

SENATE JOURNAL

ALASKA STATE LEGISLATURE

THIRTY-FIRST LEGISLATURE

FIRST SESSION

Juneau, Alaska

Wednesday

May 15, 2019

One Hundred Twenty-first Day

Pursuant to adjournment the Senate was called to order by President Giessel at 11:09 a.m.

The roll showed nineteen members present. Senator Bishop was absent.

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

Great God - our Creator and Redeemer, We come today this last day of our regular session with our petition for your grace to help us. When we see the task before us, and it is bigger than anyone of us can figure out; please help us amid our deliberations. When priorities differ so greatly, we need wisdom in finding solutions. When personalities clash, we need grace and forgiveness with your help in working together. When those watching us are impatient for satisfactory answers, help us be kind and thoughtful. When our resources are plentiful let us be thankful. When our emotions overtake us help us remember the honor bestowed upon us. We give thanks for the abundance we have and the many options available to us. We give thanks for the people we get to work with both here in Juneau and around our wonderful state. And I am grateful for your lovingkindness, grace and truth extended to us through Jesus Christ My Lord. Amen.

Senator Costello led the Senate in the Pledge of Allegiance.

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Certification

Senator Costello moved and asked unanimous consent the journal for the one hundred twentieth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

Special Order of Business

Senator Costello moved and asked unanimous consent the following Citation Calendar be made a special order of business. Without objection, it was so ordered.

Citation Calendar

Honoring - Bartlett Golden Bears Football 50th Anniversary

Senator Wielechowski

Representatives LeDoux, Spohnholz

Honoring - Fairbanks Library Foundation 40th Anniversary

Senator Kawasaki

Representatives Wool, Hopkins

Honoring - Arnold L. Muldoon's Homestead 80th Anniversary

Senator Wielechowski

Representatives LeDoux, Spohnholz

Honoring - Wendy Todd

Representative Vance

Senator Stevens

Honoring - Jack Green

Representative Josephson

Honoring - Caroline Kurgat

Representative Josephson

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Honoring - Anthony April
Representatives Spohnholz, LeDoux
Senator Wielechowski

Honoring - Max Kullberg, Ph.D
Representatives Spohnholz, LeDoux
Senator Wielechowski

Honoring - East High Softball Team 2018 Alaska State Champions
Representative Pruitt

Honoring - Tikigaq Harpoonerettes Girls Basketball Team Alaska
Class 2A High School Champions
Representative Lincoln
Senator Olson

Honoring - Tikigaq Harpooners Boys Basketball Team Alaska Class
2A High School Champions
Representative Lincoln
Senator Olson

Honoring - John Lee
Representative Johnson

Honoring - Jennifer Schmitz
Representative Pruitt

Honoring - Dave Koch
Representative Shaw

In Memoriam - Donna Lessa Belenski
Senator Wielechowski
Representatives Spohnholz, LeDoux

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

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Consideration of the Calendar

Senator Giessel stated in accordance with Uniform Rule 30, reconsideration is not available today.

Recess

Senator Costello moved and asked unanimous consent the Senate stand in recess to a call of the Chair. Without objection, the Senate recessed at 11:15 a.m.

After Recess

The Senate reconvened at 11:05 p.m.

The presence of Senator Bishop was noted.

Third Reading of House Bills

HB 104

CS FOR HOUSE BILL NO. 104(L&C) am "An Act relating to exemptions from mortgage lender, mortgage broker, and mortgage loan originator licensing requirements; and providing for an effective date" was read the third time.

Senator Wielechowski moved the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1. Without objection, the bill was returned to second reading.

Senator Wielechowski offered Amendment No. 1:

Page 2, line 31, following "purchaser":

Insert "or potential purchaser"

Page 3, line 1, following "loan":

Insert "the seller shall keep confidential and may not disclose to another person at any time credit scores, salary information, tax records, and other financial information of the purchaser or potential purchaser obtained by the seller under this subparagraph for the purpose of determining whether the

purchaser or potential purchaser has a reasonable ability to repay the loan; however, the seller may disclose the financial information when, and only to the extent that,

- (i) the purchaser or potential purchaser authorizes the disclosure in writing;**
- (ii) the seller makes the disclosure to obtain professional advice relating to a dispute with the purchaser or potential purchaser;**
- (iii) federal or state law requires the disclosure; or**
- (iv) a court orders the disclosure;"**

Senator Wielechowski moved for the adoption of Amendment No. 1. Senator Costello objected, then withdrew her objection. There being no further objection, Amendment No. 1 was adopted.

CS FOR HOUSE BILL NO. 104(L&C) am S was automatically in third reading.

