

# **SENATE JOURNAL**

## **ALASKA STATE LEGISLATURE**

### **THIRTY-SECOND LEGISLATURE**

#### **FIRST SESSION**

**Juneau, Alaska**

**Wednesday**

**April 21, 2021**

**Ninety-third Day**

Pursuant to adjournment the Senate was called to order by President Micciche at 11:17 a.m.

The roll showed twenty members present.

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

Heavenly Father, today I stand before you with these men and women who have the heavy task of directing the future of our state.

Please provide wisdom and understanding and guide our hearts and minds as we strive to make a positive difference in the lives of the citizens of Alaska.

Please bless our families as many of us have left our homes and traveled far to join others here to do the work we are elected to do.

Let us always remember that virtue and honesty should be a valuable consideration in the decisions that come from this great chamber.

Grant that we be guided by your providence and dwell secure in your peace. Amen.

Senator Begich led the Senate in the Pledge of Allegiance.

**Certification**

Senator Hughes moved and asked unanimous consent the journals for the ninety-first and ninety-second legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

**Messages from the House****SJR 8**

Message dated April 19 was read stating the House passed and returned:

CS FOR SENATE JOINT RESOLUTION NO. 8(RES) Urging the Alaska delegation in Congress, the United States Department of the Interior, and the Governor to facilitate a land grant endowment to the University of Alaska; urging the Alaska delegation in Congress to reintroduce the University of Alaska Fiscal Foundation Act; and urging the Department of Natural Resources to work with the University of Alaska to identify lands suitable for the land endowment.

The resolution was referred to the Secretary for enrollment.

Message dated April 19 was read stating the House passed and transmitted for consideration:

**First Reading and Reference of House Bills****HB 3**

CS FOR HOUSE BILL NO. 3(JUD) BY THE HOUSE JUDICIARY COMMITTEE, entitled:

"An Act relating to the definition of 'disaster.'"

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

**HB 109**

HOUSE BILL NO. 109 BY REPRESENTATIVES CLAMAN, Tuck,  
entitled:

"An Act extending the termination date of the Board  
of Governors of the Alaska Bar Association; and  
providing for an effective date."

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

**Communications**

The following reports are on file in the Office of the Secretary of the Senate:

Department of Commerce, Community, and Economic Development  
Alaska Energy Authority  
2020 Renewable Energy Fund  
Status Report and Recommendations  
in accordance with AS 42.45.045

Regulatory Commission of Alaska  
FY 2020 Annual Report  
in accordance with AS 42.05.211

Department of Education & Early Development  
Online with Libraries (OWL) Videoconferencing  
Report to the Legislature  
in accordance with Chapter 8, SLA 2020

Alaska Citizen Review Panel  
2019-2020 Annual Report  
in accordance with AS 47.14.255

Department of Health and Social Services  
Office of Children's Services  
2020 Response to Citizen Review Panel Annual Report  
in accordance with AS 47.14.255

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Department of Health and Social Services & Department of Law  
Joint Legislative Report  
Fraud, Waste, Abuse, Payment & Eligibility Errors  
November 2020  
in accordance with AS 47.07.076

Department of Natural Resources  
2020 Determination to Take Oil and Gas Royalty in Value  
in accordance with AS 38.05.182

University of Alaska Board of Regents  
Alaska's University for Alaska's Schools 2020  
Report on Teacher Preparation, Retention, and Recruitment  
in accordance with AS 14.40.190

**Standing Committee Reports**

Report dated April 19 was read stating:

In accordance with AS 39.05.080, the Resources Committee held a hearing on the following appointee(s). A signature on this report does not reflect an intent by any of the members to vote for or against the confirmation of the individual(s) during any further sessions.

**Alaska Commercial Fisheries Entry Commission**  
Melvin Smith

Signing the report: Senator Revak, Chair; Senators Kiehl, Micciche, Stevens.

Report dated April 19 was read stating:

In accordance with AS 39.05.080, the Resources Committee held a hearing on the following appointee(s). A signature on this report does not reflect an intent by any of the members to vote for or against the confirmation of the individual(s) during any further sessions.

