

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-THIRD LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

May 6, 2024

One Hundred Twelfth Day

Pursuant to adjournment the House was called to order by Speaker Tilton at 11:12 a.m.

Roll call showed 40 members present.

The invocation was offered by the Chaplain, Pastor Paul Sliwa of Church of the Rock. Representative Vance moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

I'd like to start out by saying it is an honor and privilege to be here with all of you today. I would also like to thank you for all you do in serving our great state. I recognize that many of you have had to sacrifice much to be here. So on behalf of the many Alaskans across our state, I want you to know we appreciate you, and are praying for you and your families.

With that being said, I am honored to offer the following prayer:

Father God, I thank you for this beautiful state of Alaska that you have created. I thank you for the wonderful people of Alaska that make this place so special, and I thank you for these representatives here who give and serve so much in order to help make Alaska what it is, a place we all get to call home.

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I ask that you would bless each person that is represented today. I ask that you would pour out your favor and provision upon them and their families. And I also pray for protection over them.

I also come before you now asking that you would grant them all here the wisdom required to govern rightly, that you would give them the strength and endurance to labor diligently on behalf of those they serve, and grant them the grace necessary to work through disagreements to reach solutions for the good of all Alaskans. I pray all of these things in your name, Amen.

The Pledge of Allegiance was led by Representative Rauscher.

CERTIFICATION OF THE JOURNAL

Representative Saddler moved and asked unanimous consent that the journal for the 109th, 110th, and 111th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

HCR 15

A message dated May 3 was read stating the Senate passed:

HOUSE CONCURRENT RESOLUTION NO. 15

Designating May 2024 as Mental Health Awareness Month; and designating May 5 - 11, 2024, as Tardive Dyskinesia Awareness Week.

HCR 15 was referred to the Chief Clerk for enrollment.

HCR 17

A message dated May 3 was read stating the Senate passed:

HOUSE CONCURRENT RESOLUTION NO. 17

Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Joint Resolution No. 14, calling on the United States Congress and all federal

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agencies to adopt policies and engage in certain efforts to improve the competitiveness and resiliency of the state's seafood industry.

HCR 17 was referred to the Chief Clerk for enrollment.

SJR 14

A message dated May 3 was read stating the Senate concurred in the House amendment to:

SENATE JOINT RESOLUTION NO. 14

Calling on the United States Congress and all federal agencies to adopt policies and engage in certain efforts to improve the competitiveness and resiliency of the state's seafood industry.

thus adopting:

HOUSE CS FOR SENATE JOINT RESOLUTION NO. 14(FSH)
Affirming the commitment of the Alaska State Legislature to supporting small fishing-related businesses, families engaged in fishing, and the preservation of the state's cultural way of life; and calling on the United States Congress and all federal agencies to adopt policies and engage in certain efforts to improve the competitiveness and resiliency of the state's seafood industry.

(HCR 17 - title change resolution)

HB 268

A message dated May 6 was read stating the Senate failed to recede from its amendment to:

CS FOR HOUSE BILL NO. 268(FIN) am(brf sup maj fld)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; amending appropriations; making supplemental appropriations and reappropriations; and providing for an effective date."

namely:

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SENATE CS FOR CS FOR HOUSE BILL NO. 268(FIN)

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs; capitalizing funds; repealing appropriations; amending appropriations; making supplemental appropriations and reappropriations; and providing for an effective date."

(technical title change)

The President appointed the following members to a Conference Committee to meet with a like committee from the House to consider the bills:

Senator Stedman, Chair

Senator Hoffman

Senator Olson

The Speaker appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative D. Johnson, Chair

Representative Edgmon

Representative Ortiz

HB 270

A message dated May 6 was read stating the Senate failed to recede from its amendment to:

CS FOR HOUSE BILL NO. 270(FIN)

"An Act making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date."

namely:

SENATE CS FOR CS FOR HOUSE BILL NO. 270(FIN)

(same title)

The President appointed the following members to a Conference Committee to meet with a like committee from the House to consider the bills:

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Senator Stedman, Chair
Senator Hoffman
Senator Olson

The Speaker appointed the following members to a Conference Committee to meet with a like committee from the Senate to consider the bills:

Representative D. Johnson, Chair
Representative Edgmon
Representative Ortiz

The Speaker announced that with appointment of the Conference Committees, Uniform Rule 23(d) is in effect as of today.

A message dated May 3 was read stating the Senate passed the following, and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 131

SENATE BILL NO. 131 by Senators Gray-Jackson, Kawasaki, Dunbar, Claman, Wielechowski, Olson, and Stevens, entitled:

"An Act requiring education in the history and contributions of Asian Americans and Pacific Islanders."

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

SB 174

CS FOR SENATE BILL NO. 174(CRA) by the Senate Community and Regional Affairs Committee, entitled:

"An Act relating to the Honor and Remember Flag and the Honor and Sacrifice Flag."

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

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COMMUNICATIONS

The following was received:

Dept. of Administration
Monetary Terms of Agreement
Between the State and the Public Employees Local 71-Labor, Trades
and Crafts Unit
May 3, 2024
(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

REPORTS OF STANDING COMMITTEES

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

Emily Jackson-Hall
Tammy Schultz

as members of the Alaska Labor Relations Agency.

Ryan Sharratt

as a member of the Occupational Safety and Health Review Board.

Mark Sayampanathan

as a member of the Alaska Workers' Compensation Board.

The report was signed by Representative Sumner, Chair; and Representatives Wright, Prax, Fields, Carrick, and Ruffridge.

HB 55

The Finance Committee considered:

HOUSE BILL NO. 55

"An Act relating to allocations of funding for the Alaska Workforce Investment Board; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 55(L&C)
(same title)

The report was signed by Representatives Edgmon, D. Johnson, and Foster, Co-chairs, with the following individual recommendations:

Do pass (9): Stapp, Galvin, Hannan, Josephson, Ortiz, Cronk, Edgmon, D. Johnson, Foster

No recommendation (2): Coulombe, Tomaszewski

The following fiscal note(s) apply to CSHB 55(L&C):

2. Fiscal, Dept. of Labor & Workforce Development
10. Zero, Dept. of Labor & Workforce Development
11. Fiscal, Dept. of Education & Early Development
12. Fiscal, Dept. of Labor & Workforce Development
13. Fiscal, Dept. of Labor & Workforce Development
14. Fiscal, University of Alaska

HB 55 was referred to the Rules Committee.

HB 105

The Judiciary Committee considered:

HOUSE BILL NO. 105

"An Act relating to parental rights in a child's education; relating to access to school records; relating to sex education, human reproduction education, and human sexuality education; relating to school disciplinary and safety programs; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 105(JUD)

"An Act relating to parental rights in a child's education; relating to a child's names and pronouns; relating to liability of school districts; relating to access to school records; relating to the

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prevention and reduction of truancy; relating to school disciplinary and safety programs; relating to training on sex trafficking, human trafficking, sexual abuse, and sexual assault awareness and prevention; and providing for an effective date."

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

Do pass (1): Vance

Do not pass (2): Gray, Groh

No recommendation (3): C. Johnson, Sumner, Allard

The following fiscal note(s) apply to CSHB 105(JUD):

3. Zero, Dept. of Education & Early Development

HB 105 was referred to the Finance Committee.

HB 107

The Judiciary Committee considered:

HOUSE BILL NO. 107

"An Act relating to criminal law definitions."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 107(JUD)

"An Act relating to the definition of 'person' in Alaska Statutes; relating to criminal law definitions; and providing for an effective date."

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

Do pass (1): Vance

Do not pass (2): Gray, Groh

No recommendation (2): C. Johnson, Allard

Amend (1): Sumner

The following fiscal note(s) apply to CSHB 107(JUD):

2. Zero, Dept. of Law

HB 107 was referred to the Rules Committee.

