

SENATE JOURNAL
ALASKA STATE LEGISLATURE
THIRTY-THIRD LEGISLATURE
FIRST SESSION

Juneau, Alaska

Friday

May 12, 2023

One Hundred Sixteenth Day

Pursuant to adjournment the Senate was called to order by President Stevens at 11:01 a.m.

The roll showed nineteen members present. Senator Kawasaki was absent.

The prayer was offered by the Chaplain, Reverend Gordon Blue, Holy Trinity Episcopal Church. Senator Hoffman moved and asked unanimous consent the prayer be spread. Without objection, it was so ordered.

Alleluia, alleluia, alleluia

The past is over
A new day begun
The future waits
From strands to be spun
The present work
Has barely begun

Alleluia!

Three thousand years
The psalm has been sung
In temples lost in
An extinct tongue
Yet still the work
Has barely begun

Alleluia!

In God the Lord,
Whose word we praise,
In God we trust and
Will not be afraid,
Our hope is bound
A vow that was made

Alleluia!

The future grows
From seeds that are sown
Let this Senate plant
The truth ALL will own
So justice thrives
With mercy its crown

Alleluia, alleluia, alleluia,

Amen.

Senator Shower led the Senate in the Pledge of Allegiance.

Certification

Senator Giessel moved and asked unanimous consent the journal for the one hundred fifteenth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

The presence of Senator Kawasaki was noted.

Messages from the House

SB 38

Message dated May 11 was read stating the House passed and returned:

SENATE BILL NO. 38 "An Act establishing the crime of interference with emergency communications."

The bill was referred to the Secretary for enrollment.

HB 8

Message dated May 11 was read stating the House concurred in the Senate amendment to HOUSE BILL NO. 8 "An Act relating to electric-assisted bicycles", thus adopting:

SENATE CS FOR HOUSE BILL NO. 8(STA) "An Act relating to electric-assisted bicycles; and providing for an effective date."
(technical title change)

Message dated May 11 was read stating the House passed and transmitted for consideration:

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

CS FOR HOUSE BILL NO. 3(FIN) BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to specie as legal tender in the state; and relating to borough and city sales and use taxes on specie."

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

HB 66

CS FOR HOUSE BILL NO. 66(FIN) am BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to homicide resulting from conduct involving controlled substances; relating to misconduct involving a controlled substance; relating to sentencing; and providing for an effective date."

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

Communications

The following report is on file in the Office of the Secretary of the Senate:

Department of Fish and Game
Status of Brown Bears and other Natural Resources in the
McNeil River State Game Sanctuary and Refuge
2022 Annual Report to the Alaska State Legislature
in accordance with AS 16.20

Standing Committee Reports**SB 95**

The Finance Committee considered SENATE BILL NO. 95 "An Act relating to special request specialty organization registration plates; and providing for an effective date" and recommended the adoption of the State Affairs Committee Substitute offered on page 942.

Signing do pass: Senators Stedman, Hoffman, Cochairs; Senators Wilson, Kiehl, Merrick, Bishop. Signing no recommendation: Senator Olson, Cochair.

The following previously published fiscal information applies:
Fiscal Note No. 1, Department of Administration

The bill was referred to the Rules Committee.

**Introduction and Reference of
Senate Resolutions****SJR 12**

SENATE JOINT RESOLUTION NO. 12 BY SENATORS BISHOP,
Merrick,

Supporting action by the United States Congress to authorize and appropriate adequate funding for states that assume the dredge and fill permitting program under Section 404 of the

Clean Water Act; and expressing the intention of the state to assume jurisdiction over the program when funding is available.

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

Introduction and Reference of Senate Bills

SB 148

SENATE BILL NO. 148 BY SENATOR BISHOP, entitled:

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

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

Consideration of the Calendar

Second Reading of Senate Bills

SB 99

SENATE BILL NO. 99 "An Act establishing a financial literacy education course for public schools; and providing for an effective date" was read the second time.

Senator Tobin, Chair, moved and asked unanimous consent for the adoption of the Education Committee Substitute offered on page 789. Without objection, CS FOR SENATE BILL NO. 99(EDC) "An Act establishing a financial literacy education program for public schools; and providing for an effective date" was adopted.

President Stevens stated CS FOR SENATE BILL NO. 99(EDC) will advance to third reading on the May 13 calendar.

Second Reading of House Bills**HB 123**

HOUSE BILL NO. 123 "An Act relating to an amendment to the articles of incorporation of a corporation organized under the Alaska Native Claims Settlement Act; and providing for an effective date" was read the second time.

Senators Dunbar, Merrick, Tobin moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

President Stevens stated HOUSE BILL NO. 123 will advance to third reading on the May 13 calendar.

