

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTY-THIRD LEGISLATURE**  
**SECOND SESSION**

**Juneau, Alaska**

**Wednesday**

**May 15, 2024**

**One Hundred Twenty-first Day**

Pursuant to adjournment the Senate was called to order by President Stevens at 1:57 p.m.

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

The invocation, "I'll Fly Away", was performed by Jojo Mason, staff to Representative Wright, accompanied by John Bitney, staff to Senator Bishop. Senator Olson moved and asked unanimous consent the invocation be spread. Without objection, it was so ordered.

Some bright morning when this life is over  
I'll fly away  
To that home on God's celestial shore  
I'll fly away

I'll fly away, oh glory  
I'll fly away, in the morning  
When I die, Hallelujah by and by  
I'll fly away

When the shadows of this life have gone  
I'll fly away  
Like a bird from these prison walls I'll fly  
I'll fly away

I'll fly away, fly away, oh glory  
I'll fly away, in the morning  
When I die, Hallelujah by and by  
I'll fly away

Oh, how glad and happy when we meet  
I'll fly away  
No more cold iron shackles on my feet  
I'll fly away

I'll fly away, oh glory  
I'll fly away, in the morning  
When I die, Hallelujah by and by  
I'll fly away

Senator Shower led the Senate in the Pledge of Allegiance.

### **Messages from the Governor**

A declaration and initial finance plan dated May 14, authorizing public assistance for the Lower Kuskokwim and Yupiit Regional Education Attendance Areas (REAA) as a result of ice jam and snowmelt flooding, with an accompanying letter, was received pursuant to AS 26.23.020. The declaration, letter and finance plan had been copied to the Finance Committee Cochairs.

### **Messages from the House**

#### **HB 146**

Message dated May 15 was received stating the House concurred in the Senate amendment(s) to CS FOR HOUSE BILL NO. 146(STA) "An Act relating to fireworks; repealing restrictions on the sale of fireworks; directing the Department of Public Safety to adopt fireworks regulations; and providing for an effective date", thus adopting:

SENATE CS FOR CS FOR HOUSE BILL  
NO.146(L&C) "An Act relating to fireworks;  
directing the Department of Public Safety to adopt  
fireworks regulations; and providing for an effective  
date."

(Title Change SCR 20)

**HB 272**

Message dated May 15 was received stating the House concurred in the Senate amendment(s) to HOUSE BILL NO. 272, thus adopting:

SENATE CS FOR HOUSE BILL NO. 272(RES)  
"An Act relating to big game hunts for persons with physical disabilities; and providing for an effective date."

**HB 295**

Message dated May 15 was received stating the House concurred in the Senate amendment(s) to 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", thus adopting:

SENATE CS FOR CS FOR HOUSE BILL  
NO. 295(RES) "An Act authorizing the sale of hatchery-produced salmonids to certain persons for the purpose of stocking lakes."  
(Title Change SCR 21)

**HB 395**

Message dated May 15 was received stating the House concurred in the Senate amendment(s) to HOUSE BILL NO. 395, thus adopting:

HOUSE BILL NO. 395 am S "An Act approving the transfer of land owned by the Alaska Railroad Corporation to the City of Nenana; and providing for an effective date."

**SB 74**

Message dated May 13 was received stating the House passed and returned:

CS FOR SENATE BILL NO. 74(FIN) "An Act relating to an interstate physical therapy licensure compact; relating to the licensure of physical therapists, physical therapist assistants, occupational therapists, and occupational therapy assistants; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

**SB 75**

Message dated May 14 was received stating the House passed and returned:

CS FOR SENATE BILL NO. 75(FIN) "An Act relating to an audiology and speech-language interstate compact; relating to the practice of audiology and the practice of speech-language pathology; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

**SB 205**

Message dated May 14 was received stating the House passed and returned:

SENATE BILL NO. 205 am "An Act authorizing the Alaska Housing Finance Corporation to acquire or purchase a building that it occupies for an amount that does not exceed \$8,000,000; and providing for an effective date."

The bill was referred to the Secretary for enrollment.

**SCR 20**

Message dated May 15 was received stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 20 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 146, relating to fireworks; repealing restrictions on the sale of fireworks; and directing the Department of Public Safety to adopt fireworks regulations.

The resolution was referred to the Secretary for enrollment.

**SCR 21**

Message dated May 15 was received stating the House passed and returned:

SENATE CONCURRENT RESOLUTION NO. 21  
Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 295, authorizing the sale  
of hatchery-produced salmon to certain persons for  
the purpose of stocking lakes.

The resolution was referred to the Secretary for enrollment.

**HB 50**

Message dated May 15 was read stating, per the Senate's request, the House returned:

CS FOR HOUSE BILL NO. 50(FIN) "An Act relating to carbon storage on state land; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to carbon storage exploration licenses; relating to carbon storage leases; relating to carbon storage operator permits; relating to enhanced oil or gas recovery; relating to long-term monitoring and maintenance of storage facilities; relating to carbon oxide sequestration tax credits; relating to the duties of the Department of Natural Resources; relating to carbon dioxide pipelines; and providing for an effective date."

and

SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) "An Act relating to carbon storage on state land; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to deposits into the permanent fund; establishing the carbon storage closure trust fund and carbon dioxide storage facility administrative fund; relating to geothermal resources; relating to carbon storage exploration licenses; relating to carbon storage leases; relating to carbon storage operator permits; relating to enhanced oil or gas recovery; relating to long-term monitoring and maintenance of storage facilities; relating to carbon oxide sequestration tax credits; relating to the Regulatory Commission of Alaska and regulation of the service of

natural gas storage; relating to the regulation of liquefied natural gas import facilities; relating to the oil and gas production tax; relating to the duties of the Department of Natural Resources; relating to carbon dioxide pipelines; relating to reserve-based state loans for oil and gas development projects in the Cook Inlet sedimentary basin; relating to the Alaska Industrial Development and Export Authority; requiring the Alaska Industrial Development and Export Authority to report to the legislature on oil and gas projects with potential to increase oil and gas production from the Cook Inlet sedimentary basin; relating to an audit of carbon storage leases conducted by the legislative audit division; and providing for an effective date."

Senator Giessel moved the Senate rescind its previous action in passing SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN). Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) was before the Senate on final passage.

Senator Giessel 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.

Senator Olson offered Amendment No. 1:

Page 9, line 23:  
Delete "\$10"  
Insert "\$2.50"

Senator Olson moved for the adoption of Amendment No. 1. Without objection, Amendment No. 1 was adopted.

SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) am S was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) am S "An Act relating to carbon storage on state land; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to deposits into the permanent fund; establishing the carbon storage closure trust fund and carbon

dioxide storage facility administrative fund; relating to geothermal resources; relating to carbon storage exploration licenses; relating to carbon storage leases; relating to carbon storage operator permits; relating to enhanced oil or gas recovery; relating to long-term monitoring and maintenance of storage facilities; relating to carbon oxide sequestration tax credits; relating to the Regulatory Commission of Alaska and regulation of the service of natural gas storage; relating to the regulation of liquefied natural gas import facilities; relating to the oil and gas production tax; relating to the duties of the Department of Natural Resources; relating to carbon dioxide pipelines; relating to reserve-based state loans for oil and gas development projects in the Cook Inlet sedimentary basin; relating to the Alaska Industrial Development and Export Authority; requiring the Alaska Industrial Development and Export Authority to report to the legislature on oil and gas projects with potential to increase oil and gas production from the Cook Inlet sedimentary basin; relating to an audit of carbon storage leases conducted by the legislative audit division; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 50(FIN) am S  
Third Reading - Final Passage  
Effective Date(s)

**YEAS: 17 NAYS: 2 EXCUSED: 0 ABSENT: 1**

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

Nays: Myers, Shower

Absent: Hoffman

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) 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.

The presence of Senator Hoffman was noted.

Message dated May 14 was read stating the House passed and transmitted for consideration:

### **First Reading and Reference of House Bills**

#### **HB 223**

CS FOR HOUSE BILL NO. 223(FIN) am BY THE HOUSE FINANCE COMMITTEE, entitled:

"An Act relating to royalty rates and payments for certain oil and gas; relating to state loans for oil and gas development projects in the Cook Inlet sedimentary basin; relating to the creation of subsidiaries related to development projects in the Cook Inlet sedimentary basin by the Alaska Industrial Development and Export Authority; relating to the Cook Inlet reserve-based lending fund and the payment of dividends from the fund; relating to a report to the legislature related to oil and gas development projects in the Cook Inlet sedimentary basin; and providing for an effective date."

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

### **Concur Messages**

#### **SB 34**

Message dated May 14 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 34(FIN) "An Act reestablishing the Citizens' Advisory Commission on Federal Management Areas in Alaska; relating to the membership and duties of the Citizens' Advisory Commission on Federal Management Areas in Alaska; relating to the authority of the Department of Natural Resources regarding the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date" with the following amendment(s):



HOUSE CS FOR CS FOR SENATE BILL  
NO. 34(FIN)

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 34(FIN)

Shall the Senate Concur in the House Amendment  
to CSSB 34(FIN)?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 34(FIN) "An Act reestablishing the Citizens' Advisory Commission on Federal Management Areas in Alaska; relating to the membership and duties of the Citizens' Advisory Commission on Federal Management Areas in Alaska; relating to the authority of the Department of Natural Resources regarding the Citizens' Advisory Commission on Federal Management Areas in Alaska; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

**SB 67**

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 67(RES) "An Act relating to firefighting substances; and providing for an effective date" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL  
NO. 67(FIN)

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 67(FIN)

Shall the Senate Concur in the House Amendment to

CSSB 67(RES)?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 67(FIN) "An Act relating to firefighting substances; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

**SB 95**

Message dated May 14 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 95(STA) am "An Act relating to special request specialty organization registration plates; relating to special registration plates commemorating peace officers killed in the line of duty; and providing for an effective date" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL NO. 95(RLS) "An Act relating to special request specialty organization registration plates; relating to special registration plates commemorating peace officers killed in the line of duty; relating to special registration plates for vehicles owned by women veterans; relating to special request registration plates for United States Space Force personnel; relating to the transfer of vehicles; relating to commercial driver's licenses and commercial instruction permits; and providing for an effective date."  
(Title Change HCR 19)

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 95(RLS)

Shall the Senate Concur in the House Amendment to

CSSB 95(STA) am?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 95(RLS) "An Act relating to special request specialty organization registration plates; relating to special registration plates commemorating peace officers killed in the line of duty; relating to special registration plates for vehicles owned by women veterans; relating to special request registration plates for United States Space Force personnel; relating to the transfer of vehicles; relating to commercial driver's licenses and commercial instruction permits; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

### **HCR 19**

HOUSE CONCURRENT RESOLUTION NO. 19 was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 19 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 95, relating to special request specialty organization registration plates; and relating to special registration plates commemorating peace officers killed in the line of duty, pass the Senate?" The roll was taken with the following result:

HCR 19

Final Passage

**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, HOUSE CONCURRENT RESOLUTION NO. 19 passed the Senate, was signed by the President and Secretary and returned to the House.

### **SB 134**

Message dated May 14 was read stating the House passed and returned for consideration 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" with the following amendment(s):

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

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 134(JUD)

Shall the Senate Concur in the House Amendment to  
CSSB 134(JUD)?

Court Rule(s) 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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR 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."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

**SB 152**

Message dated May 14 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 152(L&C) "An Act relating to community energy facilities" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL  
NO. 152(ENE)

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 152(ENE)

Shall the Senate Concur in the House Amendment to  
CSSB 152(L&C)?

**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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 152(ENE) "An Act relating to community energy facilities."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

**SB 179**

Message dated May 14 was read stating the House passed and returned for consideration 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" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL NO. 179(RLS)  
"An Act relating to municipal property tax; relating to assessment of property, boards of equalization, and certification of assessors; 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; relating to municipal taxation of mobile telecommunications services; and providing for an effective date."

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 179(RLS)

Shall the Senate Concur in the House Amendment to

CSSB 179(CRA)?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 179(RLS) "An Act relating to municipal property tax; relating to assessment of property, boards of equalization, and certification of assessors; 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; relating to municipal taxation of mobile telecommunications services; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

## **HCR 24**

HOUSE CONCURRENT RESOLUTION NO. 24 was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 24 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 179, 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, pass the Senate?" The roll was taken with the following result:

HCR 24

Final Passage

**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, HOUSE CONCURRENT RESOLUTION NO. 24 passed the Senate, was signed by the President and Secretary and returned to the House.

**SB 259**

Message dated May 14 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 259(FIN) "An Act relating to the compensation of state employees; relating to the salary of the chief administrative law judge; and providing for an effective date" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL  
NO. 259(FIN)

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS CSSB 259(FIN)

Shall the Senate Concur in the House Amendment to  
CSSB 259(FIN)?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 259(FIN) "An Act relating to the compensation of state employees; relating to the salary of the chief administrative law judge; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

### **Standing Committee Reports**

#### **HB 122**

Forthcoming fiscal information (page 2630) for the Finance Senate Committee Substitute for SENATE CS FOR CS FOR HOUSE BILL NO. 122(FIN) "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" was published today:

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

Fiscal Note No. 2, zero, Department of Commerce, Community, and Economic Development

#### **HB 316**

The State Affairs Committee considered CS FOR HOUSE BILL NO. 316(STA) am "An Act relating to law enforcement requests for wireless device location information in emergencies; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL  
NO. 316(STA)

Signing amend: Senator Kawasaki, Chair. Signing do pass: Senator Bjorkman. Signing no recommendation: Senator Merrick.

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

The bill was referred to the Rules Committee.