HB 122

The Finance Committee considered:

HOUSE BILL NO. 122

"An Act authorizing the Alaska Railroad Corporation to issue revenue bonds to finance the replacement of the Alaska Railroad Corporation's passenger dock and related terminal facility in Seward, Alaska; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 122(FIN)
(same title)

The report was signed by Representatives Edgmon, D. Johnson, and Foster, Co-chairs, with the following individual recommendations:

Do pass (8): Hannan, Josephson, Ortiz, Coulombe, Tomaszewski, Edgmon, D. Johnson, Foster

Amend (1): Stapp

The following fiscal note(s) apply to CSHB 122(FIN):

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

HB 122 was referred to the Rules Committee.

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HB 232

The Finance Committee considered:

HOUSE BILL NO. 232

"An Act relating to retirement benefits and military service."

The report was signed by Representatives Edgmon, D. Johnson, and Foster, Co-chairs, with the following individual recommendations:

Do pass (9): Hannan, Josephson, Stapp, Coulombe, Ortiz, Tomaszewski, Edgmon, D. Johnson, Foster

The following fiscal note(s) apply:

1. Indeterminate, Dept. of Administration

HB 232 was referred to the Rules Committee.

HB 233

The Transportation Committee considered:

HOUSE BILL NO. 233

"An Act relating to rates and time allowances for motor vehicle warranty work."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 233(TRA)

"An Act relating to rates and time allowances for motor vehicle warranty work; and relating to unfair practices by manufacturers."

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

Do pass (2): Stutes, McCabe

No recommendation (4): C. Johnson, Vance, McKay, Mina

Amend (1): Sumner

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The following fiscal note(s) apply to CSHB 233(TRA):

1. Zero, Office of the Governor/Combined

HB 233 is on today's calendar.

HB 360

The Labor & Commerce Committee considered:

HOUSE BILL NO. 360

"An Act establishing the Home Care Employment Standards Advisory Board; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 360(L&C)
(same title)

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

Do pass (3): Fields, Prax, Sumner

No recommendation (1): Ruffridge

The following fiscal note(s) apply to CSHB 360(L&C):

1. Zero, Dept. of Health
2. Indeterminate, Dept. of Health
3. Fiscal, Dept. of Health

HB 360 was referred to the Rules Committee.

HB 400

The Education Committee considered:

HOUSE BILL NO. 400

"An Act relating to correspondence study programs; relating to allotments for correspondence study programs; and providing for an effective date."

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and recommends it be replaced with:

CS FOR HOUSE BILL NO. 400(EDC)

"An Act relating to correspondence study programs; and relating to allotments for correspondence study programs."

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

Do pass (3): Prax, Allard, Ruffridge

No recommendation (2): Story, McKay

Amend (2): Himschoot, McCormick

The following fiscal note(s) apply to CSHB 400(EDC):

1. Fiscal, Dept. of Education & Early Development

HB 400 was referred to the Finance Committee.

SB 12

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 12(JUD)

"An Act relating to the duties of the Department of Administration; creating an address confidentiality program; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 12(STA)
(same title)

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

Do pass (5): Gray, Groh, Sumner, Allard, Vance

The following fiscal note(s) apply to HCS CSSB 12(STA):

2. Zero, Dept. of Public Safety
3. Zero, Dept. of Public Safety
4. Zero, Dept. of Public Safety
5. Fiscal, Dept. of Administration

CSSB 12(JUD) was referred to the Finance Committee.

SB 24

The Education Committee considered:

CS FOR SENATE BILL NO. 24(FIN)

"An Act relating to mental health education; and providing for an effective date."

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

Do pass (4): Himschoot, Story, McCormick, Ruffridge

No recommendation (3): McKay, Prax, Allard

The following fiscal note(s) apply:

2. Fiscal, Dept. of Education & Early Development

CSSB 24(FIN) was referred to the Finance Committee.

SB 134

The Judiciary Committee considered:

CS FOR SENATE BILL NO. 134(JUD)

"An Act relating to insurance; relating to insurance data security; relating to mammograms; amending Rule 26, Alaska Rules of Civil Procedure, and Rules 402 and 501, Alaska Rules of Evidence; and providing for an effective date."

and recommends it be replaced with:

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HOUSE CS FOR CS FOR SENATE BILL NO. 134(JUD)
(same title)

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

Do pass (3): Gray, Groh, Vance

No recommendation (1): C. Johnson

Amend (2): Sumner, Allard

The following fiscal note(s) apply to HCS CSSB 134(JUD):

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

CSSB 134(JUD) was referred to the Rules Committee.

SB 187

The Finance Committee considered:

CS FOR SENATE BILL NO. 187(FIN) am

"An Act making appropriations, including capital appropriations, supplemental appropriations, and other appropriations; making reappropriations; making appropriations to capitalize funds; amending appropriations; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 187(FIN)
(same title)

The report was signed by Representatives Foster, D. Johnson, and Edgmon, Co-chairs, with the following individual recommendations:

Do pass (7): Coulombe, Stapp, Cronk, Tomaszewski, Foster, D. Johnson, Edgmon

Amend (3): Ortiz, Josephson, Hannan

CSSB 187(FIN) am was referred to the Rules Committee.

INTRODUCTION OF CITATIONS

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

Honoring – Thunder Mountain High School Culinary Arts Team
By Representatives Story, Hannan; Senator Kiehl

Honoring – Alaska School Boards and Members
By Representatives Story, Hannan; Senator Kiehl

Honoring – 2024 House Floor Staff
By Representative C. Johnson

Honoring – Pena Park Market
By Senators Wielechowski, Tobin; Representative Groh

Honoring – Łuk'ae Tse' Taas Comics
By Senators Wielechowski, Tobin, Dunbar

In Memoriam – George Davidson
By Representatives Story, Hannan; Senator Kiehl

In Memoriam – James "Jim" Eldon Graham
By Senator Wielechowski; Representative Mears

In Memoriam – Orin Seybert
By Senator Olson; Representative Edgmon

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS****HJR 29**

HOUSE JOINT RESOLUTION NO. 29 by the Transportation Committee:

Urging federal support for the state's aviation fuel transition.

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

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CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 19

The following was read the second time:

HOUSE BILL NO. 19

"An Act relating to the registration of commercial vessels; and providing for an effective date."

with the:	Journal Page
FSH RPT 5DP 2NR	697
FN1: ZERO(DNR)	697
FN2: (ADM)	697
FN3: (DFG)	697
FIN RPT CS(FIN) NEW TITLE 10DP	2445
FN4: ZERO(CED)	2445
FN5: ZERO(DNR)	2445
FN6: (ADM)	2445
FN7: (DFG)	2445

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

CS FOR HOUSE BILL NO. 19(FIN)

"An Act relating to the registration of commercial vessels."

There being no objection, it was so ordered.

Amendment No. 1 was offered by Representative Eastman:

Page 2, line 3, following "by":

Insert "the United States or"

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

Representative Stutes objected and withdrew the objection. There being no further objection, Amendment No. 1 was adopted.

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Representative Saddler moved and asked unanimous consent that CSHB 19(FIN) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 19(FIN) am was read the third time.

The question being: "Shall CSHB 19(FIN) am pass the House?" The roll was taken with the following result:

CSHB 19(FIN) am

Third Reading

Final Passage

YEAS: 38 NAYS: 0 EXCUSED: 0 ABSENT: 2

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Absent: McCormick, Sumner

And so, CSHB 19(FIN) am passed the House and was referred to the Chief Clerk for engrossment.

HB 111

The following was read the second time:

HOUSE BILL NO. 111

"An Act relating to public school students who are deaf or have a hearing impairment."

with the:

Journal Page

EDC RPT CS(EDC) NEW TITLE 6DP 1NR

894

FN1: (EED)

894

FIN RPT CS(EDC) NEW TITLE 5DP 4NR 1AM

2446

FN2: (EED)

2446

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

CS FOR HOUSE BILL NO. 111(EDC)

"An Act relating to public school students who are deaf or hard of hearing."

