

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-SECOND LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

April 5, 2021

Seventy-seventh Day

Pursuant to adjournment the House was called to order by Speaker Stutes at 3:21 p.m.

Roll call showed 32 members present. Representatives Kurka and Johnson were absent and their presence was noted later. Representatives Carpenter and Nelson were absent.

Representative Tuck moved and asked unanimous consent that Representatives Gillham, McCabe, McKay, and Tarr 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 Tilton. Representative Thompson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

I offer the following prayer with the deepest respect to the religious beliefs of all Alaskans:

God of Wisdom, we seek your help today. Come and let your wisdom fall upon us, O Lord, as we gather for this meeting. Give us clarity so that we can effectively tackle each part of today's agenda. Reveal problem areas and show us the best solutions that will apply. Point our eyes to every positive outcome and let these favorable results and developments encourage every heart in this room. Dear God, help us apply your wisdom as we decide on certain matters and make plans.

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I pray that you bless us in this meeting and keep us. Lord, make your face shine on us and be gracious to us. I pray that we feel your presence during this day because you are with us wherever we go. I pray that this day focuses upon you and your plans for us as a body. Let our actions in this day be valuable to our aim, which is to build up and edify one another. This we pray, in Jesus' name, Amen.

The Pledge of Allegiance was led by Representative Kaufman.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 72nd through 76th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

SB 24

A message dated March 31 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 CS FOR CS FOR SENATE BILL NO. 24(L&C)

"An Act relating to holding corporate meetings by remote communication; allowing voting by remote communication at corporate meetings; making shareholder lists available electronically; relating to for-profit and nonprofit corporations; relating to business and industrial development corporations; relating to Native corporations; relating to the Alaska Banking Code; and providing for an effective date."

Chapter No. 1, SLA 2021

Effective Date: See Chapter

#

**The presence of Representative Johnson was noted.

MESSAGES FROM THE SENATE**HJR 12**

A message dated March 31 was read stating the Senate passed:

CS FOR HOUSE JOINT RESOLUTION NO. 12(RES)

Urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; and urging the Alaska delegation in Congress to uphold sec. 20001 of the Tax Cuts and Jobs Act of 2017.

with the following amendment, and it is transmitted for consideration:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO. 12(RES) am S

Urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; urging the Alaska delegation in Congress to work to repeal sec. 20001(b)(5) of the Tax Cuts and Jobs Act of 2017 to honor the Alaska Statehood Act with respect to the state's share of bonuses, royalties, and rentals from exploration and development in the coastal plain of the Arctic National Wildlife Refuge; and requesting that the Alaska delegation in Congress defeat any effort to alter or repeal other provisions of sec. 20001 of the Tax Cuts and Jobs Act of 2017 if the result would adversely affect oil and gas development efforts in the Arctic National Wildlife Refuge.

(SCR 3 - title change resolution)

CSHJR 12(RES) is under Unfinished Business.

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Messages dated March 31 were read stating the Senate passed the following, and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE RESOLUTIONS

SCR 3

SENATE CONCURRENT RESOLUTION NO. 3 by Senator Wielechowski:

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 12, urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; and urging the Alaska delegation in Congress to uphold sec. 20001 of the Tax Cuts and Jobs Act of 2017.

was read the first time and taken up later as a Special Order of Business.

FIRST READING AND REFERENCE OF SENATE BILLS

SB 69

SENATE BILL NO. 69 am by Senator Revak, entitled:

"An Act extending an exemption from regulation as a public utility for plants and facilities generating electricity entirely from renewable energy resources; and providing for an effective date."

was read the first time and referred to the House Special Committee on Energy and the Labor & Commerce Committee.

SB 87

SENATE BILL NO. 87 by the Senate Rules Committee by request of the Governor, entitled:

"An Act relating to credit for reinsurance; and providing for an effective date."

was read the first time and referred to the Labor & Commerce Committee.