**HB 330**

The State Affairs Committee considered HOUSE BILL NO. 330 am "An Act relating to the use and possession of electronic devices by prisoners; and relating to prisoner communication reimbursement rates" and recommended it be replaced with

SENATE CS FOR HOUSE BILL NO. 330(STA)  
"An Act relating to the use and possession of electronic devices by prisoners; relating to fees charged by correctional facilities; and relating to Department of Corrections vendor contracts."  
(Title Change SCR 41)

Signing do pass: Senator Kawasaki, Chair. Signing no recommendation: Senators Merrick, Bjorkman.

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

The bill was referred to the Rules Committee.

**HB 362**

The State Affairs Committee considered HOUSE BILL NO. 362 "An Act relating to the reimbursement rate for prisoner medical care."

Signing amend: Senator Kawasaki, Chair. Signing no recommendation: Senators Merrick, Bjorkman.

The following previously published fiscal information applies:  
Fiscal Note No. 1, indeterminate, Department of Commerce, Community, and Economic Development

The bill was referred to the Finance Committee.

President Stevens stated in accordance with Rule 43(b), Alaska State Legislature Uniform Rules, engrossment may be waived on all bills and resolutions transmitted to the House this legislative day.

President Stevens stated in accordance with Rule 30, Alaska State Legislature Uniform Rules, reconsideration is not available today.

## **Consideration of the Calendar**

### **Second Reading of House Bills**

#### **HB 155**

CS FOR HOUSE BILL NO. 155(FIN) am "An Act establishing the Alaska Military Affairs Commission; and relating to the duties and powers of the Alaska Military Affairs Commission" was read the second time.

Senator Olson, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 2617. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 155(FIN) "An Act establishing the Alaska Military Affairs Commission; relating to the duties and powers of the Alaska Military Affairs Commission; relating to the Joint Armed Services Committee; relating to judge advocates; relating to military facility zones; relating to the appointment of an assistant adjutant general; and providing for an effective date" was adopted.

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

Senators Wielechowski, Gray-Jackson, Stedman, Tobin, Hughes, Kaufman moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL NO. 155(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 155(FIN) "An Act establishing the Alaska Military Affairs Commission; relating to the duties and powers of the Alaska Military Affairs Commission; relating to the Joint Armed Services Committee; relating to judge advocates; relating to military facility zones; relating to the appointment of an assistant adjutant general; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 155(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, SENATE CS FOR CS FOR HOUSE BILL NO. 155(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.

#### **SCR 24**

SENATE CONCURRENT RESOLUTION NO. 24 which had been held on the Secretary's desk (page 2619), was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 24 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 155, establishing the Alaska Military Affairs Commission; and relating to the duties and powers of the Alaska Military Affairs Commission, pass the Senate?" The roll was taken with the following result:

SCR 24

Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 24 passed the Senate and was referred to the Secretary for engrossment.

**HB 129**

CS FOR HOUSE BILL NO. 129(JUD) "An Act relating to voter registration; and providing for an effective date" was read the second time.

Senator Olson, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 2467. Senator Shower objected.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) be adopted?" The roll was taken with the following result:

CSHB 129(JUD)

Second Reading

Adopt Finance Senate Committee Substitute?

**YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0**

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

Nays: Myers, Shower

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) was adopted.

Senator Wielechowski offered Amendment No. 1:

Page 1, line 7, following "**defamation**":

Insert "**of a candidate**"

Page 1, line 8, following "defamation":

Insert "brought by a candidate"

Page 1, line 9, following "section,":

Insert "(1) "candidate" has the meaning given in AS 15.13.400;  
(2)"

Senator Wielechowski moved for the adoption of Amendment No. 1.

Senator Shower objected.

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

SCS CSHB 129(FIN)

Second Reading

Amendment No. 1?

**YEAS: 17 NAYS: 1 EXCUSED: 0 ABSENT: 2**

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

Nays: Myers

Absent: Olson, Shower

and so, Amendment No. 1 was adopted.

Senator Wielechowski offered Amendment No. 2:

Page 12, line 23, following "person.":

Insert "For purposes of this section, a developer of the technology used to create synthetic media that is in an electioneering communication is not the creator of the electioneering communication."

Senator Wielechowski moved for the adoption of Amendment No. 2.

Objections were heard.

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

SCS CSHB 129(FIN) am S  
Second Reading  
Amendment No. 2?

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

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

Nays: Myers

and so, Amendment No. 2 was adopted.

Senator Giessel moved and asked unanimous consent the bill be considered engrossed, advanced to third reading and placed on final passage. Senator Shower objected.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) am S advance from Second to Third Reading?" The roll was taken with the following result:

SCS CSHB 129(FIN) am S  
Advance from Second to Third Reading?

**YEAS: 17 NAYS: 3 EXCUSED: 0 ABSENT: 0**

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

Nays: Hughes, Myers, Shower

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) am S advanced to third reading.

SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) am S was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) am S "An Act relating to elections; relating to voter registration; relating to candidate legal funds; relating to voting; relating to special needs voting; relating to absentee voting; relating to defamation claims based on the use of synthetic media; relating to the use of synthetic media in electioneering communications; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 129(FIN) am S  
Third Reading - Final Passage  
Effective Date(s)

**YEAS: 14 NAYS: 6 EXCUSED: 0 ABSENT: 0**

Yeas: Bishop, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kawasaki, Kiehl, Merrick, Olson, Stedman, Stevens, Tobin, Wielechowski

Nays: Bjorkman, Hughes, Kaufman, Myers, Shower, Wilson

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) 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.

### **SCR 34**

SENATE CONCURRENT RESOLUTION NO. 34 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 34 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 129, relating to voter registration, pass the Senate?" The roll was taken with the following result:

SCR 34  
Final Passage



**YEAS: 17 NAYS: 3 EXCUSED: 0 ABSENT: 0**

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

Nays: Hughes, Myers, Shower

and so, SENATE CONCURRENT RESOLUTION NO. 34 passed the Senate and was referred to the Secretary for engrossment.

### **HB 66**

Senator Giessel moved and asked unanimous consent the Senate move down the calendar to SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) am S. Without objection, the Senate proceeded to:

### **House Bills in Third Reading**

### **HB 66**

SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) am S "An Act relating to criminal law and procedure; relating to homicide resulting from conduct involving controlled substances; establishing the crime of assault in the presence of a child; relating to the crime of stalking; relating to human trafficking; relating to prostitution; relating to sex trafficking; changing the term 'child pornography' to 'child sexual abuse material'; relating to misconduct involving a controlled substance; relating to sentencing; relating to competency to stand trial; relating to the duty to register as a sex offender; amending the definition of 'sex offense'; relating to multidisciplinary child protection teams; relating to involuntary civil commitments; relating to victims' rights during certain civil commitment proceedings; relating to the duties of the Department of Corrections; amending Rules 4 and 5, Alaska Rules of Civil Procedure; amending Rule 6(s), Alaska Rules of Criminal Procedure; and providing for an effective date" which had been before the Senate with Amendment No. 7 pending (page 2675) was before the Senate.

Amendment No. 7 by Senator Hughes, which was published in Senate Journal Supplement No. 9, was before the Senate.

Senator Hughes moved and asked unanimous consent to withdraw Amendment No. 7. Without objection, Amendment No. 7 was withdrawn.

Senator Bjorkman offered Amendment No. 8:

Page 1, line 9:

Delete "**Rule 6(s)**"

Insert "**Rules 6(s) and 6.1(h)**"

Page 39, following line 26:

Insert a new bill section to read:

"\* **Sec. 50.** The uncodified law of the State of Alaska is amended by adding a new section to read:

DIRECT COURT RULE AMENDMENT. Rule 6.1(h), Alaska Rules of Criminal Procedure, is amended to read:

**(h) Release of Report.**

(1) The court shall withhold publication of the report until the expiration of the time for making a motion for a hearing under paragraph (g). If such a motion is made, publication must be withheld pending a ruling on the motion or pending any review under paragraph (i). All proceedings under this rule are confidential until the judge orders the report released.

(2) If the judge finds that the standards of paragraphs (f) and (g) are met, the judge shall order the report released **within 60 days after receiving the report**. The judge may order that a response to the report by a person named or otherwise identified, or other additional materials, be attached to the report as an appendix. The report and any appendices will be filed with the clerk of the court and made available for public inspection. The court shall also direct that copies of the report and any appendices be sent to other persons as reasonably requested by the grand jury.

(3) The court may withhold publication of the report for **more than 60 days, not to exceed a total of 180 days after receiving the report** [A REASONABLE TIME], if the court determines that withholding the publication of the report is necessary to preserve the investigative and prosecutorial function relating to the alleged criminal conduct."

Renumber the following bill sections accordingly.

Page 41, following line 31:

Insert a new bill section to read:

"\* **Sec. 54.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION. The court system shall release all reports created by a grand jury on or after January 1, 2023, and before the effective date of sec. 50 of this Act, within 60 days after the effective date of sec. 50 of this Act."

Renumber the following bill sections accordingly.

Page 42, line 4:

Delete "takes effect only if sec. 49 of this Act receives"

Insert "and Rule 6.1(h), Alaska Rules of Criminal Procedure, as amended by sec. 50 of this Act, take effect only if secs. 49 and 50 of this Act receive"

Page 42, line 7:

Delete "sec. 54"

Insert "sec. 56"

Senator Bjorkman moved for the adoption of Amendment No. 8. Senator Claman objected.

Senator Hughes moved for the adoption of the following amendment to Amendment No. 8:

Page 1, line 18, following "within":

Delete "60"

Insert "180"

Page 2, line 3, following "a total of":

Delete "180"

Insert "365"

Senator Claman objected.

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

SCS CSHB 66(FIN) am S  
Second Reading  
Amendment to Amendment No. 8?

**YEAS: 6 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Bjorkman, Hughes, Kaufman, Myers, Shower, Wilson

Nays: Bishop, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kawasaki, Kiehl, Merrick, Olson, Stedman, Stevens, Tobin, Wielechowski

and so, the amendment to Amendment No. 8 failed.

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

SCS CSHB 66(FIN) am S  
Second Reading  
Amendment No. 8?

**YEAS: 6 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Bjorkman, Hughes, Kaufman, Myers, Shower, Wilson

Nays: Bishop, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kawasaki, Kiehl, Merrick, Olson, Stedman, Stevens, Tobin, Wielechowski

and so, Amendment No. 8 failed.

Amendment No. 9 was not offered at this time.

Senator Claman offered Amendment No. 10:

Page 1, line 3, following "**stalking**";:

Insert "**relating to human trafficking; relating to prostitution; relating to sex trafficking**";

Page 2, line 12:

Delete "sec. 49"

Insert "sec. 57"

Page 2, following line 18:

Insert a new bill section to read:

**\*\* Sec. 2.** AS 04.06.110 is amended to read:

**Sec. 04.06.110. Peace officer powers.** The director and the persons employed for the administration and enforcement of this title may, with the concurrence of the commissioner of public safety, exercise the powers of peace officers when those powers are specifically granted by the board. Powers granted by the board under this section may be exercised only when necessary for the enforcement of the criminally punishable provisions of this title, regulations of the board, and other criminally punishable laws and regulations, including investigation of violations of laws against prostitution and sex trafficking described in AS 11.66.100 - 11.66.137 [AS 11.66.100 - 11.66.135] and laws against gambling, promoting gambling, and related offenses described in AS 11.66.200 - 11.66.280. Unless authorized by a search warrant described in AS 12.35, nothing in this section authorizes the use of metal keys, magnetic card keys, or identification cards to access private clubs."

ReNUMBER the following bill sections accordingly.

Page 5, following line 28:

Insert a new bill section to read:

**\*\* Sec. 9.** AS 11.41.365(a) is amended to read:

(a) A person commits the crime of human trafficking in the second degree if, under circumstances not proscribed under AS 11.66.100 - 11.66.150, the person intentionally induces or causes another person to engage in adult entertainment or labor by

(1) exposing or threatening to expose confidential information or a secret, whether true or false, tending to subject a person to hatred, contempt, or ridicule;

(2) destroying, concealing, or threatening to destroy or conceal an actual or purported passport or immigration document or another actual or purported identification document of any person;

(3) threatening to report a person to a government agency for the purpose of arrest or deportation;

(4) threatening to collect a debt;

**(5) instilling in a person a fear that lodging, food, clothing, or medication will be withheld from any person;**

**(6) providing a controlled substance to or withholding a controlled substance from the other person; or**

**(7) engaging in deception [OBTAINS A BENEFIT FROM THE COMMISSION OF HUMAN TRAFFICKING UNDER AS 11.41.360, WITH RECKLESS DISREGARD THAT THE BENEFIT IS A RESULT OF THE TRAFFICKING]."**

Renumber the following bill sections accordingly.

Page 7, following line 28:

Insert new bill sections to read:

\*\* **Sec. 15.** AS 11.66.100(d) is amended to read:

(d) **Prostitution** [EXCEPT AS PROVIDED IN (e) OF THIS SECTION, PROSTITUTION] is a class B misdemeanor.

\* **Sec. 16.** AS 11.66.120(a) is amended to read:

(a) A person commits the crime of sex trafficking in the second degree if the person

(1) manages, supervises, controls, or owns, either alone or in association with others, a prostitution enterprise other than a place of prostitution;

(2) procures or solicits a patron for a prostitute; [OR]

(3) offers, sells, advertises, promotes, or facilitates travel that includes **a** commercial sexual **act** [CONDUCT] as enticement for the travel; **or**

**(4) under circumstances not proscribed under AS 11.66.110, induces or causes another person to engage in a commercial sexual act** [IN THIS PARAGRAPH, "COMMERCIAL SEXUAL CONDUCT" MEANS SEXUAL CONDUCT FOR WHICH ANYTHING OF VALUE IS GIVEN OR RECEIVED BY ANY PERSON].