There being no objection, it was so ordered.

Representative Saddler moved and asked unanimous consent that CSHB 111(EDC) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 111(EDC) was read the third time.

The question being: "Shall CSHB 111(EDC) pass the House?" The roll was taken with the following result:

CSHB 111(EDC)

Third Reading

Final Passage

YEAS: 39 NAYS: 1 EXCUSED: 0 ABSENT: 0

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman

And so, CSHB 111(EDC) passed the House and was referred to the Chief Clerk for engrossment.

HB 116

The following was read the second time:

HOUSE BILL NO. 116

"An Act relating to appropriations from the restorative justice account."

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with the:

Journal Page

STA RPT CS(STA) NEW TITLE 7DP	962
FN1: (COR)	962
FN2: (DPS)	962
FIN RPT CS(STA) NEW TITLE 8DP 1NR	2393
FN3: (H.FIN/COR)	2393
FN4: (H.FIN/DPS)	2393

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

CS FOR HOUSE BILL NO. 116(STA)

"An Act relating to grants and costs funded by the restorative justice account; relating to the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

Representative Eastman objected.

The question being: "Shall the House adopt CSHB 116(STA)?" The roll was taken with the following result:

HB 116

Second Reading

Adopt State Affairs CS

YEAS: 39 NAYS: 1 EXCUSED: 0 ABSENT: 0

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman

And so, CSHB 116(STA) was adopted.

Representative Saddler moved and asked unanimous consent that CSHB 116(STA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

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CSHB 116(STA) was read the third time.

The question being: "Shall CSHB 116(STA) pass the House?" The roll was taken with the following result:

CSHB 116(STA)

Third Reading

Final Passage

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman

Absent: D.Johnson, Sumner

And so, CSHB 116(STA) passed the House.

Representative Saddler 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 116(STA) was referred to the Chief Clerk for engrossment.

HB 169

The following was read the second time:

HOUSE BILL NO. 169

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

with the:

Journal Page

FSH RPT CS(FSH) 5DP 1NR	992
FN1: (DFG)	992
RES RPT CS(FSH) 7DP 2NR	1342
FN2: (DFG)	1342
FIN RPT CS(FSH) 7DP 3AM	2534
FN2: (DFG)	2534

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

CS FOR HOUSE BILL NO. 169(FSH)
(same title)

Representative Eastman objected.

The question being: "Shall the House adopt CSHB 169(FSH)?" The roll was taken with the following result:

HB 169
Second Reading
Adopt Fisheries CS

YEAS: 36 NAYS: 1 EXCUSED: 0 ABSENT: 3

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Nay: Eastman

Absent: C.Johnson, D.Johnson, Sumner

And so, CSHB 169(FSH) was adopted.

Amendment No. 1 was offered by Representative Eastman:

Page 1, line 13, following the first occurrence of "and":

Insert "may make the application form available"

Page 1, line 14:

Delete "shall"
Insert "may"

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

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Representative Cronk objected.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 1

YEAS: 1 NAYS: 36 EXCUSED: 0 ABSENT: 3

Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Absent: C.Johnson, D.Johnson, Sumner

And so, Amendment No. 1 was not adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 4, lines 3 - 4:

Delete "the commissioner notifies an applicant that an application is complete"

Insert "an applicant submits a completed application"

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

Representative Cronk objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 2

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

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Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson, Sumner

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Eastman:

Page 2, line 22:

Delete "\$100"

Insert "\$20"

Representative Eastman moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Cronk objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 3

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

Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson, Sumner

And so, Amendment No. 3 was not adopted.

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Amendment No. 4 was offered by Representative Eastman:

Page 2, lines 25 - 30:

Delete "in which

- (A) subsistence and escapement goals have not been met;
- (B) there are no established escapement goals and local stakeholders have identified a decline in the number of the species of fish; or
- (C) the population of the species of fish is limited"

Representative Eastman moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Cronk objected.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 4

YEAS: 1 NAYS: 38 EXCUSED: 0 ABSENT: 1

Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representative Josephson:

Page 5, lines 1 - 5:

Delete all material.

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Renumber the following bill section accordingly.

Representative Josephson moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Eastman objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 5

YEAS: 18 NAYS: 21 EXCUSED: 0 ABSENT: 1

Yea: Armstrong, Carrick, Dibert, Edgmon, Fields, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Schrage, Story, Stutes

Nay: Allard, Baker, Carpenter, Coulombe, Cronk, Eastman, Foster, C.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 5 was not adopted.

Amendment No. 6 was offered by Representative Josephson:

Page 4, line 7:

Delete "500,000"

Insert "50,000"

Representative Josephson moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Vance objected.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

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CSHB 169(FSH)

Second Reading

Amendment No. 6

YEAS: 13 NAYS: 26 EXCUSED: 0 ABSENT: 1

Yeas: Dibert, Edgmon, Fields, Galvin, Gray, Groh, Hannan, Josephson, McCormick, Mears, Mina, Ortiz, Story

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Eastman, Foster, Himschoot, C.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 6 was not adopted.

Amendment No. 7 was offered by Representative Josephson:

Page 2, line 23, following "the":

Insert "department surveys water from which fish will be taken or fish eggs placed, and the"

Representative Josephson moved and asked unanimous consent that Amendment No. 7 be adopted.

Representative Cronk objected.

The question being: "Shall Amendment No. 7 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 7

YEAS: 17 NAYS: 22 EXCUSED: 0 ABSENT: 1

Yeas: Armstrong, Carrick, Dibert, Edgmon, Fields, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Schrage, Story

Nays: Allard, Baker, Carpenter, Coulombe, Cronk, Eastman, Foster, C.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

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Absent: D.Johnson

And so, Amendment No. 7 was not adopted.

Amendment No. 8 was offered by Representative Josephson:

Page 2, following line 22:

Insert a new subsection to read:

"(c) At least 30 days before issuing a permit under this section, the department shall provide public notice of the proposed project."

Reletter the following subsections accordingly.

Representative Josephson moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative Cronk objected.

The question being: "Shall Amendment No. 8 be adopted?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Amendment No. 8

YEAS: 19 NAYS: 20 EXCUSED: 0 ABSENT: 1

Yeas: Armstrong, Carrick, Dibert, Edgmon, Fields, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCormick, Mears, Mina, Ortiz, Schrage, Story, Stutes

Nays: Allard, Baker, Carpenter, Coulombe, Cronk, Eastman, Foster, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 8 was not adopted.

Representative Saddler moved and asked unanimous consent that CSHB 169(FSH) be considered engrossed, advanced to third reading, and placed on final passage.

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Representative Eastman objected.

The question being: "Shall CSHB 169(FSH) be advanced to third reading on the same day?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Advance to Third Reading on the Same Day

YEAS: 24 NAYS: 15 EXCUSED: 0 ABSENT: 1

Yeas: Allard, Armstrong, Baker, Carpenter, Coulombe, Cronk, Foster, C.Johnson, D.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Carrick, Dibert, Eastman, Fields, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Schrage

Absent: Edgmon

And so, lacking the required 30 votes, the motion failed.

Representative Eastman moved and asked unanimous consent to rescind previous action in failing to adopt Amendment No. 8.

There was objection.

The question being: "Shall the House rescind previous action in failing to adopt Amendment No. 8?" The roll was taken with the following result:

CSHB 169(FSH)

Second Reading

Rescind Previous Action in failing to adopt Amendment No. 8

YEAS: 18 NAYS: 21 EXCUSED: 0 ABSENT: 1

Yeas: Armstrong, Carrick, Dibert, Eastman, Fields, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Schrage, Story, Stutes

Nays: Allard, Baker, Carpenter, Coulombe, Cronk, Foster, C.Johnson, D.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Sumner, Tilton, Tomaszewski, Vance, Wright

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Absent: Edgmon

And so, the motion failed.

CSHB 169(FSH) will advance to third reading on tomorrow's calendar.

