

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE

FIRST SESSION

Juneau, Alaska

Wednesday

March 11, 2015

Fifty-first Day

Pursuant to adjournment the Senate was called to order by President Meyer at 11:05 a.m.

The roll showed nineteen members present. Senator Kelly was absent.

Senator Coghill moved and asked unanimous consent that Senator Kelly be excused from a call of the Senate today. Without objection, Senator Kelly was excused.

The prayer was offered by the Chaplain, Pastor Sue Bahleda, Resurrection Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Faithful One:

We give you thanks and ask your help.

For the gifts of the beautiful, diverse, and productive lands, rivers, and seas of this great state, we thank you. For the wise and proper use of your creation and its resources, we ask your help.

For the gifts of food that sustains, shelter that protects, health and education that give life, we thank you. For those who know cold, hunger, homelessness, for those broken in body, mind and spirit, for those who hunger and thirst for knowledge, we ask your help.

For the gifts of freedom: to speak, to question, to serve, to care, we thank you. For these gathered men and women who work for justice, for community, for compassion, for peace, we ask your help.

Thank you. Help us.

Amen.

Senator Costello 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 Governor

Letter dated March 9 was read stating the following appointment, which was referred to committee on February 4 (page 143), is withdrawn:

Alaska Public Offices Commission

William McCord – Haines

and the following appointment has been made to replace it:

Alaska Public Offices Commission

Mark Fish – Big Lake

Appointed: 3/6/2015

Term Expires: 3/1/2020

The appointment was referred to the State Affairs and Judiciary Committees.

Messages from the House

Message dated March 9 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 8**

CS FOR HOUSE BILL NO. 8(JUD) am BY THE HOUSE JUDICIARY COMMITTEE, entitled:

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

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

Communications

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

2014 Annual Report
from David Hardenbergh, Executive Director
Rural Alaska Community Action Program, Inc. (RurAL CAP)

Annual Report on the Constitutional Budget Reserve Fund
from Randall Hoffbeck, Commissioner
Department of Revenue
in accordance with AS 37.10.430(b)

Standing Committee Reports**SB 5**

The Judiciary Committee considered SENATE BILL NO. 5 "An Act relating to loss of income and valuing property for orders of restitution." Signing do pass: Senator McGuire, Chair; Senators Costello, Micciche, Coghill. Signing no recommendation: Senator Wielechowski.

The following fiscal information was published today:

Fiscal Note No. 4, zero, Department of Administration

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Administration
Fiscal Note No. 3, zero, Department of Law

The bill was referred to the Finance Committee.

SB 51

The Judiciary Committee considered SENATE BILL NO. 51 "An Act relating to the Uniform Interstate Family Support Act, including jurisdiction by tribunals of the state, registration and proceedings related to support orders from other state tribunals, foreign support orders, foreign tribunals, and certain persons residing in foreign countries; relating to determination of parentage of a child; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 51(JUD)

Signing do pass: Senator McGuire, Chair; Senator Coghill. Signing no recommendation: Senators Wielechowski, Costello.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Law
Fiscal Note No. 3, zero, Department of Revenue

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Revenue

The bill was referred to the Finance Committee.

SCR 6

The State Affairs Committee considered SENATE CONCURRENT RESOLUTION NO. 6 Proclaiming April 2015 as Sexual Assault Awareness Month. Signing do pass: Senator Stoltze, Chair; Senators Coghill, McGuire, Wielechowski, Huggins.

The following fiscal information was published today:

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

The resolution was referred to the Rules Committee.

Introduction and Reference of Senate Bills**SB 71**

SENATE BILL NO. 71 BY SENATOR GIESSEL BY REQUEST, entitled:

"An Act relating to the practice of pharmacy; and relating to the administration of vaccines and related emergency medications."

was read the first time and referred to the Labor and Commerce Committee.

SB 72

SENATE BILL NO. 72 BY SENATOR GIESSEL, entitled:

"An Act relating to caregivers of patients after release or departure from a hospital; and providing for an effective date."

was read the first time and referred to the Health and Social Services and Labor and Commerce Committees.

SB 73

SENATE BILL NO. 73 BY SENATOR HUGGINS BY REQUEST, entitled:

"An Act relating to the licensure of nail technicians and hairdressers; relating to the practice of manicuring; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

Consideration of the Calendar**Second Reading of House Bills****HB 43**

CS FOR HOUSE BILL NO. 43(STA) "An Act establishing Alaska Law Enforcement Officers' Day" was read the second time.

Senator Coghill moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 43(STA) was read the third time.