**Board of Fisheries**

John Jensen

Abe Williams

John Wood

Märit Carlson-Van Dort

McKenzie Mitchell

Signing the report: Senator Revak, Chair; Senators Bishop, Kiehl, Micciche, Stevens.

**SB 15**

The Judiciary Committee considered SENATE BILL NO. 15 "An Act relating to the Open Meetings Act; and establishing a civil penalty for violations of the open meeting requirements by members of governmental bodies" and recommended it be replaced with

CS FOR SENATE BILL NO. 15(JUD) "An Act relating to the Open Meetings Act; establishing a warning and civil and criminal penalties for violations of the open meeting requirements by certain elected members of governmental bodies; and relating to the duties of the Alaska Public Offices Commission and the attorney general."

Signed do pass: Senator Holland, Chair. Signed no recommendation: Senators Myers, Hughes, Shower. Signed amend: Senator Kiehl.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Law

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Administration

President Micciche added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

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**SB 72**

The Community and Regional Affairs Committee considered SENATE BILL NO. 72 "An Act relating to civics education, civics examinations, and secondary school graduation requirements; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 72(CRA) "An Act relating to civics education, civics assessments, and secondary school graduation requirements; and providing for an effective date."

Signing do pass: Senator Hughes, Chair; Senator Gray-Jackson.  
Signing no recommendation: Senators Myers, Wilson.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Education and Early Development

President Micciche added a Finance Committee referral to the bill.

The bill was referred to the Finance Committee.

**SB 78**

The Health and Social Services Committee considered SENATE BILL NO. 78 "An Act relating to telehealth" and recommended it be replaced with

CS FOR SENATE BILL NO. 78(HSS)

Signing do pass: Senator Wilson, Chair. Signing amend: Senators Begich, Costello, Reinbold, Hughes.

The following fiscal information was published today:

Fiscal Note No. 1, indeterminate, Department of Commerce, Community, and Economic Development

Fiscal Note No. 2, indeterminate, Department of Health and Social Services

Fiscal Note No. 3, indeterminate, Department of Health and Social Services

The bill was referred to the Labor and Commerce Committee.

**SB 80**

The Health and Social Services Committee considered SENATE BILL NO. 80 "An Act relating to mental health education" and recommended it be replaced with

**CS FOR SENATE BILL NO. 80(HSS)**

Signing no recommendation: Senator Wilson, Chair; Senators Costello, Reinbold. Signing do pass: Senator Begich. Signing do not pass: Senator Hughes.

The following fiscal information was published today:

Fiscal Note No. 3, Department of Education and Early Development

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Office of the Governor

The bill was referred to the Finance Committee.

**SB 93**

The Labor and Commerce Committee considered SENATE BILL NO. 93 "An Act relating to the establishment of an all-payer health claims database; and providing for an effective date" and recommended the adoption of the Health and Social Services Committee Substitute offered on page 710.

Signing no recommendation: Senator Costello, Chair; Senators Stevens, Revak. Signing do pass: Senator Gray-Jackson.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Commerce, Community, and Economic Development  
Fiscal Note No. 2, Department of Health and Social Services  
Fiscal Note No. 3, zero, Department of Administration

The bill was referred to the Finance Committee.

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**SB 97**

The Resources Committee considered SENATE BILL NO. 97 "An Act relating to state land; relating to the authority of the Department of Education and Early Development to dispose of state land; relating to the authority of the Department of Transportation and Public Facilities to dispose of state land; relating to the authority of the Department of Natural Resources over certain state land; relating to the state land disposal income fund; relating to the leasing and sale of state land for commercial development; repealing establishment of recreation rivers and recreation river corridors; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 97(RES) "An Act relating to access roads; relating to state land; relating to contracts for the sale of state land; relating to the authority of the Department of Education and Early Development to dispose of state land; relating to the authority of the Department of Transportation and Public Facilities to dispose of state land; relating to the authority of the Department of Natural Resources over certain state land; relating to the state land disposal income fund; relating to the leasing and sale of state land; relating to covenants and restrictions on agricultural land; and providing for an effective date."

