

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Wednesday

March 2, 2016

Forty-fourth Day

Pursuant to adjournment the Senate was called to order by President Meyer at 11:04 a.m.

The roll showed sixteen members present. Senators Stedman, Stevens were excused from a call of the Senate. Senators Ellis, McGuire were absent.

The prayer was offered by the Chaplain, Pastor Tari Stage-Harvey, Shepherd of the Valley Lutheran Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Good Lord, free us from cowardice that refuses to face new truth, from laziness content with half-truths, and from arrogance that thinks it knows all truth.

When we feel puny and defeated, fill us with creativity and hope.

When we feel divided and bitter, guide us with constructive conflict and cooperation.

When we feel isolated and lost, open our eyes and hearts to see the bounty around us.

Lead us with a spirit of joy and hope trusting in compassion as our guide and justice as our companion. Amen.

Senator Micciche led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the forty-second and forty-third legislative days and Senate and House Joint Journal Supplement No. 14 be approved as certified by the Secretary. Without objection, it was so ordered.

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

Standing Committee Reports

Reports dated March 1 were 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:

State Commission for Human Rights

Brandon Nakasato – Anchorage

Alaska Public Offices Commission

Thomas Temple – Fairbanks

Personnel Board

Keith Hamilton – Soldotna

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 reports: Senator Stoltze, Chair; Senators Coghill, Huggins, Wielechowski, McGuire.

Report dated March 1 was read stating:

In accordance with AS 39.05.080, the Transportation Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

Board of Marine Pilots

Andrew Mack – Anchorage

Tom Rueter – 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 Micciche, Chair; Senators Dunleavy, Bishop, Egan.

SB 24

The Judiciary Committee considered SENATE BILL NO. 24 "An Act relating to the applicability of the Legislative Ethics Act to legislative interns, legislative volunteers, consultants, independent contractors, sole proprietorships, and other legal entities" and recommended it be replaced with

CS FOR SENATE BILL NO. 24(JUD) "An Act relating to the applicability of the Legislative Ethics Act to legislative interns, legislative volunteers, legislative consultants, legislative independent contractors, sole proprietorships, and other legal entities."

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

The following fiscal information was published today:
Fiscal Note No. 2, zero, Legislative Agency

The bill was referred to the Rules Committee.

SB 103

The Education Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 103 "An Act relating to school boards; relating to approval of educational programs at residential psychiatric treatment centers; providing for funding of educational services for students in residential psychiatric treatment centers; and providing for an effective date." Signing do pass: Senator Dunleavy, Chair; Senators Giessel, Huggins. Signing no recommendation: Senator Gardner.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Education and Early Development

The bill was referred to the Judiciary Committee.

SB 170

The Resources Committee considered SENATE BILL NO. 170 "An Act authorizing the Department of Natural Resources, division of geological and geophysical surveys, to collect fees for facilities, equipment, products, and services; relating to accounting for certain program receipts; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 170(RES)

Signing do pass: Senator Giessel, Chair; Senators Costello, Wielechowski, Coghill, Micciche, Stoltze.

The following fiscal information was published today:

Fiscal Note No. 1, Department of Natural Resources

The bill was referred to the Finance Committee.

SJR 19

The Judiciary Committee considered SENATE JOINT RESOLUTION NO. 19 Requesting the United States Congress to call a convention of the states to propose an amendment to the Constitution of the United States to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and as a member of the United States Senate; 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 McGuire, Chair; Senators Coghill, Micciche. Signing no recommendation: Senators Costello, Wielechowski.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Legislative Agency

The resolution was referred to the Rules Committee.

SCR 20

The State Affairs Committee considered SENATE CONCURRENT RESOLUTION NO. 20 Proclaiming April 2016 as Sexual Assault Awareness Month. Signing do pass: Senator Stoltze, Chair; Senators Coghill, Huggins, 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.

Consideration of the Calendar

Second Reading of Senate Bills

SB 121

SENATE BILL NO. 121 "An Act relating to a security freeze on the consumer credit report of a minor" was read the second time.

Senator Coghill, Vice Chair, moved and asked unanimous consent for the adoption of the Judiciary Committee Substitute offered on page 1895. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 121(JUD) "An Act relating to a security freeze on the consumer credit report of a minor, incapacitated person, or protected person" was adopted.

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

CS FOR SENATE BILL NO. 121(JUD) was read the third time.

Senators Micciche, Bishop, Coghill, Hoffman, MacKinnon moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR SENATE BILL NO. 121(JUD) "An Act relating to a security freeze on the consumer credit report of a minor, incapacitated person, or protected person" pass the Senate?" The roll was taken with the following result:

CSSB 121(JUD)

Third Reading - Final Passage

YEAS: 16 NAYS: 0 EXCUSED: 3 ABSENT: 1

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

Excused: McGuire, Stedman, Stevens

Absent: Ellis

and so, CS FOR SENATE BILL NO. 121(JUD) passed the Senate and was referred to the Secretary for engrossment.

SB 142

SENATE BILL NO. 142 "An Act relating to insurance coverage for anti-cancer medications" was read the second time.

