

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
FOURTH SPECIAL SESSION

Juneau, Alaska

Friday

June 3, 2016

Twelfth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 1:00 p.m. in the Terry Miller Legislative Office Building gymnasium.

Roll call showed 35 members present. Representative Reinbold was absent and her presence was noted later.

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

The invocation was offered by the Chaplain, Representative Talerico. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With respect for all religious beliefs, I offer the following prayer:

Dear Lord,

Thank you for the opportunity to serve the people of Alaska in the legislature. I pray that as we continue the work of this state that we will do as many of the founders of this state and country have done. That we will ask for your wisdom of which you give in abundance, and that we will trust in you,

Lord, and not lean on our own understanding, so that you will direct our paths. As we continue to work out differences of opinion, may we not forget what Jesus called the second greatest commandment: to love our neighbor as ourselves, and help us to treat each other with respect and the love that you have for us daily. Please give us the wisdom to overcome the challenges that we are faced with today. In the name of Jesus Christ I pray. Amen.

The Pledge of Allegiance was led by Representative Guttenberg.

CERTIFICATION OF THE JOURNAL

Representative Millett moved and asked unanimous consent that the journal for the ninth, tenth, and eleventh legislative days of the fourth special session be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HB 125

A message dated June 2, 2016, was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE BILL NO. 125

"An Act relating to the sale of products containing dextromethorphan; relating to the regulation of dextromethorphan by municipalities; and providing for an effective date."

Chapter No. 16, SLA 2016
Effective Date: June 3, 2016

HB 216

A message dated June 2, 2016, was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 216(RES)

"An Act relating to obstruction or interference with a person's free

passage on or use of navigable water; and amending the definition of 'navigable water' under the Alaska Land Act."

Chapter No. 14, SLA 2016
Effective Date: August 31, 2016

SB 154

A message dated June 2, 2016, was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL NO. 154(STA)
"An Act relating to special registration plates commemorating the Blood Bank of Alaska; relating to special request registration plates celebrating the arts; and relating to the Alaska State Council on the Arts."

Chapter No. 15, SLA 2016
Effective Date: August 31, 2016

MESSAGES FROM THE SENATE**HB 200**

A message dated May 31, 2016, was read stating the Senate passed:

CS FOR HOUSE BILL NO. 200(HSS) am
"An Act establishing procedures related to a petition or proxy for adoption or guardianship of a child in state custody; adding a definition of 'proxy for a formal petition'; amending Rules 5 and 6(a), Alaska Adoption Rules, and adding Rule 17.3, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date."

HB 200 was referred to the Chief Clerk for enrollment.

HB 374

A message dated June 3, 2016, was read stating the Senate passed CSHB 374(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 374(FIN)

"An Act relating to coverage under a state plan provided by the Comprehensive Health Insurance Association; establishing the Alaska comprehensive health insurance fund; relating to a reinsurance program; relating to the definition of 'residents who are high risks'; relating to an application for a waiver for state innovation for health care insurance; and providing for an effective date."

CSHB 374(FIN) is under Unfinished Business.

The presence of Representative Reinbold was noted.

HB 256

A message dated May 31, 2016, was read stating the Senate adopted the Conference Committee with limited powers of free conference report on CSHB 256(FIN) and SCS CSHB 256(FIN), thus adopting:

CONFERENCE CS FOR HOUSE BILL NO. 256

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; repealing appropriations; making supplemental appropriations and reappropriations; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

The House adopted CCS HB 256 (page 3025).

CCS HB 256 was referred to the Chief Clerk for engrossment and enrollment.

HB 257

A message dated May 31, 2016, was read stating the Senate adopted the Conference Committee with limited powers of free conference report on CSHB 257(FIN) and SCS CSHB 257(FIN), thus adopting:

CONFERENCE CS FOR HOUSE BILL NO. 257

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health

program; making supplemental appropriations; and providing for an effective date."

The House adopted CCS HB 257 (page 3027).

CCS HB 257 was referred to the Chief Clerk for engrossment and enrollment.

REPORTS OF STANDING COMMITTEES

HB 246

The Resources Committee considered:

HOUSE BILL NO. 246

"An Act creating the oil and gas infrastructure development program and the oil and gas infrastructure development fund in the Alaska Industrial Development and Export Authority; relating to the interest rates of the Alaska Industrial Development and Export Authority; relating to the sustainable energy transmission and supply development and Arctic infrastructure development programs of the Alaska Industrial Development and Export Authority; relating to dividends from the Alaska Industrial Development and Export Authority; and adding definitions for 'oil and gas development infrastructure' and 'proven reserves.'"

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 246(RES)
(same title)

The report was signed by Representative Talerico, Co-chair, with the following individual recommendations:

Do pass (2): Seaton, Tarr

No recommendation (6): Herron, Josephson, Johnson, Olson, Chenault, Talerico

The following fiscal note(s) apply to CSHB 246(RES):

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

HB 246 was referred to the Finance Committee.

HB 4003

The Finance Committee considered:

HOUSE BILL NO. 4003

"An Act relating to the motor fuel tax; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 4003(FIN)

(same title)

The report was signed by Representatives Thompson and Neuman, Co-chairs, with the following individual recommendations:

Do pass (3): Edgmon, Munoz, Thompson

Do not pass (3): Gattis, Pruitt, Wilson

No recommendation (3): Saddler, Gara, Neuman

Amend (2): Kawasaki, Guttenberg

The following fiscal note(s) apply to CSHB 4003(FIN):

Fiscal note forthcoming.

HB 4003 was referred to the Rules Committee for placement on the calendar.