HB 128

CS FOR HOUSE BILL NO. 128(TRA) "An Act relating to the operation of a tank vessel or oil barge as an oil terminal facility; relating to the definition of 'oil terminal facility'; and providing for an effective date" was read the second time.

President Stevens stated CS FOR HOUSE BILL NO. 128(TRA) will advance to third reading on the May 13 calendar.

Third Reading of Senate Bills**SB 140**

CS FOR SENATE BILL NO. 140(FIN) "An Act relating to funding for Internet services for school districts; and providing for an effective date" was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 140(FIN) "An Act relating to funding for Internet services for school districts; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

CSSB 140(FIN)

Third Reading - Final Passage

Effective Date(s)

YEAS: 20 NAYS: 0 EXCUSED: 0 ABSENT: 0

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stedman, Stevens, Tobin, Wielechowski, Wilson

and so, CS FOR SENATE BILL NO. 140(FIN) passed the Senate.

Senator Giessel 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.

Third Reading of House Bills**HB 23**

HOUSE BILL NO. 23 "An Act establishing the month of October as Filipino American History Month" was read the third time.

Senators Hughes, Shower, Kaufman, Giessel, Olson moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall HOUSE BILL NO. 23 "An Act establishing the month of October as Filipino American History Month" pass the Senate?" The roll was taken with the following result:

HB 23

Third Reading - Final Passage

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

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stevens, Tobin, Wielechowski, Wilson

Absent: Stedman

and so, HOUSE BILL NO. 23 passed the Senate, was signed by the President and Secretary and returned to the House.

HB 56

SENATE CS FOR HOUSE BILL NO. 56(L&C) "An Act relating to the certification of veterinarians; exempting veterinarians from the requirements of the controlled substance prescription database; and providing for an effective date" was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 56(L&C) "An Act relating to the certification of veterinarians; exempting veterinarians from the requirements of the controlled substance prescription database; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 56(L&C)

Third Reading - Final Passage

Effective Date(s)

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

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stevens, Tobin, Wielechowski, Wilson

Absent: Stedman

and so, SENATE CS FOR HOUSE BILL NO. 56(L&C) passed the Senate.

Senator Giessel 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.

SCR 2

SENATE CONCURRENT RESOLUTION NO. 2 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 56, exempting controlled substances prescribed or dispensed by a veterinarian to treat an animal from the requirements of the controlled substance prescription database, was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 2 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 56, exempting controlled substances prescribed or dispensed by a veterinarian to treat an animal from the requirements of the controlled substance prescription database, pass the Senate?" The roll was taken with the following result:

SCR 2

Final Passage

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

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stevens, Tobin, Wielechowski, Wilson

Absent: Stedman

and so, SENATE CONCURRENT RESOLUTION NO. 2 passed the Senate and was referred to the Secretary for engrossment.

HB 69

SENATE CS FOR CS FOR HOUSE BILL NO. 69(CRA) "An Act relating to the reclassification of first class cities as second class cities; and providing for an effective date" was read the third time.

Senator Wielechowski moved the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1. Without objection, the bill was returned to second reading.

Senators Wielechowski, Bishop offered Amendment No. 1:

Page 2, line 6, following "effect":

Insert "on the next occurrence of July 1 that is at least"

Senator Wielechowski moved for the adoption of Amendment No. 1. Senator Shower objected, then withdrew his objection. There being no further objection, Amendment No. 1 was adopted.

SENATE CS FOR CS FOR HOUSE BILL NO. 69(CRA) am S was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 69(CRA) am S "An Act relating to the reclassification of first class cities as second class cities; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 69(CRA) am S
Third Reading - Final Passage
Effective Date(s)

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

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stevens, Tobin, Wielechowski, Wilson

Absent: Stedman

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 69(CRA) am S passed the Senate.

Senator Giessel 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.

Third Reading of House Resolutions

HJR 11

HOUSE JOINT RESOLUTION NO. 11 Urging the United States Environmental Protection Agency to develop a woodstove certification program that addresses the threat to clean and healthy winter air in Fairbanks; and urging the state Department of Environmental Conservation to develop an economically and legally defensible state implementation plan for the Fairbanks North Star Borough nonattainment area, was read the third time.