\* **Sec. 17.** AS 11.66.120 is amended by adding a new subsection to read:

(c) For purposes of this section, inducing or causing another person to engage in a commercial sexual act includes the following:

(1) exposing or threatening to expose confidential information or a secret, whether true or false, that would subject a person to hatred, contempt, or ridicule;

(2) destroying, concealing, or threatening to destroy or conceal an actual or purported passport or immigration document or another actual or purported identification document of any person;

(3) threatening to report a person to a government agency for the purpose of arrest or deportation;

(4) threatening to collect a debt;

(5) instilling in a person a fear that lodging, food, clothing, or medication will be withheld from any person;

(6) providing a controlled substance to or withholding a controlled substance from the other person; or

(7) engaging in deception.

\* **Sec. 18.** AS 11.66 is amended by adding a new section to read:

**Sec. 11.66.137. Patron of a victim of sex trafficking.** (a) A person commits the crime of patron of a victim of sex trafficking if the person solicits a commercial sexual act

(1) with reckless disregard that the person engaging in the sexual act is a victim of sex trafficking; or

(2) from a person who is under 18 years of age.

(b) In a prosecution under (a)(2) of this section, it is an affirmative defense that, at the time of the alleged offense, the defendant

(1) reasonably believed the person to be 18 years of age or older; and

(2) undertook reasonable measures to verify that the person was 18 years of age or older.

(c) Patron of a victim of sex trafficking is a

(1) class B felony if the person violates (a)(2) of this section;

(2) class C felony if the person violates (a)(1) of this section.

\* **Sec. 19.** AS 11.66.145 is amended to read:

**Sec. 11.66.145. Forfeiture.** Property used to institute, aid, or facilitate, or received or derived from, a violation of **AS 11.66.110 - 11.66.137** [AS 11.66.100(e) OR 11.66.110 - 11.66.135] may be forfeited at sentencing."

Renumber the following bill sections accordingly.

Page 10, following line 4:

Insert a new bill section to read:

"\* **Sec. 23.** AS 11.81.900(b) is amended by adding new paragraphs to read:

(69) "commercial sexual act" means a sexual act for which anything of value is given or received by any person;

(70) "sexual act" means sexual penetration or sexual contact."

Renumber the following bill sections accordingly.

Page 16, line 2, following "AS 11.61.125(e)(2),":

Insert "**patron of a victim of sex trafficking under AS 11.66.137,**"

Page 16, line 21, following "AS 11.61.125(e)(1),":

Insert "**patron of a victim of sex trafficking under AS 11.66.137,**"

Page 16, line 23:

Delete "or"

Insert "[OR]"

Page 16, line 24, following "**material**"

Insert "**, or patron of a victim of sex trafficking under AS 11.66.137**"

Page 18, line 26, following "minor,":

Insert "**patron of a victim of sex trafficking,**"

Page 23, line 21, following "under":

Insert "**former**"

Page 24, following line 7:

Insert a new sub-subparagraph to read:

**"(xvi) AS 11.66.137;"**

Renumber the following sub-subparagraphs accordingly.



Page 26, line 12:

Delete "felony prostitution under AS 11.66.100(e);"

Insert "**patron of a victim of sex trafficking under AS 11.66.137**  
[FELONY PROSTITUTION UNDER AS 11.66.100(e)]"

Page 39, line 27:

Delete "AS 12.40.110 is"

Insert "AS 11.66.100(b), 11.66.100(e), and AS 12.40.110 are"

Page 41, line 5:

Delete "sec. 2"

Insert "sec. 3"

Page 41, line 6:

Delete "sec. 3"

Insert "sec. 4"

Delete "sec. 4"

Insert "sec. 5"

Page 41, line 7:

Delete "sec. 5"

Insert "sec. 6"

Delete "sec. 6"

Insert "sec. 7"

Page 41, line 8:

Delete "sec. 7"

Insert "sec. 8"

Page 41, line 8, following the second occurrence of "Act,":

Insert "AS 11.41.365(a), as amended by sec. 9 of this Act, AS 11.66.100(d), as amended by sec. 15 of this Act, AS 11.66.120(a), as amended by sec. 16 of this Act, AS 11.66.120(c), enacted by sec. 17 of this Act, AS 11.66.137, enacted by sec. 18 of this Act, AS 11.66.145, as amended by sec. 19 of this Act,"

Page 41, lines 8 - 9:

Delete "sec. 13"

Insert "sec. 20"

Page 41, line 9:

Delete "sec. 14"

Insert "sec. 21"

Page 41, line 10:

Delete "sec. 15"

Insert "sec. 22"

Following the first occurrence of "Act,"

Insert "AS 11.81.900(b)(69) and (70), enacted by sec. 23 of this Act,"

Delete "sec. 21"

Insert "sec. 29"

Page 41, line 11:

Delete "sec. 23"

Insert "sec. 31"

Page 41, lines 11 - 12:

Delete "sec. 32"

Insert "sec. 40"

Page 41, lines 12 - 13:

Delete "secs. 2 - 7, 13 - 15, 21, 23, and 32"

Insert "secs. 3 - 9, 15 - 23, 29, 31, and 40"

Page 41, line 15:

Delete "sec. 26"

Insert "sec. 34"

Delete "sec. 27"

Insert "sec. 35"

Page 41, line 16:

Delete "sec. 28"

Insert "sec. 36"

Page 41, line 18:

Delete "secs. 26 - 28"

Insert "secs. 34 - 36"

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Page 41, line 19:

Delete "sec. 29"

Insert "sec. 37"

Page 41, line 20:

Delete "sec. 29"

Insert "sec. 37"

Page 41, line 22:

Delete "sec. 29"

Insert "sec. 37"

Page 41, line 23:

Delete "sec. 29"

Insert "sec. 37"

Page 41, line 25:

Delete "sec. 29"

Insert "sec. 37"

Page 41, line 27:

Delete "sec. 30"

Insert "sec. 38"

Page 41, line 28:

Delete "sec. 30"

Insert "sec. 38"

Page 41, line 29:

Delete "sec. 49"

Insert "sec. 57"

Page 41, line 30:

Delete "sec. 49"

Insert "sec. 57"

Page 41, line 31:

Delete "sec. 49"

Insert "sec. 57"

Page 42, line 4:

Delete "sec. 49" in both places

Insert "sec. 57" in both places

Page 42, line 6:

Delete "Section 48"

Insert "Section 56"

Page 42, line 7:

Delete "sec. 54"

Insert "sec. 62"

Senator Claman moved for the adoption of Amendment No. 10.  
Senator Myers objected.

The question being: "Shall Amendment No. 10 be adopted?" The roll was taken with the following result:

SCS CSHB 66(FIN) am S

Second Reading

Amendment No. 10?

**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, Amendment No. 10 was adopted.

Senator Hughes offered Amendment No. 9:

Page 1, line 3, following "**stalking**";:

Insert "**relating to sex trafficking; establishing the crime of patron of a victim of sex trafficking; relating to human trafficking; relating to the crime of prostitution;**"

Page 1, line 5, following "**sentencing**";:

Insert "**relating to victim confidentiality; establishing the process for vacating judgments for certain convictions of prostitution;**"

Page 1, line 7, following "teams;":

Insert "**relating to licensing of school bus drivers; relating to permanent fund dividends for certain individuals whose convictions are vacated;**"

Page 2, line 12:

Delete "sec. 49"

Insert "sec. 95"

Page 2, following line 18:

Insert new bill sections to read:

\*\* **Sec. 2.** AS 04.06.110 is amended to read:

**Sec. 04.06.110. Peace officer powers.** The director and the persons employed for the administration and enforcement of this title may, with the concurrence of the commissioner of public safety, exercise the powers of peace officers when those powers are specifically granted by the board. Powers granted by the board under this section may be exercised only when necessary for the enforcement of the criminally punishable provisions of this title, regulations of the board, and other criminally punishable laws and regulations, including investigation of violations of laws against [PROSTITUTION AND] sex trafficking described in **AS 11.41.340 - 11.41.357, laws against prostitution described in AS 11.66.101 - 11.66.106,** [AS 11.66.100 - 11.66.135] and laws against gambling, promoting gambling, and related offenses described in AS 11.66.200 - 11.66.280. Unless authorized by a search warrant described in AS 12.35, nothing in this section authorizes the use of metal keys, magnetic card keys, or identification cards to access private clubs.

\* **Sec. 3.** AS 09.25.400 is amended to read:

**Sec. 09.25.400. Privilege relating to domestic violence, sex trafficking, and sexual assault counseling.** Confidential communications between a victim of domestic violence, sex trafficking, or sexual assault and a victim counselor are privileged under AS 18.66.200 - 18.66.250.

\* **Sec. 4.** AS 11.31.120(h)(2) is amended to read:

(2) "serious felony offense" means an offense

(A) against the person under AS 11.41, punishable as an unclassified or class A felony;

(B) involving controlled substances under AS 11.71,

punishable as an unclassified, class A, or class B felony;

(C) that is criminal mischief in the first degree under AS 11.46.475;

(D) that is terroristic threatening in the first degree under AS 11.56.807;

(E) that is human trafficking in the first degree under AS 11.41.360;

(F) that is sex trafficking in the first degree under **AS 11.41.340** [AS 11.66.110]; or

(G) that is arson in the first degree under AS 11.46.400 or arson in the second degree under AS 11.46.410."

Renumber the following bill sections accordingly.

Page 5, following line 28:

Insert new bill sections to read:

"\* **Sec. 11.** AS 11.41 is amended by adding new sections to read:

**Sec. 11.41.340. Sex trafficking in the first degree.** (a) A person commits the crime of sex trafficking in the first degree if the person

(1) as other than a patron of a victim of sex trafficking, induces or causes another person to engage in a commercial sexual act through the use of force or threat of force against any person; or

(2) violates AS 11.41.345 and the person induced or caused to engage in the commercial sexual act is

(A) under 21 years of age; or

(B) in that person's legal custody.

(b) Sex trafficking in the first degree is an unclassified felony.

**Sec. 11.41.345. Sex trafficking in the second degree.** (a) A person commits the crime of sex trafficking in the second degree if, as other than a patron of a victim of sex trafficking under AS 11.41.355 or a patron of a prostitute under AS 11.66.104 or 11.66.106, the person intentionally induces or causes another person to engage in a commercial sexual act.

(b) Sex trafficking in the second degree is a class A felony.

**Sec. 11.41.350. Sex trafficking in the third degree.** (a) A person commits the crime of sex trafficking in the third degree if,

as other than a patron of a victim of sex trafficking, the person provides services, resources, or other assistance in furtherance of a violation of AS 11.41.340 or 11.41.345.

(b) Sex trafficking in the third degree is a

(1) class B felony if the value of the services, resources, or other assistance provided is \$200 or more; or

(2) class C felony if the value of the services, resources, or other assistance provided is less than \$200.

**Sec. 11.41.355. Patron of a victim of sex trafficking.** (a) A person commits the crime of patron of a victim of sex trafficking if the person solicits a commercial sexual act

(1) with reckless disregard that the person engaging in the sexual act is a victim of sex trafficking; or

(2) from a person who is under 18 years of age.

(b) In a prosecution under (a)(2) of this section, it is an affirmative defense that, at the time of the alleged offense, the defendant

(1) reasonably believed the person to be 18 years of age or older; and

(2) undertook reasonable measures to verify that the person was 18 years of age or older.

(c) Patron of a victim of sex trafficking is a

(1) class B felony if the person violates (a)(2) of this section;

(2) class C felony if the person violates (a)(1) of this section.

**Sec. 11.41.357. Inducing or causing a person to engage in a commercial sexual act.** For purposes of AS 11.41.340 - 11.41.355, a person induces or causes another person to engage in a commercial sexual act including by

(1) exposing or threatening to expose confidential information or a secret, whether true or false, that would subject a person to hatred, contempt, or ridicule;

(2) destroying, concealing, or threatening to destroy or conceal an actual or purported passport or immigration document or another actual or purported identification document of any person;

(3) threatening to report a person to a government agency for the purpose of arrest or deportation;

(4) threatening to collect a debt;

(5) instilling in a person a fear that lodging, food, clothing, or medication will be withheld from any person;

(6) providing a controlled substance to or withholding a controlled substance from the other person; or

(7) engaging in deception.

\* **Sec. 12.** AS 11.41.360(a) is amended to read:

(a) A person commits the crime of human trafficking in the first degree if, **under circumstances not proscribed under AS 11.41.340 - 11.41.357**, the person

**(1) [COMPELS OR] induces or causes another person to engage in [SEXUAL CONDUCT,] adult entertainment [,] or labor [IN THE STATE] by force or threat of force against any person;**  
**or**

**(2) violates AS 11.41.365 and the victim is under 21 years of age [, OR BY DECEPTION].**

\* **Sec. 13.** AS 11.41.360(c) is amended to read:

(c) Human trafficking in the first degree is **an unclassified [A CLASS A] felony.**

\* **Sec. 14.** AS 11.41.365 is amended to read:

**Sec. 11.41.365. Human trafficking in the second degree.** (a) A person commits the crime of human trafficking in the second degree if, **under circumstances not proscribed under AS 11.41.340 - 11.41.357, and with the intent to promote human trafficking,** the person **induces or causes another person to engage in adult entertainment or labor by**

**(1) exposing or threatening to expose confidential information or a secret, whether true or false, tending to subject a person to hatred, contempt, or ridicule;**

**(2) destroying, concealing, or threatening to destroy or conceal an actual or purported passport or immigration document or another actual or purported identification document of any person;**

**(3) threatening to report a person to a government agency for the purpose of arrest or deportation;**

**(4) threatening to collect a debt;**

**(5) instilling in a person a fear that lodging, food, clothing, or medication will be withheld from any person;**

**(6) providing a controlled substance to or withholding a controlled substance from the other person; or**

**(7) engaging in deception [OBTAINS A BENEFIT**



FROM THE COMMISSION OF HUMAN TRAFFICKING UNDER AS 11.41.360, WITH RECKLESS DISREGARD THAT THE BENEFIT IS A RESULT OF THE TRAFFICKING].

