

**HOUSE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTY-FIRST LEGISLATURE**  
**FIRST SESSION**

**Juneau, Alaska**

**Monday**

**March 11, 2019**

**Fifty-sixth Day**

Pursuant to adjournment the House was called to order by Speaker Edgmon at 11:07 a.m.

Roll call showed 39 members present. Representative Merrick had been excused from a call of the House today.

The invocation was offered by the Chaplain, Pastor Mike Rose of Juneau Christian Center. Representative Shaw moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

In deepest respect for the religious beliefs of each person here, I invite you into a time of prayer and reflection:

Let's pray. Heavenly Father, thank you for your goodness and faithfulness to us today. Grant us wisdom to make the most of every day as we look for opportunities to build up and help those around us.

Lord, when we are confronted with the intense pressure and struggles of life please help us to remember the saying: *All the water in the world however hard it tried could never ever sink a ship unless it got inside. All the troubles in this life might wear you pretty thin, but they won't hurt you one least bit unless you let them in.*

Help us to follow the Apostle Paul's exhortation regarding anxiety and worry when he said, *Don't worry about anything; instead, pray about everything. Tell God what you need, and thank him for all he has done. Then you will experience God's peace, which exceeds anything we can understand.* Lord, thank you for answers to prayer. Amen.

The Pledge of Allegiance was led by Representative Talerico.

### **CERTIFICATION OF THE JOURNAL**

Representative Thompson moved and asked unanimous consent that the journal for the 53rd, 54th, and 55th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Thompson introduced his son, Max Thompson, Guest Page, from Fairbanks.

Representative Vance introduced her daughter, Hannah Vance, Guest Page, from Homer.

Representative Johnston introduced Keiko Wilson, Guest Page, from Anchorage.

### **MESSAGES FROM THE GOVERNOR**

A letter dated March 8 was read stating that, in accordance with AS 39.05.080 and art. III, secs. 26 and 27, Constitution of the State of Alaska, the Governor submits the following name for legislative confirmation of appointment to the position noted.

The Speaker referred the following to the Resources Committee:

#### **Alaska Oil and Gas Conservation Commission**

Jessie Chmielowski – Anchorage

Appointed: 3/7/2019

Term Expires: 3/1/2025

A resume for the appointment is on file in the Chief Clerk's office.

**REPORTS OF STANDING COMMITTEES**

The Resources Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Douglas Vincent-Lang

as Commissioner of the Department of Fish and Game.

The report was signed by Representative Lincoln, Co-chair; and Representatives Tuck, Hannan, Talerico, Spohnholz, Rasmussen, Rauscher, and Hopkins.

**SJR 7**

The Resources Committee considered:

**SENATE JOINT RESOLUTION NO. 7**

Requesting that the United States Department of the Interior Bureau of Land Management implement an oil and gas leasing program in the coastal plain of the Arctic National Wildlife Refuge.

and recommends it be replaced with:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 7(RES)  
(same title)

The report was signed by Representative Lincoln, Co-chair, with the following individual recommendations:

Do pass (4): Talerico, Rauscher, Rasmussen, Lincoln

Do not pass (1): Hannan

No recommendation (1): Hopkins

Amend (2): Tuck, Spohnholz

The following fiscal note(s) apply to HCS SJR 7(RES):

1. Zero, Senate Resources Committee

SJR 7 is on today's calendar.

### **INTRODUCTION OF CITATIONS**

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

Honoring - Kay Groff, Cordova Citizen of the Year  
By Senator Stevens; Representative Stutes

In Memoriam - Dr. Ronald Charles Brockman  
By Senator Stevens; Representative Stutes

### **INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS**

#### **HB 20**

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 20 by Representatives Tarr, Spohnholz, Tuck, Rauscher, Hopkins, Fields, and Drummond, entitled:

"An Act relating to sexual assault; relating to the definitions of 'without consent' and 'consent'; relating to failure to report a violent crime; relating to sexual misconduct under the code of military justice; requiring law enforcement agencies to test sexual assault examination kits; requiring notification of completion of testing; relating to reports on untested sexual assault examination kits; and providing for an effective date."

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

#### **HB 89**

HOUSE BILL NO. 89 by Representatives Spohnholz, Tuck, and Drummond, entitled:

"An Act relating to the prescription of opioids; relating to the practice of dentistry; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; and relating to the practice of pharmacy."