Signing do pass: Senator Revak, Chair; Senators Bishop, Micciche, Stevens. Signing no recommendation: Senator Kiehl.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Revenue

Fiscal Note No. 2, Department of Natural Resources

Fiscal Note No. 3, Department of Education and Early Development

The bill was referred to the Finance Committee.

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### **HB 27**

The Transportation Committee considered HOUSE BILL NO. 27 "An Act naming the Irene Webber Bridge." Signing do pass: Senator Myers, Chair; Senators Kiehl, Bishop, Micciche.

The following previously published fiscal information applies:  
Fiscal Note No. 1, Department of Transportation and Public Facilities

The bill was referred to the Finance Committee.

### **Introduction and Reference of Senate Resolutions**

### **SCR 4**

SENATE CONCURRENT RESOLUTION NO. 4 BY SENATOR STEVENS,

Establishing a legislative commission to review and make recommendations to the legislature relating to the official state seal and motto.

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

### **Introduction and Reference of Senate Bills**

### **SB 129**

SENATE BILL NO. 129 BY SENATOR MYERS, entitled:

"An Act relating to information on judicial officers provided in election pamphlets."

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

**Consideration of the Calendar****Citations**

Honoring - Bettye Davis East High Thunderbirds Boys' Basketball Team 4A Alaska State Champions  
Senator(s) Wielechowski  
Representative(s) Josephson, Spohnholz

Honoring - Bartlett Golden Bears Girls' Basketball Team 4A Alaska State Champions  
Senator(s) Wielechowski  
Representative(s) Spohnholz, Nelson

Honoring - Seattle Kraken NHL Team  
Senator(s) Wielechowski  
Representative(s) Josephson, Merrick

Honoring - Rod Boyce  
Representative(s) Wool, Hopkins

Honoring - Samara Steele  
Representative(s) Wool, Hopkins

Honoring - University of Alaska Fairbanks Elmer E. Rasmuson Library 50th Anniversary  
Representative(s) LeBon  
Senator(s) von Imhof, Bishop

Honoring - Dr. Brian J. McMahon  
Representative(s) Spohnholz  
Senator(s) Wielechowski, Hoffman

In Memoriam - Frank Fantazzi  
Representative(s) LeBon, Thompson

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

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

### **Special Order of Business**

Honoring - Gloria Karmun  
Representative(s) Foster  
Senator(s) Olson

Senator Hughes moved and asked unanimous consent the citation be adopted. Without objection, the citation was adopted and referred to the Secretary for transmittal.

### **Unfinished Business**

Senator Kawasaki moved and asked unanimous consent to be excused from a call of the Senate on April 23. Without objection, Senator Kawasaki was excused.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate on April 23. Without objection, Senator Olson was excused.

Senator Costello moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, May 18 through evening plane time, May 20. Without objection, Senator Costello was excused.

### **Announcements**

#### **SJR 6**

Senator Holland, Chair, moved and asked unanimous consent Uniform Rule 23 be waived on SENATE JOINT RESOLUTION NO. 6 Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund, appropriations from the permanent fund, and the permanent fund dividend, for the Judiciary Committee meeting today at 1:30 p.m. Without objection, it was so ordered.

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**SB 39**

Senator Shower, Chair, moved and asked unanimous consent Uniform Rule 23 be waived on SENATE BILL NO. 39 "An Act relating to elections; relating to voter registration; relating to ballots and a system of tracking and accounting for ballots; establishing an election offense hotline; designating as a class A misdemeanor the collection of ballots from other voters; designating as a class C felony the intentional opening or tampering with a sealed ballot, certificate, or package of ballots without authorization from the director of the division of elections; and providing for an effective date" in order to hold a State Affairs Committee meeting on April 22 at 6:00 p.m. Without objection, it was so ordered.

Announcements are at the end of the journal.

**Adjournment**

Senator Hughes moved and asked unanimous consent the Senate stand in adjournment until 10:30 a.m., April 23, 2021. Without objection, the Senate adjourned at 11:33 a.m.