HB 189

The following was read the second time:

HOUSE BILL NO. 189

"An Act relating to the sale of alcohol; and providing for an effective date."

with the:

Journal Page

L&C RPT CS(L&C) 4DP 1NR
FN1: (CED)

1982
1982

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

CS FOR HOUSE BILL NO. 189(L&C)
(same title)

Representative Eastman objected and withdrew the objection. There being no further objection, CSHB 189(L&C) was adopted.

Amendment No. 1 was offered by Representative Gray:

Page 1, line 1, following "**alcohol;**" (title amendment):

Insert "**relating to the posting of warning signs for alcoholic beverages;**"

Page 5, following line 20:

Insert new bill sections to read:

"* **Sec. 11.** AS 04.21.065(b) is amended to read:

(b) The warning signs required by (a) of this section must be at least 11 inches by 14 inches, and the lettering must be at least one-half inch high and in contrasting colors. The first sign must

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read, "WARNING: Alcohol use [DRINKING ALCOHOLIC BEVERAGES SUCH AS BEER, WINE, WINE COOLERS, AND DISTILLED SPIRITS OR SMOKING CIGARETTES] during pregnancy can cause birth defects. Alcohol use can cause cancer, including breast and colon cancers." The second sign must read, "WARNING: A person who provides alcoholic beverages to a person under 21 years of age, if convicted under AS 04.16.051, could be imprisoned for up to five years and fined up to \$50,000." The third sign must read, "WARNING: An unaccompanied person under 21 years of age who enters these premises in violation of law may, under AS 04.16.049(e), be civilly liable for damages of \$1,500." The license or permit holder shall display the first and second signs in a manner that would make them conspicuous to a person who will be purchasing or consuming alcoholic beverages or smoking cigarettes on the licensed or designated premises and shall conspicuously display the third sign at each door through which customers enter the licensed premises."

Renumber the following bill sections accordingly.

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

There was objection.

Amendment No. 1 to Amendment No. 1 was not offered.

Amendment No. 2 to Amendment No. 1 was offered by Representative Carpenter:

Page 1, line 9 of the amendment following "use":

Insert "can lead to unwanted pregnancy and"

Representative Carpenter moved and asked unanimous consent that Amendment No. 2 to Amendment No. 1 be adopted.

Representative Galvin objected.

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The question being: "Shall Amendment No. 2 to Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 189(L&C)

Second Reading

Amendment No. 2 to Amendment No. 1

YEAS: 17 NAYS: 23 EXCUSED: 0 ABSENT: 0

Yea: Allard, Carpenter, Coulombe, Cronk, Eastman, C.Johnson, D.Johnson, McCabe, McKay, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Tilton, Tomaszewski, Vance

Nay: Armstrong, Baker, Carrick, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Prax, Schrage, Story, Stutes, Sumner, Wright

And so, Amendment No. 2 to Amendment No. 1 was not adopted.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 189(L&C)

Second Reading

Amendment No. 1

YEAS: 21 NAYS: 19 EXCUSED: 0 ABSENT: 0

Yea: Armstrong, Carrick, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Josephson, McCormick, Mears, Mina, Ortiz, Schrage, Story, Stutes, Sumner, Wright

Nay: Allard, Baker, Carpenter, Coulombe, Cronk, Eastman, C.Johnson, D.Johnson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Tilton, Tomaszewski, Vance

And so, Amendment No. 1 was adopted and the new title follows:

CS FOR HOUSE BILL NO. 189(L&C) am

"An Act relating to the sale of alcohol; relating to the posting of warning signs for alcoholic beverages; and providing for an effective date."

Amendment No. 2 was offered by Representative Sumner:

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Page 5, line 22:

Delete all material and insert:

"* **Sec. 12.** This Act takes effect immediately under AS 01.10.070(c)."

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

There was objection.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 189(L&C) am

Second Reading

Amendment No. 2

YEAS: 36 NAYS: 2 EXCUSED: 0 ABSENT: 2

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman, D.Johnson

Absent: Edgmon, Ortiz

And so, Amendment No. 2 was adopted.

Amendment No. 3 was offered by Representative Ruffridge:

Page 4, line 21, following "and":

Insert ", other than for a business that offers adult entertainment,"

Page 5, following line 20:

Insert a new bill section to read:

"* **Sec. 11.** AS 04.21.080(b) is amended by adding a new paragraph to read:

(31) "business that offers adult entertainment" has the meaning given in AS 23.10.350(f)."

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Renumber the following bill sections accordingly.

Representative Ruffridge moved and asked unanimous consent that Amendment No. 3 be adopted.

There was objection.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 189(L&C) am
Second Reading
Amendment No. 3

YEAS: 38 NAYS: 1 EXCUSED: 0 ABSENT: 1

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCormick, McKay, Mears, Mina, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nay: McCabe

Absent: Ortiz

And so, Amendment No. 3 was adopted.

Representative Saddler moved and asked unanimous consent that CSHB 189(L&C) am be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

The question being: "Shall CSHB 189(L&C) am be advanced to third reading on the same day?" The roll was taken with the following result:

CSHB 189(L&C) am
Second Reading
Advance to Third Reading on the Same Day

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman, Hannan

Absent: Ortiz

And so, the motion passed.

CSHB 189(L&C) am was read the third time.

The question being: "Shall CSHB 189(L&C) am pass the House?"
The roll was taken with the following result:

CSHB 189(L&C) am

Third Reading

Final Passage

YEAS: 36 NAYS: 4 EXCUSED: 0 ABSENT: 0

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Himschoot, C.Johnson, Josephson, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman, Hannan, D.Johnson, McCabe

And so, CSHB 189(L&C) am passed the House.

Representative Saddler 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 189(L&C) am was referred to the Chief Clerk for engrossment.

HB 233

The following was read the second time:

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HOUSE BILL NO. 233

"An Act relating to rates and time allowances for motor vehicle warranty work."

with the:

Journal Page

L&C RPT 2DP 4NR	2396
FN1: ZERO(GOV/COMBINED)	2396
TRA RPT CS(TRA) NEW TITLE 2DP 4NR 1AM	2680
FN1: ZERO(GOV/COMBINED)	2680

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

CS FOR HOUSE BILL NO. 233(TRA)

"An Act relating to rates and time allowances for motor vehicle warranty work; and relating to unfair practices by manufacturers."

Representative Eastman objected.

The question being: "Shall the House adopt CSHB 233(TRA)?" The roll was taken with the following result:

HB 233

Second Reading

Adopt Transportation CS

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman

Absent: D.Johnson, McCormick

And so, CSHB 233(TRA) was adopted.

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Amendment No. 1 was offered by Representative Eastman:

Page 2, line 7, following "hours":

Insert "and fractions of an hour"

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

There was objection.

The question being: "Shall Amendment No. 1 be adopted?" The roll was taken with the following result:

CSHB 233(TRA)

Second Reading

Amendment No. 1

YEAS: 27 NAYS: 12 EXCUSED: 0 ABSENT: 1

Yea: Armstrong, Coulombe, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, McKay, Mears, Mina, Ortiz, Rauscher, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Wright

Nay: Allard, Baker, Carpenter, Carrick, Cronk, Josephson, McCabe, McCormick, Prax, Ruffridge, Sumner, Vance

Absent: D.Johnson

And so, Amendment No. 1 was adopted.

Amendment No. 2 was offered by Representative Sumner:

Page 3, following line 26:

Insert a new bill section to read:

"* Sec. 6. AS 45.45.300 is amended by adding a new subsection to read:

"(b) The Department of Commerce Community and Economic Development shall establish regulations for an independent shop to make necessary repairs to conform a new motor vehicle to the warranty."

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

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Representative Cronk objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 233(TRA) am

Second Reading

Amendment No. 2

YEAS: 20 NAYS: 19 EXCUSED: 0 ABSENT: 1

Yea: Armstrong, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, McCormick, Mears, Mina, Ortiz, Prax, Schrage, Story, Stutes, Sumner

Nay: Allard, Baker, Carpenter, Carrick, Coulombe, Cronk, Eastman, Josephson, McCabe, McKay, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 2 was adopted.

