

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Friday

March 18, 2016

Sixtieth Day

Pursuant to adjournment the Senate was called to order by President Meyer at 10:12 a.m.

The roll showed eighteen members present. Senator Bishop was excused from a call of the Senate. Senator Kelly was absent.

The prayer was offered by the Chaplain, Senator Coghill. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Almighty God and creator of all. We thank you for the responsibility entrusted with us by our fellow Alaskans.

Help us to work together by respecting those we work for; and those we work with. Remind us throughout the day of the golden rule: that is that we do unto others as we would have them do unto us.

We need your guidance as we work to respond properly to the financial circumstances of our state government and the general economy of our state. Please guide us with your wisdom as we deliberate through many important issues that will affect so many of our people all over our state.

We pray for our coworkers dealing with tough personal issues and ask for your grace and help in their time of need.

For this day we are grateful to you for life and provision that help us honor you and the people we serve.

I pray in the name of my risen Saviour, Jesus Christ the Lord.

Senator Coghill led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the fifty-eighth and fifty-ninth legislative days, Senate Journal Supplement No. 5, and House and Senate Joint Journal Supplement No. 15 be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Kelly was noted.

Messages from the House

Message dated March 16 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills

HB 125

HOUSE BILL NO. 125 BY REPRESENTATIVES MILLETT, Herron, Josephson, entitled:

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

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

Communications

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

Citizens' Advisory Commission on Federal Areas
2015 Annual Report and Supplemental Materials
in accordance with AS 41.37.220

Report from the Commissioner of the Department of Administration dated March 15 was received stating the monetary terms for the collective bargaining agreement reached with the Confidential Employees Association in accordance with AS 23.40.215.

The President referred the report to the Finance Committee.

Standing Committee Reports**SB 124**

The Finance Committee considered SENATE BILL NO. 124 "An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date." Signing do pass: Senator MacKinnon, Cochair; Senators Micciche, Hoffman. Signing no recommendation: Senator Kelly, Cochair; Senators Dunleavy, Olson.

The following fiscal information was published today:

Fiscal Note No. 3, Senate Finance Committee

The bill is on today's calendar.

SB 172

The Resources Committee considered SENATE BILL NO. 172 "An Act relating to management of enhanced stocks of fish; authorizing the operation of nonprofit shellfish hatcheries; relating to application fees for salmon and shellfish hatchery permits; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 172(RES) "An Act relating to management of enhanced stocks of shellfish; authorizing certain nonprofit organizations

to engage in shellfish stock rehabilitation efforts, carry out shellfish enhancement projects, and operate shellfish hatcheries; relating to application fees for salmon hatchery permits; and providing for an effective date."

Signing do pass: Senator Giessel, Chair; Senators Costello, Micciche.
Signing do not pass: Senator Stoltze. Signing no recommendation:
Senators Wielechowski, Coghill, Stedman.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Fish and Game

The bill was referred to the Finance Committee.

SB 190

The Education Committee considered SENATE BILL NO. 190 "An Act relating to an exemption from the regulation of postsecondary educational institutions" and recommended it be replaced with

CS FOR SENATE BILL NO. 190(EDC)

Signing do pass: Senator Dunleavy, Chair; Senators Stevens, Giessel, Huggins. Signing do not pass: 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 Labor and Commerce Committee.

Consideration of the Calendar

Second Reading of Senate Bills

SB 124

SENATE BILL NO. 124 "An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date" was read the second time.

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. 124 was read the third time.

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

The question being: "Shall SENATE BILL NO. 124 "An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SB 124

Third Reading - Final Passage

Effective Date

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

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

Excused: Bishop

and so SENATE BILL NO. 124 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 clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

Second Reading of House Bills

HB 93

CS FOR HOUSE BILL NO. 93(STA) "An Act relating to the duties of probation officers; and relating to conditions of parole" was read the second time.

Senator McGuire, Chair, moved and asked unanimous consent for the adoption of the Judiciary Senate Committee Substitute offered on page 1941. Senator Gardner objected, then withdrew her objection. There being no further objection, SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) 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.

SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) "An Act relating to the duties of probation officers; and relating to conditions of parole" pass the Senate?" The roll was taken with the following result:

SCS CSHB 93(JUD)

Third Reading - Final Passage

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

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

Excused: Bishop

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) passed the Senate and was referred to the Secretary for engrossment.

