# SENATE JOURNAL

## ALASKA STATE LEGISLATURE

### THIRTIETH LEGISLATURE

## FIRST SESSION

#### Juneau, Alaska

Friday

March 10, 2017

## **Fifty-third Day**

Pursuant to adjournment the Senate was called to order by President Kelly at 10:26 a.m.

The roll showed twenty members present.

The prayer was offered by the Chaplain, Pastor Tom Matthews, Douglas Island Bible Church. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord:

This is the day that the Lord hath made, I will rejoice and be glad in it. Sometimes we can get so caught up in the business of our day to day world, that we forget that even our next breath, or our next day is a gift from you. Lord, when you finished forming the world around us, you sat back and said that it was good. I applaud that evaluation and give a hearty AMEN! It is good! Especially what we have to enjoy here in Alaska.

But, with that good, we recognize that there is also a stewardship that you have given us; a responsibility to manage the awesome gift of your creation. You don't have to go any further than the news on television or today's paper to realize there is pressure from many sides who would want to direct the decisions the legislators have to make. Lord I would

ask you to give them the resolve to stand firm in the convictions that you give them. Give them the clarity to articulate what they believe, and direct them in the ways of righteousness, justice and equity.

As this session continues, help them to persevere, as this is only a season in their lives that will pass, but the decisions that are made will continue on for the State of Alaska.

I lift this prayer in the name of Your Son, Jesus Christ. Amen.

Senator Gardner led the Senate in the Pledge of Allegiance.

### Certification

Senator Micciche moved and asked unanimous consent that the journals for the fifty-first and fifty-second legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

### **Standing Committee Reports**

### **SB 48**

The State Affairs Committee considered SENATE BILL NO. 48 "An Act creating a fund in the Department of Public Safety; providing for payment of certain medical insurance premiums for surviving dependents of certain police officers or firefighters who die in the line of duty; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 48(STA) "An Act creating a fund in the Department of Public Safety; providing for payment of certain major medical insurance premiums for surviving dependents of certain peace officers or firefighters who die in the line of duty; and providing for an effective date."

Signing no recommendation: Senator Dunleavy, Chair. Signing do pass: Senators Egan, Coghill, Giessel, Wilson.

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The following fiscal information was published today: Fiscal Note No. 1, zero, Department of Administration Fiscal Note No. 2, Department of Public Safety

The bill was referred to the Finance Committee.

## SCR 4

The State Affairs Committee considered SENATE CONCURRENT RESOLUTION NO. 4 Relating to the Task Force on Unmanned Aircraft Systems, and recommended it be replaced with

CS FOR SENATE CONCURRENT RESOLUTION NO. 4(STA)

Signing do pass: Senator Dunleavy, Chair; Senators Egan, Coghill, Giessel, Wilson.

The following fiscal information was published today: Fiscal Note No. 1, zero, Legislative Agency

The resolution was referred to the Rules Committee.

## **Introduction and Reference of Senate Bills**

### SB 85

SENATE BILL NO. 85 BY THE SENATE LABOR AND COMMERCE COMMITTEE, entitled:

"An Act relating to allocations of funding for the Alaska Workforce Investment Board; and providing for an effective date."

was read the first time and referred to the Labor and Commerce and Finance Committees.

SB 86 SENATE BILL NO. 86 BY SENATOR COGHILL, entitled:

> "An Act relating to the sale or other disposal, leasing, or encumbrance of Alaska Railroad Corporation land; and providing for an effective date."

was read the first time and referred to the Resources and Finance Committees.

### SB 87

SENATE BILL NO. 87 BY SENATOR MACKINNON, entitled:

"An Act relating to energy efficiency standards and standardized options for building and equipment components for school construction and major maintenance; relating to school construction and major maintenance grants and bond debt reimbursement; establishing a working group to make recommendations relating to energy efficiency and standardized components in schools; and providing for an effective date."

was read the first time and referred to the Education and Finance Committees.

#### SB 88

SENATE BILL NO. 88 BY SENATOR STEDMAN, entitled:

"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."

was read the first time and referred to the Resources and Finance Committees.

### SB 89

SENATE BILL NO. 89 BY SENATOR STEVENS, entitled:

"An Act relating to management of enhanced stocks of shellfish; authorizing certain nonprofit organizations to engage in shellfish enhancement projects; relating to application fees for salmon hatchery permits; and providing for an effective date."

was read the first time and referred to the Resources and Finance Committees.

