

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

March 7, 2016

Forty-ninth Day

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

The roll showed nineteen members present. Senator Stedman was excused from a call of the Senate.

The prayer was offered by the Chaplain, Reverend Dr. Phil Campbell, Northern Light United Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Gracious Creator of all that is, make your presence known to all those gathered in the chamber this day. Keep them mindful of your great purposes of justice and equity.

Grant them attentiveness in listening and clarity in communication that their discussions and deliberations will bear the fruits of wisdom and compassion. Bring to their awareness the needs of all the people in this great state that they might serve them with insight and integrity. Guide those in this chamber in the ways of peace.

In the name of all that is holy, I pray, Amen.

Senator Olson led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the forty-sixth through forty-eighth legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

Standing Committee Reports

SB 164

The Resources Committee considered SENATE BILL NO. 164 "An Act relating to sport fishing, hunting, or trapping licenses, tags, or permits; relating to penalties for certain sport fishing, hunting, and trapping license violations; relating to restrictions on the issuance of sport fishing, hunting, and trapping licenses; creating violations and amending fines and restitution for certain fish and game offenses; relating to commercial fishing violations; allowing lost federal matching funds from the Pittman - Robertson, Dingell - Johnson/Wallop - Breaux programs to be included in an order of restitution; adding a definition of 'electronic form'; amending Rule 5(a)(4), Alaska Rules of Minor Offense Procedure; and providing for an effective date." Signing do pass: Senator Giessel, Chair. Signing no recommendation: Senator Wielechowski. Signing amend: Senators Costello, Coghill, Micciche.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Public Safety

Fiscal Note No. 2, zero, Department of Fish and Game

The bill was referred to the Judiciary Committee.

Consideration of the Calendar

Second Reading of Senate Bills

SB 18

SENATE BILL NO. 18 "An Act exempting a health care sharing ministry from regulation as an insurer" was read the second time.

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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.

SENATE BILL NO. 18 was read the third time.

The question being: "Shall SENATE BILL NO. 18 "An Act exempting a health care sharing ministry from regulation as an insurer" pass the Senate?" The roll was taken with the following result:

SB 18

Third Reading - Final Passage

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

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

Excused: Stedman

and so, SENATE BILL NO. 18 passed the Senate.

Senator Gardner gave notice of reconsideration.

SB 127

SENATE BILL NO. 127 "An Act relating to actions by insurers based on credit history or insurance score; and providing for an exception to consideration by an insurer of credit history or insurance score" was read the second time.

President Meyer stated SENATE BILL NO. 127 will be on the March 9 calendar.

Citations

Honoring - HooDoo Brewing Company U.S. Chamber of Commerce 2016 "Dream Big" Blue Ribbon Small Business Award Winner
Senator(s) Bishop, Meyer, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski

In Memoriam - Robert "Dennis" Small
Representative(s) Wilson
Senator(s) Coghill, Meyer, Bishop, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

In Memoriam - Annette Frances Bray
Representative(s) Wilson
Senator(s) Coghill, Meyer, Bishop, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

In Memoriam - Kenneth "Scott" Willis
Representative(s) Munoz, Kito
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.

Senator Coghill moved and asked unanimous consent to return to Standing Committee Reports. Without objection, the Senate returned to:

Standing Committee Reports

SB 74

The Finance Committee considered SENATE BILL NO. 74 "An Act relating to permanent fund dividends; relating to a medical assistance reform program; establishing a personal health savings account program for medical assistance recipients; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; and relating to a study by the Department of Health and Social Services" and recommended it be replaced with

CS FOR SENATE BILL NO. 74(FIN) "An Act relating to diagnosis, treatment, and prescription of drugs without a physical examination by a physician; relating to the delivery of services by a licensed professional counselor, marriage and family therapist, psychologist, psychological associate, and social worker by audio, video, or data communications; relating to the duties of the State Medical Board; relating to limitations of actions; establishing the Alaska Medical Assistance False Claim and Reporting Act; relating to medical assistance programs administered by the Department of Health and Social Services; relating to the controlled substance prescription database; relating to the duties of the Board of Pharmacy; relating to the duties of the Department of Commerce, Community, and Economic Development; relating to accounting for program receipts; relating to public record status of records related to the Alaska Medical Assistance False Claim and Reporting Act; establishing a telemedicine business registry; relating to competitive bidding for medical assistance products and services; relating to verification of eligibility for public assistance programs administered by the Department of Health and Social Services; relating to annual audits of state medical assistance providers; relating to reporting overpayments of medical assistance payments; establishing authority to assess civil penalties for violations of medical assistance program requirements; relating to seizure and forfeiture of property for medical assistance fraud; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; relating to Alaska Pioneers' Homes and Alaska Veterans' Homes; relating to the duties of the Department of Administration; relating to the Alaska Mental Health Trust Authority; relating to feasibility studies for the provision of specified state services; amending Rules 4, 5, 7, 12, 24, 26, 27, 41, 77, 79, 82, and 89, Alaska Rules of Civil Procedure, and Rule 37, Alaska Rules of Criminal Procedure; and providing for an effective date."

