

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-SECOND LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

May 2, 2022

One Hundred Fifth Day

Pursuant to adjournment the House was called to order by Speaker Stutes at 11:02 a.m.

Roll call showed 37 members present. Representatives Kreiss-Tomkins, Patkotak, and Tarr were absent, and their presence was noted later.

The invocation was offered by the Chaplain, Reverend Caroline Malseed of St. Brendan's Episcopal Church. Representative Thompson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Holy One,

We know you as a god of law and justice. Be with this House of Representatives of the State of Alaska, and guide them in shaping legislation that will create a society of equal treatment for everyone, women and men of all races, all ethnicities, and all traditions.

Help them create a place of safety, opportunity, and respect for all people. Help them create a world where children and all vulnerable people are protected and treasured for the precious beings that they are. Help these representatives create a world where love is our guiding principle. Amen.

The Pledge of Allegiance was led by Representative Johnson.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 102nd, 103rd, and 104th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

Revised finance plans with an accompanying letter, dated April 29, were received regarding the 2018 Cook Inlet Earthquake, 2020 Southeast Storm, and the 2021 Southcentral Storm. The revised finance plans and letter were copied to the Finance Committee Co-chairs and are on file in the Chief Clerk's office.

**The presence of Representative Tarr was noted.

MESSAGES FROM THE SENATE

A message dated April 29 was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., May 4 to consider confirmation of the Governor's appointments.

HB 304

A message dated April 29 was read stating the Senate passed:

HOUSE BILL NO. 304

"An Act modifying the boundary of Chugach State Park; directing the sale of land to the Eagle River Lions Club; and providing for an effective date."

HB 304 was referred to the Chief Clerk for enrollment.

REPORTS OF STANDING COMMITTEES**HB 349**

The Resources Committee considered:

HOUSE BILL NO. 349

"An Act relating to the establishment of oil and gas drilling units and patterns."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 349(RES)

"An Act relating to the establishment of oil and gas drilling units, spacing, and patterns."

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

Do pass (4): McKay, Rauscher, Gillham, Schrage

No recommendation (4): Cronk, Hopkins, Hannan, Patkotak

The following fiscal note(s) apply to CSHB 349(RES):

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

HB 349 was referred to the Rules Committee.

SB 9

The Finance Committee considered:

CS FOR SENATE BILL NO. 9(FIN)

"An Act relating to alcoholic beverages; relating to the regulation of manufacturers, wholesalers, and retailers of alcoholic beverages; relating to licenses, endorsements, and permits involving alcoholic beverages; relating to common carrier approval to transport or deliver alcoholic beverages; relating to the Alcoholic Beverage Control Board; relating to offenses involving alcoholic beverages; amending Rule 17(h), Alaska Rules of Minor Offense Procedure; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 9(FIN)
(same title)

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

Do pass (2): Josephson, Merrick

No recommendation (4): LeBon, Carpenter, Thompson, Wool

The following fiscal note(s) apply to HCS CSSB 9(FIN):

6. Fiscal, Alaska Judiciary System
7. Indeterminate, Dept. of Revenue
8. Fiscal, Dept. of Commerce, Community, & Economic Development
9. Zero, Dept. of Commerce, Community, & Economic Development
10. Zero, Dept. of Health & Social Services

CSSB 9(FIN) was referred to the Rules Committee.

REPORTS OF SPECIAL COMMITTEES

The House Special Committee on Fisheries reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Glenn Haight

as a member of the Alaska Commercial Fisheries Entry Commission.

Thomas Carpenter
Floyd "Mike" Heimbuch
David Weisz

as members of the State Board of Fisheries.

The report was signed by Representative Tarr, Chair; and Representatives Ortiz, Stutes, Story, McCabe, and Vance.

