when he spoke of your great love for us. He wrote, "O Lord, you have searched me and known me. You know my sitting down and my rising up; you understand my thought afar off...You have hedged me behind and before. And laid your hand upon me. Such knowledge is too wonderful for me; It is high, I cannot attain it." (Psalm 139)

O God, you who invite us to call you Father, bless these good and faithful servants of Alaska with a real sense that you love them and are for them.

Because you are for them, Lord, I pray you will bless them with grace and good humor, that you will bless them with insight and creative minds, that you will bless them boldness to act, that you will bless them with wisdom to know when to show restraint, that you bless them with satisfaction in their work, and that you bless them with friendship and care for one another.

Dear Lord, the legislative session is moving along and there is still much to do. So I pray that you will give these servants strength and fortitude for the days ahead.

And as the Psalmist proclaimed, help them to be encouraged by the knowledge that you know them and are always with them.

I pray these things in the name of my Lord, Jesus. Amen.

The Pledge of Allegiance was led by Representative Ortiz.

CERTIFICATION OF THE JOURNAL

Representative Millett moved and asked unanimous consent that the journal for the 58th and 59th legislative days, House Journal Supplement No. 4, and House and Senate Joint Journal Supplement No. 15 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Talerico introduced his grandchildren, Breanna, Kayla and Isaiah Mayo, Guest Pages, from Healy.

MESSAGES FROM THE SENATE

A message dated March 16, 2016, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., April 15 to consider confirmation of the Governor's appointments.

A message dated March 16, 2016, was read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS**

SCR 20

SENATE CONCURRENT RESOLUTION NO. 20 by Senators Meyer, Stoltze, Olson, Ellis, Wielechowski, Costello, McGuire, Coghill, Stevens, Micciche, Bishop, MacKinnon, Giessel, Egan, Hoffman, Stedman, and Gardner:

Proclaiming April 2016 as Sexual Assault Awareness Month.

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

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 123

CS FOR SENATE BILL NO. 123(JUD) by the Senate Judiciary Committee, entitled:

"An Act relating to the bail forfeiture schedule and the penalty for the use of electronic devices while driving; and providing for an effective date."

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

SB 180

CS FOR SENATE BILL NO. 180(JUD) by the Senate Judiciary Committee, entitled:

"An Act relating to the temporary delegation by a parent or guardian of powers related to a child; relating to adoption; relating to nonprofit organizations that provide certain assistance to parents; relating to the distribution to a parent or guardian in a child protection situation of information on family support services; and providing for an effective date."

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

COMMUNICATIONS

The following were received:

Dept. of Administration
Office of the Commissioner
Monetary Terms of Agreement
Between the State and the Confidential Employees Association
March 15, 2016
(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

Dept. of Natural Resources
Citizens' Advisory Commission on Federal Areas
2015 Annual Report
(as required by AS 41.37.220)

REPORTS OF STANDING COMMITTEES

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

David DeVaughn
Melody Mann
Paul Prussing

as members of the Professional Teaching Practices Commission.

Stacey Lucason
Deena Paramo

as members of the University of Alaska Board of Regents.

The report was signed by Representative Keller, Chair; and Representatives Vazquez, Talerico, Drummond, Seaton, and Spohnholz.

HB 234

The Health & Social Services Committee considered:

HOUSE BILL NO. 234

"An Act relating to insurance coverage for mental health benefits provided through telemedicine."

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

Do pass (3): Tarr, Vazquez, Wool

No recommendation (1): Talerico

Amend (1): Seaton

The following fiscal note(s) apply:

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

HB 234 was referred to the Labor & Commerce Committee.

HB 259

The State Affairs Committee considered:

HOUSE BILL NO. 259

"An Act relating to relocation assistance for federally assisted projects and programs; and providing for an effective date."

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

Do pass (5): Spohnholz, Vazquez, Kreiss-Tomkins, Keller, Lynn

No recommendation (2): Stutes, Talerico

The following fiscal note(s) apply:

1. Zero, Dept. of Transportation & Public Facilities

HB 259 was referred to the Finance Committee.