Senators McGuire, MacKinnon, Stedman, Giessel, Egan, Bishop, Micciche, Stevens, Coghill, Costello, Wielechowski, Olson, Ellis, Meyer moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR HOUSE BILL NO. 43(STA) "An Act establishing Alaska Law Enforcement Officers' Day" pass the Senate?" The roll was taken with the following result:

CSHB 43(STA)

Third Reading - Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, MacKinnon, McGuire, Meyer, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

Excused: Kelly

and so, CS FOR HOUSE BILL NO. 43(STA) passed the Senate, was signed by the President and Secretary and returned to the House.

Third Reading of Senate Bills

The presence of Senator Kelly was noted.

SB 6

CS FOR SENATE BILL NO. 6(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 6(FIN) "An Act exempting the state from daylight saving time; petitioning the United States Department of Transportation to change the time zones of Alaska; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 6(FIN)
Third Reading - Final Passage
Effective Dates

YEAS: 16 NAYS: 4 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Coghill, Costello, Dunleavy, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Meyer, Micciche, Olson, Stevens, Stoltze, Wielechowski

Nays: Egan, Ellis, Gardner, Stedman

and so, CS FOR SENATE BILL NO. 6(FIN) passed the Senate.

Senator Coghill moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clauses. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Citations

Honoring - Scott Faeo and Eric Quam 2015 Iron Dog Champions
Representative(s) Tilton, Gattis, Hughes, Keller, Neuman, Colver
Senator(s) Stoltze, Huggins, Dunleavy, Meyer, Bishop, Coghill, Costello, Egan, Ellis, Gardner, Giessel, Hoffman, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski

Honoring - Dr. Ethel Lund
Representative(s) Kito, Munoz
Senator(s) Egan, Meyer, Bishop, Coghill, Costello, Dunleavy, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, 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.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 6**

CS FOR SENATE BILL NO. 6(FIN) "An Act exempting the state from daylight saving time; petitioning the United States Department of Transportation to change the time zones of Alaska; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 10:00 a.m., March 13, 2015. Without objection, the Senate adjourned at 12:32 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 12 Thursday Beltz 105 (tsbldg) 3:30 PM
 += SB 19 BOUNDARIES OF ROAD SERVICE AREAS
 + SB 56 MUNI ENERGY IMPROVEMNT ASSESSMNTS/BONDS
 + Bills Previously Heard/Scheduled

EDUCATION

Mar 12 Thursday Butrovich 205 3:30 PM
 + HCR 2 JAN 24 - 30, 2016: AK SCHOOL CHOICE WEEK
 += SJR 2 CONST. AM: G.O. BONDS FOR STUDENT LOANS
 += SCR 1 CIVICS EDUCATION TASK FORCE
 + SB 64 SCHOOL BOND DEBT REIMBURSEMENT

FINANCE

Mar 11 Wednesday Senate Finance 532 9:00 AM
 += SB 27 APPROP: OPERATING BUDGET/LOANS/FUNDS
 Departments: Law; Commerce, Community, and
 Economic Development; and Education and Early
 Development
 + Bills Previously Heard/Scheduled

Mar 11 Wednesday Senate Finance 532 1:30 PM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

FINANCE (continued)

Mar 12 Thursday Senate Finance 532 9:00 AM
 += SB 27 APPROP: OPERATING BUDGET/LOANS/FUNDS
 Departments: Transportation and Public
 Facilities, and Health and Social Services
 + Bills Previously Heard/Scheduled

Mar 12 Thursday Senate Finance 532 1:30 PM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 + Bills Previously Heard/Scheduled

Mar 13 Friday Senate Finance 532 9:00 AM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 + Bills Previously Heard/Scheduled

Mar 13 Friday Senate Finance 532 1:30 PM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 + Bills Previously Heard/Scheduled

Mar 14 Saturday Senate Finance 532 10:00 AM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Mar 11 Wednesday Butrovich 205 1:30 PM
 += SB 1 REGULATION OF SMOKING
 += SB 18 HEALTH CARE SHARE MINISTRY NOT INSURANCE
 + Bills Previously Heard/Scheduled

Mar 13 Friday Butrovich 205 1:30 PM
 -- MEETING CANCELED --
 + Senate Bill: An Act Relating to Medicaid
 <Pending Introduction & Referral>
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

