

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

April 17, 2017

Ninety-first Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 10:36 a.m.

Roll call showed 37 members present.

Representative Tuck moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Chenault – from today to 8:00 a.m., April 20

Representative Knopp – from today to 10:00 p.m., April 19

Representative Tilton – today

The invocation was offered by the Chaplain, the Reverend Dr. Douglas Dye of Chapel by the Lake Presbyterian Church. Representative Westlake moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

I invite you to bow your heads as I pray.

Loving and gracious God, thank you for the gift of a new day of life. Lord, help us to recall that each day is a precious, unrepeatable moment to experience the beauty of life. Thank you for warm sunshine on this early spring morning. Thank

you for the love and tenderness that our families and dear friends give us. Thank you for good health – strong bodies and minds to do the work you give us to do. And, I thank you that through your mercy and wisdom you have placed each one of these men and women in the Alaska State House to serve the people of our state. Lord, I ask you to remind them that you are always with them; guide and encourage them.

Heavenly Father, these legislators have already worked long and hard. Renew their strength – grant them energy of mind and body. Protect them from discouragement. Empower them to work well together. Give them wisdom and insight to find solutions that enable Alaska to flourish.

Loving God, I thank you for this new day, the life you have given each of us, the tasks you ask us to embrace. I humbly pray you bless these servants so they may find joy in their service as they go about their work today.

I pray these things in the name of my Lord, Jesus. Amen.

The Pledge of Allegiance was led by Representative Fansler.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 90th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HB 78

A message dated April 16 was read stating the Senate passed:

HOUSE BILL NO. 78

"An Act establishing the second Monday of October of each year as Indigenous Peoples Day."

HB 78 was referred to the Chief Clerk for enrollment.

HB 49

A message dated April 16 was read stating the Senate passed CSHB 49(FIN) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C)
"An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date."

CSHB 49(FIN) is under Unfinished Business.

HB 80

A message dated April 16 was read stating the Senate passed CSHB 80(ENE) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN)
"An Act adopting the Municipal Property Assessed Clean Energy Act; authorizing municipalities to establish programs to impose assessments for energy improvements in regions designated by municipalities; imposing fees; and providing for an effective date."

CSHB 80(ENE) is under Unfinished Business.

HB 137

A message dated April 16 was read stating the Senate passed HB 137 with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 137(FIN)
"An Act redesignating the Alaska State Council on the Arts as a public corporation and governmental instrumentality of the state; defining the powers and duties of the Alaska State Council on the Arts; providing exemptions from certain statutes for the Alaska State Council on the Arts; making conforming amendments; and providing for an effective date."

HB 137 is under Unfinished Business.

HB 148

A message dated April 16 was read stating the Senate passed:

HOUSE BILL NO. 148

"An Act relating to service areas in second class boroughs; and providing for an effective date."

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 148(STA)

"An Act relating to service areas in second class boroughs; relating to a municipal tax exemption or deferral for economic development property; relating to a municipal tax exemption for a fire protection system; and providing for an effective date."

(SCR 11 - title change resolution)

HB 148 is under Unfinished Business.

A message dated April 16 was read stating the Senate passed the following, and it is transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS**

SCR 11

SENATE CONCURRENT RESOLUTION NO. 11 by the Senate State Affairs Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 148, relating to service areas in second class boroughs.

was read the first time.

INTRODUCTION OF CITATIONS

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Anchorage Community YMCA 50th Anniversary
By Representative Josephson

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS**

HB 236

HOUSE BILL NO. 236 by Representatives Kawasaki, Spohnholz, Fansler, and Tuck, entitled:

"An Act extending the Alaska senior benefits payment program."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 211

The following was read the second time:

HOUSE BILL NO. 211

"An Act requiring a nonresident to be accompanied by a guide or resident spouse or relative when hunting certain caribou; and providing for an effective date."

with the:

Journal Page

RES RPT CS(RES) 4DP 4NR	1112
FN1: ZERO(DFG)	1112
FN2: ZERO(DPS)	1112

Representative Tuck moved and asked unanimous consent that the following committee substitute be adopted in lieu of the original bill:

CS FOR HOUSE BILL NO. 211(RES)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 211(RES) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 211(RES) will advance to third reading on the April 19 calendar.

THIRD READING OF HOUSE BILLS

HB 170

The following, which was advanced to third reading from the April 16 calendar (page 1137), was read the third time:

CS FOR HOUSE BILL NO. 170(JUD)

"An Act relating to securities, registration, exempt securities, exempt transactions, broker-dealers, agents, investment advice, investment advisers, investment adviser representatives, federal covered securities, federal covered investment advisers, viatical settlement interests, small intrastate security offerings, Canadian broker-dealers, and Canadian agents; relating to protecting older and vulnerable adults from financial exploitation; relating to administrative, civil, and criminal enforcement provisions, including restitution and civil penalties for violations; relating to an investor training fund; establishing increased civil penalties for harming older persons and vulnerable adults; relating to corporations organized under the Alaska Native Claims Settlement Act; amending Rules 4, 5, 54, 65, and 90, Alaska Rules of Civil Procedure, and Rule 602, Alaska Rules of Appellate Procedure; and providing for an effective date."