COMMUNICATIONS

The following were received:

Dept. of Labor & Workforce Development
Alaska Labor Relations Agency Board
2020 Annual Report
March 26, 2021
(as required by AS 23.05.370)

Dept. of Natural Resources
Alaska Seismic Hazards Safety Commission
Seismically Resilient Critical Infrastructure
April 1, 2021

**The presence of Representative Kurka was noted.

REPORTS OF STANDING COMMITTEES

The Community & Regional Affairs Committee reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Keith Kurber
Robert Pickett

as members of the Regulatory Commission of Alaska.

The report was signed by Representative Hannan, Chair; and Representatives Schrage, Drummond, McCarty, McCabe, and Prax.

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

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Lorri van Diest

as a member of the Board of Education and Early Development.

Lem Wheeles

as a member of the Professional Teaching Practices Commission.

Ralph Seekins

as a member of the University of Alaska Board of Regents.

The report was signed by Representatives Story and Drummond, Co-chairs; and Representatives Hopkins, Cronk, Gillham, Prax, and Zulkosky.

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

Sally Stockhausen

as a member of the Board of Education and Early Development.

Jamie Burgess
Jennifer Stafford
Adam Reid

as members of the Professional Teaching Practices Commission.

Dale Anderson

as a member of the University of Alaska Board of Regents.

The report was signed by Representatives Story and Drummond, Co-chairs, and Representative Prax.

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

Rhonda Boyles
Brent Fisher
Annette Gwalthney-Jones
Anita Halterman

as members of the Alaska Mental Health Trust Authority Board of Trustees.

Keith Kurber
Robert Pickett

as members of the Regulatory Commission of Alaska.

The report was signed by Representative Merrick, Co-chair; and Representatives Edgmon, LeBon, Ortiz, Rasmussen, Josephson, and Wool.

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

Larry Nicholson
Daniel Weatherly

as members of the Alaska Police Standards Council.

The report was signed by Representative Claman, Chair; and Representatives Eastman, Vance, Drummond, Kreiss-Tomkins, and Kurka.

HB 10

The Resources Committee considered:

HOUSE BILL NO. 10

"An Act relating to the Funter Bay marine park unit of the state park system; relating to protection of the social and historical significance of the Unangaâ cemetery located in Funter Bay; providing for the amendment of the management plan for the Funter Bay marine park unit; and providing for an effective date."

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The report was signed by Representative Patkotak, Chair, with the following individual recommendations:

Do pass (7): McKay, Fields, Cronk, Hopkins, Hannan, Schrage, Patkotak

No recommendation (2): Rauscher, Gillham

The following fiscal note(s) apply:

1. Zero, Dept. of Natural Resources

HB 10 was referred to the Rules Committee.

HB 57

The Judiciary Committee considered:

HOUSE BILL NO. 57

"An Act relating to the budget reserve fund established under art. IX, sec. 17(d), Constitution of the State of Alaska; relating to money available for appropriation for purposes of applying art. IX, sec. 17, Constitution of the State of Alaska; and providing for an effective date."

The report was signed by Representative Claman, Chair, with the following individual recommendations:

Do pass (4): Drummond, Kreiss-Tomkins, Snyder, Claman

The following fiscal note(s) apply:

1. Zero, Office of the Governor

HB 57 was referred to the Finance Committee.

HB 62

The Judiciary Committee considered:

HOUSE BILL NO. 62

"An Act relating to solemnization of marriage."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 62(JUD)

"An Act relating to the Legislative Ethics Act; and relating to solemnization of marriage."

The report was signed by Representative Claman, Chair, with the following individual recommendations:

Do pass (4): Drummond, Kreiss-Tomkins, Snyder, Claman

Do not pass (3): Eastman, Vance, Kurka

The following fiscal note(s) apply to CSHB 62(JUD):

1. Zero, Dept. of Health & Social Services

HB 62 was referred to the Rules Committee.