HB 4005

The Finance Committee considered:

HOUSE BILL NO. 4005

"An Act relating to the mining license tax; relating to the exploration incentive credit; relating to mining license application, renewal, and fees; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 4005(FIN)

"An Act relating to the mining license tax; relating to the exploration incentive credit and royalty payments; relating to mining license application, renewal, and fees; and providing for an effective date."

The report was signed by Representatives Thompson and Neuman, Co-chairs, with the following individual recommendations:

Do pass (2): Edgmon, Thompson

Do not pass (5): Saddler, Wilson, Pruitt, Gattis, Munoz

No recommendation (1): Neuman

Amend (3): Kawasaki, Gara, Guttenberg

The following fiscal note(s) apply to CSHB 4005(FIN):

2. Fiscal, Dept. of Revenue

HB 4005 was referred to the Rules Committee for placement on the calendar.

HB 4006

The Finance Committee considered:

HOUSE BILL NO. 4006

"An Act relating to the fisheries business tax and fishery resource landing tax; removing the minimum and maximum restrictions on the annual base fee for the reissuance or renewal of an entry permit or an interim-use permit; relating to refunds of the fisheries business tax and the fishery resource landing tax to local governments; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 4006(FIN)
(same title)

The report was signed by Representatives Thompson and Neuman, Co-chairs, with the following individual recommendations:

Do pass (1): Thompson

Do not pass (3): Wilson, Pruitt, Gattis

No recommendation (2): Saddler, Neuman

Amend (5): Kawasaki, Gara, Guttenberg, Edgmon, Munoz

The following fiscal note(s) apply to CSHB 4006(FIN):

1. Fiscal, Dept. of Revenue
2. Fiscal, Dept. of Fish & Game

HB 4006 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - Ceil Dunleavy

By Representatives Gattis, Hughes, Colver, Keller, Tilton, Neuman;
Senators Stoltze, Dunleavy, Huggins

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

Honoring - William Brophy

By Representative Kawasaki; Senator Kelly

Honoring - Southeast Island School District

By Representative Kreiss-Tomkins

In Memoriam - Nancy H. Mendenhall

By Representative Kawasaki; Senator Kelly

CONSIDERATION OF THE DAILY CALENDAR**LEGISLATIVE CITATIONS**

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

Honoring - Interior Mayors' Awards for the Arts, 2016 Recipients
By Representatives Kawasaki, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool; Senator Kelly

SPECIAL ORDER OF BUSINESS

Representative Millett moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Ceil Dunleavy, be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

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

UNFINISHED BUSINESS**HCR 4**

The following memorandum, dated June 2, 2016, was received from Laura Duval, Enrolling Secretary, Division of Legal and Research Services, regarding:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 4(STA)

Relating to the duties of delegates selected by the legislature to attend a convention of the states called under art. V, Constitution of the United States, to consider a countermand amendment to the Constitution of the United States; establishing as a joint committee of the legislature the Delegate Credential Committee and relating to the duties of the committee; providing for an oath for delegates and alternates to a countermand amendment convention; providing for a chair and assistant chair of the state's countermand amendment delegation; providing for the duties of the chair and assistant chair; providing instructions for the selection of a convention president; and providing specific language for the countermand amendment on which the state's convention delegates are authorized by the legislature to vote to approve.

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest errors in CSHCR 4(STA), which have been corrected in enrolling:

Page 7, line 26, following "Alaska's":

Insert "state"

Page 8, line 10:

Delete "be"

Page 9, line 6, following "to":

Insert "the"

Page 10, line 17:

Delete "which includes"

Insert "including""

HJR 14

The following memorandum, dated June 2, 2016, was received from Laura Duval, Enrolling Secretary, Division of Legal and Research Services, regarding:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO. 14(STA)

Making application to the United States Congress to call a convention of the states to propose a countermand amendment to

the Constitution of the United States as provided under art. V, Constitution of the United States; and urging the legislatures of the other 49 states to make the same application.

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest errors in SCS CSHJR 14(STA), which have been corrected in enrolling:

Page 1, line 6:

Delete "upon"
Insert "on"

Page 2, line 31, following "countermand":

Insert "amendment"

HJR 30

The following memorandum, dated June 2, 2016, was received from Laura Duval, Enrolling Secretary, Division of Legal and Research Services, regarding:

CS FOR HOUSE JOINT RESOLUTION NO. 30(STA)

Urging the American Psychiatric Association to change the term "post-traumatic stress disorder" or "PTSD" to "post-traumatic stress injury" or "PTSI"; urging the governor to support usage of the term "post-traumatic stress injury"; respectfully requesting that the Alaska delegation in Congress champion this change of designation in the United States Congress; and designating June 27, 2016, as Post-Traumatic Stress Injury Awareness Day.

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest error in CSHJR 30(STA), which has been corrected in enrolling:

Page 2, line 31:

Delete "repairable"
Insert "reparable"

ENROLLMENT

HB 290

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 12:00 p.m., June 2, 2016:

HOUSE BILL NO. 290

"An Act extending the termination date of the Real Estate Commission; and providing for an effective date."

HB 305

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 3:49 p.m., June 1, 2016:

CS FOR HOUSE BILL NO. 305(EDC)

"An Act relating to an exemption from the regulation of postsecondary educational institutions."

HB 375

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 12:00 p.m., June 2, 2016:

CS FOR HOUSE BILL NO. 375(FIN)

"An Act requiring the electronic submission of a tax return or report with the Department of Revenue; and providing for an effective date."

ANNOUNCEMENTS

Rule 23(d) of the Uniform Rules is in effect.

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Millett moved and asked unanimous consent that the House adjourn until 1:00 p.m., June 4, 2016. There being no objection, the House adjourned at 1:18 p.m.

Crystalline Jones
Chief Clerk