

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Friday

April 20, 2018

Ninety-fifth Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 10:04 a.m.

Roll call showed 35 members present. Representatives Guttenberg, Kreiss-Tomkins, Pruitt, and Tarr were absent and their presence was noted later.

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 Claman – today

Representative Birch – from 11:30 a.m., today to 11:00 a.m., April 23

Representative Johnston – from 11:30 a.m., today to 10:00 a.m., April 25

Representative Kopp – from 11:30 a.m., today to 10:00 a.m., April 23

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:

Gracious God, on this cold and rainy mid-April day, may we find solace in the fact that when the sun withers Alaskans do not. We stand up and double down. Never forgetting why we are here – each Alaskan with their own unique reason – reasons that can never be stolen, lost, or fabricated. May the pride in our state be as quiet as thunder, while giving us the strength and resolve to approach ambiguity with open arms.

Bless us with the courage to combat the enemy of our best selves, self-doubt, while we realize every human on earth is fighting a personal battle we cannot see and pray they win the war. May we lose with honor and win with unequivocal humility. It is another beautiful day to serve Alaska. 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 93rd and 94th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HJR 19

A message dated April 18 was read stating the Senate passed:

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.

CSHJR 19(AET) was referred to the Chief Clerk for enrollment.

HJR 29

A message dated April 18 was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 29(FIN)
Urging the United States Congress to reauthorize the Secure Rural
Schools and Community Self-Determination Act of 2000.

CSHJR 29(FIN) was referred to the Chief Clerk for enrollment.

**The presence of Representative Tarr was noted.

HB 131

A message dated April 18 was read stating the Senate passed:

HOUSE BILL NO. 131
"An Act relating to relocation assistance for federally assisted
public construction and improvement projects and programs; and
providing for an effective date."

HB 131 was referred to the Chief Clerk for enrollment.

HB 197

A message dated April 18 was read stating the Senate passed:

CS FOR HOUSE BILL NO. 197(FIN)
"An Act relating to the duties of the commissioner of natural
resources; relating to agriculture; relating to the noncommercial
transfer of seed; and relating to community seed libraries."

CSHB 197(FIN) was referred to the Chief Clerk for enrollment.

HJR 21

A message dated April 18 was read stating the Senate passed:

SPONSOR SUBSTITUTE FOR HOUSE JOINT RESOLUTION
NO. 21
Urging the federal government to respect the authority of the state
to regulate marijuana use, production, and distribution and to
honor previous federal guidance on marijuana policy; and urging
the federal government to reconsider its listing of marijuana as a
schedule I controlled substance.

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

SENATE CS FOR SS FOR HOUSE JOINT RESOLUTION NO.
21(JUD)

Urging the federal government to respect the authority of the state to regulate marijuana use, production, and distribution; and urging the federal government to reconsider its listing of marijuana as a schedule I controlled substance.

(SCR 23 - title change resolution)

SSHJR 21 is under Unfinished Business.

A message dated April 18 was read stating the Senate passed the following, and they are transmitted for consideration:

**FIRST READING AND REFERENCE
OF SENATE RESOLUTIONS**

SCR 23

SENATE CONCURRENT RESOLUTION NO. 23 by the Senate Judiciary Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 21, urging the federal government to respect the authority of the state to regulate marijuana use, production, and distribution and to honor previous federal guidance on marijuana policy; and urging the federal government to reconsider its listing of marijuana as a schedule I controlled substance.

was read the first time.

**FIRST READING AND REFERENCE
OF SENATE BILLS**

SB 134

SENATE BILL NO. 134 by Senators Gardner and Begich, entitled:

"An Act relating to the appointment of guardians ad litem; relating to petitions and proceedings for termination of parental rights; and amending Rules 1 and 6, Alaska Adoption Rules."

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

REPORTS OF STANDING COMMITTEES

HJR 30

The State Affairs Committee considered:

HOUSE JOINT RESOLUTION NO. 30

Urging the United States Congress to reaffirm the commitment of the United States to promote the safety, health, and well-being of refugees and displaced persons; urging the United States government to uphold its international leadership role in responding to displacement crises with humanitarian assistance and to work with the international community and the United Nations High Commissioner for Refugees to find solutions to conflicts and protect refugees; and urging the President of the United States to continue to mitigate the burden placed on frontline refugee host countries.

