

SENATE JOURNAL

ALASKA STATE LEGISLATURE

THIRTY-SECOND LEGISLATURE

FIRST SESSION

Juneau, Alaska

Wednesday

May 5, 2021

One Hundred Seventh Day

Pursuant to adjournment the Senate was called to order by President Micciche at 11:04 a.m.

The roll showed nineteen members present. Senator von Imhof was absent.

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

Dear God in heaven, as we are gathered here today may we feel your presence within us during the intensity of the end of the session. As we are working together, may we not forget that those with other views than we have are not the enemy. They are just people we need to coordinate with.

God, as we look toward the end of the session, be with our families, keep them safe; the children, the grandchildren that are represented here. May the words of my mouth and the meditation of my heart be acceptable to you. May we live in peace and be anxious for nothing. Amen.

Senator Kawasaki led the Senate in the Pledge of Allegiance.

Senator Hughes moved and asked unanimous consent Senator von Imhof be excused from a call of the Senate today. Without objection, Senator von Imhof was excused.

Certification

Senator Hughes moved and asked unanimous consent the journals for the one hundred fifth and one hundred sixth legislative days, Senate Journal Supplement No. 4 and Senate and House Joint Journal Supplement No. 3 be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the House**SB 87**

Message dated May 4 was read stating the House passed and returned:

SENATE BILL NO. 87 "An Act relating to credit for reinsurance; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

Message dated May 4 was read stating the House passed and transmitted for consideration:

First Reading and Reference of House Bills**HB 34**

HOUSE BILL NO. 34 BY REPRESENTATIVES SHAW, LeBon, McCabe, Rauscher, Tilton, Tuck, Carpenter, Edgmon, Thompson, Johnson, Merrick, Josephson, Ortiz, Rasmussen, Foster, Story, Patkotak, Spohnholz, Nelson, Schrage, Vance, Kreiss-Tomkins, Tarr, Wool, Cronk, Kaufman, entitled:

"An Act naming the Vietnam Helicopter Pilots' Memorial Bridge."

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

HB 126

HOUSE BILL NO. 126 BY REPRESENTATIVES THOMPSON, Schrage, entitled:

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

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

Standing Committee Reports

Report dated May 3 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.

Big Game Commercial Services Board

Ely Cyrus

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

SB 104

The Resources Committee considered SENATE BILL NO. 104 "An Act relating to geothermal resources; relating to the definition of 'geothermal resources'; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 104(RES)

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

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Natural Resources

Fiscal Note No. 2, zero, Department of Natural Resources

The bill was referred to the Finance Committee.

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SB 130

The Labor and Commerce Committee considered SENATE BILL NO. 130 "An Act relating to electronic pull-tabs." Signing do pass: Senator Costello, Chair; Senator Gray-Jackson. Signing no recommendation: Senators Micciche, Revak, Stevens.

The following fiscal information was published today:

Fiscal Note No. 1, indeterminate, Department of Revenue

President Micciche added a Finance Committee referral to the bill.

The bill was referred to Finance Committee.

HB 27

The Finance Committee considered HOUSE BILL NO. 27 "An Act naming the irene Webber Bridge." Signing do pass: Senators Bishop, Stedman, Cochairs; Senators Wielechowski, Olson. Signing no recommendation: Senator Wilson.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Transportation and
Public Facilities

The bill was referred to the Rules Committee.

HB 115

The Resources Committee considered HOUSE BILL NO. 115 am "An Act relating to aquatic farming and hatchery site leases; and requiring the director of the division of lands to provide the legislature with an annual report relating to aquatic farming and hatchery site leases" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 115(RES)

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

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Natural Resources

The bill was referred to the Rules Committee.

HJR 14

The Labor and Commerce Committee considered 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. Signing no recommendation: Senator Costello, Chair; Senator Revak. Signing do pass: Senator Gray-Jackson.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, House Community and Regional Affairs Committee

The resolution was referred to the Rules Committee.

Introduction and Reference of Senate Bills**SB 136**

SENATE BILL NO. 136 BY SENATOR MYERS, entitled:

"An Act relating to firearms and other weapons restrictions."

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

SB 137

SENATE BILL NO. 137 BY SENATOR KAWASAKI, entitled:

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

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

Consideration of the Calendar**Second Reading of Senate Bills****SB 71**

SENATE BILL NO. 71 "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 second time.

Senator Bishop, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 791. Senator Begich objected, then withdrew his objection. There being no further objection, CS FOR SENATE BILL NO. 71(FIN) "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; establishing the Alaska arts and cultural investment fund; and providing for an effective date" was adopted.