### **SB 90**

SENATE BILL NO. 90 BY SENATOR WILSON, entitled:

"An Act relating to the human services community match program; and relating to the powers of the Department of Health and Social Services."

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

### SB 91

SENATE BILL NO. 91 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR, entitled:

"An Act extending the governor's declaration of disaster emergency to address the opioid epidemic; and providing for an effective date."

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

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Health and Social Services

Governor's transmittal letter dated March 9:

Dear President Kelly:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill relating to an extension of my February 14, 2017 Declaration of Disaster Emergency.

This administration has been working as a coordinated team to identify the extent of drug abuse and overdose dangers facing our state. In recent years, opioid abuse has rapidly expanded across the state. This is a dangerous trend that affects our communities and the lives of many Alaskans. Drug overdose deaths are a serious public health concern, which warrants the designation of a public health disaster emergency. This emergency exists statewide and affects all levels of society.

Therefore, on February 14, 2017, I made a declaration of disaster emergency under AS 26.23.020 that authorized the Commissioner and the Chief Medical Officer of the Department of Health and Social Services to coordinate a response. This response includes establishing a statewide overdose response program and a statewide medical standing order allowing local and regional overdose response programs, healthcare officials, first responders, and the general public to have the ability to directly dispense and administer the lifesaving drug naloxone. Since the declaration, we have made significant progress in the distribution of resources to combat this epidemic, including kits containing opioid overdose drugs. By extending the declaration of emergency under AS 26.23.020, we continue to assure dispensation of opioid overdose resources under a statewide standing medical order.

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This is only one part in fighting this battle and we must continue to seek all available tools to address this epidemic. Therefore, I submit this bill to extend the declaration of disaster emergency issued February 14, 2017 until February 14, 2018.

I urge your prompt and favorable action on this measure.

Sincerely, /s/ Bill Walker Governor

#### **SB 92**

SENATE BILL NO. 92 BY SENATOR MICCICHE, entitled:

"An Act relating to abandoned and derelict vessels; relating to the registration of vessels; relating to certificates of title for vessels; relating to the duties of the Department of Administration; relating to the duties of the Department of Natural Resources; establishing the derelict vessel prevention program; establishing the derelict vessel prevention program fund; and providing for an effective date."

was read the first time and referred to the Resources and Finance Committees.

### **Consideration of the Calendar**

#### Citations

Honoring - Carlene Sanders Senator(s) Wilson, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski Honoring - Jessica Gutzwiler

Senator(s) Meyer, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski Representative(s) Birch

Honoring - Michael D. Miller

Senator(s) Bishop, Kelly, Begich, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski

Honoring - Charles Anthony Skinner Representative(s) Stutes Senator(s) Stevens, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, von Imhof, Wielechowski, Wilson

In Memoriam - Mortin B. Schierhorn Senator(s) Bishop, Kelly, Begich, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Senator Micciche moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

### **Unfinished Business**

Senator Hughes moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 11 through evening plane time, March 12. Without objection, Senator Hughes was excused.

Senator Meyer moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 10 through evening plane time, March 12. Without objection, Senator Meyer was excused.

March 10, 2017

#### SB 17

Senators Begich, Hughes moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 17 "An Act authorizing the University of Alaska to establish, through an agreement with the University of Hawaii, the Ted Stevens - Daniel K. Inouye Exchange Program for political science students at the University of Alaska and the University of Hawaii to commemorate the bipartisan friendship between Senator Ted Stevens and Senator Daniel K. Inouye." Without objection, it was so ordered.

President Kelly made the following appointment:

#### Task Force on Unmanned Aircraft Systems

Senator Hughes, Cochair

In accordance with AS 42.45.045, President Kelly made the following appointments:

## **Renewable Energy Fund Advisory Committee**

Senator Hoffman Senator MacKinnon

#### Announcements

#### SB 66

Senator Hughes, Chair, moved and asked unanimous consent that Uniform Rule 23 be waived on SENATE BILL NO. 66 "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" for the Education Committee meeting at 8:00 a.m., Monday, March 13. Without objection, it was so ordered.

Announcements are at the end of the journal.

## Adjournment

Senator Micciche moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., March 13, 2017. Without objection, the Senate adjourned at 10:48 a.m.