(b) Human trafficking in the second degree is a class **A** [B] felony.

\* **Sec. 15.** AS 11.41 is amended by adding new sections to read:

**Sec. 11.41.366. Human trafficking in the third degree.** (a)

A person commits the crime of human trafficking in the third degree if the person provides services, resources, or other assistance with the intent to promote a violation of AS 11.41.360 or 11.41.365.

(b) Human trafficking in the third degree is a

(1) class B felony if the value of the services, resources, or other assistance provided is \$200 or more;

(2) class C felony if the value of the services, resources, or other assistance provided is less than \$200.

**Sec. 11.41.367. Applicability of AS 11.41.360 - 11.41.366.**

AS 11.41.360 - 11.41.366 do not apply to acts that may reasonably be construed to be a normal caretaker request of a child or a normal interaction with a child.

**Sec. 11.41.369. Forfeiture.** (a) Property used to institute, aid, or facilitate, or received or derived from, a violation of AS 11.41.340 - 11.41.366, including real property, may be forfeited at sentencing.

(b) The legislature may appropriate funds received from the sale of property forfeited under (a) of this section for an offense under AS 11.41.340 - 11.41.357 to programs that provide resources to victims of sex trafficking.

\* **Sec. 16.** AS 11.41.530(a) is amended to read:

(a) A person commits the crime of coercion if, under circumstances not proscribed under **AS 11.41.340 - 11.41.366 or 11.41.410 - 11.41.427** [AS 11.41.410 - 11.41.427], the person compels another to engage in conduct from which there is a legal right to abstain or abstain from conduct in which there is a legal right to engage, by means of instilling in the person who is compelled a fear that, if the demand is not complied with, the person who makes the demand or another may

(1) inflict physical injury on anyone, except under circumstances constituting robbery in any degree, or commit any other crime;

- (2) accuse anyone of a crime;
- (3) expose confidential information or a secret, whether true or false, tending to subject a person to hatred, contempt, or ridicule or to impair the person's credit or business repute;
- (4) take or withhold action as a public servant or cause a public servant to take or withhold action;
- (5) bring about or continue a strike, boycott, or other collective unofficial action, if the property is not demanded or received for the benefit of the group in whose interest the person making the threat or suggestion purports to act;
- (6) testify or provide information or withhold testimony or information with respect to a person's legal claim or defense."

Renumber the following bill sections accordingly.

Page 6, line 20, through page 7, line 28:

Delete all material and insert:

"\* **Sec. 21.** AS 11.66 is amended by adding new sections to read:

**Sec. 11.66.101. Prostitution in the first degree.** (a) A person commits the crime of prostitution in the first degree if the person manages, supervises, controls, or owns, either alone or in association with others, a prostitution enterprise or a place of prostitution.

(b) Prostitution in the first degree is a class B felony.

**Sec. 11.66.102. Prostitution in the second degree.** (a) A person commits the crime of prostitution in the second degree if the person engages in or agrees or offers to engage in sexual conduct in exchange for a fee.

(b) A person may not be prosecuted under this section if the

(1) person witnessed or was a victim of, and reported to law enforcement in good faith, one or more of the following crimes:

- (A) murder in the first degree under AS 11.41.100;
- (B) murder in the second degree under AS 11.41.110;
- (C) manslaughter under AS 11.41.120;
- (D) criminally negligent homicide under AS 11.41.130;
- (E) assault in the first degree under AS 11.41.200;
- (F) assault in the second degree under AS 11.41.210;

- (G) assault in the third degree under AS 11.41.220;
  - (H) assault in the fourth degree under AS 11.41.230;
  - (I) sex trafficking in the first degree under AS 11.41.340;
  - (J) sex trafficking in the second degree under AS 11.41.345;
  - (K) sex trafficking in the third degree under AS 11.41.350;
  - (L) patron of a victim of sex trafficking under AS 11.41.355;
  - (M) sexual assault in the first degree under AS 11.41.410;
  - (N) sexual assault in the second degree under AS 11.41.420;
  - (O) sexual assault in the third degree under AS 11.41.425;
  - (P) sexual assault in the fourth degree under AS 11.41.427;
  - (Q) sexual abuse of a minor in the first degree under AS 11.41.434;
  - (R) sexual abuse of a minor in the second degree under AS 11.41.436;
  - (S) sexual abuse of a minor in the third degree under AS 11.41.438;
  - (T) sexual abuse of a minor in the fourth degree under AS 11.41.440;
  - (U) robbery in the first degree under AS 11.41.500;
  - (V) robbery in the second degree under AS 11.41.510;
  - (W) extortion under AS 11.41.520;
  - (X) coercion under AS 11.41.530;
  - (Y) distribution of generated obscene child sexual abuse material under AS 11.61.121;
  - (Z) possession of generated obscene child sexual abuse material under AS 11.61.122;
  - (AA) distribution of child sexual abuse material under AS 11.61.125; or
  - (BB) possession of child sexual abuse material under AS 11.61.127;
- (2) evidence supporting the prosecution under (a) of this

section was obtained or discovered as a result of the person reporting the crime to law enforcement; and

(3) person cooperated with law enforcement personnel.

(c) Prostitution in the second degree is a class B misdemeanor.

**Sec. 11.66.104. Patron of a prostitute in the first degree.** (a)

A person commits the crime of patron of a prostitute in the first degree if the person violates AS 11.66.106 and, within the preceding five years, the person has been previously convicted on two or more separate occasions in this or another jurisdiction of an offense under AS 11.66.106 or an offense under another law or ordinance in this or another jurisdiction with similar elements.

(b) Patron of a prostitute in the first degree is a class C felony.

**Sec. 11.66.106. Patron of a prostitute in the second degree.**

(a) A person commits the crime of patron of a prostitute in the second degree if the person offers a fee in exchange for sexual conduct.

(b) Patron of a prostitute in the second degree is a class A misdemeanor.

\* **Sec. 22.** AS 11.66.145 is amended to read:

**Sec. 11.66.145. Forfeiture.** Property used to institute, aid, or facilitate, or received or derived from, a violation of **AS 11.66.101 - 11.66.106** [AS 11.66.100(e) OR 11.66.110 - 11.66.135] may be forfeited at sentencing.

\* **Sec. 23.** AS 11.66.150 is amended to read:

**Sec. 11.66.150. Definitions.** In **AS 11.66.101 - 11.66.150** [AS 11.66.100 - 11.66.150], unless the context requires otherwise,

(1) "compensation" does not include any payment for reasonably apportioned shared expenses;

(2) "place of prostitution" means any place where a person, **other than a proprietor of the place**, engages in sexual conduct in return for a fee;

(3) "prostitution enterprise" means an arrangement in which two or more persons are organized to render sexual conduct in return for a fee;

(4) "sexual conduct" means genital or anal intercourse, cunnilingus, fellatio, or masturbation of one person by another person.

\* **Sec. 24.** AS 11.66.150 is amended by adding a new paragraph to read:

(5) "fee" does not include payment for reasonably apportioned shared expenses of a residence."

Renumber the following bill sections accordingly.

Page 10, following line 4:

Insert new bill sections to read:

\*\* **Sec. 28.** AS 11.81.250(a) is amended to read:

(a) For purposes of sentencing under AS 12.55, all offenses defined in this title, except murder in the first and second degree, attempted murder in the first degree, solicitation to commit murder in the first degree, conspiracy to commit murder in the first degree, murder of an unborn child, **human trafficking in the first degree**, sexual assault in the first degree, sexual abuse of a minor in the first degree, misconduct involving a controlled substance in the first degree, sex trafficking in the first degree [UNDER AS 11.66.110(a)(2)], and kidnapping, are classified on the basis of their seriousness, according to the type of injury characteristically caused or risked by commission of the offense and the culpability of the offender. Except for murder in the first and second degree, attempted murder in the first degree, solicitation to commit murder in the first degree, conspiracy to commit murder in the first degree, murder of an unborn child, **human trafficking in the first degree**, sexual assault in the first degree, sexual abuse of a minor in the first degree, misconduct involving a controlled substance in the first degree, sex trafficking in the first degree [UNDER AS 11.66.110(a)(2)], and kidnapping, the offenses in this title are classified into the following categories:

(1) class A felonies, which characteristically involve conduct resulting in serious physical injury or a substantial risk of serious physical injury to a person;

(2) class B felonies, which characteristically involve conduct resulting in less severe violence against a person than class A felonies, aggravated offenses against property interests, or aggravated offenses against public administration or order;

(3) class C felonies, which characteristically involve conduct serious enough to deserve felony classification but not

serious enough to be classified as A or B felonies;

(4) class A misdemeanors, which characteristically involve less severe violence against a person, less serious offenses against property interests, less serious offenses against public administration or order, or less serious offenses against public health and decency than felonies;

(5) class B misdemeanors, which characteristically involve a minor risk of physical injury to a person, minor offenses against property interests, minor offenses against public administration or order, or minor offenses against public health and decency;

(6) violations, which characteristically involve conduct inappropriate to an orderly society but which do not denote criminality in their commission.

\* **Sec. 29.** AS 11.81.250(b) is amended to read:

(b) The classification of each felony defined in this title, except murder in the first and second degree, attempted murder in the first degree, solicitation to commit murder in the first degree, conspiracy to commit murder in the first degree, murder of an unborn child, **human trafficking in the first degree**, sexual assault in the first degree, sexual abuse of a minor in the first degree, misconduct involving a controlled substance in the first degree, sex trafficking in the first degree [UNDER AS 11.66.110(a)(2)], and kidnapping, is designated in the section defining it. A felony under the law of this state defined outside this title for which no penalty is specifically provided is a class C felony.

\* **Sec. 30.** AS 11.81.900(b) is amended by adding new paragraphs to read:

(69) "adult entertainment" means an activity in which one or more individuals are employed, contracted, or permitted to, wholly or in part, entertain others by

(A) removing clothes or other items that clothe or hide the person's body;

(B) dancing or in any other manner exhibiting the individual's body in a completely or almost completely unclothed state;

(C) participating in a simulated illegal, indecent, or lewd exhibition, act, or practice, including simulated

(i) sexual penetration;

- (ii) the lewd exhibition or touching of a person's genitals, anus, or breast; or
- (iii) bestiality;
- (70) "commercial sexual act" means a sexual act for which anything of value is given or received by any person;
- (71) "services, resources, or other assistance" includes financial support, business services, lodging, transportation, providing false identification documents or other documentation, equipment, facilities, or any other service or property, regardless of whether a person is compensated;
- (72) "sexual act" means sexual penetration or sexual contact;
- (73) "victim of sex trafficking" means a person who has been induced or caused to engage in a commercial sexual act under AS 11.41.340 - 11.41.350."

Renumber the following bill sections accordingly.

Page 10, line 5:

Delete "AS 12.10.010(a)"  
 Insert "AS 12.10.010"

Page 10, line 6:

Delete "(a)"  
 Insert "**Sec. 12.10.010. General time limitations.** (a)"

Page 10, line 14:

Delete "AS 11.66.110 - 11.66.130,"  
 Insert "[AS 11.66.110 - 11.66.130,]"

Page 10, lines 19 - 21:

Delete "AS 11.66.110 - 11.66.130 that is an unclassified, class A, or class B felony or that is committed against a person who, at the time of the offense, was under 20 years of age"

Insert "**AS 11.41.340 or 11.41.345** [AS 11.66.110 - 11.66.130 THAT IS AN UNCLASSIFIED, CLASS A, OR CLASS B FELONY OR THAT IS COMMITTED AGAINST A PERSON WHO, AT THE TIME OF THE OFFENSE, WAS UNDER 20 YEARS OF AGE]"

Page 10, following line 22:

Insert new material to read:

"(b) Except as otherwise provided by law or in (a) of this section, a person may not be prosecuted, tried, or punished for an offense unless the indictment is found or the information or complaint is instituted not later than

(1) 10 years after the commission of a felony offense in violation of AS 11.41.120 - 11.41.330, 11.41.350, 11.41.366, 11.41.425(a)(1), 11.41.425(a)(5), 11.41.425(a)(6), or 11.41.450 - 11.41.458; or

(2) five years after the commission of any other offense.

\* **Sec. 32.** AS 12.37.010 is amended to read:

**Sec. 12.37.010. Authorization to intercept communications.** The attorney general, or a person designated in writing or by law to act for the attorney general, may authorize, in writing, an ex parte application to a court of competent jurisdiction for an order authorizing the interception of a private communication if the interception may provide evidence of, or may assist in the apprehension of persons who have committed, are committing, or are planning to commit, the following offenses:

(1) murder in the first or second degree under AS 11.41.100 - 11.41.110;

(2) kidnapping under AS 11.41.300;

(3) a class A or unclassified felony drug offense under AS 11.71;

(4) sex trafficking in the first or second degree under AS 11.41.340 or 11.41.345 [AS 11.66.110 AND 11.66.120]; or

(5) human trafficking [IN THE FIRST DEGREE] under AS 11.41.360 or 11.41.365.