Liz Clark  
Secretary of the Senate

**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

**COMMUNITY & REGIONAL AFFAIRS**

<b>Apr 22</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
+ SJR 13	IMPROVE BROADBAND INTERNET ACCESS		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled		
	**Streamed live on AKL.tv**		

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**EDUCATION**

<b>Apr 21</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>9:00 AM</b>
+ = SJR 10	CONST. AM: IN-PERSON PUBLIC EDUCATION		
	<Bill Hearing Canceled>		
	-- Testimony <Invitation Only> --		
+ SB 34	STATE-TRIBAL EDUCATION COMPACT SCHOOLS		
	-- Testimony <Invitation Only> --		
+ = SB 94	EDUCATION & SUPPLEMENTAL LOAN PROGRAMS		
	-- Public Testimony --		
+	Bills Previously Heard/Scheduled		
	**Streamed live on AKL.tv**		

<b>Apr 23</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>9:00 AM</b>
+ SB 119	OATH OF OFFICE		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled:		
+ = SB 34	STATE-TRIBAL EDUCATION COMPACT SCHOOLS		
	**Streamed live on AKL.tv**		

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### FINANCE

<b>Apr 21</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+ SB 88	STATE INSUR. CATASTROPHE RESERVE ACCT.		
	-- Invited & Public Testimony --		
	-- <Time Limit May Be Set> --		
+ SB 10	FREE/REDUCED TUITION FOR ESSENTIAL WORKER		
	<Bill Hearing Rescheduled from 04/20/2021>		
+ SB 71	COUNCIL ON ARTS: PLATES & MANAGE ART		
+ SB 20	OUT OF STATE TEACHER RECIPROCITY		
+	Bills Previously Heard/Scheduled		
<b>Apr 22</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	Bills Previously Heard/Scheduled		
<b>Apr 23</b>	<b>Friday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
+	Bills Previously Heard/Scheduled		

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### HEALTH & SOCIAL SERVICES

<b>Apr 22</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+	-- MEETING CANCELED --		
+	Bills Previously Heard/Scheduled		

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### JUDICIARY

<b>Apr 21</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+ SB 53	PERM FUND; ADVISORY VOTE		
+ SB 82	ELECTIONS; ELECTION INVESTIGATIONS		
	<Bill Hearing Canceled>		
+ SB 23	INITIATIVE SEVERABILITY		
	<Bill Hearing Canceled>		
	-- Public Testimony --		
+ SJR 6	CONST. AM: PERM FUND & PFDS		
	Uniform Rule 23 Waived		
+	Bills Previously Heard/Scheduled:		
+ SB 122	VICTIM DEFINITION		
	**Streamed live on AKL.tv**		

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### JUDICIARY (continued)

<b>Apr 23</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
+=	SJR 4	CONST. AM: ABORTION/FUNDING	
+		Bills Previously Heard/Scheduled:	
+=	SB 82	ELECTIONS; ELECTION INVESTIGATIONS	
+=	SB 122	VICTIM DEFINITION	
		**Streamed live on AKL.tv**	

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### LABOR & COMMERCE

<b>Apr 21</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+=	SB 26	REPEAL CERTIFICATE OF NEED PROGRAM	
		-- Invited & Public Testimony --	
+		Bills Previously Heard/Scheduled	
		**Streamed live on AKL.tv**	

<b>Apr 23</b>	<b>Friday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
+	SB 17	ENERGY EFFICIENCY & POLICY: PUB. BLDGS	
		-- Invited & Public Testimony --	
+		Bills Previously Heard/Scheduled	
		**Streamed live on AKL.tv**	

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### RESOURCES

<b>Apr 21</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
		-- Please Note Location Change --	
+		Joint Meeting With Special Cmte on World Trade	
		Presentation: Barriers to Global Seafood Trade by	
		At-Sea Processors Association	
		-- Testimony <Invitation Only> --	
		**Streamed live on AKL.tv**	