JUDICIARY

- Mar 11 Wednesday Beltz 105 (tsbldg) 1:30 PM**
 + Legislative Hearing: Inmate Death in the Alaska
 Prison System
 -- Testimony <Invitation Only> --
- Mar 13 Friday Beltz 105 (tsbldg) 1:30 PM**
 + -- Meeting Postponed to 3/18/15 --
 Confirmation of Governor's Appointment:
 Craig Richards, Attorney General - Department of
 Law
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled
- Mar 18 Wednesday Beltz 105 (tsbldg) 1:30 PM**
 -- Rescheduled from 03/13/15 --
 Confirmation of Governor's Appointment:
 Craig Richards, Attorney General - Department of
 Law
 -- Testimony <Invitation Only> --
 Bills Previously Heard/Scheduled
-

LABOR & COMMERCE

- Mar 12 Thursday Beltz 105 (tsbldg) 1:30 PM**
 + Board and Commission Appointees for:
 Board of Public Accountancy
 Alcohol Beverage Control Board
 Big Game Commercial Services Board
 Fisherman's Advisory Council
 Alaska Labor Relations Agency
 Real Estate Commission
 -- Public Testimony --
 + Bills Previously Heard/Scheduled
-

RESOURCES

Mar 11 Wednesday Butrovich 205 3:30 PM
 += HJR 7 OPPOSE ALEUTIAN NATIONAL MARINE SANCTUARY
 -- Public Testimony --
 + Overview: Middle Earth Oil & Gas Development
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Mar 13 Friday Butrovich 205 3:30 PM
 + Overview: Alaska Oil & Gas Competitiveness
 Review Board Update and Report
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 12 Thursday Butrovich 205 8:00 AM
 + Governor's Appointments - Confirmation Hearing:
 Col. Laurie Hummel, Commissioner, Department of
 Military and Veterans' Affairs
 -- Public Testimony --
 + SB 63 NAMING STATE LIBRARY & MUSEUM
 -- Public Testimony --
 += SB 4 FINL. DISCLOSURE: LEGIS AND PUB OFFICIALS
 -- Public Testimony --
 += SB 24 LEGIS. ETHICS ACT: CONTRACTORS,INTERNS
 -- Public Testimony --
 += SB 62 REGULATION OF MARIJUANA BUSINESSES; BOARD
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 12 Thursday Butrovich 205 1:00 PM
 No Meeting Scheduled

FINANCE SUBCOMMITTEES

ADMINISTRATION

- Mar 12 Thursday Fahrenkamp 203 7:30 AM**
 -- MEETING CANCELED --
 -- Location Change --
 Discussion Related to "Intent Language" to be Considered to Address Budgetary Recommendations and Long Range Budgetary Plans
 - Leslie Ridle, Deputy Commissioner, DOA
 - John Boucher, Deputy Commissioner, DOA
 - Cheri Lowenstein, Administrative Services Director, DOA
 - Andy Mills, Special Assistant, DOA
- Mar 19 Thursday Butrovich 205 7:30 AM**
 Closeout
 - Sheldon Fisher, Commissioner, DOA
 - Leslie Ridle, Deputy Commissioner
 - John Boucher, Deputy Commissioner
 - Cheri Lowenstein, Administrative Services Director
 - Andy Mills, Special Assistant
-

COMMERCE, COMMUNITY & ECONOMIC DEV

- Mar 11 Wednesday Senate Finance 532 3:00 PM**
 Commerce, Community & Economic Development
- Mar 17 Tuesday Senate Finance 532 3:00 PM**
 Commerce, Community & Economic Development
- Mar 24 Tuesday Senate Finance 532 3:00 PM**
 Closeout
-

CORRECTIONS

- Mar 13 Friday Beltz 105 (tsbldg) 5:00 PM**
 Budget Overview

CORRECTIONS (continued)

Mar 23 Monday Beltz 105 (tsbldg) 5:00 PM
 Budget Comparison and Concerns

Mar 25 Wednesday Beltz 105 (tsbldg) 5:00 PM
 Tentative Closeout

EDUCATION & EARLY DEVELOPMENT

Mar 11 Wednesday Butrovich 205 8:00 AM
 +
 Overview: Budgetary Changes Adopted by the House
 of Representatives and the Potential Impacts
 Mike Hanley, Commissioner, Department of
 Education and Early Development (DEED)
 Heidi Teshner, Director of Administrative
 Services, DEED

ENVIRONMENTAL CONSERVATION

Mar 16 Monday Senate Finance 532 12:00 PM
 +
 FY16 Budget Overview

Mar 23 Monday Senate Finance 532 5:00 PM
 +
 FY16 Budget Closeout

FISH & GAME

Mar 12 Thursday Beltz 105 (tsbldg) 5:00 PM
 Discussion of:
 Budgetary Changes Adopted in the House of
 Representatives
 Impact on Fish Management of the International
 Treaties;
 Escapement Goals and Stocks of Concern;
 Habitat Enhancement
 - Jeff Regnart, Director of Commercial Fisheries
 - Tom Brookover, Acting Director of Sports Fish