The question being: "Shall CSHB 170(JUD) pass the House?" The roll was taken with the following result:

CSHB 170(JUD)

Third Reading

Final Passage

YEAS: 36 NAYS: 1 EXCUSED: 3 ABSENT: 0

Yea: Birch, Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

Nay: Eastman

Excused: Chenault, Knopp, Tilton

And so, CSHB 170(JUD) passed the House.

Representative Tuck moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 170(JUD) was referred to the Chief Clerk for engrossment.

HB 204

The following, which was advanced to third reading from the April 16 calendar (page 1138), was read the third time:

CS FOR HOUSE BILL NO. 204(JUD)

"An Act relating to overtaking and passing certain stationary vehicles."

The question being: "Shall CSHB 204(JUD) pass the House?" The roll was taken with the following result:

CSHB 204(JUD)

Third Reading

Final Passage

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yea: Birch, Claman, Drummond, Eastman, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes,

Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

Excused: Chenault, Knopp, Tilton

And so, CSHB 204(JUD) passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

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

Honoring - Dr. Paul Barney

By Senator Giessel; Representatives Spohnholz, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Albert G. Feller, Sr.

By Representatives Ortiz, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

CONCUR IN SENATE AMENDMENTS

HB 49

Representative Tuck moved and asked unanimous consent that the House consider the Senate message (page 1149) on the following:

CS FOR HOUSE BILL NO. 49(FIN)

"An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved that the House concur in the Senate amendment and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment?" The roll was taken with the following result:

SCS CSHB 49(L&C)
Concur

YEAS: 33 NAYS: 4 EXCUSED: 3 ABSENT: 0

Yea: Birch, Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wool

Nay: Eastman, Kawasaki, Rauscher, Wilson

Excused: Chenault, Knopp, Tilton

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 49(L&C).

Representative Tuck moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

The bill was referred to the Chief Clerk for enrollment.

HB 80

Representative Tuck moved and asked unanimous consent that the House consider the Senate message (page 1149) on the following:

CS FOR HOUSE BILL NO. 80(ENE)
"An Act adopting the Municipal Property Assessed Clean Energy Act; authorizing municipalities to establish programs to impose

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assessments for energy improvements in regions designated by municipalities; imposing fees; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved that the House concur in the Senate amendment and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment?" The roll was taken with the following result:

SCS CSHB 80(FIN)

Concur

YEAS: 35 NAYS: 1 EXCUSED: 3 ABSENT: 1

Yea: Birch, Claman, Drummond, Eastman, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

Nay: Johnson

Excused: Chenault, Knopp, Tilton

Absent: Saddler

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 80(FIN).

Representative Tuck moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

The bill was referred to the Chief Clerk for enrollment.

HB 137

Representative Tuck moved and asked unanimous consent that the House consider the Senate message (page 1149) on the following:

HOUSE BILL NO. 137

"An Act redesignating the Alaska State Council on the Arts as a public corporation and governmental instrumentality of the state; defining the powers and duties of the Alaska State Council on the Arts; providing exemptions from certain statutes for the Alaska State Council on the Arts; making conforming amendments; and providing for an effective date."

and

SENATE CS FOR HOUSE BILL NO. 137(FIN)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved that the House concur in the Senate amendment and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment?" The roll was taken with the following result:

SCS HB 137(FIN)
Concur

YEAS: 37 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yea: Birch, Claman, Drummond, Eastman, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wilson, Wool

Excused: Chenault, Knopp, Tilton

And so, the House concurred in the Senate amendment, thus adopting SCS HB 137(FIN).

Representative Tuck moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

The bill was referred to the Chief Clerk for enrollment.

UNFINISHED BUSINESS

HB 76

Representative Gara added as a cosponsor to:

HOUSE BILL NO. 76

"An Act relating to the mariculture revolving loan fund and loans from the fund; and providing for an effective date."

HB 204

Representative Josephson added as a cosponsor to:

CS FOR HOUSE BILL NO. 204(JUD)

"An Act relating to overtaking and passing certain stationary vehicles."

HB 224

Representative Ortiz added as a cosponsor to:

HOUSE BILL NO. 224

"An Act relating to reemployment of persons who retire under the teachers' retirement system."

ENGROSSMENT

HB 170

CSHB 170(JUD) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 204

CSHB 204(JUD) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 19. There being no objection, the House adjourned at 11:35 a.m.

Crystaline Jones
Chief Clerk