

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Sunday

April 16, 2017

Ninetieth Day

Pursuant to adjournment the Senate was called to order by President Kelly at 2:06 p.m.

The roll showed nineteen members present. Senator Gardner was excused from a call of the Senate.

The prayer was offered by the Chaplain, Senator Hughes. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

My Lord, You arose! Yes, You've risen indeed! I'm thrilled you did because not only did it change history but your victorious triumph over death gave us a way to be reunited with our Creator – here on earth and beyond this earth. I'm *so* thankful for that.

Lord, you know what else I'm grateful for today? I'm grateful beyond words for the ultimate love you demonstrated through your death and resurrection. You laid it on the line for us. Your love for us is unfathomably deep and never ending – beyond measure – that no matter how imperfect we are, no matter our shortcomings, your love is totally unconditional, totally accepting. People sometimes fail us, but YOU never, ever will. That assurance is so solid, so strong, so true, so real – it keeps us centered and grounded when we trust You.

And so, I cannot thank you enough on this celebration day of Your resurrection. Your sacrifice proved Your heart is for us. Your arising from the grave proved Your heart is

still with us. And now, today, Your love overwhelms us, surrounds us, and compels us most importantly to love others, and to do so unconditionally and with total acceptance, just as You do for us.

Thus I pray that as we work through our differences here in the capital – until we find resolution and can adjourn and return home to our districts and families for the summer – in the midst of it all, help us care deeply about one another, even more than we do ourselves; help us extend grace and understanding to one another; help us recognize the value and tend to the uniqueness of each soul, of each person; yes, dear Lord, help us to truly love one another.

I pray this in Your name, Jesus Christ, the One Who Arose and Who Loves Us Always. Amen.

Senator Hughes led the Senate in the Pledge of Allegiance.

Certification

Senator Micciche moved and asked unanimous consent that the journal for the eighty-ninth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

Department of Revenue
Tax Division
Revenue Sources Book
Spring 2017

Alaska Legislative Task Force on Civics Education
Final Report
April 2017
in accordance with Legislative Resolve No. 34, 2016

Standing Committee Reports**SB 80**

The Finance Committee considered SENATE BILL NO. 80 "An Act relating to telecommunications services for certain disabled subscribers; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 824. Signing no recommendation: Senators Hoffman, MacKinnon, Cochairs; Senators Hughes, Olson. Signing do pass: Senators Bishop, von Imhof, Micciche.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Commerce, Community and Economic Development

The bill was referred to the Rules Committee.

HB 23

The Finance Committee considered 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 recommended it be replaced with

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

Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senators Bishop, von Imhof, Hughes, Micciche. Signing amend: Senator Olson.

The following fiscal information was published today:

Fiscal Note No. 4, zero, Department of Administration

Fiscal Note No. 5, Office of the Governor

The following previously published fiscal information applies:

Fiscal Note No. 2, zero, Department of Public Safety

The bill was referred to the Rules Committee.

HB 141

The Finance Committee considered HOUSE BILL NO. 141 "An Act relating to allocations of funding for the Alaska Workforce Investment Board; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 141(FIN)

Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senators Bishop, von Imhof, Hughes, Olson, Micciche.

The following fiscal information was published today:

Fiscal Note No. 8, Department of Education and
Early Development
Fiscal Note No. 9, Department of Labor and
Workforce Development
Fiscal Note No. 10, Department of Labor and
Workforce Development
Fiscal Note No. 11, Department of Labor and
Workforce Development
Fiscal Note No. 12, University of Alaska

The bill was referred to the Rules Committee.

Consideration of the Calendar**Second Reading of House Bills****HB 49**

CS FOR HOUSE BILL NO. 49(FIN) "An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date" was read the second time.

Senator Costello, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Senate Committee Substitute offered on page 927. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C) was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C) "An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 49(L&C)
Third Reading - Final Passage
Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yeas: Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Excused: Gardner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C) passed the Senate.

Senator Micciche moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 78

HOUSE BILL NO. 78 "An Act establishing the second Monday of October of each year as Indigenous Peoples Day" was read the second time.

Senator Micciche moved and asked unanimous consent that the bill be advanced to third reading and placed on final passage. Without objection, it was so ordered.

HOUSE BILL NO. 78 was read the third time.

Senators Olson, Wielechowski, Egan, Begich, Hoffman, MacKinnon, Stevens, von Imhof, Bishop, Stedman, Meyer, Micciche moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall HOUSE BILL NO. 78 "An Act establishing the second Monday of October of each year as Indigenous Peoples Day" pass the Senate?" The roll was taken with the following result:

HB 78

Third Reading - Final Passage

YEAS: 18 NAYS: 1 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Nay: Kelly

Excused: Gardner

and so, HOUSE BILL NO. 78 passed the Senate, was signed by the President and Secretary and returned to the House.