FISH & GAME (continued)

Mar 17 Tuesday Beltz 105 (tsbldg) 5:00 PM
Discussion Related to "Intent Language" to be
Considered to Address Budgetary Recommendations
and Longer Range Budgetary plans

Mar 19 Thursday Beltz 105 (tsbldg) 5:00 PM
Closeout

HEALTH & SOCIAL SERVICES

Mar 11 Wednesday Butrovich 205 5:30 PM
Department of Health and Social Services

Mar 16 Monday Senate Finance 532 5:30 PM
Department of Health and Social Services

Mar 18 Wednesday Senate Finance 532 5:30 PM
Closeout

JUDICIARY SUBCOMMITTEE

Mar 18 Wednesday Senate Finance 532 3:30 PM
FY16 Budget Overview

Mar 26 Thursday Senate Finance 532 4:30 PM
FY16 Budget Closeout

LABOR & WORKFORCE DEVELOPMENT

Mar 16 Monday Beltz 105 (tsbldg) 5:00 PM
Budget Overview

Mar 18 Wednesday Beltz 105 (tsbldg) 5:00 PM
Budget Comparison and Concerns

Mar 20 Friday Beltz 105 (tsbldg) 5:00 PM
Tentative Closeout

MILITARY & VETERANS' AFFAIRS

Mar 12 **Thursday** **Senate Finance 532** **3:00 PM**
 Military & Veterans Affairs

Mar 25 **Wednesday** **Senate Finance 532** **3:00 PM**
 Closeout

NATURAL RESOURCES

Mar 24 **Tuesday** **Beltz 105 (tsbldg)** **5:00 PM**
 Budget Overview

Mar 26 **Thursday** **Beltz 105 (tsbldg)** **5:00 PM**
 Budget Comparison and Concerns

Mar 30 **Monday** **Beltz 105 (tsbldg)** **5:00 PM**
 Tentative Closeout

PUBLIC SAFETY

Mar 19 **Thursday** **Senate Finance 532** **3:00 PM**
 Department of Public Safety

Mar 26 **Thursday** **Senate Finance 532** **3:00 PM**
 Closeout

TRANSPORTATION & PUBLIC FACILITIES

Mar 17 **Tuesday** **Fahrenkamp 203** **11:00 AM**
 Department of Transportation and Public
 Facilities

Mar 24 **Tuesday** **Fahrenkamp 203** **11:00 AM**
 Closeout

UNIVERSITY OF ALASKA

Mar 16 Monday Senate Finance 532 3:30 PM
 FY16 Budget Overview

Mar 25 Wednesday Senate Finance 532 4:00 PM
 FY16 Budget Closeout

SPECIAL COMMITTEES

SPECIAL CMTE ON THE ARCTIC

Mar 12 Thursday Butrovich 205 11:15 AM
 No Meeting Scheduled

JOINT COMMITTEES

LEGISLATIVE BUDGET & AUDIT

Mar 17 Tuesday Beltz 105 (tsbldg) 7:30 AM
 +
 Public Hearing
 Department of Health and Social Services
 Performances Review
 Public Comment on the Performance of DHSS in the
 Delivery of its Behavioral Health and Long-Term
 Care Services and on the Department's Overall
 Organizational and Administrative Structure
 -- Testimony <Time Limit Set to 3 Minutes> --

Mar 30 Monday Barnes 124 7:30 AM
 Audits - Executive Session: Statewide Single
 Audit FY14 Final
 Other Committee Business
 -- Testimony <Invitation Only> --

OTHER MEETINGS**JOINT SESSION**

Mar 23 **Monday** **House Chamber** **11:00 AM**
+ Annual Address by the Honorable
 Dan Sullivan, U.S. Senator

MISCELLANEOUS MEETING

Mar 12 **Thursday** **Capitol 106** **12:00 PM**
 Lunch and Learn - Alaska North Slope
 Conventional and Unconventional Oil and Gas
 Sponsored by Senator Kelly and Senator Giessel

Mar 12 **Thursday** **Beltz 105 (tsbldg)** **12:01 PM**
 Lunch and Learn
 Samuel Gottstein, an Academic Law Fellow at the
 Clough Center for the Study of Constitutional
 Democracy, Will Discuss How Granting Limited
 Criminal Jurisdiction to Alaska Native
 Communities Would Be Cost-effective, Avoid
 Federal Overreach, and Make Rural Alaska Native
 Communities Safer
 Sponsored by Senator Gardner