<b>Apr 23</b>	<b>Friday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
+	SB 44	PERSONAL USE FISHING PRIORITY	
		-- Invited & Public Testimony --	
+	HB 10	FUNTER BAY MARINE PARK: UNANGAN CEMETERY	
		<Pending Referral>	
		-- Testimony <Invitation Only> --	
		<b>(Continued on Next Page)</b>	

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### RESOURCES (continued)

#### (Continued from Previous Page)

- + Presentation: Susitna-Watana Hydroelectric Project by Curtis Thayer-AEA
- + HB 115 AQUATIC FARMING & HATCHERY SITE LEASES
  - Testimony <Invitation Only> --
  - + Bills Previously Heard/Scheduled
    - \*\*Streamed live on AKL.tv\*\*

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### STATE AFFAIRS

<b>Apr 22</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>3:30 PM</b>
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- + SB 39 BALLOT CUSTODY/TAMPERING; VOTER REG; MAIL
  - Public Testimony --
  - + Bills Previously Heard/Scheduled
    - \*\*Streamed live on AKL.tv\*\*

<b>Apr 22</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>6:00 PM</b>
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- + SB 39 BALLOT CUSTODY/TAMPERING; VOTER REG; MAIL
  - Public Testimony --
  - Uniform Rule 23 Waived

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### TRANSPORTATION

<b>Apr 22</b>	<b>Thursday</b>	<b>Beltz 105 (tsbldg)</b>	<b>1:30 PM</b>
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- No Meeting Scheduled

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### FINANCE SUBCOMMITTEES

### EDUCATION & EARLY DEVELOPMENT

<b>Apr 22</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
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- MEETING CANCELED --
- + FY22 Department of Education and Early Development Budget Closeout
  - \*\*Streamed live on AKL.tv\*\*

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**EDUCATION & EARLY DEVELOPMENT (continued)**

<b>Apr 27</b>	<b>Tuesday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
+	FY22 Department of Education & Early Development Budget Closeout **Streamed live on AKL.tv**		
<b>Apr 29</b>	<b>Thursday</b>	<b>Senate Finance 532</b>	<b>1:00 PM</b>
+	FY22 Department of Education & Early Development Budget Closeout **Streamed live on AKL.tv**		

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**LAW**

<b>Apr 22</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>5:30 PM</b>
+	-- MEETING CANCELED -- FY 2022 Budget - Close out -- Testimony <Invitation Only> --		
<b>Apr 29</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>5:30 PM</b>
+	FY 2022 Budget - Close out -- Testimony <Invitation Only> --		

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**MILITARY & VETERANS' AFFAIRS**

<b>Apr 27</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>11:30 AM</b>
+	Department of Military & Veterans Affairs Closeout Meeting -- Testimony <Invitation Only> -- - Craig Christenson, Deputy Commissioner, DMVA - Stephanie Richard, Admin. Services Director, Office of Management & Budget - Robin Gabel, Legislative Liaison, DMVA - Michael Partlow, Capital Budget Coordinator, Legislative Finance		

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**PUBLIC SAFETY**

<b>Apr 21</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>4:00 PM</b>
	-- MEETING CANCELED --		
+	FY 2022 Budget - Sub-committee Closeout		
	-- Testimony <Invitation Only> --		
<b>Apr 28</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>4:00 PM</b>
+	FY 2022 Budget - Sub-committee Closeout		
	-- Testimony <Invitation Only> --		

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**SPECIAL COMMITTEES**

**SPECIAL COMMITTEE ON WORLD TRADE**

<b>Apr 21</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>3:30 PM</b>
	Joint Meeting with Senate Resources Committee		
+	Presentation: Barriers to Global Seafood Trade by		
	At-Sea Processors Association		
	-- Testimony <Invitation Only> --		
	**Streamed live on AKL.tv**		

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**JOINT COMMITTEES**

**LEGISLATIVE BUDGET & AUDIT**

<b>Apr 28</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>5:00 PM</b>
	-- Teleconference <Listen Only> --		
	Executive Session		
	- Preliminary Audit: Statewide Single Audit		
	- Oil and Gas Consultants Contract Amendments		
	Legislative Audit IT Audit Procurement		