Representative Tomaszewski moved and asked unanimous consent to rescind previous action in adopting Amendment No. 2.

There was objection.

The question being: "Shall the House rescind previous action in adopting Amendment No. 2?" The roll was taken with the following result:

CSHB 233(TRA) am

Second Reading

Rescind Previous Action in adopting Amendment No. 2

YEAS: 25 NAYS: 14 EXCUSED: 0 ABSENT: 1

Yea: Allard, Baker, Carpenter, Carrick, Coulombe, Cronk, Eastman, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Nay: Armstrong, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, Mears, Mina, Ortiz, Schrage, Sumner

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Absent: Edgmon

And so, the motion passed.

Amendment No. 2 was before the House (page 2706).

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 233(TRA) am

Second Reading

Amendment No. 2

YEAS: 18 NAYS: 22 EXCUSED: 0 ABSENT: 0

Yeas: Armstrong, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, McCormick, Mears, Mina, Ortiz, Schrage, Stutes, Sumner

Nays: Allard, Baker, Carpenter, Carrick, Coulombe, Cronk, Eastman, D.Johnson, Josephson, McCabe, McKay, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Story, Tilton, Tomaszewski, Vance, Wright

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Gray:

Page 2, line 3:

Delete "a new subsection"

Insert "new subsections"

Page 2, following line 3:

Insert a new subsection to read:

"(j) If a new motor vehicle dealer receives profits for performing warranty work as a result of the requirements of (c) of this section that are higher than the profits the new motor vehicle dealer receives for performing similar nonwarranty service work, the new motor vehicle dealer shall use those additional profits to increase the wages of the mechanics employed by the new motor vehicle dealer."

Reletter the following subsection accordingly.

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Representative Gray moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Saddler objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 233(TRA) am

Second Reading

Amendment No. 3

YEAS: 9 NAYS: 31 EXCUSED: 0 ABSENT: 0

Yea: Carrick, Dibert, Fields, Galvin, Gray, Groh, Hannan, Himschoot, Ortiz

Nay: Allard, Armstrong, Baker, Carpenter, Coulombe, Cronk, Eastman, Edgmon, Foster, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representative Sumner:

Page 1, line 1 (title amendment):

Delete "**and**"

Page 1, line 2, following "**manufacturers**":

Insert "; **and relating to repairs to new motor vehicles under warranty performed by shops**"

Page 3, following line 26:

Insert new bill sections to read:

"* **Sec. 6.** AS 45.45.300 is amended to read:

Sec. 45.45.300. Repairs required. If a new motor vehicle does not conform to an express warranty that is applicable to it and the owner of the vehicle reports the defect or condition to the manufacturer of the vehicle or to the manufacturer's or distributor's dealer during the term of the warranty, the owner

may choose to have the necessary repairs made to conform the vehicle to the warranty performed by

(1) the manufacturer, distributor, or dealer [,] or a repairing agent; or

(2) a shop that has received a schedule of compensation from the manufacturer or distributor [SHALL MAKE THE NECESSARY REPAIRS TO CONFORM THE VEHICLE TO THE EXPRESS WARRANTY].

* **Sec. 7.** AS 45.45.300 is amended by adding new subsections to read:

(b) If a manufacturer receives a report from an owner under (a) of this section and the owner chooses to have repairs performed under (a)(1) of this section, the manufacturer, distributor, dealer, or repairing agent shall make the necessary repairs to conform the vehicle to the express warranty.

(c) If a manufacturer is sent a report from an owner under (a) of this section and the owner chooses to have repairs performed under (a)(2) of this section, a shop may perform the necessary repairs to conform the vehicle to the express warranty.

* **Sec. 8.** AS 45.45.305 is amended to read:

Sec. 45.45.305. Replacement or refund. If, during the term of the express warranty or within one year from the date of delivery of the motor vehicle to the original owner, whichever period terminates first, the **person performing repairs under AS 45.45.300** [MANUFACTURER, DISTRIBUTOR, DEALER, OR REPAIRING AGENT] is unable to conform the motor vehicle to an applicable express warranty after a reasonable number of attempts, the manufacturer or distributor shall accept the return of the nonconforming motor vehicle, and, at the owner's option, shall replace the nonconforming vehicle with a new, comparable vehicle or shall refund the full purchase price to the owner less a reasonable allowance for the use of the motor vehicle from the time it was delivered to the original owner. A refund under this section shall be made to a lienholder of record, if any, and the owner, as their interests may appear.

* **Sec. 9.** AS 45.45.310 is amended to read:

Sec. 45.45.310. Notice by owner. In order to claim a refund or replacement under AS 45.45.305, the owner shall give written notice by certified mail to the manufacturer and **the person performing repairs under AS 45.45.300** [ITS DEALER OR

REPAIRING AGENT] at any time before 60 days have elapsed after the expiration of the express warranty or the one-year period after the date of delivery of the motor vehicle to the original owner, whichever period terminates first, (1) stating that the vehicle has a nonconformity; (2) providing a reasonable description of the nonconformity; (3) stating that [THE MANUFACTURER, DISTRIBUTOR, DEALER, OR REPAIRING AGENT HAS MADE] a reasonable number of attempts to conform the vehicle have been made and identifying who made those attempts under AS 45.45.305(a); and (4) stating that the owner demands a refund or replacement vehicle to be delivered on the 60th day after the mailing of the written notice. Within 30 days after receiving the notice required by this section, the manufacturer may make a final attempt to conform the vehicle before a refund or replacement is made under AS 45.45.305.

* **Sec. 10.** AS 45.45.315 is amended to read:

Sec. 45.45.315. Exceptions. An owner may not receive a refund or replacement under AS 45.45.300 - 45.45.360 if the manufacturer or distributor shows that the nonconformity complained of

(1) does not substantially impair either the use or the market value of the motor vehicle; or

(2) is the result of

(A) alteration of the motor vehicle by the owner or a person other than a person permitted to make the alteration under AS 45.45.300 [DEALER OR REPAIRING AGENT THAT IS NOT AUTHORIZED BY THE MANUFACTURER OR DISTRIBUTOR]; or

(B) abuse or neglect by the owner or a person other than a person permitted to perform repairs on the motor vehicle under AS 45.45.300 [THE DEALER OR REPAIRING AGENT].

* **Sec. 11.** AS 45.45.320 is amended to read:

Sec. 45.45.320. Presumption. A presumption that a reasonable number of attempts have been made to conform a motor vehicle under an applicable express warranty is established if [:]

(1) the same nonconformity has been subject to repair three or more times under AS 45.45.300 [BY THE

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MANUFACTURER, DISTRIBUTOR, DEALER, OR REPAIRING AGENT] during the term of the express warranty or the one-year period after delivery of the motor vehicle to the original owner, whichever period terminates first, but the nonconformity continues to exist; or

(2) the vehicle is out of service for repair for a total of 30 or more business days during the express warranty term or the one-year period referred to in (1) of this section, whichever period terminates first; any period of time that repairs are not performed for reasons that are beyond the control of the person performing repairs under AS 45.45.300 [MANUFACTURER, DISTRIBUTOR, DEALER, OR REPAIRING AGENT] is excluded from the 30-day time period referred to in this paragraph.

* **Sec. 12.** AS 45.45.325 is amended to read:

Sec. 45.45.325. Parts availability. A manufacturer whose vehicles are sold in the state through an authorized dealer shall provide a person performing repairs under AS 45.45.300 [ITS DEALER OR REPAIRING AGENT] with any part necessary to make a repair of a nonconformity covered under an express warranty, as soon as possible, without additional charge for freight or handling, if the part is not in the person's [DEALER'S OR AGENT'S] inventory when the nonconforming vehicle is brought to the person [DEALER OR REPAIRING AGENT] for repair.