\* **Sec. 33.** AS 12.45.049 is amended to read:

**Sec. 12.45.049. Privilege relating to domestic violence, sex trafficking, and sexual assault counseling.** Confidential communications between a victim of domestic violence, sex trafficking, or sexual assault and a victim counselor are privileged under AS 18.66.200 - 18.66.250."

Renumber the following bill sections accordingly.

Page 13, following line 7:

Insert new bill sections to read:



"\* **Sec. 38.** AS 12.55.015 is amended by adding a new subsection to read:

(m) In addition to the penalties authorized by this section, if a defendant holds a business license and is convicted of an offense under AS 11.41.340 - 11.41.366, and the defendant used the business in furtherance of the offense, the court shall revoke the defendant's business license.

\* **Sec. 39.** AS 12.55.035(b) is amended to read:

(b) Upon conviction of an offense, a defendant who is not an organization may be sentenced to pay, unless otherwise specified in the provision of law defining the offense, a fine of not more than

(1) \$500,000 for murder in the first or second degree, attempted murder in the first degree, murder of an unborn child, **human trafficking in the first degree**, sexual assault in the first degree under AS 11.41.410(a)(1)(A), (2), (3), or (4), sexual abuse of a minor in the first degree, kidnapping, sex trafficking in the first degree [UNDER AS 11.66.110(a)(2)], or misconduct involving a controlled substance in the first degree;

(2) \$250,000 for a class A felony;

(3) \$100,000 for a class B felony;

(4) \$50,000 for a class C felony;

(5) \$25,000 for a class A misdemeanor;

(6) \$2,000 for a class B misdemeanor;

(7) \$500 for a violation.

\* **Sec. 40.** AS 12.55.078(f) is amended to read:

(f) The court may not suspend the imposition or entry of judgment and may not defer prosecution under this section of a person who

(1) is charged with a violation of AS 11.41.100 - 11.41.220, 11.41.260 - 11.41.320, **11.41.340 - 11.41.370** [11.41.360 - 11.41.370], 11.41.410 - 11.41.530, AS 11.46.400, AS 11.61.125 - 11.61.128, **AS 11.66.101, or 11.66.102** [OR AS 11.66.110 - 11.66.135];

(2) uses a firearm in the commission of the offense for which the person is charged;

(3) has previously been granted a suspension of judgment under this section or a similar statute in another jurisdiction, unless the court enters written findings that by clear and convincing evidence the person's prospects for rehabilitation are

high and suspending judgment under this section adequately protects the victim of the offense, if any, and the community;

(4) is charged with a violation of AS 11.41.230, 11.41.250, or a felony and the person has one or more prior convictions for a misdemeanor violation of AS 11.41 or for a felony or for a violation of a law in this or another jurisdiction having similar elements to an offense defined as a misdemeanor in AS 11.41 or as a felony in this state; for the purposes of this paragraph, a person shall be considered to have a prior conviction even if

(A) the charges were dismissed under this section;

(B) the conviction has been set aside under AS 12.55.085; or

(C) the charge or conviction was dismissed or set aside under an equivalent provision of the laws of another jurisdiction; or

(5) is charged with a crime involving domestic violence, as defined in AS 18.66.990.

\* **Sec. 41.** AS 12.55.085(f) is amended to read:

(f) The court may not suspend the imposition of sentence of a person who

(1) is convicted of a violation of AS 11.41.100 - 11.41.220, 11.41.260 - 11.41.320, **11.41.340 - 11.41.370** [11.41.360 - 11.41.370], 11.41.410 - 11.41.530, AS 11.46.400, AS 11.61.125 - 11.61.128, **AS 11.66.101, or 11.66.102** [OR AS 11.66.110 - 11.66.135];

(2) uses a firearm in the commission of the offense for which the person is convicted; or

(3) is convicted of a violation of AS 11.41.230 - 11.41.250 or a felony and the person has one or more prior convictions for a misdemeanor violation of AS 11.41 or for a felony or for a violation of a law in this or another jurisdiction having similar elements to an offense defined as a misdemeanor in AS 11.41 or as a felony in this state; for the purposes of this paragraph, a person shall be considered to have a prior conviction even if that conviction has been set aside under (e) of this section or under the equivalent provision of the laws of another jurisdiction.

\* **Sec. 42.** AS 12.55.125(b) is amended to read:

(b) A defendant convicted of attempted murder in the first

degree, solicitation to commit murder in the first degree, conspiracy to commit murder in the first degree, kidnapping, **human trafficking in the first degree**, or misconduct involving a controlled substance in the first degree shall be sentenced to a definite term of imprisonment of at least five years but not more than 99 years. A defendant convicted of murder in the second degree or murder of an unborn child under AS 11.41.150(a)(2) - (4) shall be sentenced to a definite term of imprisonment of at least 15 years but not more than 99 years. A defendant convicted of murder in the second degree shall be sentenced to a definite term of imprisonment of at least 20 years but not more than 99 years when the defendant is convicted of the murder of a child under 16 years of age and the court finds by clear and convincing evidence that the defendant (1) was a natural parent, a stepparent, an adoptive parent, a legal guardian, or a person occupying a position of authority in relation to the child; or (2) caused the death of the child by committing a crime against a person under AS 11.41.200 - 11.41.530. In this subsection, "legal guardian" and "position of authority" have the meanings given in AS 11.41.470."

Renumber the following bill sections accordingly.

Page 14, lines 13 - 14:

Delete "under AS 11.66.110(a)(2)"

Insert "[UNDER AS 11.66.110(a)(2)]"

Page 15, line 4, following "AS 11.41.410(a)(1)(B)":

Insert "**sex trafficking in the second degree,**"

Page 15, line 8, following the first occurrence of "degree,":

Insert "**unlawful exploitation of a minor under AS 11.41.455(c)(2),**"

Page 15, lines 8 - 9:

Delete "under AS 11.66.110(a)(2)"

Insert "[UNDER AS 11.66.110(a)(2)]"

Page 15, line 30, following "(3)":

Insert "**sex trafficking in the third degree under AS 11.41.350(b)(1), patron of a victim of sex trafficking under AS 11.41.355(c)(1),**"

Page 16, line 1, following "AS 11.41.458(b)(2),":

Insert "**indecent viewing or production of a picture under AS 11.61.123(g)(1),**"

Page 16, line 3, following "AS 11.41.410(a)(1)(B)":

Insert "**, sex trafficking in the second degree, unlawful exploitation of a minor under AS 11.41.455(c)(1), or enticement of a minor under AS 11.41.452(e)**"

Page 16, line 16, following "(4)":

Insert "**sex trafficking in the third degree under AS 11.41.350(b)(2), patron of a victim of sex trafficking under AS 11.41.355(c)(2),**"

Page 16, line 22, following "commit":

Insert "**sex trafficking in the third degree under AS 11.41.350(b)(1), patron of a victim of sex trafficking under AS 11.41.355(c)(1),**"

Page 16, line 23:

Delete "unlawful exploitation of a minor"

Insert "**indecent viewing or production of a picture under AS 11.61.123(g)(1)** [UNLAWFUL EXPLOITATION OF A MINOR]"

Page 16, line 24, following "**material**":

Insert "**under AS 11.61.125(e)(2)**"

Page 18, following line 21:

Insert new bill sections to read:

"\* **Sec. 47.** AS 12.55.135 is amended by adding a new subsection to read:

(q) A defendant convicted under AS 11.66.104 shall be sentenced to a minimum term of imprisonment of 72 hours if the defendant has been previously convicted once in the previous five years in this or another jurisdiction of an offense under AS 11.66.104 or an offense under another law or ordinance with similar elements.

\* **Sec. 48.** AS 12.55.185(10) is amended to read:

(10) "most serious felony" means

(A) arson in the first degree, [SEX TRAFFICKING

IN THE FIRST DEGREE UNDER AS 11.66.110(a)(2),] enticement of a minor under AS 11.41.452(e), or any unclassified or class A felony prescribed under AS 11.41; or  
(B) an attempt, or conspiracy to commit, or criminal solicitation under AS 11.31.110 of, an unclassified felony prescribed under AS 11.41;"

Renumber the following bill sections accordingly.

Page 19, following line 1:

Insert new bill sections to read:

"\* **Sec. 50.** AS 12.61.125(a) is amended to read:

(a) The defendant accused of a sex [SEXUAL] offense, the defendant's counsel, or an investigator or other person acting on behalf of the defendant, may not

(1) notwithstanding AS 12.61.120, contact the victim of the offense or a witness to the offense if the victim or witness, or the parent or guardian of the victim or witness if the victim or witness is a minor, has informed the defendant or the defendant's counsel in writing or in person that the victim or witness does not wish to be contacted by the defense; a victim or witness who has not informed the defendant or the defendant's counsel in writing or in person that the victim does not wish to be contacted by the defense is entitled to rights as provided in AS 12.61.120;

(2) obtain a statement from the victim of the offense or a witness to the offense, unless,

(A) if the statement is taken as a recording, the recording is taken in compliance with AS 12.61.120, and written authorization is first obtained from the victim or witness, or from the parent or guardian of the victim or witness if the victim or witness is a minor; the written authorization must state that the victim or witness is aware that there is no legal requirement that the victim or witness talk to the defense; or

(B) if the statement is not taken as a recording, written authorization is first obtained from the victim or witness, or from the parent or guardian of the victim or witness if the victim or witness is a minor; the written authorization must state that the victim or witness is aware that there is no legal requirement that the victim or witness

talk to the defense; a victim or witness making a statement under this subparagraph remains entitled to rights as provided in AS 12.61.120.

\* **Sec. 51.** AS 12.61.125(d) is amended by adding a new paragraph to read:

(3) "sex offense" has the meaning given in AS 12.63.100 and includes a crime, or an attempt, solicitation, or conspiracy to commit a crime under AS 11.41.440(a)(1).

\* **Sec. 52.** AS 12.61.140 is amended to read:

**Sec. 12.61.140. Disclosure of victim's name.** (a) The portion of the records of a court or law enforcement agency that contains the name of the victim of an offense under AS 11.41.300(a)(1)(C) or **a victim of a sex offense** [11.41.410 - 11.41.460]

(1) shall be withheld from public inspection, except with the consent of the court in which the case is or would be prosecuted; and

(2) is not a public record under AS 40.25.110 - 40.25.125.

(b) In all written court records open to public inspection, the name of the victim of an offense under AS 11.41.300(a)(1)(C) or **a victim of a sex offense** [11.41.410 - 11.41.460] may not appear. Instead, the victim's initials shall be used. However, a sealed record containing the victim's name shall be kept by the court in order to ensure that a defendant is not charged twice for the same offense.

\* **Sec. 53.** AS 12.61.140 is amended by adding a new subsection to read:

(c) In this section, "sex offense" has the meaning given in AS 12.63.100 and includes a crime, or an attempt, solicitation, or conspiracy to commit a crime, under AS 11.41.440(a)(1).

\* **Sec. 54.** AS 12.62.900(23) is amended to read:

(23) "serious offense" means a conviction for a violation or for an attempt, solicitation, or conspiracy to commit a violation of any of the following laws, or of the laws of another jurisdiction with substantially similar elements:

- (A) a felony offense;
- (B) a crime involving domestic violence;
- (C) AS 11.41.410 - 11.41.470;
- (D) AS 11.51.130 or 11.51.200 - 11.56.210;
- (E) AS 11.61.110(a)(7) or 11.61.125;

- (F) **AS 11.66.101** [AS 11.66.100 - 11.66.130];  
(G) former AS 11.15.120, former 11.15.134, or assault with the intent to commit rape under former AS 11.15.160; or  
(H) former AS 11.40.080, 11.40.110, 11.40.130, or 11.40.200 - 11.40.420, if committed before January 1, 1980."

Renumber the following bill sections accordingly.

Page 23, line 12:

Delete "[AS 11.66.110,] 11.66.130(a)(2)(B)"

Insert "**former** AS 11.66.110, **former** AS 11.66.130(a)(2)(B)"

Page 23, lines 20 - 22:

Delete "AS 11.66.100(a)(2) if the offender is subject to punishment under AS 11.66.100(e);

(x)"

Insert "[AS 11.66.100(a)(2) IF THE OFFENDER IS SUBJECT TO PUNISHMENT UNDER AS 11.66.100(e);

(x)]"

Page 23, line 24:

Delete "(xi)"

Insert "**(x)** [(xi)]"

Page 23, line 28:

Delete "(xii)"

Insert "**(xi)** [(xii)]"

Page 23, line 30:

Delete "(xiii) **AS 26.05.900(a)** [AS 26.05.900(a)(1) - (4)]"

Insert "**(xii) AS 26.05.900(a)** [(xiii) AS 26.05.900(a)(1) - (4)]"

Page 24, line 1:

Delete "(xiv)"

Insert "**(xiii)** [(xiv)]"

Page 24, line 5:

Delete "(xv)"

Insert "**(xiv)** [(xv)]"

Page 24, following line 7:

Insert a new sub-subparagraph to read:

"(xv) AS 11.41.340, 11.41.345, or 11.41.355;

or"

Page 24, line 8:

Delete "or"

Page 24, line 9:

Delete all material.

Page 24, line 18:

Delete "20"

Insert "21 [20]"

Page 24, following line 20:

Insert a new bill section to read:

**\*\* Sec. 60.** AS 12.72 is amended by adding new sections to read:

**Sec. 12.72.100. Vacation of judgment of conviction for prostitution.** A person may petition the court to vacate the judgment if, at the time of the offense, the person was or would have been a victim of sex trafficking as defined in AS 11.81.900(b) and was convicted or adjudicated delinquent for prostitution under former AS 11.66.100 or under AS 11.66.106 or a similar municipal ordinance.