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

Do pass (1): Josephson, (alternate)

No recommendation (4): Birch, Knopp, Wool, Kreiss-Tomkins

The following fiscal note(s) apply:

1. Zero, Legislative Agency

HJR 30 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 - Marie Darlin
By Representative Kito; Senator Egan

Honoring - Arctic Entries
By Representatives Claman, Drummond

Honoring - Forget Me Not Coalition
By Representative LeDoux; Senator Wielechowski

In Memoriam - Vernon Richards Jr.
By Representative Lincoln; Senator Olson

In Memoriam - Fred Arnold "Trapper" McMillan
By Senator Bishop

In Memoriam - Lenard Olen Taylor
By Senator Bishop

In Memoriam - Elizabeth "Betty" Wiehl
By Senator Bishop

In Memoriam - Byron W. Haley
By Senator Bishop

In Memoriam - Markle Pete
By Senator Bishop

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 32

HOUSE CONCURRENT RESOLUTION NO. 32 by the House State
Affairs Committee:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of
the Alaska State Legislature, concerning Senate Bill No. 204,
relating to special registration plates for vehicles owned by
veterans with disabilities.

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF SENATE BILLS

SB 4

The following was read the second time:

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 4(FIN) am

"An Act relating to the Board of Barbers and Hairdressers; relating to a limited license to practice non-chemical barbering; relating to a license to practice hair braiding; relating to the Department of Environmental Conservation; and providing for an effective date."

with the:	Journal Page
L&C RPT HCS(L&C) NT 4DP 3NR	2906
FN3: ZERO(DEC)	2907
FN5: (CED)	2907
FIN RPT HCS(L&C) NT 3DP 5NR 1AM	3189
FN3: ZERO(DEC)	3190
FN5: (CED)	3190
RLS RPT HCS(RLS) NT 1DP 1DNP 5NR	3351
FN3: ZERO(DEC)	3352
FN5: (CED)	3352

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

HOUSE CS FOR CS FOR SS FOR SENATE BILL NO. 4(RLS)
 "An Act relating to the Board of Barbers and Hairdressers; relating to manicuring; relating to a limited license to practice non-chemical barbering; relating to a license to practice hair braiding; relating to tattooing; relating to permanent cosmetic coloring; relating to the Department of Environmental Conservation; relating to nonrenewal of occupational licenses for default on a student loan; and providing for an effective date."

(HCR 26 – title change resolution)

There being no objection, it was so ordered.

**The presence of Representatives Kreiss-Tomkins and Guttenberg was noted.

Amendment No. 1 was offered by Representative Eastman:

Page 1, lines 2 - 3 (title amendment):

Delete "**relating to a license to practice hair braiding**"

Page 2, line 3:

Delete "**hair braiding,**"

Page 2, line 25:

Delete "**hair braiding,**"

Page 3, lines 7 - 8:

Delete "**hair braiding,**"

Page 3, line 16:

Delete "**hair braiding,**"

Page 4, line 1:

Delete "**hair braiding,**"

Page 4, line 5:

Delete "**hair braiding,**"

Page 4, line 16:

Delete "**hair braiding,**"

Page 5, line 28, through page 6, line 7:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 7, lines 17 - 19:

Delete "**The board shall authorize the issuance of a license for the practice of hair braiding to each applicant who has satisfied the requirements of AS 08.13.080(g).**"

April 20, 2018

3377

Page 7, line 22:

Delete "**hair braiding,**"

Page 7, line 28:

Delete "**hair braiding,**"

Page 8, line 18:

Delete "**hair braiding,**"

Page 9, line 21:

Delete "**hair braiding,**"

Page 10, line 4:

Delete "**hair braiding,**"

Page 10, lines 11 - 14:

Delete all material.

ReNUMBER the following bill sections accordingly.

Page 10, line 18:

Delete "**hair braiding,**"

Page 11, line 21:

Delete all material.

ReNUMBER the following paragraphs accordingly.