Liz Clark Secretary of the Senate

#### Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

### **STANDING COMMITTEES**

- + indicates teleconference
- = indicates bill previously heard/scheduled

## **COMMUNITY & REGIONAL AFFAIRS**

Ma	ar 14	<b>Tuesday</b> No Meeting Scheduled	Beltz 105 (tsbldg)	3:30 PM
Ma	ar 16	Thursday	Beltz 105 (tsbldg)	3:30 PM
+	HB 8	ENFORCEMENT OF FO	REIGN PROTECTIVE O	RDERS
+	SB 77	SECOND CLASS BORO	UGH SERVICE AREAS	

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#### EDUCATION

Mar 10 += SB 66 + SB 17	Friday ST. COUNCIL ON THE ART <bill canceled="" hearing="">  Public Testimony STEVENS/INOUYE UNIVE  Public Testimony</bill>		8:00 AM Rog.
Mar 13	Monday	Butrovich 205	8:00 AM
+= SB 17	STEVENS/INOUYE UNIVE Public Testimony	RSITY EXCHANGE P	ROG.
+= SB 66	· · · · · · · · · · · · · · · · · · ·	TS: PUBLIC CORP.	
	Uniform Rule 23 Waived		
Mar 15 +	Wednesday Confirmation Hearings:	Butrovich 205	8:00 AM

+ Confirmation Hearings: Karen Perdue Maureen Van Wagner

# EDUCATION (continued)

Mar 17	Friday	<b>Butrovich 205</b>	8:00 AM	
	No Meeting Scheduled			

## FINANCE

Mar 10 += SB 21 += SB 26 += SB 70 +	5 PERM. FUND:DEPOSITS;DIVIDEND;EARNINGS		
<b>Mar 13</b> + SB 63 +	MondaySenate Finance 5329REGULATION OF SMOKINGBills Previously Heard/Scheduled		
Mar 14 += HB 80 + SB 36 +	<b>Tuesday</b> MUNI ENERGY IMPRO OPTOMETRY & OPTO Bills Previously Heard/S		<b>9:00 AM</b> ONDS
Mar 15 + +	Wednesday Confirmation Hearings: State Assessment Review Alaska Mental Health Tr Trustees - Christopher C University of Alaska Boa Perdue and Mary Hughe Bills Previously Heard/S	9:00 AM	
Mar 15 += SB 22 += SB 24 +	APPROP: MENTAL HE Bills Previously Heard/S Public Testimony on SB	cheduled 22 and SB 24: ne Official Public Record Committee@akleg.gov e, Kotzebue, Unalaska , Delta Junction Vrangell, Petersburg va, Valdez	1:00 PM

# FINANCE (continued)

Mar 16 += SB 22 += SB 24 +	ThursdaySenate Finance 532APPROP: OPERATING BUDGET/LOANS/FUNDSAPPROP: MENTAL HEALTH BUDGETBills Previously Heard/ScheduledPublic Testimony on SB 22 and SB 24:Written Comments for the Official Public RecordCan be Sent to Finance.Committee@akleg.gov9:00 - 10:30 JuneauBreak for Floor Session and Lunch1:00 - 2:00 Glennallen, Seward, Homer2:00 - 3:30 Statewide Offnet3:30 - 5:00 Anchorage5:00 - 6:00 Kenai, Kodiak, Dillingham		9:00 AM
Mar 17 += SB 22 += SB 24 +	APPROP: OPERATING		9:00 AM
Mar 17 += SB 22 += SB 24 +	Friday APPROP: OPERATING APPROP: MENTAL HEA Bills Previously Heard/Sc 	1:30 PM	
Mar 10	Friday No Meeting Scheduled	Butrovich 205	1:30 PM
Mar 13 + SB 91 + SB 53	Public Testimony	<b>Butrovich 205</b> MERGENCY:OPIOID EPID GE FOR CONTRACEPTIVI	
<b>Mar 15</b> +	Wednesday Consideration of Governo Mental Health Trust Auth - Christopher Cooke Public Testimony Bills Previously Heard/Sc	ority Board of Trustees	1:30 PM

# HEALTH & SOCIAL SERVICES (continued)

Ma	ır 17	Friday	Butrovich 205	1:30 PM
+	SB 83	PROTECT: VULNERABLE	ADULTS/LONG TERM	I CARE
		Public Testimony		
+		Bills Previously Heard/Sched	uled	