HB 351

The State Affairs Committee considered:

HOUSE BILL NO. 351

"An Act relating to adoption of regulations; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 351(STA)
(same title)

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

Do pass (5): Stutes, Keller, Talerico, Vazquez, Lynn

No recommendation (1): Spohnholz

The following fiscal note(s) apply to CSHB 351(STA):

1. Indeterminate, Office of the Governor

HB 351 was referred to the Rules Committee for placement on the calendar.

SCR 1

The Education Committee considered:

CS FOR SENATE CONCURRENT RESOLUTION NO. 1(EDC)
Relating to a legislative task force on civics education.

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE CONCURRENT
RESOLUTION NO. 1(EDC)
(same title)

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

Do pass (6): Talerico, Drummond, Seaton, Colver, Spohnholz, Keller

The following fiscal note(s) apply to HCS CSSCR 1(EDC):

3. Zero, House Education Committee/Legislative Agency

CSSCR 1(EDC) was referred to the Finance Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Bob Roses
By Representative LeDoux; Senator Wielechowski

Honoring - Daniel James Repasky
By Representative Tuck; Senator Wielechowski

Honoring - James Vignola
By Representative Millett

Honoring - Bethel Middle School Wrestling Team
By Representative Herron

Honoring - 2016 West High School Girls and Boys Cross Country Ski Teams
By Representative Claman; Senator Costello

Honoring - Nicholas Mastrodicasa
By Senators Giessel, McGuire

Honoring - Maynard Tapp
By Senators Giessel, Huggins

Honoring - Kenai Central High School Varsity Girls Cross-Country Running Team, 2015 State Champions
By Senator Micciche; Representative Olson

In Memoriam - Jon C. Deisher
By Representatives Claman, Reinbold, LeDoux

In Memoriam - Brian Douglas Nolan
By Representative Olson; Senator Micciche

In Memoriam - Suzie Hyde
By Representative Olson; Senator Micciche

In Memoriam - Thomas P. English
By Representative Olson; Senator Micciche

In Memoriam - Spencer DeVito
By Representative Olson; Senator Micciche

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

HB 371

HOUSE BILL NO. 371 by the House Community and Regional Affairs Committee, entitled:

"An Act naming a shooting range in the Knik River Public Use Area the Kenny and Patti Barber Shooting Range."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 38

The following was read the second time:

HOUSE BILL NO. 38

"An Act relating to the rapid response to, and control of, aquatic invasive species and establishing the aquatic invasive species response fund."

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with the: Journal Page

RES RPT CS(RES) NT 7DP	873
FN1: ZERO(DEC)	874
FN2: ZERO(DEC)	874
FN3: ZERO(DFG)	874
FN4: ZERO(DNR)	874
FIN REFERRAL WAIVED	1019

The Rules Committee submitted the following updated fiscal notes:

5. Zero, Dept. of Environmental Conservation
6. Zero, Dept. of Environmental Conservation
7. Zero, Dept. of Fish & Game
8. Zero, Dept. of Natural Resources

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

CS FOR HOUSE BILL NO. 38(RES)

"An Act relating to the response to, and control of, aquatic invasive species and establishing the aquatic invasive species response fund."

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that CSHB 38(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 38(RES) was read the third time.

The question being: "Shall CSHB 38(RES) pass the House?" The roll was taken with the following result:

CSHB 38(RES)

Third Reading

Final Passage

YEAS: 26 NAYS: 7 EXCUSED: 7 ABSENT: 0

Yea: Chenault, Claman, Drummond, Gara, Guttenberg, Herron, Johnson, Josephson, Kawasaki, LeDoux, Lynn, Millett, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tuck, Wool

Nay: Gattis, Hughes, Keller, Reinbold, Tilton, Vazquez, Wilson

Excused: Colver, Edgmon, Foster, Hawker, Kito, Kreiss-Tomkins, Munoz

And so, CSHB 38(RES) passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Millett 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:

Honoring - Janette Bower

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

Honoring - Charles "Bud" Cassidy, Upon His Retirement as Manager, Kodiak Island Borough

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

Honoring - Spenard JazzFest

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

Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

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

Honoring - Alaska Department of Fish and Game, Hunter Information and Training (HIT) Program