HB 103

The State Affairs Committee considered:

HOUSE BILL NO. 103

"An Act relating to house rules for assisted living homes."

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (6): Claman, Story, Kaufman, Vance, Tarr, Kreiss-Tomkins

The following fiscal note(s) apply:

1. Zero, Dept. of Health & Social Services

HB 103 was referred to the Health & Social Services Committee.

HB 111

The Labor & Commerce Committee considered:

HOUSE BILL NO. 111

"An Act relating to the practice of dental hygiene; relating to

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advanced practice permits for dental hygienists; relating to dental assistants; prohibiting unfair discrimination under group health insurance against a dental hygienist who holds an advanced practice permit; relating to medical assistance for dental hygiene services; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 111(L&C)
(same title)

The report was signed by Representatives Fields and Spohnholz, Co-chairs, with the following individual recommendations:

Do pass (7): Kaufman, Schrage, McCarty, Nelson, Snyder, Fields, Spohnholz

The following fiscal note(s) apply to CSHB 111(L&C):

1. Fiscal, Dept. of Commerce, Community, & Economic Development
2. Fiscal, Dept. of Health & Social Services

HB 111 was referred to the Finance Committee.

HB 126

The Labor & Commerce Committee considered:

HOUSE BILL NO. 126

"An Act extending the termination date of the Board of Public Accountancy; and providing for an effective date."

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

Do pass (4): Kaufman, Schrage, Snyder, Spohnholz

The following fiscal note(s) apply:

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 126 was referred to the Finance Committee.

HB 151

The Labor & Commerce Committee considered:

HOUSE BILL NO. 151

"An Act relating to unemployment benefits during a period of state or national emergency resulting from a novel coronavirus disease (COVID-19) outbreak; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 151(L&C)
(same title)

The report was signed by Representatives Spohnholz and Fields, Co-chairs, with the following individual recommendations:

Do pass (4): Schrage, Snyder, Spohnholz, Fields

Do not pass (1): Kaufman

Amend (2): Nelson, McCarty

The following fiscal note(s) apply to CSHB 151(L&C):

1. Zero, Dept. of Labor & Workforce Development

HB 151 was referred to the Finance Committee.

REPORTS OF SPECIAL COMMITTEES**HJR 15**

The House Special Committee on Military & Veterans' Affairs considered:

HOUSE JOINT RESOLUTION NO. 15

Requesting the United States Department of Defense to invest in the Port of Alaska.

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and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 15(MLV) (same title)

The report was signed by Representative Tuck, Chair, with the following individual recommendations:

Do pass (4): Claman, Story, Tarr, Tuck

The following fiscal note(s) apply to CSHJR 15(MLV):

1. Zero, House Special Committee on Military & Veterans' Affairs

HJR 15 was referred to the Rules Committee.

HB 123

The House Special Committee on Tribal Affairs considered:

HOUSE BILL NO. 123

"An Act providing for state recognition of federally recognized tribes; and providing for an effective date."

The report was signed by Representative Zulkosky, Chair, with the following individual recommendations:

Do pass (3): Fields, Tarr, Zulkosky

No recommendation (1): Cronk

The following fiscal note(s) apply:

1. Zero, Dept. of Law

HB 123 was referred to the State Affairs Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Pho Lena East

By Representatives Spohnholz, Drummond; Senator Wielechowski

Honoring - Barbara Rodriguez-Rath

By Representatives Spohnholz, Tarr; Senator Wielechowski

Honoring - James R. Mahaffey

By Representatives Shaw, Snyder; Senator Holland

Honoring - Evangelos & Dialekti "Diana" Lambernakis

By Representative Tilton

Honoring - Robby Schachle & Brad George, 2021 Iron Dog Champions

By Representative Tilton

Honoring - Southeast Alaska Regional Health Consortium

By Senators Stevens, Hoffman

In Memoriam - Hugh C. Younkins

By Representative Shaw

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

HB 161

HOUSE BILL NO. 161 by Representative Drummond, entitled:

"An Act relating to special request registration plates celebrating the arts; relating to artwork in public buildings and facilities; relating to the management of artwork under the art in public places fund; relating to the powers and duties of the Alaska State Council on the Arts; and providing for an effective date."

