

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

Juneau, Alaska

Monday

May 20, 2019

Fifth Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 6:06 p.m.

Roll call showed 38 members present.

Representative Thompson moved and asked unanimous consent that Representatives Neuman and Rasmussen be excused from a call of the House today. There being no objection, it was so ordered.

The invocation was offered by the Chaplain, Representative Carpenter. Representative Shaw 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:

Heavenly Father, I pray this simple prayer because you have directed us to bring all matters, large and small, before you, the author of the universe. You know our hearts and our needs, and you are faithful to provide. I pray that you protect and strengthen our families during this time of separation and hardship. I ask for you to impart your wisdom to this body of legislators as we execute our part in your plan. I ask for your grace over our lives as we strive to live up to the example you set before us in the life, death, and resurrection of your Son, Jesus Christ. In your holy name. Amen.

The Pledge of Allegiance was led by Representative Stutes.

CERTIFICATION OF THE JOURNAL

Representative Thompson moved and asked unanimous consent that the journal for the first, second, third, and fourth legislative days of the first special session be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HB 34

A message dated May 17 was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE BILL NO. 34

"An Act naming the Scott Johnson Memorial Bridge."

Chapter No. 3, SLA 2019

Effective Date: August 15, 2019

HB 88

A message dated May 17 was read stating the Governor signed the following bill and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

HOUSE BILL NO. 88

"An Act naming the Trooper Gabe Rich Memorial Bridge."

Chapter No. 4, SLA 2019

Effective Date: August 15, 2019

SB 89

A message dated May 18 was read stating the Governor allowed the following bill to become law without his signature and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

FREE CONFERENCE CS FOR SENATE BILL NO. 89

"An Act relating to the Legislative Ethics Act; and providing for an effective date."

Chapter No. 5, SLA 2019

Effective Date: May 25, 2019

MESSAGES FROM THE SENATE**HB 49**

A message dated May 16 was read stating the President granted limited powers of free conference to the Senate members of the Conference Committee considering:

CS FOR HOUSE BILL NO. 49(FIN) am

"An Act relating to criminal law and procedure; relating to pretrial services; establishing the crime of possession of motor vehicle theft tools; relating to electronic monitoring; relating to controlled substances; relating to probation and parole; relating to sentencing; amending the definitions of 'most serious felony,' 'sex offense,' and 'sex offender'; relating to registration of sex offenders; relating to operating under the influence; relating to refusal to submit to a chemical test; relating to the duties of the commissioner of corrections; relating to testing of sexual assault examination kits; relating to reports of involuntary commitment; amending Rules 6(r)(6) and 38.2, Alaska Rules of Criminal Procedure; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 49(FIN) am S

"An Act relating to criminal law and procedure; relating to marriage as a defense to certain crimes of sexual assault; establishing the crime of possession of motor vehicle theft tools; relating to controlled substances; relating to electronic monitoring; relating to probation and parole; relating to sentencing; amending the definitions of 'most serious felony,' 'sex offense,' and 'sex offender'; relating to registration of sex offenders; relating to the automated victim notification system; relating to reporting child abuse or neglect; relating to Alaska Native organizations; relating

to the village public safety officer program; relating to cancellation of a driver's license; relating to driving while license canceled; relating to operating under the influence; relating to restoration of a driver's license; relating to refusal to submit to a chemical test; relating to the use of headlights; relating to the powers and duties of the commissioner of corrections; relating to pretrial services; relating to the duties of a prosecuting attorney; relating to testing of sexual assault examination kits; relating to reports of involuntary commitment; amending Rules 6(r)(6), 38.2, and 45(d), Alaska Rules of Criminal Procedure; and providing for an effective date."

(SCR 7 – title change resolution)

The Speaker granted the limited powers of free conference as requested (page 1088).

REPORTS OF SPECIAL COMMITTEES

HB 49

The Conference Committee with limited powers of free conference considering CSHB 49(FIN) am and SCS CSHB 49(FIN) am S recommends the following be adopted:

CONFERENCE CS FOR HOUSE BILL NO. 49

"An Act relating to criminal law and procedure; relating to marriage as a defense to certain crimes of sexual assault; establishing the crime of possession of motor vehicle theft tools; relating to controlled substances; relating to electronic monitoring; relating to probation and parole; relating to sentencing; amending the definitions of 'most serious felony,' 'sex offense,' and 'sex offender'; relating to registration of sex offenders; relating to the automated victim notification system; relating to reporting child abuse or neglect; relating to Alaska Native organizations; relating to the village public safety officer program; relating to cancellation of a driver's license; relating to driving while license canceled; relating to operating under the influence; relating to restoration of a driver's license; relating to refusal to submit to a chemical test; relating to the use of headlights; relating to the powers and duties of the commissioner of corrections; relating to

pretrial services; relating to the duties of a prosecuting attorney; relating to testing of sexual assault examination kits; relating to reports of involuntary commitment; amending Rules 6(r)(6) and 38.2, Alaska Rules of Criminal Procedure; and providing for an effective date."

(technical title change)

The report was signed by Representatives Claman (Chair), Kopp, Pruitt; and Senators Hughes (Chair), Shower, Wielechowski.

The following fiscal note(s) apply to CCS HB 49:

1. Zero, Dept. of Health & Social Services
20. Fiscal, Dept. of Administration
21. Fiscal, Dept. of Administration
22. Fiscal, Dept. of Administration
23. Fiscal, Dept. of Corrections
26. Fiscal, Dept. of Corrections
29. Fiscal, Dept. of Corrections
30. Fiscal, Dept. of Health & Social Services
31. Fiscal, Dept. of Law
32. Zero, Dept. of Public Safety
33. Zero, Dept. of Public Safety
34. Zero, Dept. of Public Safety
35. Fiscal, Dept. of Public Safety
36. Zero, Dept. of Transportation & Public Facilities
38. Fiscal, Alaska Judiciary System
39. Fiscal, Dept. of Corrections
40. Fiscal, Dept. of Corrections
41. Fiscal, Dept. of Corrections
42. Fiscal, Dept. of Corrections

Representative Thompson moved that the House adopt the Conference Committee with limited powers of free conference report, thus adopting CCS HB 49.

The question being: "Shall the House adopt the report?" The roll was taken with the following result:

CCS HB 49

Adopt

YEAS: 36 NAYS: 2 EXCUSED: 2 ABSENT: 0

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

Nays: Hopkins, Wool

Excused: Neuman, Rasmussen

And so, the House adopted CCS HB 49.

Representative Thompson moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the court rule changes. There being no objection, it was so ordered.

Representative Thompson moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

UNFINISHED BUSINESS

Representative Thompson moved and asked unanimous consent that the following member be excused from a call of the House. There being no objection, the member was excused as noted:

Representative Neuman – from today to 10:00 p.m., June 24

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of May 6.

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., May 22.

There was objection.

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

Adjourn

YEAS: 33 NAYS: 5 EXCUSED: 2 ABSENT: 0

Yeas: Claman, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Johnson, Johnston, Josephson, Knopp, Kopp, Kreiss-Tomkins, LeBon, LeDoux, Lincoln, Merrick, Ortiz, Pruitt, Revak, Shaw, Spohnholz, Story, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Wilson, Wool, Zulkosky

Nays: Carpenter, Eastman, Jackson, Rauscher, Vance

Excused: Neuman, Rasmussen

And so, the House adjourned at 6:42 p.m.

Crystalline Jones
Chief Clerk