HB 80

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

Senator MacKinnon, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 523. Senator Wielechowski, Acting Minority Leader, objected, then withdrew his objection. There being no further objection, SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN) was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN) was read the third time.

Senator Egan moved and asked unanimous consent to be shown as a cross sponsor on the bill. Without objection, it was so ordered.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN) "An Act adopting the Municipal Property Assessed Clean Energy Act; authorizing municipalities to establish programs to impose assessments for energy improvements in regions designated by municipalities; imposing fees; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 80(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 17 NAYS: 2 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Coghill, Costello, Egan, Giessel, Hoffman, Hughes, Kelly, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Nay: Dunleavy, MacKinnon

Excused: Gardner

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 80(FIN) passed the Senate.

Senator Micciche moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 137

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

Senator MacKinnon, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 948. Senator Wielechowski, Acting Minority Leader, objected, then withdrew his objection. There being no further objection, SENATE CS FOR HOUSE BILL NO. 137(FIN) was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR HOUSE BILL NO. 137(FIN) was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 137(FIN) "An Act redesignating the Alaska State Council on the Arts as a public corporation and governmental instrumentality of the state; defining the powers and duties of the Alaska State Council on the Arts; providing exemptions from certain statutes for the Alaska State Council on the Arts; making conforming amendments; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 137(FIN)
Third Reading - Final Passage
Effective Date

YEAS: 18 NAYS: 1 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski

Nay: Wilson

Excused: Gardner

and so, SENATE CS FOR HOUSE BILL NO. 137(FIN) passed the Senate.

Senator Micciche moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

HB 148

HOUSE BILL NO. 148 "An Act relating to service areas in second class boroughs; and providing for an effective date" was read the second time

Senator Meyer, Chair, moved and asked unanimous consent for the adoption of the State Affairs Senate Committee Substitute offered on page 950. Senator Wielechowski, Acting Minority Leader, objected, then withdrew his objection. There being no further objection, SENATE CS FOR HOUSE BILL NO. 148(STA) "An Act relating to service areas in second class boroughs; relating to a municipal tax exemption or deferral for economic development property; relating to a municipal tax exemption for a fire protection system; and providing for an effective date" was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE CS FOR HOUSE BILL NO. 148(STA) was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 148(STA) "An Act relating to service areas in second class boroughs; relating to a municipal tax exemption or deferral for economic development property; relating to a municipal tax exemption for a fire protection system; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 148(STA)
Third Reading - Final Passage
Effective Date

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Excused: Gardner

and so, SENATE CS FOR HOUSE BILL NO. 148(STA) passed the Senate.

Senator Micciche moved and asked unanimous consent that the vote on the passage of the bill be considered the vote on the effective date clause. Without objection, it was so ordered and the bill was referred to the Secretary for engrossment.

SCR 11

Senator Micciche moved and asked unanimous consent to take up SENATE CONCURRENT RESOLUTION NO. 11, which had been held on the Secretary's desk (page 973). Without objection, the resolution was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 11 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 148, relating to service areas in second class boroughs, pass the Senate?" The roll was taken with the following result:

SCR 11

Final Passage

YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Excused: Gardner

and so, SENATE CONCURRENT RESOLUTION NO. 11 passed the Senate and was referred to the Secretary for engrossment.

Citations

Honoring - Michelle Girault and Chuck Wright
Representative(s) Spohnholz
Senator(s) Wielechowski, Kelly, Begich, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof

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

Honoring - Laura Norton-Cruz
Representative(s) Tarr
Senator(s) Begich, Kelly, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski

Honoring - Vertical Harvest Hydroponics of Alaska
Representative(s) Tarr
Senator(s) Begich, Kelly, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski

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**SB 1**

Senator Dunleavy moved and asked unanimous consent to withdraw SENATE BILL NO. 1 "An Act making a special appropriation from the earnings reserve account for the payment of permanent fund dividends; and providing for an effective date." Without objection, it was so ordered.

SB 89

Senator Micciche moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 89 "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." Without objection, it was so ordered.

Announcements

Announcements are at the end of the journal.