The question being: "Shall HOUSE JOINT RESOLUTION NO. 11 Urging the United States Environmental Protection Agency to develop a woodstove certification program that addresses the threat to clean and healthy winter air in Fairbanks; and urging the state Department of Environmental Conservation to develop an economically and legally defensible state implementation plan for the Fairbanks North Star Borough nonattainment area, pass the Senate?" The roll was taken with the following result:

HJR 11

Third Reading - Final Passage

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

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Hughes, Kaufman, Kawasaki, Kiehl, Merrick, Myers, Olson, Shower, Stevens, Tobin, Wielechowski, Wilson

Absent: Stedman

and so, HOUSE JOINT RESOLUTION NO. 11 passed the Senate, was signed by the President and Secretary and returned to the House.

Citations

Honoring – Senate Floor Staff of 2023

Senator(s) Wielechowski

Honoring – Romaine Hindman

Senator(s) Bjorkman

Representative(s) Carpenter

Honoring – Mary Kay Havens

Senator(s) Bjorkman, Kiehl

Representative(s) Hannan

Honoring – Kenneth Arthur Anderson

Senator(s) Olson

Honoring – Bruce “Cecher” Cech

Representative(s) Stapp

Senator(s) Kawasaki

In Memoriam – Felipe Michael Larranaga
Senator(s) Kawasaki

In Memoriam – Walter Ronald “Ron” Keyes
Senator(s) Kawasaki, Bishop
Representative(s) Carrick

In Memoriam – Senator Dennis Egan
Senator(s) Kiehl
Representative(s) Hannan, Story

In Memoriam – Master Sergeant William L. Dill (Ret.)
Senator(s) Wielechowski
Representative(s) Mears

In Memoriam – Hilda Louise Spires
Senator(s) Bjorkman
Representative(s) Carpenter

In Memoriam – Donald Dean Lust
Representative(s) Rauscher
Senator(s) Shower

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

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

Special Order of Business

Honoring – Karey Cooperrider
Senator(s) Wielechowski, Kiehl
Representative(s) Hannan

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

Unfinished Business**SJR 12**

Senators Bjorkman, Giessel, Myers, Wilson, Stevens moved and asked unanimous consent to be shown as cosponsors on SENATE JOINT RESOLUTION NO. 12 Supporting action by the United States Congress to authorize and appropriate adequate funding for states that assume the dredge and fill permitting program under Section 404 of the Clean Water Act; and expressing the intention of the state to assume jurisdiction over the program when funding is available. Without objection, it was so ordered.

HJR 3

Senator Kawasaki, Chair, moved and asked unanimous consent the State Affairs Committee referral be waived on CS FOR HOUSE JOINT RESOLUTION NO. 3(JUD) am Encouraging Congress to pass the Concealed Carry Reciprocity Act or a similar bill. Without objection, it was so ordered.

Senator Merrick moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, June 1 through evening plane time, June 3. Without objection, Senator Merrick was excused.

Announcements**SJR 12**

Senator Bishop, Cochair, moved and asked unanimous consent Uniform Rule 23 be waived on SENATE JOINT RESOLUTION NO. 12 Supporting action by the United States Congress to authorize and appropriate adequate funding for states that assume the dredge and fill permitting program under Section 404 of the Clean Water Act; and expressing the intention of the state to assume jurisdiction over the program when funding is available, for the Resources Committee meeting today at 3:30 p.m. Without objection, it was so ordered.

Announcements are at the end of the journal.

Engrossment**SB 140**

CS FOR SENATE BILL NO. 140(FIN) "An Act relating to funding for Internet services for school districts; and providing for an effective date" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

HB 56

SENATE CS FOR HOUSE BILL NO. 56(L&C) "An Act relating to the certification of veterinarians; exempting veterinarians from the requirements of the controlled substance prescription database; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

HB 69

SENATE CS FOR CS FOR HOUSE BILL NO. 69(CRA) am S "An Act relating to the reclassification of first class cities as second class cities; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

SCR 2

SENATE CONCURRENT RESOLUTION NO. 2 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 56, exempting controlled substances prescribed or dispensed by a veterinarian to treat an animal from the requirements of the controlled substance prescription database, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Giessel moved and asked unanimous consent the Senate stand in adjournment until 1:00 p.m., May 13, 2023. Without objection, the Senate adjourned at 12:04 p.m.