**Sec. 12.72.105. Filing of petition for vacation of judgment.**

(a) A person seeking a vacation of judgment under this chapter shall file a petition with the clerk at the court location where the underlying criminal case was filed and serve a copy on the prosecuting authority responsible for obtaining the conviction.

(b) If the prosecuting authority does not file a response within 45 days after service of the petition, the court may grant the vacation of judgment without further proceedings.

**Sec. 12.72.110. Limitations on petition for vacation of judgment.** (a) A person may file a petition under this chapter only after a judgment has been entered on the person's case or, if the conviction was appealed, after the court's decision on the case is final under the Alaska Rules of Appellate Procedure.

(b) An action for a petition for vacation of judgment under AS 12.72.100 does not give rise to the right to a trial by jury.



**Sec. 12.72.115. Presumption and burden of proof in vacation of judgment proceedings.** (a) The person petitioning the court for a vacation of judgment of conviction or adjudication of delinquency for prostitution under former AS 11.66.100 or under AS 11.66.106 or a similar municipal ordinance must prove all factual assertions by a preponderance of the evidence.

(b) There is a rebuttable presumption that a person who was under 21 years of age at the time of an offense under AS 11.66.106 was or would have been a victim of sex trafficking.

**Sec. 12.72.120. Vacation of judgment.** (a) If the court grants the petition for a vacation of judgment,

(1) the judgment of conviction or adjudication of delinquency for prostitution under former AS 11.66.100 or under AS 11.66.106 or a similar municipal ordinance shall be vacated;

(2) the Alaska Court System may not publish on a publicly available Internet website the court records of the conviction for prostitution under former AS 11.66.100 or under AS 11.66.106 or a similar municipal ordinance if the person was not convicted of a felony charge in that case; and

(3) the Department of Public Safety may not release information related to the conviction for prostitution under former AS 11.66.100 or under AS 11.66.106 or a similar municipal ordinance in response to a request under AS 12.62.160(b)(6), (8), or (9).

(b) The Alaska Court System shall remove a person's court records from a publicly available Internet website under (a)(2) of this section within 30 days after the court grants a petition for vacation of judgment."

Renumber the following bill sections accordingly.

Page 25, following line 5:

Insert new bill sections to read:

"\* **Sec. 62.** AS 18.66.210 is amended to read:

**Sec. 18.66.210. Exceptions.** The privilege provided under AS 18.66.200 does not apply to

(1) reports of suspected child abuse or neglect under AS 47.17;

(2) evidence that the victim is about to commit a crime;

(3) a proceeding that occurs after the victim's death;

(4) a communication relevant to an issue of breach by the victim or victim counselor of a duty arising out of the victim-victim counselor relationship;

(5) a communication that is determined to be admissible hearsay as an excited utterance under the Alaska Rules of Evidence;

(6) a child-in-need-of-aid proceeding under AS 47.10;

(7) a communication made during the victim-victim counselor relationship if the services of the counselor were sought, obtained, or used to enable anyone to commit or plan a crime or to escape detection or apprehension after the commission of a crime; or

(8) a criminal proceeding concerning criminal charges against a victim of domestic violence, **sex trafficking**, or sexual assault **in which** [WHERE] the victim is charged with a crime

(A) under AS 11.41 against a minor; or

(B) in which the physical, mental, or emotional condition of the victim is raised in defense of the victim.

\* **Sec. 63.** AS 18.66.250(1) is amended to read:

(1) "confidential communication" means information exchanged between a victim and a victim counselor in private or in the presence of a third party who is necessary to facilitate communication or further the counseling process and that is disclosed in the course of victim counseling resulting from **sex trafficking**, a sexual assault, or domestic violence;

\* **Sec. 64.** AS 18.66.250(3) is amended to read:

(3) "victim" means a person who consults a victim counselor for assistance in overcoming adverse effects of a sexual assault, **sex trafficking**, or domestic violence;

\* **Sec. 65.** AS 18.66.250(4) is amended to read:

(4) "victim counseling" means support, assistance, advice, or treatment to alleviate the adverse effects of **sex trafficking**, a sexual assault, or domestic violence on the victim;

\* **Sec. 66.** AS 18.66.250(5) is amended to read:

(5) "victim counseling center" means a private organization, an organization operated by or contracted by a branch of the armed forces of the United States, or a local government agency that

(A) has, as one of its primary purposes, the provision of direct services to victims for trauma resulting from [A]

sexual assault, **sex trafficking**, or domestic violence;

(B) is not affiliated with a law enforcement agency or a prosecutor's office; and

(C) is not on contract with the state to provide services under AS 47;

\* **Sec. 67.** AS 18.66.250(6) is amended to read:

(6) "victim counselor" means an employee or supervised volunteer of a victim counseling center that provides counseling to victims

(A) who has undergone a minimum of 40 hours of training in **sex trafficking**, domestic violence, or sexual assault, crisis intervention, victim support, treatment, and related areas; or

(B) whose duties include victim counseling.

\* **Sec. 68.** AS 18.66.990(2) is amended to read:

(2) "crisis intervention and prevention program" means a community program that provides information, education, counseling, and referral services to individuals experiencing personal crisis related to domestic violence, **sex trafficking**, or sexual assault and to individuals in personal or professional transition, excluding correctional half-way houses, outpatient mental health programs, and drug or alcohol rehabilitation programs;"

Renumber the following bill sections accordingly.

Page 25, following line 26:

Insert new bill sections to read:

\*\* **Sec. 70.** AS 18.67.080(a) is amended to read:

(a) In a case in which a person is injured or killed by an incident specified in AS 18.67.101(1), [OR] by the act of any other person that is within the description of offenses listed in AS 18.67.101(2), **or as a result of the person's involvement in a commercial sexual act as described in AS 18.67.101(3)**, the board may order the payment of compensation in accordance with the provisions of this chapter:

(1) to or for the benefit of the injured person;

(2) in the case of personal injury or death of the victim, to a person responsible or who had been responsible for the maintenance of the victim who has suffered pecuniary loss or

incurred expenses as a result of the injury or death;

(3) in the case of death of the victim, to or for the benefit of one or more of the dependents of the victim; or

(4) to the provider of a service under AS 18.67.110(b).

\* **Sec. 71.** AS 18.67.101 is amended to read:

**Sec. 18.67.101. Incidents and offenses to which this chapter applies.** The board may order the payment of compensation in accordance with the provisions of this chapter for personal injury or death that resulted from

(1) an attempt on the part of the applicant to prevent the commission of crime, or to apprehend a suspected criminal, or aiding or attempting to aid a police officer to do so, or aiding a victim of crime; [OR]

(2) the commission or attempt on the part of one other than the applicant to commit any of the following offenses:

(A) murder in any degree;

(B) manslaughter;

(C) criminally negligent homicide;

(D) assault in any degree;

(E) kidnapping;

(F) sexual assault in any degree;

(G) sexual abuse of a minor;

(H) robbery in any degree;

(I) threats to do bodily harm;

(J) driving while under the influence of an alcoholic beverage, inhalant, or controlled substance or another crime resulting from the operation of a motor vehicle, boat, or airplane when the offender is under the influence of an alcoholic beverage, inhalant, or controlled substance;

(K) arson in the first degree;

(L) [SEX TRAFFICKING IN VIOLATION OF AS 11.66.110 OR 11.66.130(a)(2)(B);

(M)] human trafficking in any degree; or

**(M) [(N)] unlawful exploitation of a minor; or**

**(3) the applicant's having been induced or caused to engage in a commercial sexual act under AS 11.41.340 - 11.41.350.**

\* **Sec. 72.** AS 18.85.100(c) is amended to read:

(c) An indigent person is entitled to representation under (a) and (b) of this section for purposes of bringing a timely

application for post-conviction relief **or petition for vacation of judgment** under AS 12.72. An indigent person is not entitled to representation under (a) and (b) of this section for purposes of bringing

(1) an untimely or successive application for post-conviction relief **or petition for vacation of judgment** under AS 12.72 or an untimely or successive motion for reduction or modification of sentence;

(2) a petition for review or certiorari from an appellate court ruling on an application for post-conviction relief; or

(3) an action or claim for habeas corpus in federal court attacking a state conviction."

Renumber the following bill sections accordingly.

Page 26, line 12:

Delete "AS 11.66.100(e)"

Insert "**AS 11.66.101 or 11.66.102** [AS 11.66.100(e)]"

Page 26, line 14:

Delete "AS 11.66.110 - 11.66.130"

Insert "**AS 11.41.340 - 11.41.350** [AS 11.66.110 - 11.66.130]"

Page 26, following line 17:

Insert "**(K) patron of a victim of sex trafficking under AS 11.41.355;**"

Page 26, line 25:

Delete "AS 11.66.100(a)(2)"

Insert "**AS 11.66.104 or 11.66.106** [AS 11.66.100(a)(2)]"

Page 26, following line 27:

Insert new bill sections to read:

\*\* **Sec. 74.** AS 34.03.360(10) is amended to read:

(10) "illegal activity involving a place of prostitution" means a violation of **AS 11.66.101(a)** [AS 11.66.120(a)(1) OR 11.66.130(a)(2)(A) OR (D)];

\* **Sec. 75.** AS 34.03.360(17) is amended to read:

(17) "prostitution" means an act in violation of **AS 11.66.101 - 11.66.106** [AS 11.66.100];

\* **Sec. 76.** AS 43.23.005 is amended by adding a new subsection to read:

(i) The provisions of (d) of this section do not apply if an individual's conviction was vacated during the qualifying year under AS 12.72. If an individual becomes eligible under this subsection, the individual is eligible to receive a permanent fund dividend only for the qualifying year in which the conviction was vacated and each subsequent qualifying year for which the individual is otherwise eligible under this section.

\* **Sec. 77.** AS 44.23.080(a) is amended to read:

(a) If there is reasonable cause to believe that an Internet service account has been used in connection with a violation of AS 11.41.340 - 11.41.350, 11.41.452 [AS 11.41.452], 11.41.455, or AS 11.61.125 - 11.61.128, and that the identity, address, and other information about the account owner will assist in obtaining evidence that is relevant to the offense, a law enforcement officer may apply to the attorney general or the attorney general's designee for an administrative subpoena to obtain the business records of the Internet service provider located inside or outside of the state.

\* **Sec. 78.** AS 47.10.990(33) is amended to read:

(33) "sexual abuse" means the conduct described in AS 11.41.410 - 11.41.460, [;] conduct constituting "sexual exploitation" as defined in AS 47.17.290, and conduct prohibited by AS 11.41.340 - 11.41.357 [AS 11.66.100 - 11.66.150];"

Renumber the following bill sections accordingly.

Page 27, lines 18 - 19:

Delete "in the first degree under AS 11.66.110"

Insert "[IN THE FIRST DEGREE] under AS 11.41.340 or 11.41.345 [AS 11.66.110]"

Page 28, line 8:

Delete "in the first degree"

Insert "under AS 11.41.340 or 11.41.345 [IN THE FIRST DEGREE]"

Page 29, following line 2:

Insert a new bill section to read:

**\*\* Sec. 82.** AS 47.17.290(18) is amended to read:

(18) "sexual exploitation" includes

(A) allowing, permitting, or encouraging a child to engage in **a commercial sexual act prohibited by AS 11.41.340 - 11.41.357 or prostitution prohibited by AS 11.66.101** [AS 11.66.100 - 11.66.150], by a person responsible for the child's welfare;

(B) allowing, permitting, encouraging, or engaging in activity prohibited by AS 11.41.455(a), by a person responsible for the child's welfare."

Renumber the following bill sections accordingly.

Page 39, line 27:

Delete all material and insert:

**\*\* Sec. 96.** AS 11.41.360(b), 11.41.470(7); AS 11.56.765(c)(3), 11.56.767(c)(3); AS 11.66.100, 11.66.110, 11.66.120, 11.66.130, 11.66.135, 11.66.140, 11.66.150(1); AS 12.40.110; and AS 12.61.125(d)(2) are repealed."

Page 41, lines 5 - 13:

Delete all material and insert:

"APPLICABILITY. (a) The following sections apply to offenses committed on or after the effective date of those sections:

- (1) AS 11.31.120(h)(2), as amended by sec. 4 of this Act;
- (2) AS 11.41.110, as amended by sec. 5 of this Act;
- (3) AS 11.41.110(c), enacted by sec. 6 of this Act;
- (4) AS 11.41.120(a), as amended by sec. 7 of this Act;
- (5) AS 11.41.140, as amended by sec. 8 of this Act;
- (6) AS 11.41.240, enacted by sec. 9 of this Act;
- (7) AS 11.41.260(a), as amended by sec. 10 of this Act;
- (8) AS 11.41.340 - 11.41.357, enacted by sec. 11 of this Act;
- (9) AS 11.41.360(a), as amended by sec. 12 of this Act;
- (10) AS 11.41.360(c), as amended by sec. 13 of this Act;
- (11) AS 11.41.365, as amended by sec. 14 of this Act;
- (12) AS 11.41.366 - 11.41.369, enacted by sec. 15 of this

Act;

- (13) AS 11.41.530(a), as amended by sec. 16 of this Act;
- (14) AS 11.66.101 - 11.66.106, enacted by sec. 21 of this

Act;

- (15) AS 11.66.145, as amended by sec. 22 of this Act;
- (16) AS 11.66.150, as amended by sec. 23 of this Act;
- (17) AS 11.66.150(5), enacted by sec. 24 of this Act;
- (18) AS 11.71.010(a), as amended by sec. 25 of this Act;
- (19) AS 11.71.010(b), as amended by sec. 26 of this Act;
- (20) AS 11.71.021(a), as amended by sec. 27 of this Act;
- (21) AS 11.81.250(a), as amended by sec. 28 of this Act;
- (22) AS 11.81.250(b), as amended by sec. 29 of this Act;
- (23) AS 11.81.900(b)(69) - (73), enacted by sec. 30 of this

Act;

- (24) AS 12.10.010, as amended by sec. 31 of this Act;
- (25) AS 12.37.010, as amended by sec. 32 of this Act; and
- (26) AS 18.66.990(3), as amended by sec. 69 of this Act.