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

HB 162

HOUSE BILL NO. 162 by Representative Tuck, entitled:

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"An Act relating to certain fish; and establishing a fisheries rehabilitation permit."

was read the first time and referred to the House Special Committee on Fisheries and the Resources Committee.

HB 163

HOUSE BILL NO. 163 by Representative Schrage, entitled:

"An Act relating to vehicle title applications."

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

CONSIDERATION OF THE DAILY CALENDAR

LEGISLATIVE CITATIONS

Representative Tuck 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:

Commemorating - Law Enforcement Memorial Day, May 7, 2021
By Representative Stutes

Honoring - Kenai Peninsula Hockey Association Ice Hawks
By Representative Gillham

Honoring - Alaska's Social Workers
By Representatives Story, Hannan; Senator Kiehl

In Memoriam - Aaron Downing
By Representative Tilton; Senator Wilson

In Memoriam - Robert "Bub" Hallett
By Representatives McCabe, Tuck

In Memoriam - Suzan Stoltze
By Representative Tilton; Senator Costello

In Memoriam - Ima "Gean" Christensen
By Senator Kiehl; Representatives Story, Hannan

In Memoriam - Kathy Kolkhorst Ruddy
By Senator Kiehl; Representatives Story, Hannan

In Memoriam - Cyrus Peck, Jr.
By Senator Kiehl; Representatives Hannan, Story

In Memoriam - Mark McNamara
By Senator Kiehl; Representatives Story, Hannan

UNFINISHED BUSINESS

HB 46

Representative Thompson moved and asked unanimous consent to withdraw the following:

HOUSE BILL NO. 46

"An Act establishing a state lottery; providing for participation in multi-state lotteries; establishing the Alaska State Lottery Board in the Department of Revenue; relating to confidentiality of information regarding lottery winners; requiring background investigations by the Department of Public Safety; and providing for an effective date."

There being no objection, HB 46 was withdrawn.

CONCUR IN SENATE AMENDMENTS

HJR 12

Representative Tuck moved and asked unanimous consent that the House consider the Senate message (page 514) on the following:

CS FOR HOUSE JOINT RESOLUTION NO. 12(RES)

Urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing

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Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; and urging the Alaska delegation in Congress to uphold sec. 20001 of the Tax Cuts and Jobs Act of 2017.

and

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO. 12(RES) am S

Urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; urging the Alaska delegation in Congress to work to repeal sec. 20001(b)(5) of the Tax Cuts and Jobs Act of 2017 to honor the Alaska Statehood Act with respect to the state's share of bonuses, royalties, and rentals from exploration and development in the coastal plain of the Arctic National Wildlife Refuge; and requesting that the Alaska delegation in Congress defeat any effort to alter or repeal other provisions of sec. 20001 of the Tax Cuts and Jobs Act of 2017 if the result would adversely affect oil and gas development efforts in the Arctic National Wildlife Refuge.

(SCR 3 - title change resolution)

There being no objection, it was so ordered.

Representative Tuck moved that the House concur in the Senate amendment and recommended that the members vote yes.

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

SCS CSHJR 12(RES) am S
Concur

YEAS: 32 NAYS: 2 EXCUSED: 4 ABSENT: 2

Yea: Claman, Cronk, Drummond, Eastman, Edgmon, Fields, Foster, Hopkins, Johnson, Josephson, Kaufman, Kreiss-Tomkins, Kurka, LeBon, McCarty, Merrick, Ortiz, Patkotak, Prax, Rasmussen, Rauscher, Schrage, Shaw, Spohnholz, Story, Stutes, Thompson, Tilton, Tuck, Vance, Wool, Zulkosky

Nay: Hannan, Snyder

Excused: Gillham, McCabe, McKay, Tarr

Absent: Carpenter, Nelson

And so, the House concurred in the Senate amendment, thus adopting SCS CSHJR 12(RES) am S.