Senators von Imhof, Birch moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall CS FOR HOUSE BILL NO. 104(L&C) am S "An Act relating to exemptions from mortgage lender, mortgage broker, and mortgage loan originator licensing requirements; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSHB 104(L&C) am S
Third Reading - Final Passage
Effective Dates

YEAS: 18 NAYS: 0 EXCUSED: 0 ABSENT: 2

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Absent: Hughes, Shower

and so, CS FOR HOUSE BILL NO. 104(L&C) am S passed the Senate.

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

Senator Costello moved and asked unanimous consent the Senate return to Messages from the House. Without objection, the Senate returned to:

Messages from the House

SB 10

Message dated May 15 was read stating the House passed and returned:

SENATE BILL NO. 10 "An Act extending the termination date of the Statewide Suicide Prevention Council; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

SB 75

Message dated May 15 was read stating the House passed and returned:

SENATE BILL NO. 75 "An Act relating to a license to drive a commercial motor vehicle."

The bill was referred to the Secretary for enrollment.

SB 100

Message dated May 15 was read stating the House passed and returned:

SENATE BILL NO. 100 "An Act naming the Willard E. Dunham Residence Hall."

The bill was referred to the Secretary for enrollment.

Concur Messages**SB 16**

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 16(FIN) "An Act relating to certain alcoholic beverage licenses and permits; relating to the bond requirement for certain alcoholic beverage license holders; and providing for an effective date" with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL
NO. 16(FIN) am H

Senator Costello moved the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 16(FIN) am H

Shall the Senate Concur in the House
Amendments to CSSB 16(FIN)? Effective Date

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

Yea: Begich, Birch, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reibold, Stevens, von Imhof, Wielechowski, Wilson

Nay: Bishop, Stedman

Absent: Shower

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 16(FIN) am H "An Act relating to certain alcoholic beverage licenses and permits; relating to the bond requirement for certain alcoholic beverage license holders; and providing for an effective date."

Senator Costello moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause. Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

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SB 43

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 43(FIN) "An Act extending the termination date of the Big Game Commercial Services Board; relating to a person's eligibility to hold a registered guide-outfitter license, master guide-outfitter license, class-A assistant guide license, assistant guide license, or transporter license; and providing for an effective date" with the following amendments:

HOUSE CS FOR CS FOR SENATE BILL NO. 43(FIN) am H "An Act extending the termination date of the Board of Barbers and Hairdressers; extending the termination date of the Big Game Commercial Services Board; relating to a person's eligibility to hold a registered guide-outfitter license, master guide-outfitter license, class-A assistant guide license, assistant guide license, or transporter license; and providing for an effective date." (Title Change HCR 11)

Senator Costello moved the Senate concur in the House amendments.

The question being: "Shall the Senate concur in the House amendments?" The roll was taken with the following result:

HCS CSSB 43(FIN) am H

Shall the Senate Concur in the House

Amendments to CSSB 43(FIN)? Effective Date

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

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Absent: Shower

and so, the Senate concurred in the House amendments, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 43(FIN) am H "An Act extending the termination date of the Board of Barbers and Hairdressers; extending the termination date of the Big Game Commercial Services Board; relating to a person's eligibility to hold a

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registered guide-outfitter license, master guide-outfitter license, class-A assistant guide license, assistant guide license, or transporter license; and providing for an effective date."

Senator Costello moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause. Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

HCR 11

Senator Costello moved and asked unanimous consent to take up HOUSE CONCURRENT RESOLUTION NO. 11. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 11 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 43, extending the termination date of the Big Game Commercial Services Board; and relating to a person's eligibility to hold a registered guide-outfitter license, master guide-outfitter license, class-A assistant guide license, assistant guide license, or transporter license, pass the Senate?" The roll was taken with the following result:

HCR 11

Final Passage

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

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Absent: Shower

and so, HOUSE CONCURRENT RESOLUTION NO. 11 passed the Senate, was signed by the President and Secretary and returned to the House.

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SB 44

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 44(FIN) "An Act relating to the prescription of drugs by a physician assistant without physical examination; and providing for an effective date" with the following amendment:

HOUSE CS FOR CS FOR SENATE BILL NO. 44(FIN) "An Act relating to the prescription of drugs by a physician assistant without physical examination; relating to prescription drugs under the medical assistance program; and providing for an effective date." (Title Change HCR 9)

Senator Costello moved the Senate concur in the House amendment.

Senator Hughes moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Hughes was required to vote.

