

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

THIRTY-SECOND LEGISLATURE

SECOND SESSION

Juneau, Alaska

Wednesday

February 16, 2022

Thirtieth Day

Pursuant to adjournment the House was called to order by Speaker Stutes at 10:04 a.m.

Roll call showed 38 members present. Representative Carpenter was absent.

Representative Tuck moved and asked unanimous consent that Representative Wool 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 Tarr. Representative Thompson 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:

Dear Lord,

With today's prayer I want to think of all the things we can be grateful for:

We are here, together, today, to do the work of the people. We are blessed to have the honor of representing the people and working in public service. We have our friends and family and colleagues. We live in a beautiful place and are blessed to

HOUSE JOURNAL

1854

February 16, 2022

do our work on Lingít Aaní — the traditional lands of the Tlingit peoples. While we are still coming through the pandemic, things are improving and we are hopeful this continues. We have opportunities for our state and are looking forward to plans for our future. We have all these reasons and so many more to be grateful for each and every day we have.

Today we also have reason to honor and recognize the important work of Elizabeth Peratrovich as today is Elizabeth Peratrovich Day. It's been 77 years since the civil rights leader's transformational work brought about the passage of Alaska's Anti-Discrimination Act – the first of its kind in the United States. She is an inspiration to many and I hope we honor her and her work by continuing to work for a more equitable, respectful, and welcoming Alaska.

I want to ask for special blessing for another woman, our own colleague Harriet Drummond, who is celebrating a special birthday today. We pray for her health and success in the coming year.

While we have so much to be grateful for, we know that others are struggling and for those we pray for healing and support. We pray for safety for our health care workers, public safety professionals, and military women and men.

We pray for a more peaceful world and for brighter days ahead for all. Amen.

The Pledge of Allegiance was led by Representative Prax.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 28th and 29th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

HOUSE JOURNAL

February 16, 2022

1855

MESSAGES FROM THE GOVERNOR

SB 171

A message dated February 15 was read stating the Governor allowed the following bill to become law without signature and is transmitting the engrossed and enrolled copies to the Lieutenant Governor's office for permanent filing:

SENATE BILL NO. 171

"An Act disapproving the recommendations of the State Officers Compensation Commission; and providing for an effective date."

Chapter No. 1, SLA 2022

Effective Date: February 16, 2022

MESSAGES FROM THE SENATE

A message dated February 15 was read stating the Senate has passed the following, and it is transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 33

CS FOR SENATE BILL NO. 33(FIN) by the Senate Finance Committee, entitled:

"An Act relating to a fisheries product development tax credit; and providing for an effective date."

was read the first time and referred to the Finance Committee.

REPORTS OF STANDING COMMITTEES

HB 158

The State Affairs Committee considered:

HOUSE BILL NO. 158

"An Act relating to contributions from permanent fund dividends to the general fund."

HOUSE JOURNAL

1856

February 16, 2022

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

Do pass (2): Tarr, Kaufman

Do not pass (1): Claman

No recommendation (2): Story, Kreiss-Tomkins

Amend (2): Vance, Eastman

The following fiscal note(s) apply:

1. Fiscal, Dept. of Revenue

HB 158 was referred to the Finance Committee.

HB 245

The State Affairs considered:

HOUSE BILL NO. 245

"An Act relating to political contribution limits; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 245(STA)
(same title)

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

Do pass (1): Kreiss-Tomkins

No recommendation (3): Claman, Tarr, Story

Amend (3): Vance, Kaufman, Eastman

The following fiscal note(s) apply to CSHB 245(STA):

HOUSE JOURNAL

February 16, 2022

1857

1. Zero, Dept. of Administration

HB 245 was referred to the Rules Committee.

HB 289

The Labor & Commerce Committee considered:

HOUSE BILL NO. 289

"An Act establishing the Alaska marijuana industry task force; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 289(L&C)

(same title)

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

Do pass (6): Schrage, McCarty, Nelson, Snyder, Fields, Spohnholz

No recommendation (1): Kaufman

The following fiscal note(s) apply to CSHB 289(L&C):

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

HB 289 was referred to the Finance Committee.