Senator Costello, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Committee Substitute offered on page 1876. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 142(L&C) was adopted.

Senator MacKinnon offered Amendment No. 1:

Page 2, line 8:

Delete the first occurrence of "or"

Insert ", "

Following the second occurrence of "cells":

Insert ", or to treat related side effects"

Senator MacKinnon moved for the adoption of Amendment No. 1. Senator Gardner objected, then withdrew her objection. There being no further objection, Amendment No. 1 was adopted.

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

CS FOR SENATE BILL NO. 142(L&C) am was read the third time.

Senators Wielechowski, Costello, Coghill, Micciche, Bishop, Egan, MacKinnon, Gardner, Kelly moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR SENATE BILL NO. 142(L&C) am "An Act relating to insurance coverage for anti-cancer medications" pass the Senate?" The roll was taken with the following result:

CSSB 142(L&C) am
Third Reading - Final Passage

YEAS: 16 NAYS: 0 EXCUSED: 3 ABSENT: 1

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

Excused: McGuire, Stedman, Stevens

Absent: Ellis

and so, CS FOR SENATE BILL NO. 142(L&C) am passed the Senate and was referred to the Secretary for engrossment.

Citations

Honoring - Pioneers of Alaska Fairbanks Women's Igloo No. 8
Senator(s) Giessel, Coghill, Meyer, Bishop, Costello, Dunleavy, Egan, Ellis, Gardner, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski
Representative(s) Wilson

Honoring - The Republic of Azerbaijan

Representative(s) Keller, Pruitt

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

In Memoriam - David Velleca

Representative LeDoux

Senator(s) Wielechowski, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze

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.

Unfinished Business

SB 192

Senator Egan moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 192 "An Act authorizing the Alaska Industrial Development and Export Authority to issue bonds to finance the infrastructure and construction costs of the Sweetheart Lake hydroelectric project; and relating to legislative approval for a loan from the power project fund to the Lynn Canal Transmission Corporation." Without objection, it was so ordered.

Senator Bishop moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 4 through evening plane time, March 6. Without objection, Senator Bishop was excused.

Senator MacKinnon moved and asked unanimous consent to be excused from a call of the Senate from evening plane time, March 23 through evening plane time, March 29. Without objection, Senator MacKinnon was excused.

SB 21

The following bill was reprinted on March 2, 2016:

SPONSOR SUBSTITUTE FOR SENATE BILL
NO. 21 "An Act relating to immunity from
prosecution for the crime of prostitution."

Announcements**SB 98**

Senator Costello, Chair, moved and asked unanimous consent that Uniform Rule 23 be waived on SENATE BILL NO. 98 "An Act relating to diagnosis, treatment, and prescription of drugs without a physical examination" for a Labor and Commerce Committee meeting on March 2. Without objection, it was so ordered.

Announcements are at the end of the journal.

Engrossment**SB 121**

CS FOR SENATE BILL NO. 121(JUD) "An Act relating to a security freeze on the consumer credit report of a minor, incapacitated person, or protected person" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 142

CS FOR SENATE BILL NO. 142(L&C) am "An Act relating to insurance coverage for anti-cancer medications" 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 4, 2016. Without objection, the Senate adjourned at 11:38 a.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 03 Thursday Beltz 105 (tsbldg) 3:30 PM
No Meeting Scheduled

EDUCATION

Mar 03 Thursday Butrovich 205 3:30 PM
+= SB 84 LANG. IMMERSION SCHOOLS/TEACHER CERTS.
-- Public Testimony --
+ Bills Previously Heard/Scheduled:
+= SB 191 LIMIT ABORTION SERV. PROVIDERS IN SCHOOLS

FINANCE

Mar 02 Wednesday Senate Finance 532 9:00 AM
No Meeting Scheduled

Mar 03 Thursday Senate Finance 532 9:00 AM
+= SB 74 MEDICAID REFORM/PFD/HSAS/ER USE/STUDIES
+ Bills Previously Heard/Scheduled

Mar 04 Friday Senate Finance 532 8:30 AM
+= SB 74 MEDICAID REFORM/PFD/HSAS/ER USE/STUDIES
+ Bills Previously Heard/Scheduled

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HEALTH & SOCIAL SERVICES

Mar 02	Wednesday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 04	Friday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 07	Monday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 09	Wednesday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 11	Friday No Meeting Scheduled	Butrovich 205	1:30 PM

JUDICIARY

Mar 02	Wednesday + SB 112 ADOPTION OF CHILD IN STATE CUSTODY + Bills Previously Heard/Scheduled: += SB 174 REG. OF FIREARMS/KNIVES BY UNIV. OF AK += SB 180 PARENT-GUARDIAN/CHILD:TEMP. POWER OF ATTY	Beltz 105 (tsbldg)	1:30 PM
Mar 04	Friday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM

LABOR & COMMERCE

Mar 02	Wednesday Uniform Rule 23 Waived += SB 98 PRESCRIPTION WITHOUT PHYS. EXAM.	Butrovich 205	1:00 PM
Mar 03	Thursday -- Please Note Time Change -- + Bills Previously Heard/Scheduled -- Public Testimony --	Beltz 105 (tsbldg)	1:30 PM