INTRODUCTION OF CITATIONS

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

Honoring - Jason Wilson

By Representatives Story, Hannan; Senator Kiehl

Honoring - Wesley Verhamme

By Representatives Hannan, Story; Senator Kiehl

Honoring - Polly Carr

By Representatives Drummond, Tarr

Honoring - Juneau Capitals Alaska State Hockey Association 16UA
State Champions

By Representatives Story, Hannan; Senator Kiehl

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 104

The Speaker stated that, without objection, the following would be held to tomorrow's calendar:

HOUSE BILL NO. 104

"An Act relating to vehicle registration and registration fees; relating to the motor fuel tax; and providing for an effective date."

HB 392

The following was read the second time:

HOUSE BILL NO. 392

"An Act relating to advanced practice registered nurses; and relating to death certificates, do not resuscitate orders, and life sustaining treatment."

with the:

Journal Page

HSS RPT CS(HSS) NEW TITLE 4DP	2581
FN1: ZERO(DHS/DOH)	2581
FN2: (CED)	2581
L&C RPT CS(HSS) NEW TITLE 3DP 1NR	2620
FN1: ZERO(DHS/DOH)	2620
FN3: ZERO(CED)	2620

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. 392(HSS)

"An Act relating to advanced practice registered nurses and physician assistants; and relating to death certificates, do not resuscitate orders, and life sustaining treatment."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representatives Kurka and Eastman:

Page 3, line 5, following "**assistant**":

Insert "**with the written consent of the patient or the parent or guardian of the patient if the patient is under 18 years of age**"

Representative Kurka moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative Snyder objected.

**The presence of Representative Patkotak was noted.

Representative Snyder removed the objection. There being no further objection, Amendment No. 1 was adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 3, line 23:

Insert a new bill section to read:

"***Sec. 8** AS 13.52 is amended by adding a new section to read:

Sec. 13.52.67. Right of patient to receive notification.

Nothing in this chapter shall limit the right of a patient to be notified prior to receiving a do not resuscitate order, or the right of a patient's next of kin to be notified if the patient is not competent to receive notification."

Renumber the following bill sections accordingly.

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

There was objection.

Representative Eastman moved and asked unanimous consent to withdraw Amendment No. 2. There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 392(HSS) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 392(HSS) am was read the third time.

****The presence of Representative Kreiss-Tomkins was noted.**

The question being: "Shall CSHB 392(HSS) am pass the House?"
The roll was taken with the following result:

CSHB 392(HSS) am
Third Reading
Final Passage

YEAS: 40 NAYS: 0 EXCUSED: 0 ABSENT: 0

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

And so, CSHB 392(HSS) am passed the House and was referred to the Chief Clerk for engrossment.

THIRD READING OF HOUSE BILLS

HB 322

The following, which was advanced to third reading from the April 29 calendar (page 2715), was read the third time:

CS FOR HOUSE BILL NO. 322(TRA) am

"An Act relating to the Alaska marine highway system fund;

relating to the Alaska marine highway system vessel replacement fund; relating to the Alaska Higher education investment fund; and providing for an effective date."

The question being: "Shall CSHB 322(TRA) am pass the House?"
The roll was taken with the following result:

CSHB 322(TRA) am
Third Reading
Final Passage

YEAS: 25 NAYS: 15 EXCUSED: 0 ABSENT: 0

Yeas: Claman, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Josephson, Kreiss-Tomkins, LeBon, Merrick, Nelson, Ortiz, Patkotak, Rasmussen, Schrage, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tuck, Wool, Zulkosky

Nays: Carpenter, Cronk, Eastman, Gillham, Johnson, Kaufman, Kurka, McCabe, McCarty, McKay, Prax, Rauscher, Shaw, Tilton, Vance

And so, CSHB 322(TRA) am passed the House.

Representative Tuck moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 322(TRA) am
Third Reading
Effective Date

YEAS: 31 NAYS: 8 EXCUSED: 0 ABSENT: 1

Yeas: Claman, Cronk, Drummond, Edgmon, Fields, Foster, Hannan, Hopkins, Johnson, Josephson, Kaufman, Kreiss-Tomkins, LeBon, McKay, Merrick, Nelson, Ortiz, Prax, Rasmussen, Rauscher, Schrage, Shaw, Snyder, Spohnholz, Story, Stutes, Tarr, Thompson, Tuck, Wool, Zulkosky

Nays: Carpenter, Eastman, Gillham, Kurka, McCabe, McCarty, Tilton, Vance

Absent: Patkotak

And so, the effective date clause was adopted.