HB 295

The Labor & Commerce Committee considered:

HOUSE BILL NO. 295

"An Act relating to the practice of dentistry; relating to dental radiological equipment; and providing for an effective date."

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

HOUSE JOURNAL

1858

February 16, 2022

Do pass (5): Schrage, McCarty, Snyder, Spohnholz, Fields

No recommendation (2): Kaufman, Nelson

The following fiscal note(s) apply:

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

HB 295 was referred to the Health & Social Services Committee.

SB 11

The Labor & Commerce Committee considered:

CS FOR SENATE BILL NO. 11(JUD)

"An Act relating to community property and to community property trusts; and providing for an effective date."

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

Do pass (5): Snyder, McCarty, Schrage, Spohnholz, Fields

No recommendation (2): Nelson, Kaufman

The following fiscal note(s) apply:

2. Zero, Alaska Judiciary System

CSSB 11(JUD) was referred to the Judiciary Committee.

INTRODUCTION OF CITATIONS

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

Honoring - Mike Mosesian
By Representative Kaufman; Senator Revak

HOUSE JOURNAL

February 16, 2022

1859

Honoring - The Forty-fifth Anniversary of Trans-Alaska Pipeline System Operations

By Representatives Nelson, Rauscher; Senator Bishop

Honoring - Miss America Emma Broyles

By Senator Revak; Representatives Shaw, Rasmussen

Honoring - Police Chief Kenneth McCoy

By Senator Gray-Jackson; Representatives Drummond, Schrage

In Memoriam - Luis Alonso Mendez

By Senator Stevens; Representative Stutes

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HCR 11

HOUSE CONCURRENT RESOLUTION NO. 11 by Representative Eastman:

Proposing an amendment to the Uniform Rules of the Alaska State Legislature relating to employment of legislative employees.

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

HCR 12

HOUSE CONCURRENT RESOLUTION NO. 12 by Representative Eastman:

Recognizing the public health crisis created by the accessibility and pervasiveness of pornography; and recognizing the need for education, prevention, research, and changes in public policy to address the harms caused by the accessibility and pervasiveness of pornography in communities in the state.

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

HJR 30

HOUSE JOINT RESOLUTION NO. 30 by Representative Eastman:

HOUSE JOURNAL

1860

February 16, 2022

Proposing an amendment to the Constitution of the State of Alaska prohibiting a religious test for public office.

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

HJR 31

HOUSE JOINT RESOLUTION NO. 31 by Representative Eastman:

Proposing an amendment to the Constitution of the State of Alaska relating to the membership of the judicial council.

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

HJR 32

HOUSE JOINT RESOLUTION NO. 32 by Representative Nelson:

Encouraging the United States Congress to establish hiring goals for apprentices and veteran apprentices.

was read the first time and referred to the House Special Committee on Military & Veterans' Affairs.

HJR 33

HOUSE JOINT RESOLUTION NO. 33 by Representative Eastman:

Proposing amendments to the Constitution of the State of Alaska relating to the lieutenant governor.

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

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

HB 324

HOUSE BILL NO. 324 by Representative Eastman, entitled:

"An Act relating to an education program about victims of communism."

HOUSE JOURNAL

February 16, 2022

1861

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

HB 325

HOUSE BILL NO. 325 by Representative Rasmussen, entitled:

"An Act relating to domestic violence."

was read the first time and referred to the Judiciary Committee.

HB 326

HOUSE BILL NO. 326 by Representative Eastman, entitled:

"An Act relating to the right to a jury trial in cases involving termination of parental rights; and amending Rules 18(b), 18(e), and 18(g), Alaska Child in Need of Aid Rules of Procedure."

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

HB 327

HOUSE BILL NO. 327 by Representative Eastman, entitled:

"An Act relating to the crimes of coercion and bribery involving legislators; and providing for an effective date."

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

HB 328

HOUSE BILL NO. 328 by Representative Gillham, entitled:

"An Act relating to open enrollment in public schools."

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

HB 329

HOUSE BILL NO. 329 by Representative Gillham, entitled:

HOUSE JOURNAL

1862

February 16, 2022

"An Act establishing a scholarship program for certain students."

