

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Sunday

April 15, 2018

Ninetieth Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 1:14 p.m.

Roll call showed 39 members present. Representative Parish was absent, and his presence was noted later.

The invocation was offered by the Chaplain, Ted Kelly, House Page. Representative Ortiz moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With the deepest respect for the religious beliefs of all Alaskans, I offer the following prayer:

Great God of heaven and earth,

We come to sing of your mighty power on this 90th day. Your wisdom, your goodness, your strength emboldens us to be better. We give you thanks for great colleagues and friends in this historical Chamber. We ask that you would resurrect us, opening us petal by petal with your shining love, warming us into life even in the places where we feel just cold and death. We ask that we may know the wisdom when to ask for help and when to pick ourselves up. May we persevere like Elizabeth Peratrovich and be as devoted and loyal as Ted Stevens. Let us remember and give thanks for the economic prosperity of the 1980's, while we commemorate and hold

dear all this great state lost in 1964. We all love Alaska; may we radiate that love today and every day. It is another beautiful day to serve Alaska. Amen.

The Pledge of Allegiance was led by Representative Drummond.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 89th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

SPECIAL ORDER OF BUSINESS

Representative Tuck moved and asked unanimous consent that the notice and publication requirements be waived and the citations, Honoring - Sophie Woods and Honoring - Senator Kevin Meyer, be taken up as a Special Order of Business.

Objection was heard and withdrawn. There being no further objection, it was so ordered.

**The presence of Representative Parish was noted.

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

Honoring - Sophie Woods

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

Honoring - Senator Kevin Meyer

By Representatives Millett, Birch, Chenault, Edgmon, Claman, Drummond, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Lincoln,

Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Wilson, Wool, Zulkosky

UNFINISHED BUSINESS

HJR 34

Representative Eastman, citing Uniform Rule 48(d), moved and asked unanimous consent that the following resolution be discharged from the State Affairs Committee:

HOUSE JOINT RESOLUTION NO. 34

Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund, establishing the earnings reserve account, and relating to the permanent fund dividend.

There was objection.

The question being: "Shall HJR 34 be discharged from the State Affairs Committee?" The roll was taken with the following result:

HJR 34

Discharge from the State Affairs Committee

YEAS: 9 NAYS: 31 EXCUSED: 0 ABSENT: 0

Yeas: Eastman, Johnson, Neuman, Rauscher, Reinbold, Sullivan-Leonard, Talerico, Tilton, Wilson

Nays: Birch, Chenault, Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, LeDoux, Lincoln, Millett, Ortiz, Parish, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Tarr, Thompson, Tuck, Wool, Zulkosky

And so, the motion failed.

MESSAGES FROM THE SENATE

HB 285

A message dated April 14 was read stating the President granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE BILL NO. 285(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 285(FIN)

(same title)

The Speaker granted the limited powers of free conference as requested (page 3277).

HB 286

A message dated April 14 was read stating the President granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE BILL NO. 286(FIN) am(brf sup maj fld)(efd fld)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; and making supplemental appropriations."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 286(FIN)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; making supplemental appropriations; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

(technical title change)

The Speaker granted the limited powers of free conference as requested (page 3278).

HB 6

A message dated April 14 was read stating the Senate passed:

CS FOR HOUSE BILL NO. 6(RES) am
"An Act establishing the Jonesville Public Use Area."

CSHB 6(RES) am was referred to the Chief Clerk for enrollment.

HB 136

A message dated April 14 was read stating the Senate passed:

CS FOR HOUSE BILL NO. 136(TRA)
"An Act relating to motor vehicle franchises, motor vehicle dealers, motor vehicle manufacturers, and motor vehicle distributors."

CSHB 136(TRA) was referred to the Chief Clerk for enrollment.

HB 287

A message dated April 14 was read stating the Senate passed HB 287(brf sup maj fld) with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 287(FIN)
"An Act making appropriations for public education and transportation of students; and providing for an effective date."

HB 287(brf sup maj fld) is under Unfinished Business.

A message dated April 14 was read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS**

SCR 18

SENATE CONCURRENT RESOLUTION NO. 18 by Senator Costello:

Proclaiming November 2018 as Diabetic Eye Disease Awareness Month.