* **Sec. 13.** AS 45.45.340 is amended to read:

Sec. 45.45.340. Other rights and remedies. The provisions of AS 45.45.300 - 45.45.360 do not limit other rights and remedies that may be available to the owner of a motor vehicle under other provisions of law. This section does not create a new cause of action against a dealer or repairing agent who sells or against a person who attempts to repair under AS 45.45.300 a motor vehicle found to be nonconforming under AS 45.45.300 - 45.45.360.

* **Sec. 14.** AS 45.45 is amended by adding new sections to read:

Sec. 45.45.356. Schedule of compensation for shops. (a) A shop may request a schedule of compensation from a manufacturer or distributor. Upon receiving a request that complies with this section, the manufacturer or distributor shall provide the shop with the schedule of compensation that the manufacturer or distributor will pay to the shop to perform

necessary repairs under AS 45.45.300(a)(2).

(b) The schedule of compensation must include compensation for parts and labor. The compensation for parts must include the average retail percentage markup that the shop charges. The compensation for labor must include the rates and time allowances for labor performed under AS 45.45.300(a)(2).

(c) Unless otherwise agreed to by the manufacturer or distributor and the shop, the schedule of compensation may not contain

(1) rates less than the rates that the shop charges retail customers for similar nonwarranty service work; and

(2) time allowances less than time allowances provided in independent labor time guides.

(d) To establish the retail percentage markup, the shop shall submit to the manufacturer or distributor 100 sequential chronologically issued retail service repair orders paid by customers for warranty-like repairs or 90 consecutive days of retail service repair orders paid by customers for warranty-like repairs, whichever number of retail service repair orders is fewer. The retail service repair orders that the shop submits must cover retail repairs that the shop made less than 180 days before the shop submits the orders to the manufacturer or distributor.

(e) A manufacturer or distributor may not require a shop to establish the retail percentage markup by a method other than the method required by (d) of this section. When establishing the retail percentage markup, the manufacturer or distributor may not require the shop to provide information that is unduly burdensome or time consuming to provide, including part-by-part or transaction-by-transaction calculations.

(f) A manufacturer or distributor may not include in the calculation of the rates in the schedule of compensation

(1) repairs for manufacturer or distributor special events, specials, or promotional discounts;

(2) parts sold at wholesale;

(3) routine maintenance not covered under warranty, including the replacement of fluids, filters, and belts, unless the shop provides the routine maintenance in the course of making a repair;

(4) nuts, bolts, fasteners, and similar items that do not have an individual part number;

- (5) tires, batteries, and light bulbs;
- (6) vehicle reconditioning; and
- (7) repair orders for motor vehicle body repairs if an insurer pays for the repairs.

(g) The retail percentage markup calculated under (d) of this section may not take effect more than 30 days after the manufacturer or distributor approves the shop's proposed rate, or after the manufacturer or distributor is considered to have approved the shop's proposed rate under this section. If the manufacturer or distributor does not disapprove the shop's proposed rate within 30 days after the shop submits the rate application, then the shop's proposed rate shall be considered approved.

(h) A manufacturer or distributor may disapprove a rate proposed by a shop under this section if the manufacturer or distributor demonstrates that the proposed rate is materially miscalculated or unreasonable compared to other similarly situated shops, dealers, or repairing agents in this state.

(i) A shop may not receive more than one rate increase under this section in a calendar year.

(j) In this section,

(1) "rate" means the dollar amount that a manufacturer pays a shop for one hour of labor;

(2) "time allowance" has the meaning given in AS 45.25.210(j).

Sec. 45.45.358. Payment and approval of claims from shops. (a) A manufacturer or distributor shall pay a shop for approved repairs performed under AS 45.45.300(a)(2) in accordance with the schedule of compensation that applies to the repairs when the shop makes the repairs.

(b) A shop shall submit a claim for a repair performed under AS 45.45.300(a)(2) to the manufacturer or distributor within 90 days after the shop completes the work on the new motor vehicle. The shop shall submit the claim in the manner that the manufacturer or distributor requires.

(c) Within 30 days after the manufacturer or distributor receives a claim from a shop under (b) of this section, the manufacturer or distributor shall approve or disapprove the claim and notify the shop of the reasons for disapproving the claim in writing or electronically. The shop may correct and resubmit the

claim within 30 days after the shop receives the written or electronic notice that the manufacturer or distributor disapproved the claim. If a manufacturer or distributor does not disapprove a claim as required by this subsection, the claim is considered approved. The manufacturer or distributor shall pay the claim within 30 days after the approval of the claim.

(d) Notwithstanding the reporting requirement of AS 45.45.300, a manufacturer or distributor may not deny a claim for a repair performed under AS 45.45.300(a)(2) that was discovered and properly repaired by the shop during the course of a separate repair if the shop

(1) has already received a schedule of compensation from the manufacturer or distributor; and

(2) provides to the manufacturer or distributor the required documentation demonstrating the need for the repair.

(e) A manufacturer or distributor may initiate or conduct an audit to determine the validity of paid claims for repairs performed under AS 45.45.300(a)(2) only if the manufacturer or distributor initiates the audit within one year after the payment of the claim. The manufacturer or distributor may audit a shop performing repairs under AS 45.45.300(a)(2) once in a calendar year to determine the validity of claims paid to the shop.

(f) Notwithstanding the limitations under (e) of this section, if a manufacturer or distributor reasonably suspects fraud, the manufacturer or distributor may audit a shop for fraudulent claims during any period in which an action for fraud may be commenced under applicable state law.

(g) In this section, "fraud" has the meaning given in AS 45.25.990.

* **Sec. 15.** AS 45.45.360 is amended by adding new paragraphs to read:

(13) "schedule of compensation" means a schedule established under AS 45.45.356 that includes parts, rates for labor, and time allowances for labor;

(14) "shop" has the meaning given in AS 45.45.240, but does not include a dealer or repairing agent when performing warranty repairs in the state on a motor vehicle under a franchise agreement with or under the specific authority of a manufacturer or dealer.

* **Sec. 16.** The uncodified law of the State of Alaska is amended by

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adding a new section to read:

APPLICABILITY. This Act applies to an express warranty for a new motor vehicle provided on or after the effective date of this Act."

Representative Sumner moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Stapp objected.

Representative Sumner moved and asked unanimous consent to withdraw Amendment No. 4. There being no objection, it was so ordered.

Representative Saddler moved and asked unanimous consent that CSHB 233(TRA) am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

CSHB 233(TRA) am was read the third time.

The question being: "Shall CSHB 233(TRA) am pass the House?" The roll was taken with the following result:

CSHB 233(TRA) am
Third Reading
Final Passage

YEAS: 35 NAYS: 2 EXCUSED: 0 ABSENT: 3

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Tilton, Tomaszewski, Vance, Wright

Nays: Eastman, Sumner

Absent: Edgmon, D.Johnson, Ortiz

And so, CSHB 233(TRA) am passed the House and was referred to the Chief Clerk for engrossment.

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HB 251

The following was read the second time:

HOUSE BILL NO. 251

"An Act exempting certain foods and drinks prepared in a person's uninspected home kitchen from state labeling, licensing, packaging, permitting, and inspection requirements; and permitting a person to acquire meat from a producer by way of an ownership share in an animal if certain conditions are met."

with the:

Journal Page

L&C RPT CS(L&C) NEW TITLE 2DP 5NR	2013
FN1: ZERO(DEC)	2013
RES RPT CS(L&C) NEW TITLE 9DP	2340
FN1: ZERO(DEC)	2340

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

CS FOR HOUSE BILL NO. 251(L&C)

"An Act exempting certain foods and drinks prepared in an uninspected kitchen from state labeling, licensing, packaging, permitting, and inspection requirements; and permitting a person to acquire meat from a producer by way of an ownership share in an animal if certain conditions are met."

Representative Eastman objected.