The question being: "Shall the Senate concur in the House amendment?" The roll was taken with the following result:

HCS CSSB 44(FIN)

Shall the Senate Concur in the House
Amendment to CSSB 44(FIN)? Effective Dates

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

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Absent: Shower

and so, the Senate concurred in the House amendment, thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 44(FIN) "An Act relating to the prescription of drugs by a physician assistant without physical examination; relating to prescription drugs under the medical assistance program; and providing for an effective date."

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Senator Costello moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clauses. Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

HCR 9

Senator Costello moved and asked unanimous consent to take up HOUSE CONCURRENT RESOLUTION NO. 9. Without objection, the resolution was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 9 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 44, relating to the prescription of drugs by a physician assistant without physical examination, pass the Senate?" The roll was taken with the following result:

HCR 9

Final Passage

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

Yeas: Begich, Birch, Bishop, Coghill, Costello, Giessel, Gray-Jackson, Hoffman, Hughes, Kawasaki, Kiehl, Micciche, Olson, Reinbold, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Absent: Shower

and so, HOUSE CONCURRENT RESOLUTION NO. 9 passed the Senate, was signed by the President and Secretary and returned to the House.

**Introduction and Reference of
Senate Resolutions**

SCR 8

SENATE CONCURRENT RESOLUTION NO. 8 BY THE SENATE RULES COMMITTEE,

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Relating to the earnings of the Alaska permanent fund; establishing a bicameral legislative working group on the use of earnings of the Alaska permanent fund; and relating to a special session for the sole purpose of deliberating the issues surrounding the use of the earnings of the Alaska permanent fund.

was read the first time and held on the Secretary's desk.

Introduction and Reference of Senate Bills

SB 125

SENATE BILL NO. 125 BY SENATOR SHOWER, entitled:

"An Act relating to transportation of students."

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

SB 126

SENATE BILL NO. 126 BY SENATOR SHOWER, entitled:

"An Act relating to consolidation of school districts; and providing for an effective date."

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

SB 127

SENATE BILL NO. 127 BY SENATOR SHOWER, entitled:

"An Act relating to the campuses of the University of Alaska; and providing for an effective date."

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

Unfinished Business

Senator Gray-Jackson moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, August 4 through morning plane time, August 10 and from afternoon plane time, June 11 through morning plane time, June 13. Without objection, Senator Gray-Jackson was excused.

Senator Micciche moved and asked unanimous consent to be excused from a call of the Senate from July 1 through August 8. Without objection, Senator Micciche was excused.

Senator Shower moved and asked unanimous consent to be excused from a call of the Senate from May 23 through June 1. Without objection, Senator Shower was excused.

Announcements

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

Announcements are at the end of the journal.

Engrossment**HB 104**

CS FOR HOUSE BILL NO. 104(L&C) am S "An Act relating to exemptions from mortgage lender, mortgage broker, and mortgage loan originator licensing requirements; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

Adjournment

Senator Costello moved and asked unanimous consent the Senate stand in adjournment until 11:00 a.m., January 21, 2020. Without objection, the Senate adjourned at 11:32 p.m.

Liz Clark
Secretary of the Senate

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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

FINANCE

May 15	Wednesday	Senate Finance 532	9:00 AM
		-- Delayed to a Call of the Chair --	
+		Bills Previously Heard/Scheduled	

HEALTH & SOCIAL SERVICES

May 15	Wednesday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
May 17	Friday	Butrovich 205	1:30 PM
	No Meeting Scheduled		
May 20	Monday	Butrovich 205	1:30 PM
	No Meeting Scheduled		

JUDICIARY

May 15	Wednesday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		
May 17	Friday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		

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STATE AFFAIRS

May 16 **Thursday** **Butrovich 205** **3:30 PM**
+ -- MEETING CANCELED --
+ Bills Previously Heard/Scheduled

TRANSPORTATION

JOINT COMMITTEES

LEGISLATIVE BUDGET & AUDIT

May 15 **Wednesday** **Adams Room 519** **7:00 AM**

-- Teleconference Listen Only --

Legislative Audit Storage Area Network

Procurement

Executive Session

- Final Audit Release: FY18 Statewide Single Audit

Other Committee Business

CONFERENCE COMMITTEES

CONFERENCE COMMITTEE ON HB39 AND HB40

May 15 Wednesday Senate Finance 532 10:00 AM
-- Delayed to a Call of the Chair --
+= HB 39 APPROP: OPERATING BUDGET/LOANS/FUNDS
+= HB 40 APPROP: MENTAL HEALTH BUDGET

CONFERENCE COMMITTEE ON HB49

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CONFERENCE COMMITTEE ON HB49 (continued)

May 16 Thursday Butrovich 205 11:00 AM
+= HB 49 CRIMES; SENTENCING;DRUGS;THEFT; REPORTS