Page 11, line 25:

Delete "**hair braiding,**"

Page 12, line 3:

Delete "**hair braiding,**"

Page 13, line 13:

Delete "**hair braiding,**"

Page 13, line 17:

Delete "**hair braiding,**"

Page 13, lines 27 - 31:

Delete all material.

Renumber the following paragraphs accordingly.

Page 14, lines 29 - 30:

Delete "hair braiding,"

Page 17, line 15:

Delete "Section 33"

Insert "Section 31"

Page 17, line 16:

Delete "sec. 35"

Insert "sec. 33"

Representative Eastman moved and asked unanimous consent that Amendment No. 1 be adopted.

There was objection.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 1

YEAS: 5 NAYS: 29 EXCUSED: 1 ABSENT: 5

Yeas: Chenault, Eastman, Kawasaki, Knopp, Wilson

Nays: Birch, Edgmon, Foster, Gara, Guttenberg, Johnson, Johnston, Josephson, Kito, Kopp, LeDoux, Lincoln, Millett, Neuman, Ortiz, Parish, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Thompson, Tilton, Tuck, Wool, Zulkosky

Excused: Claman

Absent: Drummond, Grenn, Kreiss-Tomkins, Pruitt, Tarr

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 1, line 1, following "**Hairdressers;**" (title amendment):

Insert "**relating to licensing of individuals with criminal records;**"

Page 2, following line 11:

Insert a new bill section to read:

"* **Sec. 2.** AS 08.01.077 is amended by adding new subsections to read:

(b) Notwithstanding any other provision of this title, the licensing board or department may not consider an arrest that is not followed by a conviction as the basis for the denial or nonrenewal of a license or grounds for disciplinary action.

(c) A licensing board and the department shall specify in regulation the criminal convictions that disqualify an applicant from obtaining a license and shall define "good moral character" or "moral turpitude" in regulation if either standard is used by the licensing board or department in determining whether to issue or renew a license. A disqualifying criminal conviction must directly relate to the duties and responsibilities of the applicable licensed occupation.

(d) In determining whether to deny a license to an applicant with a criminal conviction, the board or department shall consider

(1) the nature and seriousness of the crime;

(2) the amount of time that has passed since the conviction;

(3) the relationship between the nature of the crime and the duties and responsibilities of the occupation for which the license is sought; and

(4) evidence of rehabilitation or treatment undertaken by the applicant since the conviction.

(e) Notwithstanding any other provision of this title, the licensing board or department may not disqualify an applicant for more than three years from the later of the date of the most recent criminal conviction or release from incarceration based on a criminal conviction, unless the

(1) disqualifying conviction is for a violation of AS 11.41 or a crime in another jurisdiction that has similar elements; or

(2) applicant has been convicted of any other crime during the disqualification period.

(f) An individual with a conviction of record may petition the licensing board or department for a determination of whether the individual's conviction will disqualify the individual from obtaining a license. The licensing board or department may charge a fee not to exceed \$25 for each petition. The board or department shall inform the individual of its determination within 30 days after receiving the individual's application.

(g) If the board or department denies an application based on an applicant's prior criminal conviction, the board or department shall notify the applicant

(1) of the grounds and reasons for the denial or disqualification;

(2) of the applicant's right to a hearing;

(3) of the earliest date the applicant may reapply for the license; and

(4) that evidence of rehabilitation or treatment may be considered upon reapplication.

(h) Before denying an application, the board or the department shall find, by substantial evidence in light of the whole record, that an applicant's criminal conviction is a disqualifying conviction and is directly related to the duties and responsibilities of the licensed occupation. The board or department shall document written findings for each of the factors under (d) of this section.

(i) The board or department shall have the burden of proof to show that a disqualifying criminal conviction directly relates to the occupation for which the license is sought."

Renumber the following bill sections accordingly.

Page 17, line 11, following "by":

Insert "secs. 1 and 3 - 33 of"

Page 17, line 15:

Delete "Section 33"

Insert "Section 34"

Page 17, line 16:

Delete "Sec. 35"

Insert "Sec. 36"

Representative Eastman moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Gara objected.