Senator Hughes moved and asked unanimous consent the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 71(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 71(FIN) "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; establishing the Alaska arts and cultural investment fund; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 71(FIN)
Third Reading - Final Passage
Effective Date(s)

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

Yea: Begich, Bishop, Costello, Gray-Jackson, Hoffman, Holland, Hughes, Kawasaki, Kiehl, Micciche, Myers, Olson, Reinbold, Revak, Shower, Stedman, Stevens, Wielechowski, Wilson

Excused: von Imhof

and so, CS FOR SENATE BILL NO. 71(FIN) passed the Senate.

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

SB 101

SENATE BILL NO. 101 "An Act extending the termination date of the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date" was read the second time.

Senator Bishop, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 843. Senator Begich objected, then withdrew his objection. There being no further objection, CS FOR SENATE BILL NO. 101(FIN) "An Act relating to the membership of the Citizens' Advisory Commission on Federal Management Areas in Alaska; extending the termination date of the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date" was adopted.

Senator Hughes moved and asked unanimous consent the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 101(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 101(FIN) "An Act relating to the membership of the Citizens' Advisory Commission on Federal Management Areas in Alaska; extending the termination date of the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

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CSSB 101(FIN)

Third Reading - Final Passage

Effective Date(s)

YEAS: 18 NAYS: 1 EXCUSED: 1 ABSENT: 0

Yea: Begich, Bishop, Costello, Gray-Jackson, Hoffman, Holland, Hughes, Kawasaki, Micciche, Myers, Olson, Reinbold, Revak, Shower, Stedman, Stevens, Wielechowski, Wilson

Nay: Kiehl

Excused: von Imhof

and so, CS FOR SENATE BILL NO. 101(FIN) passed the Senate.

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

SB 122

SENATE BILL NO. 122 "An Act relating to the definition of 'victim'" was read the second time.

Senator Hughes moved and asked unanimous consent the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE BILL NO. 122 was read the third time.

The question being: "Shall SENATE BILL NO. 122 "An Act relating to the definition of 'victim'" pass the Senate?" The roll was taken with the following result:

SB 122

Third Reading - Final Passage

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

Yea: Begich, Bishop, Costello, Gray-Jackson, Hoffman, Holland, Hughes, Kawasaki, Kiehl, Micciche, Myers, Olson, Reinbold, Revak, Shower, Stedman, Stevens, Wielechowski, Wilson

Excused: von Imhof

and so, SENATE BILL NO. 122 passed the Senate and was referred to the Secretary for engrossment.

Citations

In Memoriam - Robert Fox
Senator(s) Kawasaki
Representative(s) LeBon

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

HB 34

Senators Hughes, Revak, Shower, Stevens, Holland, Wielechowski, Gray-Jackson, Wilson, Costello, Myers, Reinbold, Kawasaki, Stedman, Bishop, Micciche moved and asked unanimous consent to be shown as cross sponsors on HOUSE BILL NO. 34 "An Act naming the Vietnam Helicopter Pilots' Memorial Bridge." Without objection, it was so ordered.

SB 136

Senators Hughes, Holland, Shower, Revak, Wilson moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 136 "An Act relating to firearms and other weapons restrictions." Without objection, it was so ordered.

SJR 12

Senator Gray-Jackson moved and asked unanimous consent to be shown as a cosponsor on 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. Without objection, it was so ordered.

SB 132

Senator Gray-Jackson moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 132 "An Act exempting veterinarians from the requirements of the controlled substance prescription database." Without objection, it was so ordered.

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Senator Begich moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, May 24 through May 29. Without objection, Senator Begich was excused.

Senator Begich moved and asked unanimous consent to be excused from a call of the Senate from June 9 through July 7. Without objection, Senator Begich was excused.

SB 122

Senators Costello, Hughes, Holland, Shower, Micciche moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 122 "An Act relating to the definition of 'victim.'" Without objection, it was so ordered.

Senator Olson moved and asked unanimous consent to be excused from a call of the Senate from May 20 through June 15. Without objection, Senator Olson was excused.

Senator Wilson moved and asked unanimous consent to be excused from a call of the Senate from July 8 through August 16. Without objection, Senator Wilson was excused.

Senator Wielechowski moved and asked unanimous consent to be excused from a call of the Senate from May 20 through June 15. Senator Stedman objected, then withdrew his objection. There being no further objection, Senator Wielechowski was excused.