(b) The following sections apply to sentences imposed on or after the effective date of those sections for conduct occurring on or after the effective date of those sections:

- (1) AS 12.55.015(m), enacted by sec. 38 of this Act;
- (2) AS 12.55.035(b), as amended by sec. 39 of this Act;
- (3) AS 12.55.078(f), as amended by sec. 40 of this Act;
- (4) AS 12.55.085(f), as amended by sec. 41 of this Act;
- (5) AS 12.55.125(b), as amended by sec. 42 of this Act;
- (6) AS 12.55.125(c), as amended by sec. 43 of this Act;
- (7) AS 12.55.125(i), as amended by sec. 44 of this Act;
- (8) AS 12.55.127(c), as amended by sec. 45 of this Act;
- (9) AS 12.55.135(q), enacted by sec. 47 of this Act;
- (10) AS 12.55.185(10), as amended by sec. 48 of this Act;
- (11) AS 12.55.185(16), as amended by sec. 49 of this Act;
- (12) AS 12.62.900(23), as amended by sec. 54 of this Act.

Reletter the following subsections accordingly.

Page 41, line 15:

- Delete "sec. 26"
- Insert "sec. 55"
- Delete "sec. 27"
- Insert "sec. 56"

Page 41, line 16:

- Delete "sec. 28"
- Insert "sec. 57"



Page 41, line 18:

Delete "secs. 26 - 28"

Insert "secs. 55 - 57"

Page 41, line 19:

Delete "sec. 29"

Insert "sec. 58"

Page 41, line 20:

Delete "sec. 29"

Insert "sec. 58"

Page 41, line 22:

Delete "sec. 29"

Insert "sec. 58"

Page 41, line 23:

Delete "sec. 29"

Insert "sec. 58"

Page 41, line 25:

Delete "sec. 29"

Insert "sec. 58"

Page 41, line 27:

Delete "sec. 30"

Insert "sec. 59"

Page 41, line 28:

Delete "sec. 30"

Insert "sec. 59"

Page 41, following line 28:

Insert new subsections to read:

"(g) AS 12.72.100 - 12.72.120, enacted by sec. 60 of this Act, and AS 18.85.100(c), as amended by sec. 72 of this Act, apply to petitions filed on or after the effective date of secs. 60 and 72 of this Act for conduct occurring before, on, or after the effective date of secs. 60 and 72 of this Act.

(h) The following sections apply to communications made on or after the effective date of those sections relating to offenses occurring on or after the effective date of those sections:

- (1) AS 09.25.400, as amended by sec. 3 of this Act;
- (2) AS 12.45.049, as amended by sec. 33 of this Act;
- (3) AS 12.61.125(d)(3), enacted by sec. 51 of this Act;
- (4) AS 12.61.140, as amended by sec. 52 of this Act;
- (5) AS 12.61.140(c), enacted by sec. 53 of this Act;
- (6) AS 18.66.210, as amended by sec. 62 of this Act;
- (7) AS 18.66.250(1), as amended by sec. 63 of this Act;
- (8) AS 18.66.250(3), as amended by sec. 64 of this Act;
- (9) AS 18.66.250(4), as amended by sec. 65 of this Act;
- (10) AS 18.66.250(5), as amended by sec. 66 of this Act;
- (11) AS 18.66.250(6), as amended by sec. 67 of this Act."

Reletter the following subsection accordingly.

Page 41, line 29:

Delete "sec. 49"

Insert "sec. 95"

Page 41, line 30:

Delete "sec. 49"

Insert "sec. 95"

Page 41, line 31:

Delete "sec. 49"

Insert "sec. 95"

Page 42, line 4:

Delete "sec. 49" in both places

Insert "sec. 95" in both places

Page 42, line 6:

Delete "Section 48"

Insert "Section 94"

Page 42, line 7:

Delete "sec. 54"

Insert "sec. 100"

Senator Hughes moved for the adoption of Amendment No. 9. Objections were heard.

The question being: "Shall Amendment No. 9 be adopted?" The roll was taken with the following result:

SCS CSHB 66(FIN) am S  
Second Reading  
Amendment No. 9?

**YEAS: 3 NAYS: 17 EXCUSED: 0 ABSENT: 0**

Yeas: Hughes, Myers, Shower

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

and so, Amendment No. 9 failed.

SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) am S was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) am S "An Act relating to criminal law and procedure; relating to homicide resulting from conduct involving controlled substances; establishing the crime of assault in the presence of a child; relating to the crime of stalking; relating to human trafficking; relating to prostitution; relating to sex trafficking; changing the term 'child pornography' to 'child sexual abuse material'; relating to misconduct involving a controlled substance; relating to sentencing; relating to competency to stand trial; relating to the duty to register as a sex offender; amending the definition of 'sex offense'; relating to multidisciplinary child protection teams; relating to involuntary civil commitments; relating to victims' rights during certain civil commitment proceedings; relating to the duties of the Department of Corrections; amending Rules 4 and 5, Alaska Rules of Civil Procedure; amending Rule 6(s), Alaska Rules of Criminal Procedure; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 66(FIN) am S  
Third Reading - Final Passage  
Court Rule(s) Effective Date(s)

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

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

Nays: Tobin

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) 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 court rule change(s). Without objection, it was so ordered.

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 15**

SENATE CONCURRENT RESOLUTION NO. 15 which had been held on the Secretary's desk (page 2498), was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 15 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 66, relating to homicide resulting from conduct involving controlled substances; relating to misconduct involving a controlled substance; and relating to sentencing, pass the Senate?" The roll was taken with the following result:

### **SCR 15**

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, Stedman, Stevens, Tobin, Wielechowski, Wilson

Absent: Shower

and so, SENATE CONCURRENT RESOLUTION NO. 15 passed the Senate and was referred to the Secretary for engrossment.

### **Second Reading of House Bills (continued)**

#### **HB 148**

CS FOR HOUSE BILL NO. 148(FIN) "An Act relating to the Alaska performance scholarship program" was read the second time.

Senator Olson, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered today. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 148(FIN) "An Act relating to the head start program; relating to the Alaska performance scholarship program; relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; relating to allocations of funding for the Alaska Workforce Investment Board; relating to grants for technical and vocational education; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date" was adopted.

Senator Bjorkman offered Amendment No. 1:

Page 8, following line 29:

Insert a new bill section to read:

"\* **Sec. 12.** AS 21.96.070(b) is amended to read:

(b) The amount of the credit is

**(1) 50 percent of contributions of not more than \$100,000;**

**(2) 100 percent of the next \$200,000 of contributions;**  
**and**

**(3) 50 percent of the amount of contributions that exceed \$300,000."**

Renumber the following bill sections accordingly.

Page 13, following line 9:

Insert a new bill section to read:

\*\* **Sec. 18.** AS 43.20.014(b) is amended to read:

(b) The amount of the credit is

**(1) 50 percent of contributions of not more than \$100,000;**

**(2) 100 percent of the next \$200,000 of contributions;**  
**and**

**(3) 50 percent of the amount of contributions that exceed \$300,000."**

Renumber the following bill sections accordingly.

Page 14, following line 28:

Insert a new bill section to read:

\*\* **Sec. 21.** AS 43.55.019(b) is amended to read:

(b) The amount of the credit is

**(1) 50 percent of contributions of not more than \$100,000;**

**(2) 100 percent of the next \$200,000 of contributions;**  
**and**

**(3) 50 percent of the amount of contributions that exceed \$300,000."**

Renumber the following bill sections accordingly.

Page 16, following line 11:

Insert a new bill section to read:

\*\* **Sec. 24.** AS 43.56.018(b) is amended to read:

(b) The amount of the credit is

**(1) 50 percent of contributions of not more than \$100,000;**

**(2) 100 percent of the next \$200,000 of contributions;**  
**and**

**(3) 50 percent of the amount of contributions that exceed \$300,000."**

Renumber the following bill sections accordingly.

Page 18, following line 26:

Insert a new bill section to read:

\*\* **Sec. 27.** AS 43.65.018(b) is amended to read:

(b) The amount of the credit is  
(1) 50 percent of contributions **of not more than \$100,000;**  
(2) 100 percent of the next \$200,000 of contributions;  
and  
(3) 50 percent of the amount of contributions that exceed \$300,000."

Renumber the following bill sections accordingly.

Page 21, following line 10:

Insert a new bill section to read:

\*\* **Sec. 30.** AS 43.75.018(b) is amended to read:

(b) The amount of the credit is  
(1) 50 percent of contributions **of not more than \$100,000;**  
(2) 100 percent of the next \$200,000 of contributions;  
and  
(3) 50 percent of the amount of contributions that exceed \$300,000."

Renumber the following bill sections accordingly.

Page 23, following line 25:

Insert a new bill section to read:

\*\* **Sec. 33.** AS 43.77.045(b) is amended to read:

(b) The amount of the credit is  
(1) 50 percent of contributions **of not more than \$100,000;**  
(2) 100 percent of the next \$200,000 of contributions;  
and  
(3) 50 percent of the amount of contributions that exceed \$300,000."

Page 24, line 9:

Delete "13 - 15, and 28"

Insert "14 - 16, and 35"

Page 24, line 4:

Delete "13 - 15, and 28"

Insert "14 - 16, and 35"

Page 24, line 16:

Delete "sec. 31"

Insert "sec. 38"

Senator Bjorkman moved for the adoption of Amendment No. 1.  
Senator Kiehl objected.

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

SCS CSHB 148(FIN)

Second Reading

Amendment No. 1?

**YEAS: 8 NAYS: 12 EXCUSED: 0 ABSENT: 0**

Yeas: Bjorkman, Gray-Jackson, Hughes, Kawasaki, Merrick, Myers, Tobin, Wilson

Nays: Bishop, Claman, Dunbar, Giessel, Hoffman, Kaufman, Kiehl, Olson, Shower, Stedman, Stevens, Wielechowski

and so, Amendment No. 1 failed.

[Amendment No. 2 was not offered.]

[Amendment No. 3 was not offered.]

Senator Wielechowski offered Amendment No. 4:

Page 3, line 25:

Delete "or"

Insert " 2 [OR]"

Following the second occurrence of "language":

Insert "2, **fine arts, or cultural heritage**"

Page 3, line 31:

Delete "**or**"

Insert "2"

Page 4, line 1, following "**language**":

Insert "2, **fine arts, or cultural heritage**"



Page 7, line 21, following "the":

Insert "**weighted or unweighted**"

Page 7, line 26, following "the":

Insert "**weighted or unweighted**"

Senator Wielechowski moved for the adoption of Amendment No. 4.  
Senator Shower objected.

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

SCS CSHB 148(FIN)

Second Reading

Amendment No. 4?

**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, Amendment No. 4 was adopted.

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

SENATE CS FOR CS FOR HOUSE BILL NO. 148(FIN) am S was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 148(FIN) am S "An Act relating to the head start program; relating to the Alaska performance scholarship program; relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; relating to allocations of funding for the Alaska Workforce Investment Board;

relating to grants for technical and vocational education; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 148(FIN) am S  
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, SENATE CS FOR CS FOR HOUSE BILL NO. 148(FIN) 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.

### **SCR 32**

SENATE CONCURRENT RESOLUTION NO. 32 which had been held on the Secretary's desk (page 2654), was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 32 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 148, relating to the Alaska performance scholarship program, pass the Senate?" The roll was taken with the following result:

SCR 32  
Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 32 passed the Senate and was referred to the Secretary for engrossment.

### **Third Reading of House Bills**

#### **HB 29**

Senator Giessel moved and asked unanimous consent CS FOR HOUSE BILL NO. 29(JUD) am "An Act prohibiting certain insurance decisions based solely on a person's status as an elected official" be moved to the bottom of today's calendar. Without objection, it was so ordered.

#### **HB 104**

Senator Giessel moved and asked unanimous consent CS FOR HOUSE BILL NO. 104(RES) am "An Act relating to salvage sales of timber, negotiated timber sales for local manufacture of wood products, and expedited timber sales; and providing for an effective date" be moved to the bottom of today's calendar. Without objection, it was so ordered.

#### **HB 126**

SENATE CS FOR HOUSE BILL NO. 126(FIN) "An Act relating to the Board of Professional Counselors; relating to licensing of associate counselors; relating to marital and family therapists; relating to telehealth; relating to the health care professionals workforce enhancement program; prohibiting unfair discrimination under group health insurance against associate counselors; relating to medical assistance for professional counseling services; relating to mental health professionals; relating to health care provider liability; and providing for an effective date" was read the third time.

Senator Claman moved the bill be returned to second reading for the purpose of amendments. Without objection, the bill was returned to second reading.

Senator Claman offered Amendment No. 1:

Page 1, line 2, following "**counselors**";:

Insert "**relating to registered interior designers and interior design; establishing requirements for the practice of registered**

**interior design; relating to the State Board of Registration for Architects, Engineers, and Land Surveyors;"**

Page 1, line 4, following "**counselors;**":

Insert "**relating to liens for labor or materials furnished; relating to the procurement of interior design services;**"

Page 6, following line 26:

Insert new bill sections to read:

**\*\* Sec. 9.** AS 08.48.011(b) is amended to read:

(b) The board consists of **13** [11] members appointed by the governor having the qualifications as set out in AS 08.48.031. The board consists of two civil engineers, two land surveyors, one mining engineer, one electrical **engineer, one** [OR] mechanical engineer, one engineer from another branch of the profession of engineering, two architects, one landscape architect, **one interior designer**, and one public member.