Liz Clark
Secretary of the Senate

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

STANDING COMMITTEES

+ indicates teleconference

= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

May 16	Tuesday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM
May 18	Thursday No Meeting Scheduled	Beltz 105 (tsbldg)	1:30 PM

EDUCATION

May 12	Friday No Meeting Scheduled	Beltz 105 (tsbldg)	3:30 PM
May 15	Monday No Meeting Scheduled	Beltz 105 (tsbldg)	3:30 PM
May 17	Wednesday No Meeting Scheduled	Beltz 105 (tsbldg)	3:30 PM
May 19	Friday No Meeting Scheduled	Beltz 105 (tsbldg)	3:30 PM

SENATE JOURNAL

1126

May 12, 2023

FINANCE

May 12 Friday Senate Finance 532 9:00 AM
+ Bills Previously Heard/Scheduled:
+= SB 88 RETIREMENT SYSTEMS; DEFINED BENEFIT OPT.
+= SB 95 LICENSE PLATES; SPECIALTY ORGANIZATIONS

May 12 Friday Senate Finance 532 1:00 PM
+ Bills Previously Heard/Scheduled:
+= SB 48 CARBON OFFSET PROGRAM ON STATE LAND
+= SB 138 ELECTIONS; VOTER REG.; CAMPAIGNS

May 13 Saturday Senate Finance 532 10:00 AM
+ Bills Previously Heard/Scheduled

May 15 Monday Senate Finance 532 9:00 AM
+ HB 112 PROFESSION OF PHARMACY
<Pending Referral>
+ Bills Previously Heard/Scheduled

May 15 Monday Senate Finance 532 1:30 PM
+ -- Please Note Time Change --
Bills Previously Heard/Scheduled

May 16 Tuesday Senate Finance 532 9:00 AM
+ Bills Previously Heard/Scheduled

May 16 Tuesday Senate Finance 532 1:30 PM
+ -- Please Note Time Change --
Bills Previously Heard/Scheduled

May 17 Wednesday Senate Finance 532 9:00 AM
+ Bills Previously Heard/Scheduled

SENATE JOURNAL

May 12, 2023

1127

HEALTH & SOCIAL SERVICES

May 16	Tuesday	Butrovich 205	3:30 PM
	No Meeting Scheduled		
May 18	Thursday	Butrovich 205	3:30 PM
	No Meeting Scheduled		

JUDICIARY

May 12	Friday	Butrovich 205	1:30 PM
+ SB 128	COMMERCIAL SALMON FISHERY CLOSURE		
	-- Testimony <Invitation Only> --		
+	Bills Previously Heard/Scheduled		
May 15	Monday	Butrovich 205	1:30 PM
+	Bills Previously Heard/Scheduled		
May 17	Wednesday	Butrovich 205	1:30 PM
+	Bills Previously Heard/Scheduled		

LABOR & COMMERCE

May 12	Friday	Beltz 105 (tsbldg)	1:30 PM
	-- MEETING CANCELED --		
+	Bills Previously Heard/Scheduled		
May 15	Monday	Beltz 105 (tsbldg)	1:30 PM
+ SB 44	NATUROPATHS: LICENSING; PRACTICE		
	-- Invited & Public Testimony --		
	-- <Time Limit May Be Set> --		
	Streamed live on AKL.tv		
May 17	Wednesday	Beltz 105 (tsbldg)	1:30 PM
	No Meeting Scheduled		

RESOURCES

May 12 Friday Butrovich 205 3:30 PM
****Streamed live on AKL.tv****
+ SJR 12 SECTION 404 CWA PERMIT PROGRAM
Uniform Rule 23 Waived
-- Public Testimony --
+ Bills Previously Heard/Scheduled:
+= HB 104 TIMBER SALE: EXPEDITED/SALVAGE/NEGOTIATED
+= SB 69 GEOTHERMAL RESOURCES

May 15 Monday Butrovich 205 3:30 PM
+ Bills Previously Heard/Scheduled
****Streamed live on AKL.tv****

May 17 Wednesday Butrovich 205 3:30 PM
+ Bills Previously Heard/Scheduled
****Streamed live on AKL.tv****

STATE AFFAIRS

May 13 Saturday Beltz 105 (tsbldg) 9:00 AM
+ -- MEETING CANCELED --
Bills Previously Heard/Scheduled

May 16 Tuesday Beltz 105 (tsbldg) 3:30 PM
+ Bills Previously Heard/Scheduled

TRANSPORTATION

May 16 Tuesday Butrovich 205 1:30 PM
No Meeting Scheduled

JOINT COMMITTEES

REDISTRICTING BOARD

May 15	Monday	Anch Lio Denali Rm	1:00 PM
+	1. Adoption of Agenda		
+	2. New Member Swearing In, Pending Appointment		
+	3. Adoption of Minutes		
+	4. Public Testimony		
+	5. Review of Legal Counsel of Alaska Supreme Court Decision In the Matter of the 2021 Redistricting Cases, April 21, 2023		
+	6. Consideration of Adoption of Interim 2022 Plan as Final 2023 Redistricting Plan		
+	7. Board Member Comments		
	Teleconference Public Listen-In and Testimony		
	Phone Numbers: Anchorage 563-9085, Juneau 586-9085, Other 844-586-9085.		