SB 124

President Micciche added a Judiciary Committee referral to SENATE BILL NO. 124 "An Act relating to admission to and detention at a subacute mental health facility; establishing a definition for 'subacute mental health facility'; establishing a definition for 'crisis residential center'; relating to the definitions for 'crisis stabilization center'; relating to the administration of psychotropic medication in a crisis situation; relating to licensed facilities; and providing for an effective date."

The bill was referred to the Judiciary, then Finance Committees.

Announcements

Announcements are at the end of the journal.

Engrossment**SB 71**

CS FOR SENATE BILL NO. 71(FIN) "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; establishing the Alaska arts and cultural investment fund; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 101

CS FOR SENATE BILL NO. 101(FIN) "An Act relating to the membership of the Citizens' Advisory Commission on Federal Management Areas in Alaska; extending the termination date of the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SB 122

SENATE BILL NO. 122 "An Act relating to the definition of 'victim'" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Hughes moved and asked unanimous consent the Senate stand in adjournment until 10:30 a.m., May 7, 2021. Without objection, the Senate adjourned at 11:55 a.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

COMMUNITY & REGIONAL AFFAIRS

May 06	Thursday	Beltz 105 (tsbldg)	3:30 PM
+= HB 10	FUNTER BAY MARINE PARK: UNANGAN CEMETERY		
	-- Public Testimony --		
+ SB 131	WORKERS' COMP DISABILITY FOR FIREFIGHTERS		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
May 11	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+= SB 131	WORKERS' COMP DISABILITY FOR FIREFIGHTERS		
	-- Invited & Public Testimony --		
+ SB 136	LIMITATIONS ON FIREARMS RESTRICTIONS		
	-- Testimony <Invitation Only> --		
+ SB 119	OATH OF OFFICE		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		
May 13	Thursday	Beltz 105 (tsbldg)	3:30 PM
+= SB 46	LAW ENFORCEMENT: REGISTRY; USE OF FORCE		
	-- Testimony <Invitation Only> --		
+ SB 135	AK COMMUNITY HEALTH AIDE APPRECIATION DAY		
	-- Invited & Public Testimony --		
+= SB 136	LIMITATIONS ON FIREARMS RESTRICTIONS		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		

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EDUCATION

May 05	Wednesday	Butrovich 205	9:00 AM
+	Presentation: "Teacher Retention and Recruitment Action Plan" by the Working Group on Teacher Retention and Recruitment		
+	Bills Previously Heard/Scheduled **Streamed live on AKL.tv**		
May 07	Friday	Butrovich 205	9:00 AM
+	Bills Previously Heard/Scheduled:		
+=	SJR 10 CONST. AM: IN-PERSON PUBLIC EDUCATION **Streamed live on AKL.tv**		

FINANCE

May 05	Wednesday	Senate Finance 532	9:00 AM
+	HB 169 APPROP: EDUCATION; PUPIL TRANSPORTATION Presentation: OMB May 3, 2021 Amendments: Op/Cap/Sup		
+=	HB 69 APPROP: OPERATING BUDGET/LOANS/FUNDS <Pending Referral>		
+=	HB 71 APPROP: MENTAL HEALTH BUDGET <Pending Referral>		
+	Bills Previously Heard/Scheduled:		
+=	HB 27 NAMING IRENE WEBBER BRIDGE -- Invited & Public Testimony -- -- <Time Limit May Be Set> --		
+=	SB 49 APPROP: OPERATING BUDGET/LOANS/FUNDS		
+=	SB 51 APPROP: MENTAL HEALTH BUDGET		
May 06	Thursday	Senate Finance 532	9:00 AM
+=	HB 69 APPROP: OPERATING BUDGET/LOANS/FUNDS <Pending Referral>		
+=	HB 71 APPROP: MENTAL HEALTH BUDGET <Pending Referral>		
+	Bills Previously Heard/Scheduled:		
+=	SB 97 STATE LAND SALES AND LEASES; RIVERS		
May 07	Friday	Senate Finance 532	9:00 AM
+=	HB 69 APPROP: OPERATING BUDGET/LOANS/FUNDS <Pending Referral>		
+=	HB 71 APPROP: MENTAL HEALTH BUDGET <Pending Referral>		
+	Bills Previously Heard/Scheduled		

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HEALTH & SOCIAL SERVICES

May 06	Thursday	Butrovich 205	1:30 PM
+ SB 124	Bills Previously Heard/Scheduled: MENTAL HEALTH FACILITIES & MEDS <Above Item Removed from Agenda>		
+ SB 38	NATUROPATHS: LICENSING; PRACTICE <Bill Hearing Rescheduled from 05/04/2021>		