Signing do pass: Senators Kelly, MacKinnon, Cochairs; Senators Micciche, Bishop, Hoffman. Signing no recommendation: Senator Dunleavy.

Fiscal information forthcoming.

The bill was referred to the Rules Committee.

Unfinished Business

SB 126

Senator McGuire moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 126 "An Act establishing an exemption for the offering and sale of certain securities." Without objection, it was so ordered.

SB 127

Senators Costello, MacKinnon, Stevens, Micciche, Bishop, Meyer moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 127 "An Act relating to actions by insurers based on credit history or insurance score; and providing for an exception to consideration by an insurer of credit history or insurance score." Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 9, 2016. Without objection, the Senate adjourned at 11:37 a.m.

Liz Clark
Secretary of the Senate

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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 08	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Mar 10	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		

EDUCATION

Mar 08	Tuesday	Butrovich 205	3:30 PM
	-- MEETING CANCELED --		
+ HB 76	GOV COUNCIL ON DISABILITIES/SPECIAL ED		
	-- Public Testimony --		
+ SB 190	EXEMPTION FROM POST-SECONDARY ED REGS		
	-- Public Testimony --		
+	Bills Previously Heard/Scheduled		
Mar 10	Thursday	Butrovich 205	3:30 PM
+	Bills Previously Heard/Scheduled:		
+= HB 76	GOV COUNCIL ON DISABILITIES/SPECIAL ED		
	-- Public Testimony --		
+= SB 190	EXEMPTION FROM POST-SECONDARY ED REGS		
	-- Public Testimony --		
+= SB 191	LIMIT ABORTION SERV. PROVIDERS IN SCHOOLS		
	-- Public Testimony --		

FINANCE

Mar 07	Monday	Senate Finance 532	9:00 AM
		-- Recessed to 3:45 pm --	
+=	SB 74	MEDICAID REFORM/PFD/HSAS/ER USE/STUDIES	
+=	SB 139	APPROP: OPERATING BUDGET/LOANS/FUNDS	
		-- Public Testimony <Limited to 2 Minutes> --	
+=	SB 140	APPROP: MENTAL HEALTH BUDGET	
		-- Public Testimony <Limited to 2 Minutes> --	
+		Bills Previously Heard/Scheduled	
		Statewide Public Testimony: Please Arrive	
		15 Minutes Prior to End of Allotted Time Period	
		or Testimony Will Close Early.	
		Please Select a Spokesperson to Testify if You	
		Are a Member of a Group with the Same Message.	
		If You are Unable to Access Your Local LIO,	
		Written Testimony May be Submitted to the Senate	
		Finance Committee via Email:	
		Finance.committee@akleg.gov	
		3:45 - 5:30 Juneau	
Mar 08	Tuesday	Senate Finance 532	10:00 AM
+=	SB 139	APPROP: OPERATING BUDGET/LOANS/FUNDS	
		-- Public Testimony <Limited to 2 Minutes> --	
+=	SB 140	APPROP: MENTAL HEALTH BUDGET	
		-- Public Testimony <Limited to 2 Minutes> --	
+		Bills Previously Heard/Scheduled	
		Statewide Public Testimony: Please Arrive	
		15 Minutes Prior to End of Allotted Time Period	
		or Testimony Will Close Early.	
		Please Select a Spokesperson to Testify if You	
		Are a Member of a Group with the Same Message.	
		If You are Unable to Access Your Local LIO,	
		Written Testimony May be Submitted to the Senate	
		Finance Committee via Email:	
		Finance.committee@akleg.gov	
		10:00 - 11:00 Bethel, Nome, Kotzebue, Unalaska	
		11:15 - 12:00 Barrow, Tok, Delta Junction	
		1:00 - 2:00 Ketchikan, Wrangell, Petersburg	
		2:15 - 3:30 Sitka, Cordova, Valdez	
		3:45 - 5:30 Statewide Teleconference - Offnet	
		Site	

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FINANCE (continued)

Mar 09 Wednesday Senate Finance 532 9:00 AM

+ SB 139 APPROP: OPERATING BUDGET/LOANS/FUNDS
-- Public Testimony <Limited to 2 Minutes> --
+ SB 140 APPROP: MENTAL HEALTH BUDGET
-- Public Testimony <Limited to 2 Minutes> --
+ Bills Previously Heard/Scheduled
Statewide Public Testimony: Please Arrive
15 Minutes Prior to End of Allotted Time Period
or Testimony Will Close Early.
Please Select a Spokesperson to Testify if You
Are a Member of a Group with the Same Message.
If You are Unable to Access Your Local LIO,
Written Testimony May be Submitted to the Senate
Finance Committee via Email:
Finance.committee@akleg.gov
9:00 - 10:45 Anchorage
1:00 - 1:45 Glennallen, Seward, Homer
3:00 - 4:30 Fairbanks, Mat-Su
4:45 - 5:45 Kenai, Kodiak, Dillingham