The question being: "Shall the House adopt CSHB 251(L&C)?" The roll was taken with the following result:

HB 251

Second Reading

Adopt Labor & Commerce CS

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

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Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nay: Eastman

Absent: Edgmon, Shaw

And so, CSHB 251(L&C) was adopted.

Amendment No. 1 was offered by Representative Mears:

Page 2, line 6, following "products":

Insert ", except as provided in (h) of this section"

Page 2, line 17, following "not":

Insert ", except for meat and meat products permitted under (h) of this section,"

Page 2, line 25, following the second occurrence of "foods":

Insert "and meat and meat products permitted under (h) of this section"

Page 2, line 27:

Delete "and uninspected foods"

Insert "with uninspected foods and meat and meat products permitted under (h) of this section"

Page 3, line 4, following "inspected,":

Insert "except for meat and meat products,"

Page 3, following line 18:

Insert a new subsection to read:

"(h) Subject to the requirements of federal law, a person may prepare and sell meat, meat products, and homemade food containing meat or meat products under this section."

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

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Objection was heard and withdrawn. There being no further objection, Amendment No. 1 was adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 3, following line 18:

Insert a new subsection to read:

"(h) A homemade food produced and sold by a person under 16 years of age is exempt from state labeling, licensing, packaging, permitting, and inspection requirements and the requirements of this section."

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

Representative Hannan objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am

Second Reading

Amendment No. 2

YEAS: 9 NAYS: 30 EXCUSED: 0 ABSENT: 1

Yeas: Armstrong, Eastman, McCabe, Rauscher, Stapp, Tilton, Tomaszewski, Vance, Wright

Nays: Allard, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCormick, McKay, Mears, Mina, Ortiz, Prax, Ruffridge, Saddler, Schrage, Shaw, Story, Stutes, Sumner

Absent: Edgmon

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Eastman:

Page 4, line 17:

Delete ", donated,"

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Representative Eastman moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Hannan objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am
Second Reading
Amendment No. 3

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

Yea: Carpenter, Eastman

Nay: Allard, Armstrong, Baker, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: Edgmon

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representative Eastman:

Page 1, line 13, following "consumption":

Insert "or for a buyer to give to the buyer's pet or another animal"

Representative Eastman moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Rauscher objected.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am
Second Reading
Amendment No. 4

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YEAS: 1 NAYS: 38 EXCUSED: 0 ABSENT: 1

Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: Edgmon

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representative Eastman:

Page 5, line 16, following "include":

Insert "a vending machine,"

Representative Eastman moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Rauscher objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am

Second Reading

Amendment No. 5

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

Yea: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Coulombe, Cronk, Dibert, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: Carrick, Edgmon

And so, Amendment No. 5 was not adopted.

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Amendment No. 6 was offered by Representative Eastman:

Page 1, line 13, following "consumption;":
Insert "and"

Page 1, line 14, through page 2, line 2:
Delete all material.

Renumber the following paragraph accordingly.

Page 2, lines 13 - 15:

Delete "A homemade food may be sold from a retail space located at a ranch, farm, or home where the homemade food is produced or at a retail location of a third-party seller."

Page 5, lines 9 - 11:

Delete all material.

Renumber the following paragraphs accordingly.

Representative Eastman moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Rauscher objected.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am
Second Reading
Amendment No. 6

YEAS: 1 NAYS: 39 EXCUSED: 0 ABSENT: 0

Yeas: Eastman

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

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And so, Amendment No. 6 was not adopted.

Amendment No. 7 was not offered.

Amendment No. 8 was offered by Representative Eastman:

Page 4, line 22, following "**Exceptions.**":

Insert "(a)"

Page 5, following line 7:

Insert a new subsection to read:

"(b) A homemade food produced by a producer in compliance with state labeling, licensing, packaging, permitting, and inspection requirements is not subject to AS 17.20.332 - 17.20.338."

Representative Eastman moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative Rauscher objected.

The question being: "Shall Amendment No. 8 be adopted?" The roll was taken with the following result:

CSHB 251(L&C) am
Second Reading
Amendment No. 8

YEAS: 2 NAYS: 38 EXCUSED: 0 ABSENT: 0

Yeas: Eastman, D.Johnson

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, Amendment No. 8 was not adopted.

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Representative Saddler moved and asked unanimous consent that CSHB 251(L&C) am be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

The question being: "Shall CSHB 251(L&C) am be advanced to third reading on the same day?" The roll was taken with the following result:

CSHB 251(L&C) am
Second Reading
Advance to Third Reading on the Same Day

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, the motion passed.

CSHB 251(L&C) am was read the third time.

The question being: "Shall CSHB 251(L&C) am pass the House?" The roll was taken with the following result:

CSHB 251(L&C) am
Third Reading
Final Passage

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

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And so, CSHB 251(L&C) am passed the House and was referred to the Chief Clerk for engrossment.

The Speaker stated that the House would stand at ease to a Call of the Chair; and so, the House stood at ease at 5:26 p.m.

AFTER AT EASE

The Speaker called the House back to order at 6:11 p.m.

SECOND READING OF HOUSE BILLS

HB 257

The following was read the second time:

HOUSE BILL NO. 257

"An Act requiring the Department of Natural Resources to make Cook Inlet seismic survey data available to certain persons; and providing for an effective date."

with the:

Journal Page

RES RPT 6DP 1DNP 2NR	1493
FN1: (DNR)	1493
FIN RPT 8DP 2AM	2448
FN1: (DNR)	2448

Amendment No. 1 was offered by Representative Eastman:

Page 2, line 14:

Delete "is"

Page 2, line 15, following "(A)":

Insert "is"

Page 2, lines 17 - 18:

Delete "well data from a well on private land that the owner of the oil or gas resource"

Insert "concerns private land and the landowner"

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Page 2, line 18, following "release":

Insert "the data"

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

Representative McKay objected.

Amendment No. 1 to Amendment No. 1 was offered by Representative Eastman:

Page 1, line 10 of the amendment:

Delete "concerns private land and the landowner"

Insert "data from private land that the owner of the oil or gas resource"

Representative Eastman moved and asked unanimous consent that Amendment No. 1 to Amendment No. 1 be adopted. There being no objection, Amendment No. 1 to Amendment No. 1 was adopted.

The question being: "Shall Amendment No. 1 as amended be adopted?" The roll was taken with the following result:

HB 257

Second Reading

Amendment No. 1 as amended

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

Yeas: Eastman, Ruffridge

Nays: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Absent: D.Johnson

And so, Amendment No. 1 as amended was not adopted.

Representative Saddler moved and asked unanimous consent that HB 257 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

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HB 257 was read the third time.

The question being: "Shall HB 257 pass the House?" The roll was taken with the following result:

HB 257
Third Reading
Final Passage

YEAS: 35 NAYS: 5 EXCUSED: 0 ABSENT: 0

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Edgmon, Foster, Galvin, Gray, Groh, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nay: Eastman, Fields, Hannan, Mears, Schrage

And so, HB 257 passed the House.

Representative Saddler 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 was objection.

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

HB 257
Third Reading
Effective Date

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

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

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And so, the effective date clause was adopted.

HB 257 was referred to the Chief Clerk for engrossment.

HB 260

The following was read the second time:

HOUSE BILL NO. 260

"An Act repealing programs for catastrophic illness assistance and medical assistance for chronic and acute medical conditions."

with the:	Journal Page
HSS RPT 7DP	1532
FN1: ZERO(DOH)	1532
FN2: (DOH)	1532
FIN RPT 7DP 3NR	2535
FN1: ZERO(DOH)	2535
FN2: (DOH)	2535

Amendment No. 1 was offered by Representative Eastman:

Page 5, line 13, following "designee":

Insert "at the director level"

Representative Eastman moved and asked unanimous consent that Amendment No. 1 be adopted. There being no objection, Amendment No. 1 was adopted.