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

HB 330

HOUSE BILL NO. 330 by Representative Gillham, entitled:

"An Act relating to the instruction provided by public school employees and contractors."

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

HB 331

HOUSE BILL NO. 331 by Representative Tuck, entitled:

"An Act relating to self-storage facilities for personal property, including vehicles and watercraft; relating to the treatment of firearms, ammunition, and controlled substances found in self-storage units; distinguishing self-storage facility liens from another type of storage lien; and excluding self-storage liens from the treatment of certain unclaimed property."

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

HB 332

HOUSE BILL NO. 332 by Representative Eastman, entitled:

"An Act relating to the right of certain state employees to communicate with members and employees of the legislature."

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

HB 333

HOUSE BILL NO. 333 by Representative Kurka, entitled:

"An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date."

HOUSE JOURNAL

February 16, 2022

1863

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

HB 334

HOUSE BILL NO. 334 by Representative Kurka, entitled:

"An Act relating to midwives and the practice of midwifery; relating to apprentice midwives; relating to the licensing of midwives; relating to insurance requirements for the practice of midwifery; relating to fraternal benefit societies; and providing for an effective date."

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

HB 335

HOUSE BILL NO. 335 by the House Rules Committee by request of the Governor, entitled:

"An Act providing that Rampart School is located within the Yukon-Koyukuk School District regional educational attendance area; and providing for an effective date."

was read the first time and referred to the Education Committee.

The following fiscal note(s) apply:

1. Zero, Dept. of Education & Early Development

The Governor's transmittal letter dated February 15 follows:

"Dear Speaker Stutes:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting a bill allowing the Rampart School to become part of the Yukon Koyukuk School District (YKSD).

The Rampart School is currently part of the Yukon Flats School District (YFSD). However, by mutual agreement, the YKSD has administered and operated the Rampart School for several years. The

HOUSE JOURNAL

1864

February 16, 2022

community of Rampart is culturally and historically aligned with the communities in the YKSD, and both school districts support placing the Rampart School in the YKSD.

This legislation allows for maximum local participation with the YKSD School Board. Currently, parents of children at the Rampart School cannot participate in YKSD School Board elections. The proposed legislation will result in a boundary change between the two regional educational attendance areas (REAAAs) thereby allowing parents of the Rampart School to participate in school board elections applicable to their community school.

REAAAs are part of the unorganized borough. Pursuant to Article X, Section 6 of the Alaska Constitution, the legislature serves as the assembly for the unorganized borough. Accordingly, the legislature is the appropriate entity to authorize allowing the Rampart School to become part of the YKSD.

I urge your prompt and favorable action on this measure.

Sincerely,
/s/
Mike Dunleavy
Governor"

HB 336

HOUSE BILL NO. 336 by Representative Eastman, entitled:

"An Act relating to election ballots."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 54

The following was read the second time:

HOUSE JOURNAL

February 16, 2022

1865

HOUSE BILL NO. 54

"An Act establishing the Alaska Invasive Species Council in the Department of Fish and Game; relating to management of invasive species; relating to invasive species management decals; and providing for an effective date."

with the:

Journal Page

FSH RPT CS(FSH) 7DP	543
FN1: ZERO(DEC)	543
FN2: (DFG)	543
RES RPT CS(FSH) 3DP 3DNP 3NR	687
FN1: ZERO(DEC)	687
FN2: (DFG)	687
FIN RPT CS(FIN) 4DP 3NR	1760
FN3: ZERO(GOV/COMBINED)	1760
FN4: (DFG)	1760

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

CS FOR HOUSE BILL NO. 54(FIN) (same title)

Representative Eastman objected and withdrew the objection. There being no further objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 54(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 54(FIN) will advance to third reading on tomorrow's calendar.

HB 111

The following was read the second time:

HOUSE BILL NO. 111

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

HOUSE JOURNAL

1866

February 16, 2022

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."

with the:

Journal Page

L&C RPT CS(L&C) 7DP	521
FN1: (CED)	521
FN2: (DHS)	521
FIN RPT CS(FIN) 6DP 1NR	1761
FN3: (CED)	1761
FN4: (DHS)	1761

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

CS FOR HOUSE BILL NO. 111(FIN) (same title)

Representative Eastman objected and withdrew the objection. There being no further objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 111(FIN) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 111(FIN) will advance to third reading on tomorrow's calendar.

