

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Wednesday

April 26, 2017

One Hundredth Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 10:50 a.m.

Roll call showed 40 members present.

The invocation was offered by the Chaplain, the Reverend Randall V. Young of Christ Lutheran Church, Fairbanks. Representative Westlake moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

I bring greetings to you from the Evangelical Lutheran Church in America, the Interior Cluster of the Alaska Synod, and Christ Lutheran Church, Fairbanks, Alaska. I offer this invocation to honor all that is holy and with respect for the sacred ways of each of us.

Holy Maker, we give you thanks for this day. May we learn to live as wise stewards with all that you have made. May the wonders of your creation evoke in us care and kindness for all of creation.

Holy and Living Word, we give you thanks for revealing your ways of grace to us. May your sacred stories inspire our words and actions this day. May we open ourselves to hear one another, grant us the courage to fail and learn, to act with justice, reconcile relationships, and be peace for our neighbor.

Holy One, we give you thanks for your transforming Spirit. May you grant to us the power to change on this day. May your Holy Spirit stir in this place a spirit of generosity, compassion, and hope.

Holy One, you have blessed us with abundance, challenged us with truth, and stirred us to share life together. Bring to each of us your wisdom and ways of love. May today be a very good day!

In the name of the Creator, the Revealer, and the Holy. Amen.

The Pledge of Allegiance was led by Representative Grenn.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 98th and 99th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

COMMUNICATIONS

The following was received:

Dept. of Revenue
Tax Credit Certificates Purchased in 2016
April 25, 2017
(as required by AS 43.05.230)

REPORTS OF STANDING COMMITTEES

HB 125

The State Affairs Committee considered:

HOUSE BILL NO. 125
"An Act relating to a veteran's designation on an identification card or a driver's license for Hmong veterans and Lao veterans."

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (2): LeDoux, Kreiss-Tomkins

No recommendation (3): Wool, Knopp, Birch

The following fiscal note(s) apply:

1. Zero, Dept. of Administration
2. Zero, Dept. of Military & Veterans' Affairs

HB 125 is on today's calendar.

HB 222

The Finance Committee considered:

HOUSE BILL NO. 222

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

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 222(L&C)
(same title)

The report was signed by Representatives Foster and Seaton, Co-chairs, with the following individual recommendations:

Do pass (3): Thompson, Grenn, Foster

No recommendation (5): Gara, Wilson, Ortiz, Tilton, Seaton

Amend (2): Kawasaki, Guttenberg

The following fiscal note(s) apply to CSHB 222(L&C):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 222 is on today's calendar.

REPORTS OF SPECIAL COMMITTEES**HJR 19**

The House Special Committee on Arctic Policy, Economic Development, & Tourism considered:

HOUSE JOINT RESOLUTION NO. 19

Commending the Arctic Waterways Safety Committee; supporting the adoption of prevention measures into international agreements to ensure clear, universal, and enforceable marine safety measures in the Arctic; and urging the state's delegation in the United States Congress and the governor to promote the adoption of spill prevention measures into international agreements; urging the President of the United States and the United States Department of State to initiate negotiations to enter into international agreements to ensure safe and environmentally responsible marine operations in the Arctic.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 19(AET)

Commending the Arctic Waterways Safety Committee; supporting the adoption of prevention measures into international agreements to ensure clear, universal, and enforceable marine safety measures in the Arctic; urging the state's delegation in the United States Congress and the governor to promote the adoption of spill prevention measures into international agreements; and urging the President of the United States and the United States Department of State to initiate negotiations to enter into international agreements to ensure safe and environmentally responsible marine operations in the Arctic.

(technical title correction)

The report was signed by Representative Westlake, Chair, with the following individual recommendations:

Do pass (6): Talerico, Josephson, Tuck, Neuman, Knopp, Westlake

The following fiscal note(s) apply to CSHJR 19(AET):

1. Zero, Legislative Agency

HJR 19 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citations were introduced and referred to the Rules Committee for placement on the calendar:

Honoring - Jasmin Smith
By Representative Tarr; Senator Begich

Honoring - Turnagain Social Club
By Representative Claman

Honoring - Alaska Regional Hospital
By Representative Tarr; Senator Begich

Honoring - Tok Wolverine 12U Hockey Team, Tier IV State Champions
By Representative Talerico

Honoring - Matthew Welk
By Senator Dunleavy; Representative Tilton

In Memoriam - Sharron Harris
By Representative Tarr; Senator Begich

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 239

HOUSE BILL NO. 239 by Representatives Chenault, Millett, and Talerico, entitled:

"An Act relating to a limitation on the powers of a port authority to engage in a liquefied natural gas project related to the transportation of natural gas produced on the North Slope of Alaska; and providing for an effective date."

was read the first time and referred to the Community & Regional Affairs and Resources Committees.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 69**

The following was read the second time:

HOUSE BILL NO. 69

"An Act repealing the Workers' Compensation Appeals Commission; relating to decisions and orders of the Workers' Compensation Appeals Commission; relating to superior court jurisdiction over appeals from Alaska Workers' Compensation Board decisions; repealing Rules 201.1, 401.1, and 501.1, Alaska Rules of Appellate Procedure, and amending Rules 202(a), 204(a) - (c), 210(e), 601(b), and 603(a), Alaska Rules of Appellate Procedure; and providing for an effective date."

with the:

Journal Page

L&C RPT 5DP 1NR	241
FN1: (LWF)	241
FN2: ZERO(AJS)	241
JUD RPT CS(JUD) NT 3DP 1NR	778
FN1: (LWF)	779
FN2: ZERO(AJS)	779
CORRECTED JUD RPT CS(JUD) NT 3DP 1NR	802
FN2: ZERO(AJS)	803
FN3: (LWF)	803
FIN RPT CS(JUD) NT 6DP 3NR	1167
FN2: ZERO(AJS)	1168
FN3: (LWF)	1168

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. 69(JUD)

"An Act repealing the Workers' Compensation Appeals Commission; relating to decisions and orders of the Workers' Compensation Appeals Commission; relating to superior court jurisdiction over appeals from Alaska Workers' Compensation

Board decisions; repealing Rules 201.1, 401.1, and 501.1, Alaska Rules of Appellate Procedure, and amending Rules 202(a), 204(a) - (c), 210(e), 601(b), 602(c) and (h), and 603(a), Alaska Rules of Appellate Procedure; and providing for an effective date."

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 69(JUD) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 69(JUD) was read the third time.

The question being: "Shall CSHB 69(JUD) pass the House?" The roll was taken with the following result:

CSHB 69(JUD)
Third Reading
Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

And so, CSHB 69(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 69(JUD) was referred to the Chief Clerk for engrossment.

HB 125

The following was read the second time:

HOUSE BILL NO. 125

"An Act relating to a veteran's designation on an identification card or a driver's license for Hmong veterans and Lao veterans."

with the:

Journal Page

MLV RPT 5DP 1NR	889
FN1: ZERO(ADM)	890
FN2: ZERO(MVA)	890
STA RPT 2DP 3NR	1212
FN1: ZERO(ADM)	1213
FN2: ZERO(MVA)	1213

Representative Tuck moved and asked unanimous consent that HB 125 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HB 125 will advance to third reading on tomorrow's calendar.

HB 130

The following was read the second time:

HOUSE BILL NO. 130

"An Act relating to the Izembek State Game Refuge, Cape Newenham State Game Refuge, Palmer Hay Flats State Game Refuge, Port Moller Critical Habitat Area, Egegik Critical Habitat Area, Pilot Point Critical Habitat Area, Fox River Flats Critical Habitat Area, Kachemak Bay Critical Habitat Area, and Dude Creek Critical Habitat Area; and providing for an effective date."

with the:

Journal Page

RES RPT 7DP 2NR	927
FN1: ZERO(DFG)	927
FN2: ZERO(DFG)	927

Representative Tuck moved and asked unanimous consent that HB 130 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HB 130 will advance to third reading on tomorrow's calendar.

HB 222

The following was read the second time:

HOUSE BILL NO. 222

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

with the:

Journal Page

L&C RPT CS(L&C) 4DP 1NR	1198
FN1: (CED)	1199
FIN RPT CS(L&C) 3DP 5NR 2AM	1213
FN1: (CED)	1213

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. 222(L&C)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 222(L&C) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 222(L&C) will advance to third reading on tomorrow's calendar.

HOUSE BILLS IN THIRD READING**HB 211**

The Speaker stated that, without objection, the following which was held to today's calendar (page 1202) would be held to tomorrow's calendar.

CS FOR HOUSE BILL NO. 211(RES)

"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."

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 - Kristi Wood

By 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; Senator Wielechowski

Honoring - Sherri Carattini

By Representatives Talerico, 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, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool; Senator Bishop

Honoring - Candace and Darren Mudge

By Representatives Talerico, 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, Spohnholz, Stutes, Sullivan-Leonard, Tarr,

Thompson, Tilton, Tuck, Westlake, Wilson, Wool; Senator Bishop Honoring - Dimond High School 50th Anniversary

By Representatives Grenn, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, 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, Tilton, Tuck, Westlake, Wilson, Wool; Senator Costello

Honoring - Anchorage North Stars, 2017 16U National Champions
By Senator Begich; Representatives Birch, Edgmon, 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, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

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

In Memoriam - Jan Faiks
By Senator Giessel; Representatives Johnston, 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, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Brian Kincaid
By Senator Hughes; Representatives Rauscher, 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,

Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Gregory Stuart Bill

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

In Memoriam - Robert Greig

By Senator Hughes; Representatives Rauscher, 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, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Rosanne Bailey

By Senators Hughes, Bishop; Representatives 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, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

UNFINISHED BUSINESS

SB 26

The Speaker appointed the following members to a Conference Committee:

Representative Foster, Chair
Representative Seaton
Representative Thompson

to meet with a like committee from the Senate on the following:

HOUSE CS FOR CS FOR SENATE BILL NO. 26(FIN)(efd
fld H)

"An Act relating to an appropriation limit; relating to the budget responsibilities of the governor; relating to the Alaska permanent fund, the earnings of the Alaska permanent fund, and the earnings reserve account; relating to the mental health trust fund; relating to deposits into the dividend fund; and relating to the calculation and payment of permanent fund dividends."