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

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 185

CS FOR SENATE BILL NO. 185(EDC) by the Senate Education Committee, entitled:

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

was read the first time and referred to the Finance Committee.

REPORTS OF STANDING COMMITTEES

SJR 4

The Judiciary Committee considered:

CS FOR SENATE JOINT RESOLUTION NO. 4(RES)

Urging the United States Congress to pass legislation providing for the exemption of legally acquired walrus, mammoth, and mastodon ivory from laws that ban the sale, use, and possession of ivory.

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

Do pass (4): Kopp, Kreiss-Tomkins, Stutes, Claman

No recommendation (1): LeDoux

Amend (1): Eastman

The following fiscal note(s) apply:

2. Zero, Senate Resources Committee

CSSJR 4(RES) was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

The following citations were introduced and taken up as a Special Order of Business:

Honoring - Sophie Woods
By Representative Edgmon; Senator Hoffman

Honoring - Senator Kevin Meyer
By Representatives Millett, Birch, Chenault

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

Honoring - Kirsten Swann
By Representative Tarr; Senator Begich

Honoring - Logan P. Rickheim
By Representative Tuck

Honoring - Tammy Porter
By Representative Kawasaki

In Memoriam - Martha Louise Tuharsky
By Representative Wilson

In Memoriam - Jerome "Jerry" W. Norum
By Representatives Kawasaki, Wool

In Memoriam - Chellsie Hoffman
By Representative Rauscher

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 304**

The following was read the second time:

HOUSE BILL NO. 304

"An Act relating to the Alaska microloan revolving loan fund and loans from the fund."

with the:	Journal Page
L&C RPT 4DP 2NR	2494
FN1: ZERO(CED)	2495
FIN RPT CS(FIN) 7DP 2AM	3183
FN1: ZERO(CED)	3183

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. 304(FIN)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 304(FIN) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 304(FIN) was read the third time.

The question being: "Shall CSHB 304(FIN) pass the House?" The roll was taken with the following result:

CSHB 304(FIN)
Third Reading
Final Passage

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

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

And so, CSHB 304(FIN) passed the House and was referred to the Chief Clerk for engrossment.

HB 315

The following was read the second time:

HOUSE BILL NO. 315

"An Act relating to the confidentiality of certain records on animals and crops; and providing for an effective date."

with the:

Journal Page

JUD RPT 3DP 2NR 1AM	2418
FN1: ZERO(DEC)	2419
RES RPT CS(RES) 1DP 8NR	3002
FN1: ZERO(DEC)	3002

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. 315(RES)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 315(RES) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 315(RES) will advance to third reading on tomorrow's calendar.

HB 403

The following was read the second time:

HOUSE BILL NO. 403

"An Act relating to the Alaska Life and Health Insurance Guaranty Association; and providing for an effective date."

with the: Journal Page

L&C RPT CS(L&C) 2DP 4NR 2761

FN1: ZERO(CED) 2762

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. 403(L&C)

(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 403(L&C) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 403(L&C) will advance to third reading on tomorrow's calendar.

THIRD READING OF HOUSE BILLS**HB 316**

The following, which was advanced to third reading from the April 14 calendar (page 3283), was read the third time:

CS FOR HOUSE BILL NO. 316(FIN)

"An Act relating to the release of certain records of convictions; and providing for an effective date."

Representative Kopp moved and asked unanimous consent that CSHB 316(FIN) be returned to second reading for the specific purpose of considering Amendment No. 4. There being no objection, it was so ordered.

Representative Eastman added as a cosponsor to Amendment No. 3 (page 3282).

Amendment No. 4 was offered by Representatives Kopp, Wilson, Drummond, and Josephson:

Page 1, line 13:

Delete "was not convicted of any other charges in that case"

Insert "had all other criminal charges acquitted or dismissed in the case by the prosecuting authority and were not dismissed as part of a plea agreement in another criminal case under Rule 11, Alaska Rules of Criminal Procedure"

Page 2, line 9:

Delete "was not convicted of any other charges in that case"

Insert "had all other criminal charges acquitted or dismissed in the case by the prosecuting authority and were not dismissed as part of a plea agreement in another criminal case under Rule 11, Alaska Rules of Criminal Procedure"

Representative Kopp moved and asked unanimous consent that Amendment No. 4 be adopted.