**The presence of Representative Pruitt was noted.

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

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 2

YEAS: 1 NAYS: 37 EXCUSED: 1 ABSENT: 1

Yeas: Eastman

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Gara, 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

Excused: Claman

Absent: Grenn

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Eastman:

Page 1, line 3, following "**coloring;**" (title amendment):

Insert "**relating to lobbying;**"

Page 14, following line 6:

Insert new bill sections to read:

"* **Sec. 31.** AS 29.10.200 is amended by adding a new paragraph to read:

(68) AS 29.35.143 (municipal occupational licensing fees and requirements).

* **Sec. 32.** AS 29.35 is amended by adding a new section to read:

Sec. 29.35.143. Municipal lobbying services. (a) A municipality may not purchase lobbying services from a professional lobbyist or private entity that provides lobbying services for a municipal licensing board or agency.

(b) This section applies to home rule and general law municipalities."

Renumber the following bill sections accordingly.

Page 17, following line 6:

Insert a new bill section to read:

"* **Sec. 35.** The uncodified law of the State of Alaska is amended by adding a new section to read:

APPLICABILITY. AS 29.35.143, added by sec. 32 of this Act, applies to the purchase of lobbying services and contracts relating to lobbying services entered into on or after the effective date of this Act."

Renumber the following bill sections accordingly.

Page 17, line 11, following "by":

Insert "secs. 1 - 30, 33, and 34"

Page 17, line 13, following "of":

Insert "secs. 1 - 30, 33, and 34"

Page 17, line 15:

Delete "Section 33"

Insert "Section 36"

Page 17, line 16:

Delete "Sec. 35"

Insert "Sec. 38"

Representative Eastman moved and asked unanimous consent that Amendment No. 3 be adopted.

There was objection.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 3

YEAS: 1 NAYS: 37 EXCUSED: 1 ABSENT: 1

Yeas: Eastman

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Gara, 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

Excused: Claman

Absent: Grenn

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representative Eastman:

Page 1, line 1, following "**Hairdressers;**" (title amendment):

Insert "**relating to occupational licensing fees for low-income workers and military families;**"

Page 2, following line 11:

Insert a new bill section to read:

"* **Sec. 2.** AS 08.01.065 is amended by adding new subsections to read:

(j) The applicable board or department shall waive initial occupational licensing fees and examination fees for an individual who applies for a waiver and who

(1) meets the low-income threshold established by the department;

(2) is a current or former member of the armed forces of the United States; or

(3) is the spouse of a current or former member of the armed forces of the United States.

(k) An individual seeking waiver of initial occupational licensing fees and examination fees must apply to the appropriate licensing board or the department in a format prescribed by the licensing board or department. The licensing board or department shall process the application within 30 days after receiving it from the applicant.

(l) The licensing board or department shall adopt regulations necessary to implement (j) and (k) of this section. The regulations must include a low-income threshold for waiver of licensing fees and examination fees that is based on enrollment in a state or federal public assistance program or on the applicant's household adjusted gross income being under 130 percent of the federal poverty line, unless a higher threshold is set by the department."

Renumber the following bill sections accordingly.

Page 17, line 11, following "by":

Insert "secs. 1 and 3 - 33 of"

Page 17, line 15:

Delete "Section 33"

Insert "Section 34"

Page 17, line 16:

Delete "sec. 35"

Insert "sec. 36"

Representative Eastman 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:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 4

YEAS: 10 NAYS: 27 EXCUSED: 1 ABSENT: 2

Yeas: Eastman, Gara, Josephson, LeDoux, Parish, Rauscher, Talerico, Tarr, Tilton, Wilson

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Guttenberg, Johnston, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, Lincoln, Millett, Neuman, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Thompson, Tuck, Wool, Zulkosky

Excused: Claman

Absent: Grenn, Johnson

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representative Eastman:

Page 1, line 1, following "**Hairdressers;**"(title amendment):
 Insert "**relating to apprenticeship programs;**"

Page 2, following line 11:

Insert a new bill section to read:

*** Sec. 2.** AS 08.02 is amended by adding a new section to read:

Sec. 08.02.060. Apprenticeship programs. (a)

Notwithstanding any other provision of this title, a board or the department shall grant an occupational license to an applicant who

- (1) has completed eighth grade;
- (2) has successfully completed an apprenticeship approved by the appropriate licensing board, the department, or the United States Department of Labor, or that is otherwise permitted under state or federal law;
- (3) has passed the appropriate licensing examination, if applicable;
- (4) is at least 18 years of age; and
- (5) has completed the number of apprenticeship hours equal to the number of hours required for licensing training.