SECOND READING OF HOUSE RESOLUTIONS

HCR 10

The following was read the second time:

HOUSE CONCURRENT RESOLUTION NO. 10 Proclaiming February 2022 as American Heart Month.

HOUSE JOURNAL

February 16, 2022

1867

The Rules Committee submitted the following fiscal note:

1. Zero, House Rules Committee

The question being: "Shall HCR 10 pass the House?" The roll was taken with the following result:

HCR 10

Second Reading

Final Passage

YEAS: 36 NAYS: 2 EXCUSED: 1 ABSENT: 1

Yea: Claman, Cronk, Drummond, Edgmon, Fields, Foster, Gillham, Hannan, Hopkins, Johnson, Josephson, Kaufman, Kreiss-Tomkins, LeBon, McCabe, McCarty, McKay, Merrick, Nelson, Ortiz, Patkotak, Prax, Rasmussen, Rauscher, Schrage, Shaw, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tilton, Tuck, Vance, Zulkosky

Nays: Eastman, Kurka

Excused: Wool

Absent: Carpenter

And so, HCR 10 passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Tuck moved and asked unanimous consent that the House approve the citations on the calendar.

Representative Eastman objected and moved and asked unanimous consent to divide the question to consider separately In Memoriam - Byron Dux da neik, K'oo del ta' Mallott.

The question being: "Shall the House divide the citations on the calendar?" The roll was taken with the following result:

Approve Citation(s) on the Calendar
Divide the Question

YEAS: 16 NAYS: 22 EXCUSED: 1 ABSENT: 1

HOUSE JOURNAL

1868

February 16, 2022

Yea: Eastman, Gillham, Johnson, Kaufman, Kurka, McCabe, McCarty, McKay, Merrick, Nelson, Patkotak, Rasmussen, Schrage, Shaw, Tilton, Vance

Nay: Claman, Cronk, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Josephson, Kreiss-Tomkins, LeBon, Ortiz, Prax, Rauscher, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tuck, Zulkosky

Excused: Wool

Absent: Carpenter

And so, the citations were not divided.

Representative Rauscher moved and asked unanimous consent to rescind previous action on failing to divide the question. There being no objection, it was so ordered.

The question being: "Shall the House divide the citations on the calendar?" The roll was taken with the following result:

Approve Citation(s) on the Calendar

Divide the Question

YEAS: 18 NAYS: 20 EXCUSED: 1 ABSENT: 1

Yea: Cronk, Eastman, Gillham, Johnson, Kaufman, Kurka, McCabe, McCarty, McKay, Merrick, Nelson, Patkotak, Rasmussen, Rauscher, Schrage, Shaw, Tilton, Vance

Nay: Claman, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Josephson, Kreiss-Tomkins, LeBon, Ortiz, Prax, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tuck, Zulkosky

Excused: Wool

Absent: Carpenter

And so, the citations were not divided.

The Speaker cautioned a member to refrain from impugning the motives of other members.

The question being: "Shall the House approve the citations on the calendar?" The roll was taken with the following result:

HOUSE JOURNAL

February 16, 2022

1869

Approve Citation(s) on the Calendar

YEAS: 34 NAYS: 3 EXCUSED: 1 ABSENT: 2

Yea: Claman, Cronk, Drummond, Edgmon, Fields, Foster, Gillham, Hannan, Hopkins, Johnson, Josephson, Kaufman, LeBon, McCabe, McCarty, McKay, Merrick, Nelson, Ortiz, Patkotak, Prax, Rauscher, Schrage, Shaw, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tilton, Tuck, Vance, Zulkosky

Nay: Eastman, Kurka, Rasmussen

Excused: Wool

Absent: Carpenter, Kreiss-Tomkins

And so, the following citations were approved and sent to enrolling:

In Memoriam - Byron Dux da neik, K'oo del ta' Mallott

By Senator Stedman

In Memoriam - Keith Dennis McCavit

By Senator Wilson

In Memoriam - Senator Albert Matthew Kookesh

By Senators Stedman, Kiehl; Representative Kreiss-Tomkins

UNFINISHED BUSINESS

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

Representative Drummond – from 7:45 p.m., February 17 to 11:00 a.m., February 21

Representative Johnson – from 6:00 a.m., February 17 to 2:00 p.m., February 20

Representative LeBon – from 6:00 a.m., February 18 to 10:00 a.m., February 22

Representative McCabe – from 5:00 p.m., February 17 to 10:00 a.m., February 22

HOUSE JOURNAL

1870

February 16, 2022

Representative Schrage – from 5:00 p.m., February 17 to 1:30 p.m., February 21

Representative Story – from noon, February 17 to 11:00 p.m., February 21

Representative Stutes – from 1:00 p.m., February 17 to 1:00 p.m., February 21

Representative Thompson – from 6:00 a.m., February 18 to 10:30 a.m., February 22

Representative Tilton – from 12:30 p.m., February 17 to 1:00 p.m., February 20

Representative Zulkosky – from 3:30 p.m., February 17 to 9:15 p.m., February 21

Representative Kreiss-Tomkins – from 6:00 p.m., February 17 to 9:30 p.m., February 22

Representative Rauscher – from 5:00 a.m., February 25 to 10:00 a.m., February 28

Representative Shaw – from 7:30 a.m., February 25 to 9:30 p.m., February 27

HCR 10

Representatives Tarr, Drummond, Spohnholz, Schrage, Josephson, McCabe, Rauscher, and Rasmussen added as cosponsors to:

HOUSE CONCURRENT RESOLUTION NO. 10
Proclaiming February 2022 as American Heart Month.

HB 8

Representative Fields added as a cosponsor to:

HOUSE BILL NO. 8
"An Act relating to professional and occupational licensing; and relating to protection of children and vulnerable adults."

HOUSE JOURNAL

February 16, 2022

1871

HB 111

Representative Josephson added as a cosponsor to:

CS FOR HOUSE BILL NO. 111(FIN)

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

HB 190

Representative McCarty added as a cosponsor to:

HOUSE BILL NO. 190

"An Act relating to recall of state public officials; relating to recall of municipal officials; relating to campaign finance in recall elections; and providing for an effective date."

HB 218

Representative Nelson added as a cosponsor to:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 218

"An Act relating to the inspection and testing of fire dampers, smoke dampers, combination fire and smoke dampers, and smoke control systems; and providing for an effective date."

HB 259

Representative Story added as a cosponsor to:

HOUSE BILL NO. 259

"An Act relating to use of income of the Alaska permanent fund; relating to the amount of the permanent fund dividend; relating to the duties of the commissioner of revenue; relating to funding for state aid for school districts, the state boarding school, centralized correspondence study, and transportation of pupils; and providing for an effective date."

HB 289

Representative Nelson added as a cosponsor to:

HOUSE JOURNAL

1872

February 16, 2022

HOUSE BILL NO. 289

"An Act establishing the Alaska marijuana industry task force; and providing for an effective date."

HB 313

Representatives Hopkins, Foster, Edgmon, and Patkotak added as cosponsors to:

HOUSE BILL NO. 313

"An Act requiring background investigations of village public safety officer applicants by the Department of Public Safety; relating to the village public safety officer program; and providing for an effective date."

SB 25

Representatives Edgmon and Tarr added as cross sponsors to:

CS FOR SENATE BILL NO. 25(FIN)

"An Act relating to the establishment and maintenance of an Internet website providing information on state government financial transactions and specifying the information to be made available on the website; and relating to the Alaska Checkbook Online Internet website."

Representative Prax moved and asked unanimous consent that the House revert to Introduction of Guests. There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that the House advance to Special Order of Business. There being no objection, it was so ordered.

ENGROSSMENT

HCR 10

HCR 10 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.

HOUSE JOURNAL

February 16, 2022

1873

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:00 a.m., February 17. There being no objection, the House adjourned at 11:34 a.m.

Crystaline Jones
Chief Clerk