## JUDICIARY

Mar 10	Friday	Beltz 105 (tsbldg)	1:30 PM
+ HB 77	2017 REVISOR'S BILL	_	
+ HB 104	REPEAL COLLECTION O	OF CIVIL LITIG. INFO	
+	Bills Previously Heard/Sch	eduled:	
	CRIME AND SENTENCI		
Mar 13	Monday	Beltz 105 (tsbldg)	1:30 PM
+= HB 104	REPEAL COLLECTION O	OF CIVIL LITIG. INFO	
+= HB 77	2017 REVISOR'S BILL		
+= SB 6	INDUSTRIAL HEMP PRO	DUCTION	
+	Bills Previously Heard/Sch	eduled	
Mar 15	Wednesday	Beltz 105 (tsbldg)	1:30 PM
+ SB 69	·		
			, ALLE
	Dins Treviously Treatd/Ben	eduled	
Mar 17	Friday	Beltz 105 (tsbldg)	1:30 PM
+	Bills Previously Heard/Sch		
+= HB 104 += HB 77 += SB 6 + Mar 15 + SB 69 += SB 55 + Mar 17	REPEAL COLLECTION O 2017 REVISOR'S BILL INDUSTRIAL HEMP PRO Bills Previously Heard/Sch Wednesday MISCONDUCT INVOLVI OMNIBUS CRIME/CORR Bills Previously Heard/Sch Friday	DF CIVIL LITIG. INFO DUCTION eduled Beltz 105 (tsbldg) ING WEAPONS 5TH DEG ECTIONS eduled Beltz 105 (tsbldg)	1:30 PN Gree

## LABOR & COMMERCE

Mar 14		Tuesday B	eltz 105 (tsbldg)	1:30 PM
+	SB 79	OPIOIDS;PRESCRIPTIONS	;DATABASE;LICENS	ES
		Public Testimony		
+	SB 37	PHARMA BD & EMPLOYE	ES;DRUG DIST/MAN	UFAC
		Public Testimony		
+	SB 64	UNIFORM ENVIRONMEN	ΓAL COVENANTS AC	CT
		Public Testimony		
+		Bills Previously Heard/Sched	uled	
		Public Testimony		

# LABOR & COMMERCE (continued)

Mar 16	Thursday Beltz 105 (tsbldg)	1:30 PM			
+	Governor's Appointees to State Boards				
	& Commissions				
	To Be Announced				
	Public Testimony				
+ SB 71	COMMERCIAL FISHING LOANS				
	Public Testimony				
+ SB 75	LIMITED TEACHER CERTIFICATES; LANGU	AGES			
	Public Testimony				
+	Bills Previously Heard/Scheduled				
	Public Testimony				

RESOURCES

<b>Mar 10</b> +	FridayButConsideration of Governor's ApportAlaska Oil and Gas Conservation- Hollis French- Dan Seamount Public Testimony on AppointeeBills Previously Heard/Scheduled	Commission: 25	3:30 PM
Mar 13 +	Monday Bu Consideration of Governor's Appo Board of Fisheries: - Fritz Johnson - Reed Morisky - John Jensen Public Testimony on Appointee		3:30 PM
Mar 15 +	Wednesday Bu Consideration of Governor's Appo Big Game Commercial Services E - Thomas Atkins - Tom Sullivan Commissioner, Department of Na - Andy Mack	Board:	3:30 PM

Andy MackPublic Testimony on Appointees --

# **RESOURCES** (continued)

Mar 17	Friday	<b>Butrovich 205</b>	3:30 PM
+	Presentation on Potentia	l LNG Opportunities in	
	Houston, Alaska:		
	- Roger Purcell, Verne I	Rupright, Dave Nufer	
	Testimony <invitation< td=""><td>n Only&gt;</td><td></td></invitation<>	n Only>	

## STATE AFFAIRS

Mar 14 + + SB 31	Review of Governor's Appointe Public Testimony <limited to<br="">Adam Schwemley - APOC Robert Clift - APOC Bryce Johnson - Alaska Police</limited>	o 3 Minutes> Standards Council CREASE FOR 2 YRS	3:30 PM
+	Bills Previously Heard/Schedul	ed	
Mar 16 + + HB 3 +	Review of Governor's Appointe Public Testimony <limited to<br="">Luis Nieves - Alaska Police Sta Ronda Wallace - Alaska Police</limited>	o 3 Minutes> Indards Council Standards Council APLOYMENT RIGHT	<b>3:30 PM</b> 'S

# TRANSPORTATION

Mar 14	<b>Tuesday</b> No Meeting Scheduled	Butrovich 205	1:30 PM	
Mar 16	<b>Thursday</b> MEETING CANCELED	Butrovich 205	1:30 PM	
+ SCR 6	COOPER LANDING BYPAS Public Testimony	S		