(b) This section does not apply to a license or certificate issued under AS 08.04.100, 08.04.110, AS 08.11.010, AS 08.29.110, AS 08.36.110, AS 08.38.030, AS 08.42.050, AS 08.45.030, AS 08.63.100, AS 08.64.200, 08.64.205, 08.64.225, AS 08.68.170, AS 08.72.140, AS 08.80.110, AS 08.84.030, 08.84.032, AS 08.86.130, 08.86.162, AS 08.95.110, or AS 08.98.165.

(c) The applicable board or department may adopt regulations to implement this section."

Renumber the following bill sections accordingly.

Page 17, line 11, following "by":

Insert "secs. 1 and 3 - 33 of"

Page 17, line 15:

Delete "Section 33"

Insert "Section 34"

Page 17, line 16:

Delete "sec. 35"

Insert "sec. 36"

Representative Eastman moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Neuman objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 5

YEAS: 1 NAYS: 37 EXCUSED: 1 ABSENT: 1

Yeas: Eastman

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Gara, 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

Excused: Claman

Absent: Grenn

And so, Amendment No. 5 was not adopted.

Amendment No. 6 was offered by Representative Eastman:

Page 1, line 3, following "**coloring**;"(title amendment):

Insert "**relating to municipal occupational licensing fees and requirements**"

Page 14, following line 6:

Insert new bill sections to read:

"* **Sec. 31.** AS 29.10.200 is amended by adding a new paragraph to read:

(68) AS 29.35.143 (municipal occupational licensing fees and requirements).

* **Sec. 32.** AS 29.35 is amended by adding a new section to read:

Sec. 29.35.143. Municipal occupational licensing fees and requirements. (a) Except as specifically provided by statute, the authority to regulate and establish occupational licensing fees and requirements is reserved to the state, and, except as specifically provided by law, a municipality may not enact or enforce an occupational licensing fee or requirement that was not enacted before the effective date of this Act.

(b) For an occupational licensing fee enacted by a municipality before the effective date of this Act, the municipality shall waive initial occupational licensing fees for an individual who qualifies for a waiver under AS 08.01.065(j) and who applies for a municipal license on or after the effective date of this Act. An individual seeking a waiver under this subsection must apply to the municipality in a format prescribed by the municipality. The municipality shall process the application within 30 days after receiving it from the applicant.

(c) This section applies to home rule and general law municipalities."

Renumber the following bill sections accordingly.

Page 17, line 11, following "by":

Insert "secs. 1 - 30 and 33"

Page 17, line 15:

Delete "Section 33"

Insert "Section 35"

Page 17, line 16:

Delete "sec. 35"

Insert "sec. 37"

Representative Eastman moved and asked unanimous consent that Amendment No. 6 be adopted.

There was objection.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

HCS CSSSSB 4(RLS)

Second Reading

Amendment No. 6

YEAS: 1 NAYS: 37 EXCUSED: 1 ABSENT: 1

Yeas: Eastman

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Gara, 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

Excused: Claman

Absent: Grenn

And so, Amendment No. 6 was not adopted.

Representative Tuck moved and asked unanimous consent that HCS CSSSSB 4(RLS) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

HCS CSSSSB 4(RLS) will advance to third reading on the April 23 calendar.

SENATE BILLS IN THIRD READING**SB 37**

The following, which was held from the April 18 calendar (page 3356), was before the House in third reading:

HOUSE CS FOR CS FOR SENATE BILL NO. 37(RLS)

"An Act relating to the Board of Pharmacy; relating to the licensing of certain entities and inspection of certain facilities located outside the state; relating to drug supply chain security; creating a position of executive administrator for the Board of Pharmacy; reducing the membership of the Alaska Commercial Fisheries Entry Commission to two individuals; relating to the duties of the commissioner serving as chair of the commission; providing that a single commissioner may exercise all powers and duties of the commission if there is a vacancy on the commission; providing for commissioner compensation; relating to tie votes of the commission; and providing for an effective date."