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

### **HB 90**

HOUSE BILL NO. 90 by Representative Spohnholz, entitled:

"An Act relating to the definition of political party; and providing for an effective date."

was read the first time and referred to the State Affairs Committee.

## **CONSIDERATION OF THE DAILY CALENDAR**

### **SECOND READING OF SENATE RESOLUTIONS**

#### **SJR 7**

The following was read the second time:

#### **SENATE JOINT RESOLUTION NO. 7**

Requesting that the United States Department of the Interior Bureau of Land Management implement an oil and gas leasing program in the coastal plain of the Arctic National Wildlife Refuge.

with the:

Journal Page

RES RPT HCS(RES) 4DP 1DNP 1NR 2AM

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FN1: ZERO(S.RES)

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Representative Eastman rose to a point of order, citing Uniform Rules 49 and 18, and objected to SJR 7 being on today's calendar.

The Speaker ruled the objection out of order.

Representative Eastman appealed the ruling of the chair.

The question being: "Shall the ruling of the Chair be sustained?" The roll was taken with the following result:

Consider Daily Calendar/SJR 7  
Sustain Ruling of the Chair

**YEAS: 28 NAYS: 11 EXCUSED: 1 ABSENT: 0**

Yeas: Claman, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Jackson, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Ortiz, Rasmussen, Shaw, Spohnholz, Story, Stutes, Tarr, Thompson, Tuck, Wilson, Wool, Zulkosky

Nays: Carpenter, Eastman, Johnson, Neuman, Pruitt, Rauscher, Revak, Sullivan-Leonard, Talerico, Tilton, Vance

Excused: Merrick

And so, the ruling of the Chair was sustained.

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

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 7(RES)  
(same title)

Representative Eastman objected.

The question being: "Shall HCS SJR 7(RES) be adopted in lieu of the original resolution?" The roll was taken with the following result:

HCS SJR 7(RES)  
Second Reading  
Adopt RES CS

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

Yeas: Carpenter, Claman, Drummond, Eastman, Edgmon, Fields, Foster, Hannan, Hopkins, Jackson, Johnson, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Neuman,

Ortiz, Pruitt, Rasmussen, Rauscher, Revak, Shaw, Spohnholz, Story, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Vance, Wilson, Wool, Zulkosky

Excused: Merrick

And so, HCS SJR 7(RES) was adopted.

Amendment No. 1 was not offered.

Amendment No. 2 was offered by Representative Eastman:

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

Insert "; and urging the United States Congress to amend the Tax Cuts and Jobs Act to honor the Alaska Statehood Act with respect to the state's share of bonuses, royalties, and rentals from exploration and development in the Arctic National Wildlife Refuge"

Page 2, following line 14:

Insert new material to read:

"**WHEREAS** sec. 28 of the Alaska Statehood Act provides, "[a]ll net profits from operation of Government mines, and all bonuses, royalties, and rentals under leases as herein provided and all other payments received under this Act shall be distributed as follows as soon as practicable after December 31 and June 30 of each year: (1) 90 per centum thereof shall be paid by the Secretary of the Treasury to the State of Alaska for disposition by the legislature thereof; and (2) 10 per centum shall be deposited in the Treasury of the United States to the credit of miscellaneous receipts"; and

**WHEREAS** sec. 20001 of the Tax Cuts and Jobs Act (P.L. 115-97) provides for a 50 percent share to Alaska with the federal government for bonuses, royalties, and rentals from mineral leases on federal land in the state, in contravention of the percentage shares required under the Alaska Statehood Act; and"

Page 3, line 30:

Delete "."

Insert "; and be it

**FURTHER RESOLVED** that the Alaska State Legislature urges the United States Congress, before entering into a lease agreement

relating to the coastal plain of the Arctic National Wildlife Refuge, to amend sec. 20001 of the Tax Cuts and Jobs Act (P.L. 115-97) to honor the Alaska Statehood Act, which provides that the state receive a 90 percent share of all bonuses, royalties, and rentals under leases received by the federal government for exploration and development in the Arctic National Wildlife Refuge."