(technical title change)

and

CS FOR SENATE BILL NO. 26(FIN)

"An Act relating to an appropriation limit; relating to the budget responsibilities of the governor; relating to the Alaska permanent fund, the earnings of the Alaska permanent fund, and the earnings reserve account; relating to the mental health trust fund; relating to deposits into the dividend fund; relating to the calculation and payment of permanent fund dividends; and providing for an effective date."

The Chief Clerk notified the Senate.

SENSE OF THE HOUSE

Representative Tuck moved and asked unanimous consent that the Sense of the House (page 1047) be taken up from the table. There being no objection, it was so ordered.

The Speaker referred the Sense of the House to the Judiciary and Rules Committees.

CONCUR IN SENATE AMENDMENTS

HB 23

Representative Tuck moved and asked unanimous consent that the House consider the Senate message (page 1183) on the following:

CS FOR HOUSE BILL NO. 23(FIN) am

"An Act creating a fund in the Department of Public Safety; providing for payment of certain medical insurance premiums for

surviving dependents of certain peace officers or firefighters who die in the line of duty; relating to contributions from permanent fund dividends to the peace officer and firefighter survivors' fund; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 23(FIN)
(same title)

There being no objection, it was so ordered.

Representative Eastman moved and asked unanimous consent to abstain from voting because of a conflict of interest. Objection was heard, and he was required to vote.

Representative Tuck rose to a point of order.

The Speaker cautioned the member to confine remarks to the changes to the bill.

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 23(FIN)
Concur

YEAS: 38 NAYS: 2 EXCUSED: 0 ABSENT: 0

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

Nay: Eastman, Kawasaki

And so, the House concurred in the Senate amendment, thus adopting SCS CSHB 23(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 bill was referred to the Chief Clerk for enrollment.

UNFINISHED BUSINESS

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

Representative Kito – from 8:00 a.m. to 6:00 p.m., April 28

HB 67

Representative Kopp added as a cosponsor to:

HOUSE BILL NO. 67

"An Act prohibiting the Department of Health and Social Services from requesting, accepting, or attempting to renew or extend a waiver of work requirements or time limits for an able-bodied adult, without dependents, in the food stamp program."

HB 125

Representatives Saddler and Tuck added as cosponsors to:

HOUSE BILL NO. 125

"An Act relating to a veteran's designation on an identification card or a driver's license for Hmong veterans and Lao veterans."

HB 132

Representative Kopp added as a cosponsor to:

HOUSE BILL NO. 132

"An Act relating to transportation network companies and transportation network company drivers."

HB 156

Representative Kopp added as a cosponsor to:

HOUSE BILL NO. 156

"An Act relating to a municipal tax exemption or deferral for economic development property."

HB 177

Representative Grenn added as a cosponsor to:

HOUSE BILL NO. 177

"An Act relating to the response to, and control of, aquatic invasive species; establishing the aquatic invasive species response fund; and relating to the provision of information about aquatic invasive species to users of the Alaska marine highway system."

HB 184

Representative Claman added as a cosponsor to:

HOUSE BILL NO. 184

"An Act adding to the powers and duties of the State Commission for Human Rights; and relating to and prohibiting discrimination based on sexual orientation or gender identity or expression."

HB 197

Representative Kopp added as a cosponsor to:

HOUSE BILL NO. 197

"An Act relating to the duties of the commissioner of natural resources; relating to agriculture; and relating to community seed libraries."

HB 224

Representative Millett added as a cosponsor to:

HOUSE BILL NO. 224

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

HB 235

Representatives Wool and Tuck added as cosponsors to:

HOUSE BILL NO. 235
"An Act creating the North Star Medal."

SB 88

Representative Ortiz added as a cross sponsor to:

CS FOR SENATE BILL NO. 88(RES)

"An Act authorizing a land exchange with the federal government in which certain Alaska mental health trust land is exchanged for certain national forest land and relating to the costs of the exchange; and providing for an effective date."

The Speaker stated that, without objection, the House would revert to:

MESSAGES FROM THE GOVERNOR

The following Governor's proclamation dated April 26 was read:

"Under the authority of Article III, Sections 16 and 17 of the Constitution of the State of Alaska, I hereby convene the House and the Senate into joint session during the First Regular Session of the Thirtieth Legislature of the State of Alaska at Juneau, Alaska, in the legislative chambers on Thursday, April 27, 2017, at 11 a.m. to act on my appointments presented for department heads, boards and commissions under Article III, Sections 25 and 26 of the Alaska Constitution.

Dated at Juneau, Alaska this 26th day of April, 2017.

/s/
Bill Walker
Governor"

ENGROSSMENT

HB 69

CSHB 69(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 27. There being no objection, the House adjourned at 12:29 p.m.

Crystaline Jones
Chief Clerk