Representative Wilson moved and asked unanimous consent that HCS CSSB 37(RLS) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Wilson:

Page 1, lines 5 - 6 (title amendment):

Delete "**relating to the duties of the commissioner serving as chair of the commission;**"

Page 6, lines 10 - 21:

Delete all material and insert:

"* **Sec. 8.** AS 16.43.020(a) is amended to read:

(a) There is established the Alaska Commercial Fisheries Entry Commission as a regulatory and quasi-judicial agency of the state. The commission consists of **two** [THREE] members appointed by the governor and confirmed by the legislature in joint session."

Page 7, lines 5 - 9:

Delete all material and insert:

"* **Sec. 12.** AS 16.43.060 is amended to read:

Sec. 16.43.060. Compensation. Members of the commission are in the exempt service and are entitled to a monthly salary equal to a step in Range 25 [27] of the salary schedule in AS 39.27.011."

Representative Wilson moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Saddler objected.

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

The Speaker stated that many members may have a perceived conflict of interest and ruled that all members were required to vote.

Representative Tilton placed a call of the House.

The Speaker stated the call was satisfied.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

HCS CSSB 37(RLS)

Second Reading

Amendment No. 1

YEAS: 12 NAYS: 27 EXCUSED: 1 ABSENT: 0

Yeas: Eastman, Johnson, Josephson, Kreiss-Tomkins, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Spohnholz, Tilton, Wilson

Nays: Birch, Chenault, Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Johnston, Kawasaki, Kito, Knopp, Kopp, LeDoux, Lincoln, Millett, Neuman, Saddler, Seaton, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Wool, Zulkosky

Excused: Claman

And so, Amendment No. 1 was not adopted.

HCS CSSB 37(RLS) was automatically in third reading.

Representative Pruitt moved and asked unanimous consent that HCS CSSB 37(RLS) be returned to second reading for the specific purpose of considering Amendment No. 3. There being no objection, it was so ordered.

Amendment No. 3 was offered by Representative Pruitt:

Page 6, line 17, following "years":

Delete "[,] and may be designated **chair** [CHAIRMAN] for successive two-year terms"

Insert "**A chair may serve more than one term as chair, but they may not serve consecutive terms in that office** [, AND MAY BE DESIGNATED CHAIRMAN FOR SUCCESSIVE TWO-YEAR TERMS]"

Representative Pruitt moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Kito objected.

**Representatives Chenault and Johnston who were excused (pages 3361, 3369) left the Chamber.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

HCS CSSB 37(RLS)

Second Reading

Amendment No. 3

YEAS: 17 NAYS: 20 EXCUSED: 3 ABSENT: 0

Yeas: Birch, Eastman, Johnson, Josephson, Knopp, Kreiss-Tomkins, Millett, Ortiz, Pruitt, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Nays: Drummond, Edgmon, Foster, Gara, Grenn, Guttenberg, Kawasaki, Kito, Kopp, LeDoux, Lincoln, Neuman, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Wool, Zulkosky

Excused: Chenault, Claman, Johnston

And so, Amendment No. 3 was not adopted.

HCS CSSB 37(RLS) was automatically in third reading.

The Speaker stated that, without objection HCS CSSB 37(RLS) would be held to the April 23 calendar.

UNFINISHED BUSINESS

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 LeDoux – from 11:45 a.m. to 5:00 p.m., today

Representative Johnson – from 11:30 a.m., today to 1:30 p.m., April 23

**Representative Johnson left the Chamber.

THIRD READING OF HOUSE RESOLUTIONS

HJR 38

The following, which was advanced to third reading from the April 18 calendar (page 3357), was read the third time:

HOUSE JOINT RESOLUTION NO. 38

Relating to certain conveyances to the Alaska Railroad Corporation under the Alaska Railroad Transfer Act of 1982.