Page 4, line 2, following "Senate;":

Insert "the Honorable Mitch McConnell, Majority Leader of the U.S. Senate; the Honorable Nancy Pelosi, Speaker of the U.S. House of Representatives;"

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

There was objection.

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

HCS SJR 7(RES)

Second Reading

Amendment No. 2

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

Yeas: Carpenter, Eastman, Jackson, Johnson, Neuman, Rauscher, Sullivan-Leonard, Talerico, Tarr, Tilton, Vance, Wilson

Nays: Claman, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Ortiz, Pruitt, Rasmussen, Revak, Shaw, Spohnholz, Story, Stutes, Thompson, Tuck, Wool, Zulkosky

Excused: Merrick

And so, Amendment No. 2 was not adopted.

Representative Thompson moved and asked unanimous consent that HCS SJR 7(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.



HCS SJR 7(RES) was read the third time.

The question being: "Shall HCS SJR 7(RES) pass the House?" The roll was taken with the following result:

HCS SJR 7(RES)

Third Reading

Final Passage

**YEAS: 36 NAYS: 3 EXCUSED: 1 ABSENT: 0**

Yeas: Carpenter, Claman, Drummond, Eastman, Edgmon, Fields, Foster, Hopkins, Jackson, Johnson, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Neuman, Ortiz, Pruitt, Rasmussen, Rauscher, Revak, Shaw, Spohnholz, Story, Stutes, Sullivan-Leonard, Talerico, Thompson, Tilton, Tuck, Vance, Wilson, Zulkosky

Nays: Hannan, Tarr, Wool

Excused: Merrick

And so, HCS SJR 7(RES) passed the House.

Representative Thompson gave notice of reconsideration of the vote on HCS SJR 7(RES).

### RECONSIDERATION

#### **SJR 7**

Representative Thompson moved and asked unanimous consent that reconsideration of HCS SJR 7(RES) be taken up on the same day. There being no objection, it was so ordered.

HCS SJR 7(RES) was before the House in third reading.

The question to be reconsidered: "Shall HCS SJR 7(RES) pass the House?" The roll was taken with the following result:

HCS SJR 7(RES)

Third Reading

Final Passage

Reconsideration

**YEAS: 36 NAYS: 3 EXCUSED: 1 ABSENT: 0**

Yeas: Carpenter, Claman, Drummond, Eastman, Edgmon, Fields, Foster, Hopkins, Jackson, Johnson, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Neuman, Ortiz, Pruitt, Rasmussen, Rauscher, Revak, Shaw, Spohnholz, Story, Stutes, Sullivan-Leonard, Talerico, Thompson, Tilton, Tuck, Vance, Wilson, Zulkosky

Nays: Hannan, Tarr, Wool

Excused: Merrick

And so, HCS SJR 7(RES) passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

In accordance with Uniform Rule 43(b), the Speaker announced that engrossment will be waived on HCS SJR 7(RES).

### **LEGISLATIVE CITATIONS**

Representative Thompson 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 - Ira Edwards  
By Representative Revak

In Memoriam - Michael R. O'Connor  
By Senator Birch; Representative Johnston

In Memoriam - Mark Dennis Lee  
By Senator Wilson; Representative Sullivan-Leonard

In Memoriam - Jason Derek Moore  
By Senator Birch; Representative Shaw

### **UNFINISHED BUSINESS**

#### **HB 34**

Representative Shaw added as a cosponsor to:

HOUSE BILL NO. 34

"An Act naming the Scott Johnson Memorial Bridge."

**HB 87**

Representative LeBon added as a cosponsor to:

HOUSE BILL NO. 87

"An Act extending the liquefied natural gas storage facility tax credit; and providing for an effective date."

**SJR 7**

Representatives Wilson, Johnston, Sullivan-Leonard, and Johnson added as cross sponsors to:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 7(RES)

Requesting that the United States Department of the Interior Bureau of Land Management implement an oil and gas leasing program in the coastal plain of the Arctic National Wildlife Refuge.

**ENGROSSMENT**

**SJR 7**

HCS SJR 7(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

**ANNOUNCEMENTS**

House committee schedules are published under separate cover.

**ADJOURNMENT**

Representative Thompson moved and asked unanimous consent that the House adjourn until 10:30 a.m., March 13. There being no objection, the House adjourned at 12:44 p.m.

Crystalline Jones  
Chief Clerk