The Chief Clerk notified the Senate.

The bill was referred to the Chief Clerk for enrollment.

SPECIAL ORDER OF BUSINESS

SCR 3

Representative Tuck moved and asked unanimous consent that the following be taken up as a Special Order of Business:

SENATE CONCURRENT RESOLUTION NO. 3

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Joint Resolution No. 12, urging the United States Department of the Interior, Bureau of Land Management, to honor the recent lease sales and proceed with permitting in the Arctic National Wildlife Refuge; urging the President of the United States to defend the 2020 Record of Decision approving the Coastal Plain Oil and Gas Leasing Program in the Arctic National Wildlife Refuge; opposing designation of the Arctic National Wildlife Refuge as a National Monument; and urging the Alaska delegation in Congress to uphold sec. 20001 of the Tax Cuts and Jobs Act of 2017.

There being no objection, it was so ordered.

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The question being: "Shall SCR 3 pass the House?" The roll was taken with the following result:

SCR 3

Special Order of Business

YEAS: 32 NAYS: 2 EXCUSED: 4 ABSENT: 2

Yea: Claman, Cronk, Drummond, Eastman, Edgmon, Fields, Foster, Hopkins, Johnson, Josephson, Kaufman, Kreiss-Tomkins, Kurka, LeBon, McCarty, Merrick, Ortiz, Patkotak, Prax, Rasmussen, Rauscher, Schrage, Shaw, Spohnholz, Story, Stutes, Thompson, Tilton, Tuck, Vance, Wool, Zulkosky

Nay: Hannan, Snyder

Excused: Gillham, McCabe, McKay, Tarr

Absent: Carpenter, Nelson

And so, SCR 3 passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

UNFINISHED BUSINESS

HJR 14

Representative Hannan added as a cosponsor to:

HOUSE JOINT RESOLUTION NO. 14

Supporting the passage by the United States Congress of the SAFE Banking Act of 2019, sec. 110606 of the Heroes Act, or similar legislation relating to cannabis-related legitimate businesses' access to financial services.

HB 13

Representative Eastman added as a cosponsor to:

HOUSE BILL NO. 13

"An Act relating to shared child custody; relating to relocation of a child out of state; and relating to a presumption of the best interests of the child in child custody and visitation determinations."

HB 64

Representative Kreiss-Tomkins added as a cosponsor to:

HOUSE BILL NO. 64

"An Act relating to regional fishery development associations; and relating to developing fishery management assessments."

HB 91

Representative Kreiss-Tomkins added as a cosponsor to:

HOUSE BILL NO. 91

"An Act exempting veterinarians from the requirements of the controlled substance prescription database."

HB 126

Representative Schrage added as a cosponsor to:

HOUSE BILL NO. 126

"An Act extending the termination date of the Board of Public Accountancy; and providing for an effective date."

HB 145

Representative Kreiss-Tomkins added as a cosponsor to:

HOUSE BILL NO. 145

"An Act relating to the Board of Pharmacy; relating to health care services provided by pharmacists and pharmacy technicians; and relating to the practice of pharmacy."

SB 69

Representative Schrage added as a cross sponsor to:

SENATE BILL NO. 69 am

"An Act extending an exemption from regulation as a public utility for plants and facilities generating electricity entirely from renewable energy resources; and providing for an effective date."

ANNOUNCEMENTS

House committee schedules are published under separate cover.

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The following meeting today was changed:

Labor & Commerce Committee

CHANGED TO:

5 min. after adjournment

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 7. There being no objection, the House adjourned at 3:48 p.m.

Crystaline Jones
Chief Clerk