JUDICIARY

May 05	Wednesday	Butrovich 205	1:30 PM
+ SB 129	ELECTION PAMPHLET INFORMATION RE JUDGES -- Testimony <Invitation Only> --		
+ HB 109	EXTEND BAR ASS'N BOARD OF GOVERNORS -- Invited & Public Testimony --		
+ SB 11	COMMUNITY PROPERTY TRUSTS -- Invited & Public Testimony --		
+ SB 129	Bills Previously Heard/Scheduled **Streamed live on AKL.tv**		

May 07	Friday	Butrovich 205	1:30 PM
+ HB 109	EXTEND BAR ASS'N BOARD OF GOVERNORS		
+ SJR 6	CONST. AM: PERM FUND & PFDS <Bill Hearing Rescheduled from 05/03/2021>		
+ SJR 5	CONST. AM: APPROP LIMIT; BUDGET RESERVE		
+ SJR 7	CONST. AM: STATE TAX; VOTER APPROVAL		
+ SB 39	BALLOT CUSTODY/TAMPERING; VOTER REG; MAIL <Pending Referral>		
+ SB 39	Bills Previously Heard/Scheduled **Streamed live on AKL.tv**		

May 08	Saturday	Butrovich 205	10:00 AM
+ SB 39	BALLOT CUSTODY/TAMPERING; VOTER REG; MAIL <Pending Referral> -- Public Testimony --		
+ SB 39	Bills Previously Heard/Scheduled **Streamed live on AKL.tv**		

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LABOR & COMMERCE

May 05	Wednesday	Beltz 105 (tsbldg)	1:30 PM
+ SJR 15	RECOGNIZING ALASKA/CANADA RELATIONSHIP		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		
May 07	Friday	Beltz 105 (tsbldg)	1:30 PM
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		

RESOURCES

May 05	Wednesday	Butrovich 205	3:30 PM
+ SB 133	REMOTE RECREATIONAL SITES; SALES; PERMITS		
	-- Invited & Public Testimony --		
+ SB 134	MASTER GUIDE-OUTFITTER REQUIREMENTS		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled:		
+ SB 79	HUNTING/TRAPPING/FISHING: DISABLED VETS		
	Streamed live on AKL.tv		
May 07	Friday	Butrovich 205	3:30 PM
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		

STATE AFFAIRS

May 06	Thursday	Butrovich 205	3:30 PM
+ HB 3	DEFINITION OF "DISASTER": CYBERSECURITY		
+ SB 83	ELECTIONS; VOTING; BALLOT REQS		
	-- Invited & Public Testimony --		
+ SB 82	ELECTIONS; ELECTION INVESTIGATIONS		
	-- Invited & Public Testimony --		
+ SB 115	ADDRESS CONFIDENTIALITY PROGRAM		
	-- Invited & Public Testimony --		
+ SB 1	CHOKEHOLD BAN		
	-- Invited & Public Testimony --		
+ SB 4	PROHIBIT PEACE OFF. SHOOT MOVING VEHICLE		
	-- Invited & Public Testimony --		
+	Bills Previously Heard/Scheduled		
	Streamed live on AKL.tv		

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TRANSPORTATION

May 06	Thursday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		
May 11	Tuesday	Beltz 105 (tsbldg)	1:30 PM
+ HB 63	ALASKA MARINE HIGHWAY OPERATIONS BOARD <Pending Referral> -- Invited & Public Testimony -- + Bills Previously Heard/Scheduled		
May 13	Thursday	Beltz 105 (tsbldg)	1:30 PM
+ SB 117	PROCUREMENT; CONSTRUCTION; CONTRACTS <Pending Referral>(HB 160 Identical Bill) -- Invited & Public Testimony -- + HB 34 NAMING VIETNAM HELI. PILOTS' MEM. BRIDGE -- Invited & Public Testimony -- + Bills Previously Heard/Scheduled		
May 15	Saturday	Beltz 105 (tsbldg)	1:30 PM
+ SB 117	PROCUREMENT; CONSTRUCTION; CONTRACTS <Pending Referral>(HB 160 Identical Bill) + Bills Previously Heard/Scheduled		

FINANCE SUBCOMMITTEES

COMMERCE, COMMUNITY & ECONOMIC DEV

May 05	Wednesday	Senate Finance 532	5:30 PM
	-- MEETING CANCELED -- -- Rescheduled from 04/28/2021 -- + Department of Commerce, Community & Economic Development Budget Closeout		