Engrossment**HB 49**

SENATE CS FOR CS FOR HOUSE BILL NO. 49(L&C) "An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 80

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

HB 137

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

HB 148

SENATE CS FOR HOUSE BILL NO. 148(STA) "An Act relating to service areas in second class boroughs; relating to a municipal tax exemption or deferral for economic development property; relating to a municipal tax exemption for a fire protection system; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 11

SENATE CONCURRENT RESOLUTION NO. 11 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 148, relating to service areas in second class boroughs, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Micciche moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., April 17, 2017. Without objection, the Senate adjourned at 3:03 p.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

Apr 18	Tuesday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		
Apr 20	Thursday	Beltz 105 (tsbldg)	3:30 PM
	No Meeting Scheduled		

EDUCATION

Apr 17	Monday	Butrovich 205	8:00 AM
	No Meeting Scheduled		
Apr 19	Wednesday	Butrovich 205	8:00 AM
	No Meeting Scheduled		
Apr 21	Friday	Butrovich 205	8:00 AM
	No Meeting Scheduled		

FINANCE

Apr 16	Sunday	Senate Finance 532	9:00 AM
	-- MEETING CANCELED --		
+	SB 4	NON-CHEMICAL BARBERING;HAIR BRAIDING	
+	HB 56	COMMERCIAL FISHING LOANS	
+	SB 37	PHARMA BD & EMPLOYEES;DRUG DIST/MANUFAC	
	(Continued on Next Page)		

FINANCE (continued)**(Continued from Previous Page)**

- + SB 80 TELECOMMUNICATIONS: DISABLED SUBSCRIBERS
- + HB 49 EXTEND BOARD OF DIRECT-ENTRY MIDWIVES
- + SB 79 OPIOIDS;PRESCRIPTIONS;DATABASE;LICENSES
<Pending Referral>
- + HB 141 AK WORKFORCE INVESTMENT BOARD;FUNDS
- + Bills Previously Heard/Scheduled

Apr 17 Monday Senate Finance 532 9:00 AM

- + Bills Previously Heard/Scheduled:
- + SB 37 PHARMA BD & EMPLOYEES;DRUG DIST/MANUFAC
- + HB 56 COMMERCIAL FISHING LOANS
- + SB 4 NON-CHEMICAL BARBERING;HAIR BRAIDING

Apr 18 Tuesday Senate Finance 532 9:00 AM

- + Bills Previously Heard/Scheduled

Apr 19 Wednesday Senate Finance 532 9:00 AM

- + Bills Previously Heard/Scheduled

Apr 20 Thursday Senate Finance 532 9:00 AM

- + Bills Previously Heard/Scheduled

Apr 21 Friday Senate Finance 532 9:00 AM

- + Bills Previously Heard/Scheduled

HEALTH & SOCIAL SERVICES

Apr 17 Monday Butrovich 205 1:30 PM

No Meeting Scheduled

Apr 19 Wednesday Butrovich 205 1:30 PM

No Meeting Scheduled

Apr 21 Friday Butrovich 205 1:30 PM

No Meeting Scheduled

JUDICIARY

Apr 17	Monday	Beltz 105 (tsbldg)	1:30 PM
+ SB 47	MOTOR VEHICLE DEALER FRANCHISES		
+	Bills Previously Heard/Scheduled		
Apr 19	Wednesday	Beltz 105 (tsbldg)	1:30 PM
+	Bills Previously Heard/Scheduled		
Apr 21	Friday	Beltz 105 (tsbldg)	1:30 PM
+	Bills Previously Heard/Scheduled		

LABOR & COMMERCE

Apr 18	Tuesday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		
Apr 20	Thursday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		

RESOURCES

Apr 17	Monday	Butrovich 205	1:00 PM
	-- Please Note Time --		
+ HB 111	OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS		
	-- Testimony <Invited from Industry> --		
Apr 17	Monday	Butrovich 205	5:00 PM
	-- Please Note Time --		
+ HB 111	OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS		
	-- Public Testimony --		
Apr 18	Tuesday	Butrovich 205	2:00 PM
	-- Please Note Time --		
+ HB 111	OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS		
	-- Testimony <Invitation Only> --		
Apr 19	Wednesday	Butrovich 205	2:00 PM
	-- Please Note Time --		
+ HB 111	OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS		
	-- Testimony <Invitation Only> --		

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RESOURCES (continued)

Apr 20 Thursday **Butrovich 205** **2:00 PM**
-- Please Note Time --
+ HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS
-- Testimony <Invitation Only> --

Apr 21 Friday **Butrovich 205** **2:00 PM**
-- Please Note Time --
+ HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS
-- Testimony <Invitation Only> --

STATE AFFAIRS

Apr 18 Tuesday **Butrovich 205** **3:30 PM**
No Meeting Scheduled

Apr 20 Thursday **Butrovich 205** **3:30 PM**
No Meeting Scheduled

TRANSPORTATION

Apr 18 Tuesday **Butrovich 205** **1:30 PM**
No Meeting Scheduled

Apr 20 Thursday **Butrovich 205** **1:30 PM**
No Meeting Scheduled