Citations

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

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

Honoring - The Alaska State School for the Deaf and Hard of Hearing
Senator(s) Gardner, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

Honoring - Charles "Bud" Cassidy Upon His Retirement as Manager of the Kodiak Island Borough
Senator(s) Stevens, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stoltze, Wielechowski
Representative(s) Stutes

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

Honoring - American Legion Auxiliary Alaska Girls State
Senator(s) Gardner, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski
Representative(s) Drummond

Honoring - Janette Bower
Representative(s) Hughes, Colver, Gattis, Keller, Neuman, Tilton
Senator(s) Stoltze, Dunleavy, Huggins, Meyer, Bishop, Coghill, Costello, Egan, Ellis, Gardner, Giessel, Hoffman, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski

In Memoriam - Elizabeth Anne Newman
Senator(s) Gardner, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Wielechowski
Representative(s) Josephson

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

In Memoriam - Layton Bennett

Representative(s) Kito

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

In Memoriam - Michael Arnold Carson

Representative(s) Gattis, Colver, Hughes, Keller, Neuman, Tilton

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

Unfinished Business

Senator Stedman moved and asked unanimous consent to be excused from a call of the Senate from 11:01 a.m., March 18 through morning plane time, March 21. Without objection, Senator Stedman was excused.

EO 117

In accordance with art. III, sec. 23, Constitution of the State of Alaska, action was not taken on the following Executive Order and it was returned to the Office of the Governor at 9:13 a.m., March 18, 2016:

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, action was not taken on the following Executive Order and it was returned 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.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 124**

SENATE BILL NO. 124 "An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

HB 93

SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) "An Act relating to the duties of probation officers; and relating to conditions of parole" was engrossed, signed by the President and Secretary and returned to the House for consideration.

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 21, 2016. Without objection, the Senate adjourned at 11:01 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 22 Tuesday Beltz 105 (tsbldg) 3:30 PM
No Meeting Scheduled

Mar 24 Thursday Beltz 105 (tsbldg) 3:30 PM
+= SB 88 TEACHERS & PUB EMPLOYEE RETIREMENT PLANS
-- Public Testimony --

EDUCATION

Mar 22 Tuesday Butrovich 205 3:30 PM
+ SB 200 MANDATORY PHYSICAL ACTIVITY IN SCHOOLS
-- Public Testimony --

Mar 24 Thursday Butrovich 205 3:30 PM
+ Confirmation Hearings:
Board of Education & Early Development
Professional Teaching Practices Commission
University of Alaska Board of Regents

Mar 25 Friday Capitol 106 8:00 AM
+ Joint with the House Education Committee
Common Core Funding

FINANCE

Mar 18 Friday Senate Finance 532 9:00 AM

+ Bills Previously Heard/Scheduled:

+= SB 1 REGULATION OF SMOKING

+= SB 124 EXTEND SUNSET ON AK COMMISSION ON AGING

Mar 21 Monday Senate Finance 532 9:00 AM

+ SB 128 PERM. FUND:DEPOSITS;DIVIDEND;EARNINGS

+ Bills Previously Heard/Scheduled

Mar 22 Tuesday Senate Finance 532 9:00 AM

+ SB 114 PERM FUND: EARNINGS, DEPOSITS, ACCOUNTS

+ Bills Previously Heard/Scheduled

Mar 23 Wednesday Senate Finance 532 9:00 AM

+ David Teal, Director, Legislative Finance

Division

+= SB 114 PERM FUND: EARNINGS, DEPOSITS, ACCOUNTS

+= SB 128 PERM. FUND:DEPOSITS;DIVIDEND;EARNINGS

+ Bills Previously Heard/Scheduled

Mar 24 Thursday Senate Finance 532 9:00 AM

+ SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS

<Pending Referral>

+ Bills Previously Heard/Scheduled

Mar 24 Thursday Senate Finance 532 1:30 PM

+ SB 174 REG. OF FIREARMS/KNIVES BY UNIV. OF AK

-- Public Testimony 2:30 p.m. - 4:00 p.m.--

-- Public Testimony Limited to 3 Minutes --

+ Bills Previously Heard/Scheduled

Mar 25 Friday Senate Finance 532 9:00 AM

+= SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS

+ Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Mar 18 Friday Butrovich 205 1:30 PM