**Representative LeDoux, who was excused, left the Chamber.

Representatives Millett and Sullivan-Leonard moved and asked unanimous consent to abstain from voting because of a conflict of interest. Objection was heard, and they were required to vote.

The question being: "Shall HJR 38 pass the House?" The roll was taken with the following result:

HJR 38
Third Reading
Final Passage

YEAS: 32 NAYS: 2 EXCUSED: 5 ABSENT: 1

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

Nays: Josephson, Sullivan-Leonard

Excused: Chenault, Claman, Johnson, Johnston, LeDoux

Absent: Wool

And so, HJR 38 passed the House and was referred to the Chief Clerk for engrossment.

Representatives Birch and Kopp, who were excused (page 3369), left the Chamber.

LEGISLATIVE CITATIONS

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

Honoring - Ketchikan Police Department

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

UNFINISHED BUSINESS

HB 178

Representative Eastman, citing Uniform Rule 27(b), moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 178

"An Act relating to recognition of individual veterans along certain veterans' memorial roads and on certain veterans' memorial bridges."

There being no objection, HB 178 was withdrawn.

HB 6

The following memorandum dated April 18 was received from Lora Brown, Enrolling Secretary, Division of Legal and Research Services, regarding:

CS FOR HOUSE BILL NO. 6(RES) am

"An Act establishing the Jonesville Public Use Area."

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest errors in CSHB 6(RES) am, which have been corrected in enrolling:

Page 1, line 3, following "sections":

Insert "to article 1"

Page 3, line 1:

Delete "AS 41.21.280"

Insert "AS 41.23.280"

HB 136

The following memorandum dated April 18 was received from Lora Brown, Enrolling Secretary, Division of Legal and Research Services, regarding:

CS FOR HOUSE BILL NO. 136(TRA)

"An Act relating to motor vehicle franchises, motor vehicle dealers, motor vehicle manufacturers, and motor vehicle distributors."

"In accordance with Rule 43, Uniform Rules of the Alaska State Legislature, I am reporting the following manifest errors in CSHB 136(TRA), which have been corrected in enrolling:

Page 3, line 31, following "**except**":

Insert "**that**"

Page 6, line 11:

Delete "subsection"

Insert "paragraph"

HJR 38

Representatives Millett and Kawasaki added as cosponsors to:

HOUSE JOINT RESOLUTION NO. 38

Relating to certain conveyances to the Alaska Railroad Corporation under the Alaska Railroad Transfer Act of 1982.

HB 254

Representative Saddler added as a cosponsor to:

HOUSE BILL NO. 254

"An Act relating to criminal law and procedure; relating to controlled substances; relating to victims of criminal offenses; relating to probation; relating to sentencing; relating to treatment program credit for time spent toward service of a sentence of imprisonment; relating to the Violent Crimes Compensation Board; relating to permanent fund dividends; relating to electronic monitoring; relating to penalties for violating municipal ordinances; relating to parole; relating to community work service; relating to revocation, termination, suspension, cancellation, or restoration of a driver's license; relating to the duties of the commissioner of corrections; relating to the duties of the Department of Health and Social Services; relating to civil in rem forfeiture actions; providing for an effective date by repealing sec. 193, ch. 36, SLA 2016; and providing for an effective date."

SB 15

Representative Gara added as a cross sponsor to:

CS FOR SENATE BILL NO. 15(FIN)

"An Act relating to possession of an electronic smoking product or a product containing nicotine by a minor and to selling or giving a product containing nicotine or an electronic smoking product to a

minor; relating to business license endorsements to sell cigarettes, cigars, tobacco, products containing tobacco, electronic smoking products, or products containing nicotine; and relating to citations for certain offenses concerning tobacco, products containing nicotine, or electronic smoking products."

SB 80

Representative Saddler added as a cross sponsor to:

CS FOR SENATE BILL NO. 80(L&C)

"An Act relating to telecommunications services for certain disabled subscribers; and providing for an effective date."

ENGROSSMENT**HJR 38**

HJR 38 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

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.

The following meetings today were changed:

Labor & Commerce Committee CANCELED

Resources Committee CANCELED

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 23. There being no objection, the House adjourned at 12:07 p.m.

Crystaline Jones
Chief Clerk