Mar 10 Thursday Senate Finance 532 9:00 AM

+ SB 139 APPROP: OPERATING BUDGET/LOANS/FUNDS
+ SB 140 APPROP: MENTAL HEALTH BUDGET
+ Bills Previously Heard/Scheduled

Mar 11 Friday Senate Finance 532 9:00 AM

+ SB 139 APPROP: OPERATING BUDGET/LOANS/FUNDS
+ SB 140 APPROP: MENTAL HEALTH BUDGET
+ Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Mar 07 Monday Butrovich 205 1:30 PM

No Meeting Scheduled

Mar 09 Wednesday Butrovich 205 1:30 PM

No Meeting Scheduled

Mar 11 Friday Butrovich 205 1:30 PM

No Meeting Scheduled

JUDICIARY

Mar 07 **Monday** **Beltz 105 (tsbldg)** **1:30 PM**

- + SB 141 E-CIGS: SALE TO AND POSSESSION BY MINOR
- + SB 103 RESIDENTIAL PSYCHIATRIC EDUCATION FUNDING
- + Bills Previously Heard/Scheduled
 - Public Testimony --
- + SB 174 REG. OF FIREARMS/KNIVES BY UNIV. OF AK
- + SB 180 PARENT-GUARDIAN/CHILD:TEMP. POWER OF ATTY
 - Moved CSSB 180(JUD), Rescinded Action on Prior CS

Mar 09 Wednesday Beltz 105 (tsbldg) 1:30 PM

- + SB 182 DNA TESTING EXEMPTION FOR GENEALOGY
- + SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS
<Pending Referral>
- + Bills Previously Heard/Scheduled
-- Public Testimony --

Mar 11 Friday **Beltz 105 (tsbldg)** **1:30 PM**

LABOR & COMMERCE

Mar 08 Tuesday Beltz 105 (tsbldg) 1:30 PM

- + SB 168 BOARD OF BARBERS AND HAIRDRESSERS
- + SB 152 MONEY SERVICES BUSINESS: REQS; LICENSING;
- + Bills Previously Heard/Scheduled
 - Public Testimony --

Mar 10 **Thursday** **Beltz 105 (tsbldg)** **1:30 PM**

- + SB 55 OPTOMETRY & OPTOMETRISTS
- + SB 197 MOTOR VEHICLE DEALER FRANCHISES
 - Testimony <Invitation Only> --
 - + Bills Previously Heard/Scheduled
 - Public Testimony --

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RESOURCES

Mar 07	Monday	Butrovich 205	3:30 PM
+	<Joint with the House Resources Committee>		
+=	Overview: The Cohen Group Report on the Environmental Protection Agency's Pebble Mine Action		
	-- Testimony <Invitation Only> --		
Mar 07	Monday	Butrovich 205	4:30 PM
+=	SB 163 NATL. RES. WATER NOMINATION/DESIGNATION		
+	Overview: Department of Environmental Conservation, Department of Natural Resources		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
Mar 09	Wednesday	Butrovich 205	3:30 PM
+	Confirmation on Governor's Appointees:		
	Board of Fisheries: Al Cain, Robert Ruffner		
	-- Public Testimony on Appointees --		
+	Bills Previously Heard/Scheduled		
Mar 11	Friday	Butrovich 205	3:30 PM
+	Confirmation on Governor's Appointees Continued:		
	Board of Fisheries: Al Cain, Robert Ruffner		
	-- Public Testimony on Appointees --		
+	Bills Previously Heard/Scheduled		

STATE AFFAIRS

Mar 08	Tuesday	Butrovich 205	9:00 AM
+=	SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS		
	-- Continued Public Testimony --		
	-- Discussion of Fiscal Notes --		
	-- Consideration of Member Amendments --		
+	Bills Previously Heard/Scheduled		
Mar 08	Tuesday	Butrovich 205	5:00 PM
+=	SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS		
	-- If Necessary --		
+	Bills Previously Heard/Scheduled		

STATE AFFAIRS (continued)

Mar 10 **Thursday** **Butrovich 205** **8:30 AM**
+ Confirmation on Governor's Appointees:
 -- Public Testimony on Appointees --
 Regulatory Commission of Alaska:
 Rebecca Pauli
+= SB 114 PERM FUND: EARNINGS, DEPOSITS, ACCOUNTS
+= SB 128 PERM. FUND:DEPOSITS;DIVIDEND;EARNINGS
+ Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 08	Tuesday No Meeting Scheduled	Butrovich 205	1:00 PM
Mar 10	Thursday No Meeting Scheduled	Butrovich 205	1:00 PM

FINANCE SUBCOMMITTEES

COMMERCE, COMMUNITY & ECONOMIC DEV

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

MILITARY & VETERANS' AFFAIRS

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

PUBLIC SAFETY

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

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JOINT COMMITTEES

LEGISLATIVE BUDGET & AUDIT

Mar 18	Friday	House Finance 519	7:30 AM
-- Testimony <Invitation Only> --			
Audits - Executive Session:			
Statewide Single Audit FY15 - Preliminary			
Commercial Passenger Vessel Tax Special			
Audit - Preliminary			
Other Committee Business			

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			