Representative Saddler moved and asked unanimous consent that HB 260 am be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 260 am was read the third time.

The question being: "Shall HB 260 am pass the House?" The roll was taken with the following result:

HB 260 am
Third Reading
Final Passage

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YEAS: 37 NAYS: 3 EXCUSED: 0 ABSENT: 0

Yea: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Himschoot, C.Johnson, D.Johnson, McCabe, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nay: Hannan, Josephson, McCormick

And so, HB 260 am passed the House and was referred to the Chief Clerk for engrossment.

HB 295

The following was read the second time:

HOUSE BILL NO. 295

"An Act relating to salmon hatchery permits; and authorizing the sale of salmon to permitted persons for stocking lakes."

with the:

Journal Page

FSH RPT CS(FSH) NEW TITLE 4DP 3NR	1764
FN1: ZERO(DFG)	1764
RES RPT CS(RES) NEW TITLE 3DP 6NR	1997
FN1: ZERO(DFG)	1997

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

CS FOR HOUSE BILL NO. 295(RES)

"An Act authorizing the sale of hatchery-produced salmon to certain persons for the purpose of stocking lakes."

There being no objection, it was so ordered.

Representative Saddler moved and asked unanimous consent that CSHB 295(RES) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

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CSHB 295(RES) was read the third time.

The question being: "Shall CSHB 295(RES) pass the House?" The roll was taken with the following result:

CSHB 295(RES)

Third Reading

Final Passage

YEAS: 37 NAYS: 3 EXCUSED: 0 ABSENT: 0

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, McCabe, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

Nays: Galvin, Josephson, McCormick

And so, CSHB 295(RES) passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF SENATE RESOLUTIONS

SJR 20

The following was read the second time:

CS FOR SENATE JOINT RESOLUTION NO. 20(CRA)

Urging the United States Congress to address outages of Automated Weather Observing System stations and Automated Surface Observing System stations occurring in the state.

with the:

Journal Page

CRA RPT 6DP	2451
FN1: ZERO(LEG)	2451

Representative Saddler moved and asked unanimous consent that CSSJR 20(CRA) be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

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CSSJR 20(CRA) was read the third time.

The question being: "Shall CSSJR 20(CRA) pass the House?" The roll was taken with the following result:

CSSJR 20(CRA)

Third Reading

Final Passage

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

Yeas: Allard, Armstrong, Baker, Carpenter, Carrick, Coulombe, Cronk, Dibert, Eastman, Edgmon, Fields, Foster, Galvin, Gray, Groh, Hannan, Himschoot, C.Johnson, D.Johnson, Josephson, McCabe, McCormick, McKay, Mears, Mina, Ortiz, Prax, Rauscher, Ruffridge, Saddler, Schrage, Shaw, Stapp, Story, Stutes, Sumner, Tilton, Tomaszewski, Vance, Wright

And so, CSSJR 20(CRA) passed the House, was signed by the Speaker and Chief Clerk, and returned to the Senate.

LEGISLATIVE CITATIONS

Representative Saddler 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 – The Fairbanks Rescue Mission, 50th Anniversary
By Representatives Stapp, Carrick; Senator Myers

Honoring – Cordova Junior and Senior High School
By Senators Stevens, Dunbar; Representative Stutes

In Memoriam – Alaire Evelyn Carlson Stanton
By Representative Ortiz; Senator Stedman

In Memoriam – Rosemary "Rosie" Porter
By Representatives Schrage, McCormick

In Memoriam – Minister Willie E. Odom
By Senators Gray-Jackson, Merrick; Representative Allard

UNFINISHED BUSINESS**HB 360**

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 360

"An Act establishing the Home Care Employment Standards Advisory Board; and providing for an effective date."

HB 360 was removed from the Rules Committee and referred to the Finance Committee.

HB 397

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 397

"An Act relating to eliminating vacant positions in the classified and partially exempt service of the state; and providing for an effective date."

HB 397 was removed from the Rules Committee and referred to the Finance Committee.

HB 19

Representatives Story, Cronk, and Galvin added as cosponsors to:

CS FOR HOUSE BILL NO. 19(FIN) am

"An Act relating to the registration of commercial vessels."

HB 111

Representatives Armstrong, Josephson, Schrage, Cronk, Saddler, Stapp, C. Johnson, and Story added as cosponsors to:

CS FOR HOUSE BILL NO. 111(EDC)

"An Act relating to public school students who are deaf or hard of hearing."

HB 116

Representatives Josephson, Gray, Mears, McCabe, Cronk, C. Johnson, and Fields added as cosponsors to:

CS FOR HOUSE BILL NO. 116(STA)

"An Act relating to grants and costs funded by the restorative justice account; relating to the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

HB 169

Representatives Baker, McCabe, and Carpenter added as cosponsors to:

CS FOR HOUSE BILL NO. 169(FSH)

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

HB 233

Representatives Armstrong and Sumner added as cosponsors to:

CS FOR HOUSE BILL NO. 233(TRA) am

"An Act relating to rates and time allowances for motor vehicle warranty work; and relating to unfair practices by manufacturers."

HB 251

Representatives Vance, Tomaszewski, and Josephson added as cosponsors to:

CS FOR HOUSE BILL NO. 251(L&C) am

"An Act exempting certain foods and drinks prepared in an uninspected kitchen from state labeling, licensing, packaging, permitting, and inspection requirements; and permitting a person to acquire meat from a producer by way of an ownership share in an animal if certain conditions are met."

HB 257

Representatives Josephson, Sumner, Rauscher, Coulombe, and Tomaszewski added as cosponsors to:

HOUSE BILL NO. 257

"An Act requiring the Department of Natural Resources to make Cook Inlet seismic survey data available to certain persons; and providing for an effective date."

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HB 260

Representatives Schrage, Saddler, Tomaszewski, Sumner, and Tilton added as cosponsors to:

HOUSE BILL NO. 260 am

"An Act repealing programs for catastrophic illness assistance and medical assistance for chronic and acute medical conditions."

SB 104

Representative Hannan added as a cross sponsor to:

SENATE BILL NO. 104

"An Act relating to appropriations to the civil legal services fund."

SB 131

Representative Armstrong added as a cross sponsor to:

SENATE BILL NO. 131

"An Act requiring education in the history and contributions of Asian Americans and Pacific Islanders."

SB 151

Representative Carrick added as a cross sponsor to:

CS FOR SENATE BILL NO. 151(FIN)

"An Act relating to police officer training; establishing the Missing and Murdered Indigenous Persons Review Commission; relating to missing and murdered indigenous persons; relating to the duties of the Department of Public Safety; and providing for an effective date."

SB 154

Representative Groh added as a cross sponsor to:

SENATE BILL NO. 154

"An Act relating to bidder preferences in state procurement."

SB 179

Representative Vance added as a cross sponsor to:

CS FOR SENATE BILL NO. 179(CRA)

"An Act prohibiting municipalities from levying a tax on the transfer of real property; prohibiting the state from levying a tax on the transfer of real property; and relating to municipal taxation of mobile telecommunications services."

ENGROSSMENT**HB 19**

CSHB 19(FIN) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 111

CSHB 111(EDC) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 116

CSHB 116(STA) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 189

CSHB 189(L&C) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 233

CSHB 233(TRA) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 251

CSHB 251(L&C) am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 257

HB 257 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

HB 260

HB 260 am was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

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HB 295

CSHB 295(RES) was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

With appointment of the Conference Committee on the operating budget, Rule 23(d) of the Uniform Rules is in effect as of May 6.

House committee schedules are published under separate cover.

The following meetings today were changed:

Finance Committee

CHANGED TO:

10 min. after adjournment

Labor & Commerce Committee

CHANGED TO:

10 min. after adjournment

ADJOURNMENT

Representative Saddler moved and asked unanimous consent that the House adjourn until 10:45 a.m., May 7. There being no objection, the House adjourned at 6:59 p.m.

Crystaline Jones
Chief Clerk