CSHB 322(TRA) am was referred to the Chief Clerk for engrossment.

HB 363

The following, which was advanced to third reading from the April 29 calendar (page 2717), was read the third time:

CS FOR HOUSE BILL NO. 363(FIN)

"An Act establishing the office of broadband; creating the broadband parity adjustment fund; establishing the Statewide Broadband Advisory Board; and providing for an effective date."

The question being: "Shall CSHB 363(FIN) pass the House?" The roll was taken with the following result:

CSHB 363(FIN)

Third Reading

Final Passage

YEAS: 37 NAYS: 2 EXCUSED: 0 ABSENT: 1

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

Nays: Eastman, Kurka

Absent: Patkotak

And so, CSHB 363(FIN) passed the House.

Representative Tuck 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.

CSHB 363(FIN) 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. There being no objection, the following citations were approved and sent to enrolling:

Honoring - Lieutenant Deniz Burnham, NASA 2021 Astronaut Candidate Class

By Representative McCabe; Senator Wilson

Honoring - Sarah Gillam

By Representatives Wool, Hopkins

Honoring - Norm "Coach" Davis

By Representatives Wool, Hannan

In Memoriam - Ero "Steve" & Marie E. Walli

By Representative Vance

In Memoriam - Laurence "Jay" Barrett

By Representatives Vance, Edgmon

In Memoriam - Leonard Sanford

By Representative Cronk; Senator Bishop

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 McCarty – from 5:15 a.m., May 5 to 9:15 p.m., May 8

Representative Shaw – from 2:15 p.m., May 5 to 7:30 p.m., May 8

HB 52

Representative Kaufman added as a cosponsor to:

HOUSE BILL NO. 52

"An Act providing that operation of the Tutka Bay Lagoon

Hatchery in Kachemak Bay is compatible with the functions of Kachemak Bay State Park; and providing for an effective date."

HB 325

Representatives Merrick, Fields, Schrage, Hopkins, and Drummond added as cosponsors to:

HOUSE BILL NO. 325

"An Act relating to domestic violence."

HB 349

Representative Kaufman added as a cosponsor to:

HOUSE BILL NO. 349

"An Act relating to the establishment of oil and gas drilling units and patterns."

HB 363

Representatives Patkotak and Cronk added as cosponsors to:

CS FOR HOUSE BILL NO. 363(FIN)

"An Act establishing the office of broadband; creating the broadband parity adjustment fund; establishing the Statewide Broadband Advisory Board; and providing for an effective date."

HB 392

Representatives Kurka, Tarr, Tilton, and Rasmussen added as cosponsors to:

CS FOR HOUSE BILL NO. 392(HSS) am

"An Act relating to advanced practice registered nurses and physician assistants; and relating to death certificates, do not resuscitate orders, and life sustaining treatment."

SJR 12

Representative Drummond added as a cross sponsor to:

SENATE JOINT RESOLUTION NO. 12

Urging the United States Congress to repeal the Windfall Elimination Provision and Government Pension Offset of the Social Security Act.

SB 66

Representative Tarr added as a cross sponsor to:

SENATE BILL NO. 66 am

"An Act relating to the membership of the legislative council; and relating to the membership of the Legislative Budget and Audit Committee."

ENGROSSMENT

HB 322

CSHB 322(TRA) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 363

CSHB 363(FIN) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 392

CSHB 392(HSS) 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.

The following meetings today were changed:

Judiciary Committee

CHANGED TO:

1:30 p.m.

Resources Committee

CHANGED TO:

10 min. after adjournment

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:00 a.m., May 3. There being no objection, the House adjourned at 1:14 p.m.

Crystalline Jones
Chief Clerk