No Meeting Scheduled

HEALTH & SOCIAL SERVICES (continued)

Mar 21 Monday Butrovich 205 1:30 PM
 No Meeting Scheduled

Mar 23 Wednesday Butrovich 205 1:30 PM
 No Meeting Scheduled

Mar 25 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Mar 18 Friday Beltz 105 (tsbldg) 1:30 PM
 + Bills Previously Heard/Scheduled:
 += SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS

Mar 21 Monday Beltz 105 (tsbldg) 1:30 PM
 + Bills Previously Heard/Scheduled:
 Streamed live on AKL.tv

Mar 23 Wednesday Beltz 105 (tsbldg) 1:30 PM
 += SB 8 INDUSTRIAL HEMP PRODUCTION LICENSES
 + SB 165 ALCO. BEV. CONT. BOARD; MINORS; ALCOHOL
 + Bills Previously Heard/Scheduled
 Streamed live on AKL.tv

Mar 25 Friday Beltz 105 (tsbldg) 1:30 PM
 + Bills Previously Heard/Scheduled:
 Streamed live on AKL.tv

LABOR & COMMERCE

Mar 22 Tuesday Beltz 105 (tsbldg) 1:30 PM
 + Consideration of Governor's Appointees:
 Marijuana Control Board
 Alcoholic Beverage Control Board
 Big Game Commercial Services Board
 + SB 202 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE
 + Bills Previously Heard/Scheduled
 -- Public Testimony --

LABOR & COMMERCE (continued)

Mar 24 Thursday Beltz 105 (tsbldg) 1:30 PM
 + SB 203 MEDI-VAC FLIGHT CREW OVERTIME PAY
 + Consideration of Governor's Appointees:
 Alaska Labor Relations Agency
 Alaska Workers' Compensation Board
 Board of Barbers & Hairdressers
 Board of Chiropractic Examiners
 Board of Nursing
 Board of Psychologists & Psychological Examiners
 Board of Registration Architects, Engineers
 & Land Surveyors
 Board of Social Work Examiners
 Physical Therapy & Occupational Therapy Board
 Workers' Compensation Appeals Commission
 + Bills Previously Heard/Scheduled
 -- Public Testimony --

RESOURCES

Mar 18 Friday Butrovich 205 3:30 PM
 + Overview: Bureau of Land Management:
 Resource Management Plans for Alaska
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

Mar 21 Monday Butrovich 205 3:30 PM
 Consideration of Governor's Appointee:
 Board of Fisheries, Israel Payton
 -- Public Testimony on Appointee --
 += HB 100 UREA/AMMONIA/GAS-LIQ FACILITY; TAX CREDIT
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Mar 23 Wednesday Butrovich 205 3:30 PM
 += HB 137 HUNT/FISH/TRAP: FEES;LICENSES;EXEMPTIONS
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Mar 25 Friday Butrovich 205 3:30 PM
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Mar 22 Tuesday Butrovich 205 9:00 AM
 + SB 204 KENNY & PATTI BARBER SHOOTING RANGE
 -- Public Testimony --
 + SB 150 MVA COMMISSIONER MEMBER OF CDVSA
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Mar 24 Thursday Butrovich 205 9:00 AM
 + SB 154 BLOOD BANK OF ALASKA LICENSE PLATES
 -- Public Testimony --
 += SCR 16 SPECIAL SESSION TO BE HELD ON ROAD SYSTEM
 -- Public Testimony --
 + HB 175 ESTABLISH MILITARY FAMILY DAY
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

TRANSPORTATION

Mar 22 Tuesday Butrovich 205 1:00 PM
 No Meeting Scheduled

Mar 24 Thursday Butrovich 205 1:00 PM
 No Meeting Scheduled

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
 Furlough Impact - Division of Legislative Audit
 Other Committee Business

OTHER MEETINGS

JOINT SESSION

Apr 15 Friday House Chamber 11:00 AM
Consideration of Governor's Appointees

JOINT VETERANS CAUCUS

Mar 22 Tuesday Fahrenkamp 203 7:30 AM
Joint Veterans' Caucus
Agenda Forthcoming