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## FINANCE SUBCOMMITTEES

## ADMINISTRATION

Mar 14	<b>Tuesday</b> Time & Date Change Budget Subcommittee Close	<b>Butrovich 205</b> -Out	8:30 AM	
CO	MMERCE, COMMUNIT	Y & ECONOMIC D	EV	
Mar 14	Tuesday Ser Close-out	nate Finance 532	8:20 AM	
	CORRECT	IONS		
<b>Mar 10</b> +	Friday Sex Budget Close-Out	nate Finance 532	11:00 AM	
EDUCATION & EARLY DEVELOPMENT				
Mar 13	Monday Budget Subcommittee Close	Butrovich 205 -out	12:45 PM	
	FISH & GAME			

Mar 14	Tuesday	Senate Finance 532	8:00 AM
	Close-out		

## GOVERNOR

Mar 13 Monday Senate Finance 532 4:30 PM Office of the Governor Budget Close-out

# HEALTH & SOCIAL SERVICES

	HEALTH	& SOCIAL SERVICES	
Mar 14	<b>Tuesday</b> Close-out	Senate Finance 532	1:30 PM
Mar 16	MEETING CA	Senate Finance 532 NCELED	1:30 PM
	LABOR & WOR	REFORCE DEVELOPMEN'	Г
Mar 10	Friday MEETING CA Department Over Review of House Possible Close-ou	NCELED view Continued Changes	3:30 PM
		LAW	
Mar 13	<b>Monday</b> Budget Subcomm 	Butrovich 205 ittee Close-Out	5:15 PM
	LI	EGISLATURE	
Mar 13	<b>Monday</b> Legislature Budge	Senate Finance 532 et Close-out	4:45 PM
	MILITARY &	& VETERANS' AFFAIRS	
Mar 10	Friday Close-out	Senate Finance 532	8:00 AM
	NATU	RAL RESOURCES	
Mar 11	Saturday House Changes /	Beltz 105 (tsbldg) Amendments	10:00 AM
Mar 14	<b>Tuesday</b> Close-out	Beltz 105 (tsbldg)	5:00 PM

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## PUBLIC SAFETY

Mar 13	Monday	Beltz 105 (tsbldg)	4:00 PM	
	Close-out			

## **TRANSPORTATION & PUBLIC FACILITIES**

Mar 10	Friday House Changes / Amend	Beltz 105 (tsbldg) ments	3:30 PM
Mar 14	<b>Tuesday</b> Close-out	Beltz 105 (tsbldg)	5:00 PM

### UNIVERSITY OF ALASKA

Mar 13	Monday	Beltz 105 (tsbldg)	8:00 AM
	Time & Date Ch	ange	
+	FY18 Subcommitte	ee Budget Close-out	

## JOINT COMMITTEES

## ARMED SERVICES COMMITTEE

Mar 23	Thursday	Senate Finance 532	11:30 AM		
+	Briefings by:				
	Lieutenant General Ken	neth S. Wilsbach			
	- Commander, Alaskan	North American Aerospace			
	Command Region				
	- Commander, Alaskan	Command, U.S. Northern			
	Command				
	- Commander, Eleventh Air Force				
	Major General Bryan R. Owens				
	- Commanding General, U.S. Army AK				
	Rear Admiral Michael F. McAllister				
	- Commander, Seventee	enth U.S. Coast Guard			
	District				
	Major General Laurel J. Hummel				
	- The Adjutant General,				
	- Commissioner, AK De	ept. of Military & Veterans'			
	Affairs				

## **LEGISLATIVE BUDGET & AUDIT**

Mar 10	Friday	Senate Finance 532	12:00 PM
	Teleconference <list< th=""><th>en Only&gt;</th><th></th></list<>	en Only>	
	Approval of Agenda		
	Approval of February 2	3, 2017 Minutes	
	Contract Amendments -	Executive Session	

## **OTHER MEETINGS**

## MISCELLANEOUS MEETINGS

Mar 15	Wednesday	Butrovich 205	12:00 PM
	Lunch & Learn:		
	Addressing Opioid Add	liction One Reentrant at a	
	Time		
	Presented by Cathleen I	McLaughlin and Dr. Jyll	
	Green		
	Sponsored by Senator N	Aicciche	
Mar 22	Wednesday	Capitol 106	12:00 PM
	Lunch & Learn		
	Alaska Chapter of the A	American Foundation for	
	Suicide Prevention		

Sponsored by Senator Hoffman