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RESOURCES

Mar 02 Wednesday Butrovich 205 3:30 PM
+ SB 125 LEGISLATIVE MEMBERS OF AGDC BOARD
-- Public Testimony --
+= HB 100 UREA/AMMONIA/GAS-LIQ FACILITY; TAX CREDIT
-- Public Testimony --
+ Bills Previously Heard/Scheduled

Mar 04 Friday Butrovich 205 3:30 PM
+= SB 164 FISH & GAME: OFFENSES;LICENSES;PENALTIES
-- Public Testimony --
+= SB 172 FISH/SHELLFISH HATCHERY/ENHANCE. PROJECTS
-- Public Testimony --
+ Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 03 Thursday Butrovich 205 8:30 AM
+= SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS
+ Bills Previously Heard/Scheduled

Mar 03 Thursday Butrovich 205 6:30 PM
+= SJR 1 CONST AM: GUARANTEE PERM FUND DIVIDEND
-- Public Testimony --
Statewide Public Testimony Begins at 6:30 p.m.
-- Public Testimony Limited to 2 Minutes --
Limited Number of Off-Net Phone Lines Available
Public Testimony can be Submitted in Writing by
Email: senate.state.affairs@akleg.gov
or by Fax: 907-465-4928
+ Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 03 Thursday Butrovich 205 1:00 PM
No Meeting Scheduled

FINANCE SUBCOMMITTEES

ADMINISTRATION

Mar 03 Thursday Butrovich 205 5:00 PM
 Department of Administration
 FY17 Operating Budget Closeout

COMMERCE, COMMUNITY & ECONOMIC DEV

Mar 04 Friday Beltz 105 (tsbldg) 9:00 AM
 Budget Closeout

Mar 10 Thursday Beltz 105 (tsbldg) 8:00 AM
 -- MEETING CANCELED --
 Budget Closeout

EDUCATION & EARLY DEVELOPMENT

Mar 02 Wednesday Butrovich 205 9:00 AM
 + Headstart, Pre-K, Best Beginnings
 Parents as Teachers
 Susan McCauley, Interim Commissioner, DEED
 + Broadband Access Grants
 Linda Thibodeau, Director, Libraries
 Archives & Museums
 + Digital Initiative
 Susan McCauley, Interim Commissioner, DEED

Mar 04 Friday Butrovich 205 8:00 AM
 + Department of Education and Early Development
 FY17 Operating Budget Closeout

ENVIRONMENTAL CONSERVATION

Mar 04 Friday Senate Finance 532 1:00 PM
 + Closeout

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FISH & GAME

Mar 02 **Wednesday** **Beltz 105 (tsbldg)** **12:30 PM**
Department of Fish and Game
FY17 Operating Budget Closeout

GOVERNOR

Mar 03 **Thursday** **Senate Finance 532** **3:30 PM**
Office of the Governor Budget Closeout

HEALTH & SOCIAL SERVICES

Mar 04 **Friday** **Butrovich 205** **11:00 AM**
Department of Health & Social Services
Budget Closeout

JUDICIARY SUBCOMMITTEE

Mar 04 **Friday** **Senate Finance 532** **1:30 PM**
Budget Closeout

LABOR & WORKFORCE DEVELOPMENT

Mar 02 **Wednesday** **Beltz 105 (tsbldg)** **8:00 AM**
Department of Labor & Workforce Development
Budget Closeout

LEGISLATURE

Mar 03 **Thursday** **Senate Finance 532** **3:45 PM**
Legislature Budget Closeout

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MILITARY & VETERANS' AFFAIRS

Mar 04 Friday Beltz 105 (tsbldg) 8:00 AM
Budget Closeout

Mar 08 Tuesday Beltz 105 (tsbldg) 8:00 AM
-- MEETING CANCELED --
Budget Closeout

NATURAL RESOURCES

Mar 03 Thursday Beltz 105 (tsbldg) 8:00 AM
Department of Natural Resources
Budget Closeout

PUBLIC SAFETY

Mar 04 Friday Beltz 105 (tsbldg) 8:30 AM
Budget Closeout

Mar 09 Wednesday Beltz 105 (tsbldg) 8:00 AM
-- MEETING CANCELED --
Budget Closeout

REVENUE

Mar 03 Thursday Senate Finance 532 8:00 AM
+ Department of Revenue
FY17 Operating Budget Closeout

TRANSPORTATION & PUBLIC FACILITIES

Mar 03 Thursday Fahrenkamp 203 11:00 AM
Department of Transportation & Public Facilities
Budget Closeout

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UNIVERSITY OF ALASKA

Mar 02 **Wednesday** **Senate Finance 532** **8:30 AM**
-- MEETING CANCELED --
Budget Closeout

Mar 04 **Friday** **Senate Finance 532** **8:15 AM**
Budget Closeout

OTHER MEETINGS

MISCELLANEOUS MEETING

Mar 10 **Thursday** **Butrovich 205** **12:00 PM**
Lunch and Learn:
Tax and Fiscal Policy Task Force Presentation
by the American Legislative Exchange Council
Sponsored by Senator Dunleavy