There was objection.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSHB 316(FIN)
Second Reading
Amendment No. 4

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

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

Nays: Guttenberg, Seaton, Wool

And so, Amendment No. 4 was adopted.

CSHB 316(FIN) am was automatically in third reading.

The question being: "Shall CSHB 316(FIN) am pass the House?" The roll was taken with the following result:

CSHB 316(FIN) am

Third Reading

Final Passage

YEAS: 30 NAYS: 10 EXCUSED: 0 ABSENT: 0

Yeas: Birch, Chenault, Claman, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, Lincoln, Millett, Ortiz, Parish, Seaton, Spohnholz, Stutes, Talerico, Tarr, Thompson, Tuck, Wilson, Wool, Zulkosky

Nays: Eastman, Johnson, LeDoux, Neuman, Pruitt, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Tilton

And so, CSHB 316(FIN) am 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 effective date clause. There being no objection, it was so ordered.

CSHB 316(FIN) am was referred to the Chief Clerk for engrossment.

THIRD READING OF SENATE BILLS

SB 158

The following, which was advanced to third reading from the April 14 calendar (page 3288), was read the third time:

SENATE BILL NO. 158

"An Act relating to oil and hazardous substances and waiver of cost recovery for containment and cleanup of certain releases; and providing for an effective date."

The question being: "Shall SB 158 pass the House?" The roll was taken with the following result:

SB 158

Third Reading

Final Passage

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

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

And so, SB 158 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 effective date clause. There being no objection, it was so ordered.

Representative Lincoln gave notice of reconsideration of the vote on SB 158.

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 - Jorge L. Hernandez

By Representatives Tarr, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Lincoln, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher,

Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Thompson, Tilton, Tuck, Wilson, Wool, Zulkosky; Senator Begich

Honoring - Steve Adams

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

Honoring - Frances Wright and Jerry Weaver Sr.

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

In Memoriam - Tanya Taylor-Winchester

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

In Memoriam - Irene Peratrovich

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

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

MESSAGES FROM THE SENATE**HB 114**

A message dated April 15 was read stating the Senate passed HB 114 with the following amendment, and it is transmitted for consideration:

SENATE CS FOR HOUSE BILL NO. 114(FIN)

"An Act relating to boiler and unfired pressure vessel inspection reports and fees."

HB 114 is under Unfinished Business.

UNFINISHED BUSINESS**HB 140**

Representative Wilson moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 140

"An Act relating to the right to demand a jury trial in cases involving termination of parental rights; amending Rules 18(b), 18(e), and 18(g), Alaska Child in Need of Aid Rules of Procedure."

There being no objection, HB 140 was withdrawn.

SB 185

Representative Johnston added as a cross sponsor to:

CS FOR SENATE BILL NO. 185(EDC)

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

ENGROSSMENT**HB 221**

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration:

HOUSE BILL NO. 221

"An Act relating to the duties of the Alaska Commission on Postsecondary Education; relating to a statewide workforce and education-related statistics program; relating to information obtained by the Department of Labor and Workforce Development; and providing for an effective date."

HB 304

CSHB 304(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 316

CSHB 316(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 339

Reconsideration of the following was not taken up on this legislative day. It was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration:

HOUSE BILL NO. 339

"An Act relating to the base student allocation; and providing for an effective date."

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of April 13.

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 16.

Representative Eastman objected.

Representative Eastman moved and asked unanimous consent that the House adjourn sine die.

There was objection.

Representative Wilson placed a call of the House. The call was satisfied.

The question being: "Shall the House adjourn sine die?" The roll was taken with the following result:

Adjourn Sine Die

YEAS: 1 NAYS: 39 EXCUSED: 0 ABSENT: 0

Yeas: Eastman

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

And so, the motion failed.

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 16. There being no objection, the House adjourned at 3:17 p.m.

Crystaline Jones
Chief Clerk