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

Honoring - The Alaska State School for the Deaf and Hard of Hearing
By Senator Gardner; Representatives Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

In Memoriam - Layton Bennett

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

In Memoriam - Michael Arnold Carson

By Representatives Gattis, Colver, Hughes, Keller, Neuman, Tilton, Chenault, Claman, Drummond, Edgmon, Foster, Gara, Guttenberg, Hawker, Herron, Johnson, Josephson, Kawasaki, Kito, Kreiss-

Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Olson, Ortiz, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tuck, Vazquez, Wilson, Wool; Senators Huggins, Stoltze, Dunleavy

In Memoriam - Elizabeth Anne Newman

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

In Memoriam - Irene Aukongak

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

UNFINISHED BUSINESS

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

Representative Gara – from 8:00 p.m., today to 9:30 a.m., March 21

Representative Kreiss-Tomkins – from 1:00 p.m., today to 8:15 p.m., March 20

Representative Claman – from 5:00 p.m., today to 10:30 a.m., March 21

Representative Ortiz – from 12:30 p.m., today to 9:30 p.m., March 20

Representative Hawker – from 10:00 p.m., March 19 to 10:00 p.m., March 26

HB 351

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 351

"An Act relating to adoption of regulations; and providing for an effective date."

HB 351 was removed from the Rules Committee and referred to the Finance Committee.

HB 38

Representative Tarr added as a cosponsor to:

CS FOR HOUSE BILL NO. 38(RES)

"An Act relating to the response to, and control of, aquatic invasive species and establishing the aquatic invasive species response fund."

HB 226

Representative Kawasaki added as a cosponsor to:

HOUSE BILL NO. 226

"An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date."

HB 234

Representative Tarr added as a cosponsor to:

HOUSE BILL NO. 234

"An Act relating to insurance coverage for mental health benefits provided through telemedicine."

HB 288

Representative LeDoux added as a cosponsor to:

HOUSE BILL NO. 288

"An Act relating to the employment rights of employees in the state who are members of the National Guard of another state, territory, or district of the United States."

HB 323

Representative Kawasaki added as a cosponsor to:

HOUSE BILL NO. 323

"An Act creating the Alaska marijuana education, prevention, and cessation grant program and the Alaska marijuana prevention youth services fund; and relating to the duties of the Alaska Children's Trust Board."

HB 328

Representative Nageak added as a cosponsor to:

HOUSE BILL NO. 328

"An Act prohibiting smoking in certain places; relating to education on the smoking prohibition; and providing for an effective date."

HB 351

Representatives Lynn, Vazquez, Tilton, and Millett added as cosponsors to:

HOUSE BILL NO. 351

"An Act relating to adoption of regulations; and providing for an effective date."

SCR 20

Representative Kawasaki added as a cross sponsor to:

SENATE CONCURRENT RESOLUTION NO. 20

Proclaiming April 2016 as Sexual Assault Awareness Month.

EXECUTIVE ORDERS

EO 117

In accordance with art. III, sec. 23, Constitution of the State of Alaska, the House did not disapprove the following executive order within 60 days, and it was transmitted to the Office of the Governor at 9:13 a.m., March 18, 2016:

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EXECUTIVE ORDER NO. 117

Transferring administration of the Statewide Independent Living Council from the Department of Labor and Workforce Development to the Department of Health and Social Services.

EO 118

In accordance with art. III, sec. 23, Constitution of the State of Alaska, the House did not disapprove the following executive order within 60 days, and it was transmitted to the Office of the Governor at 9:13 a.m., March 18, 2016:

EXECUTIVE ORDER NO. 118

Updating statutes to reflect merger of the Employment Security Division and the Division of Business Partnerships into the Division of Employment and Training Services in the Department of Labor and Workforce Development.

ENGROSSMENT

HB 38

CSHB 38(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

The following meeting today was changed:

Finance Committee

CANCELED

ADJOURNMENT

Representative Millett moved and asked unanimous consent that the House adjourn until 11:00 a.m., March 21, 2016. There being no objection, the House adjourned at 11:53 a.m.

Crystalline Jones
Chief Clerk