**\* Sec. 10.** AS 08.48.011(b), as amended by sec. 9 of this Act, is amended to read:

(b) The board consists of 13 members appointed by the governor having the qualifications as set out in AS 08.48.031. The board consists of two civil engineers, two land surveyors, one mining engineer, one electrical engineer, one mechanical engineer, one engineer from another branch of the profession of engineering, two architects, one landscape architect, one **registered** interior designer, and one public member.

**\* Sec. 11.** AS 08.48.071(f) is amended to read:

(f) The department shall assemble statistics relating to the performance of its staff and the performance of the board, including

(1) the number of architects, engineers, land surveyors, **registered interior designers**, and landscape architects registered over a five-year period;

(2) the rate of passage of examinations required by the board;

(3) the number of applicants for registration over a five-year period;

(4) an account of registration fees collected under AS 08.01.065;

(5) a measure of the correspondence workload of staff.

- \* **Sec. 12.** AS 08.48.111 is amended to read:

**Sec. 08.48.111. Power to revoke, suspend, or reissue certificate.** The board may suspend, refuse to renew, or revoke the certificate of or reprimand a registrant, corporation, limited liability company, limited liability partnership, or limited partnership who is found guilty of (1) fraud or deceit in obtaining a certificate; (2) gross negligence, incompetence, or misconduct in the practice of architecture, engineering, land surveying, **registered interior design**, or landscape architecture; or (3) a violation of this chapter, a regulation adopted under this chapter, or the code of ethics or professional conduct as adopted by the board. The code of ethics or professional conduct shall be distributed in writing to every registrant and applicant for registration under this chapter. This publication and distribution of the code of ethics or professional conduct constitutes due notice to all registrants. The board may revise and amend its code and, upon doing so, shall immediately notify each registrant in writing of the revisions or amendments. The board may, upon petition of the registrant, corporation, limited liability company, limited liability partnership, or limited partnership, reissue a certificate if a majority of the members of the board vote in favor of the reissuance.

- \* **Sec. 13.** AS 08.48.171 is amended to read:

**Sec. 08.48.171. General requirements and qualifications for registration.** An applicant for registration as an architect, engineer, land surveyor, **registered interior designer**, or landscape architect must be of good character and reputation and shall submit evidence satisfactory to the board of the applicant's education, training, and experience.

- \* **Sec. 14.** AS 08.48.181 is amended to read:

**Sec. 08.48.181. Registration upon examination.** Except as provided in AS 08.48.191, for registration as a professional architect, professional engineer, professional land surveyor, [OR] professional landscape architect, **or registered interior designer**, a person shall be examined in this state in accordance with the regulations of procedure and standards adopted by the board under AS 44.62 (Administrative Procedure Act). The procedure and standards shall at least meet the requirements adopted by recognized national examining councils for these professions.

- \* **Sec. 15.** AS 08.48.191 is amended by adding a new subsection to

read:

(e) A person holding a certificate of registration authorizing the person to practice registered interior design in a state, territory, or possession of the United States, the District of Columbia, or a foreign country may, upon application, be registered in accordance with regulations of the board if the person's certificate was issued under requirements comparable to the requirements in this state.

\* **Sec. 16.** AS 08.48.201(a) is amended to read:

(a) Application for registration as a professional architect, a professional engineer, a professional land surveyor, **a registered interior designer**, or a professional landscape architect shall be submitted in the manner prescribed by the board.

\* **Sec. 17.** AS 08.48.211(b) is amended to read:

(b) The certificate of registration is prima facie evidence that the person named in it is entitled to all rights and privileges of a professional architect, professional engineer, professional land surveyor, **registered interior designer**, or professional landscape architect while the certificate remains unrevoked or unexpired.

\* **Sec. 18.** AS 08.48.215(a) is amended to read:

(a) On retiring from practice and payment of an appropriate one-time fee, a registrant in good standing with the board may apply for the conversion of a certificate of registration to a retired status registration. The registrant may not practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture in the state. A retired status registration is valid for the life of the registration holder and does not require renewal.

\* **Sec. 19.** AS 08.48.221(a) is amended to read:

(a) Each registrant may obtain a seal of the design authorized by the board, bearing the registrant's name, registration number, and the appropriate legend for architect, engineer, land surveyor, **registered interior designer**, or landscape architect. When a registrant issues final drawings, specifications, surveys, plats, plates, reports, or similar documents, the registrant shall stamp the documents with the seal and sign the seal. The board shall adopt regulations governing the use of seals by the registrant. An architect, engineer, land surveyor, **registered interior designer**, or landscape architect may not affix or permit a seal and signature to be affixed to an instrument after the expiration of a certificate

or for the purpose of aiding or abetting another person to evade or attempt to evade a provision of this chapter. The registrant, by sealing and signing the document, certifies that the document was prepared by or under the registrant's responsible charge and is within the registrant's field of practice or is design work of minor importance.

\* **Sec. 20.** AS 08.48.241(a) is amended to read:

(a) This chapter does not prevent a corporation, limited liability company, limited liability partnership, or limited partnership from offering architectural, engineering, land surveying, **registered interior design**, or landscape architectural services; however, the corporation, limited liability company, limited liability partnership, or limited partnership shall file with the board

(1) an application for a certificate of authorization on a form to be prescribed by the board and containing information required to enable the board to determine whether the corporation, limited liability company, limited liability partnership, or limited partnership is qualified in accordance with the provisions of this chapter to offer to practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture in this state;

(2) a certified copy of a resolution of the board of directors of the corporation, the managing members or manager of the limited liability company, the general partners of a limited liability partnership, or the general partners of a limited partnership designating persons holding certificates of registration under this chapter as responsible for the practice of architecture, engineering, land surveying, **registered interior design**, or landscape architecture by the corporation, limited liability company, limited liability partnership, or limited partnership in this state and providing that full authority to make all final architectural, engineering, land surveying, **registered interior design**, or landscape architectural decisions on behalf of the corporation, limited liability company, limited liability partnership, or limited partnership with respect to work performed by the corporation, limited liability company, limited liability partnership, or limited partnership in this state is granted by the board of directors of the corporation, the managing members or manager of the limited liability company, the general partners of

the limited liability partnership, or the general partners of the limited partnership to the persons designated in the resolution; however, the filing of this resolution does not relieve the corporation, limited liability company, limited liability partnership, or limited partnership of any responsibility or liability imposed on it by law or by contract;

(3) a designation in writing setting out the name of one or more persons holding certificates of registration under this chapter who are in responsible charge of each major branch of the architectural, engineering, land surveying, **registered interior design**, or landscape architectural activities in which the corporation, limited liability company, limited liability partnership, or limited partnership specializes in this state; if a change is made in the person in responsible charge of a major branch of the architectural, engineering, land surveying, **registered interior design**, or landscape architectural activities, the change shall be designated in writing and filed with the board within 30 days after the effective date of the change.

\* **Sec. 21.** AS 08.48.241(b) is amended to read:

(b) Upon filing with the board the application for certificate of authorization, certified copy of resolution, affidavit, and designation of persons specified in this section, the board shall, subject to (c) of this section, issue to the corporation, limited liability company, limited liability partnership, or limited partnership a certificate of authorization to practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture in this state upon a determination by the board that

(1) the bylaws of the corporation, the articles of organization or operating agreement of the limited liability company, the partnership agreement of the limited liability partnership, or the partnership agreement of the limited partnership contain provisions that all architectural, engineering, land surveying, **registered interior design**, or landscape architectural decisions pertaining to architectural, engineering, land surveying, **registered interior design**, or landscape architectural activities in this state will be made by the specified architect, engineer, land surveyor, **registered interior designer**, or landscape architect in responsible charge, or other registered architects, engineers, land surveyors, **registered interior**



**designers**, or landscape architects under the direction or supervision of the architect, engineer, land surveyor, **registered interior designer**, or landscape architect in responsible charge;

(2) the application for certificate of authorization states the type of architecture, engineering, land surveying, **registered interior design**, or landscape architecture practiced or to be practiced by the corporation, limited liability company, limited liability partnership, or limited partnership;

(3) the applicant corporation, limited liability company, limited liability partnership, or limited partnership has the ability to provide architectural, engineering, land surveying, **registered interior design**, or landscape architectural services;

(4) the application for certificate of authorization states the professional records of the designated person who is in responsible charge of each major branch of architectural, engineering, land surveying, **registered interior design**, or landscape architectural activities in which the corporation, limited liability company, limited liability partnership, or limited partnership specializes;

(5) the application for certificate of authorization states the experience, if any, of the corporation, limited liability company, limited liability partnership, or limited partnership in furnishing architectural, engineering, land surveying, **registered interior design**, or landscape architectural services during the preceding five-year period;

(6) the applicant corporation, limited liability company, limited liability partnership, or limited partnership meets other requirements related to professional competence in the furnishing of architectural, engineering, land surveying, **registered interior design**, or landscape architectural services as may be adopted by the board in furtherance of the objectives and provisions of this chapter.

\* **Sec. 22.** AS 08.48.241(d) is amended to read:

(d) The certificate of authorization must specify the major branches of architecture, engineering, land surveying, **registered interior design**, or landscape architecture of which the corporation, limited liability company, limited liability partnership, or limited partnership has designated a person in responsible charge as provided in this section. The certificate of authorization shall be conspicuously displayed in the place of

business of the corporation, limited liability company, limited liability partnership, or limited partnership, together with the names of persons designated as being in responsible charge of the professional activities.

\* **Sec. 23.** AS 08.48.241(e) is amended to read:

(e) If a corporation, limited liability company, limited liability partnership, or limited partnership that is organized solely by either a group of architects, a group of engineers, a group of land surveyors, **a group of registered interior designers**, or a group of landscape architects, each holding a certificate of registration under this chapter, applies for a certificate of authorization, the board may, in its discretion, grant a certificate of authorization to the corporation, limited liability company, limited liability partnership, or limited partnership based on a review of the professional records of the incorporators of the corporation, organizers of the limited liability company, partners who formed the limited liability partnership, or partners who formed the limited partnership in place of the required qualifications set out in this section. If the ownership of the corporation is altered, the membership of the limited liability company is altered, the partners of the limited liability partnership change, or the general partners of the limited partnership change, the corporation, limited liability company, limited liability partnership, or limited partnership shall apply for a revised certificate of authorization, based on the professional records of the owners of the corporation, the members of the limited liability company, the partners of the limited liability partnership, or the general partners of the limited partnership, if exclusively architects, engineers, land surveyors, **registered interior designers**, or landscape architects, or otherwise under the qualifications required by (b)(1) - (4) of this section.

\* **Sec. 24.** AS 08.48.241(f) is amended to read:

(f) A corporation, limited liability company, limited liability partnership, or limited partnership authorized to offer architectural, engineering, land surveying, **registered interior design**, or landscape architectural services under this chapter, together with its directors, officers, managing members, manager, and partners for their own individual acts, is responsible to the same degree as the designated individual registrant, and shall conduct its business without misconduct or malpractice in the

practice of architecture, engineering, land surveying, **registered interior design**, or landscape architecture as defined in this chapter.

- \* **Sec. 25.** AS 08.48.251 is amended to read:

**Sec. 08.48.251. Certain partnerships.** This chapter does not prevent the practice of architecture, engineering, land surveying, **registered interior design**, or landscape architecture by a partnership if all of the members of the partnership are registrants under this chapter. In this section, "partnership" does not include a limited liability partnership or a limited partnership.

- \* **Sec. 26.** AS 08.48.281(a) is amended to read:

(a) A person may not practice or offer to practice the profession of architecture, engineering, land surveying, **registered interior design**, or landscape architecture in the state, or use in connection with the person's name or otherwise assume or advertise a title or description tending to convey the impression that the person is an architect, an engineer, a land surveyor, **registered interior designer**, or a landscape architect, unless the person has been registered under the provisions of this chapter or, in the case of a corporation, limited liability company, limited liability partnership, or limited partnership, unless it has been authorized under this chapter.

- \* **Sec. 27.** AS 08.48.281 is amended by adding a new subsection to read:

(c) Notwithstanding (a) of this section, this chapter does not prohibit the practice of registered interior design by a person who is not registered to practice registered interior design if the services are being performed by a person acting within the scope of practice authorized by another license that is held by the person.

- \* **Sec. 28.** AS 08.48.291 is amended to read:

**Sec. 08.48.291. Violations and penalties.** A person who practices or offers to practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture in the state without being registered or authorized to practice in accordance with the provisions of this chapter, or a person presenting or attempting to use the certificate or the seal of another, or a person who gives false or forged evidence of any kind to the board or to a member of the board in obtaining or attempting to obtain a certificate, or a person who impersonates a

registrant, or a person who uses or attempts to use an expired or revoked or nonexistent certificate, knowing of the certificate's status, or a person who falsely claims to be registered and authorized to practice under this chapter, or a person who violates any of the provisions of this chapter, is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$10,000, or by imprisonment for not more than one year, or by both.

\* **Sec. 29.** AS 08.48.295(a) is amended to read:

(a) In addition to any other provision of law, if a person practices or offers to practice architecture, engineering, **registered interior design**, or land surveying in the state without being registered or authorized to practice in accordance with the provisions of this chapter, the board may enter an order levying a civil penalty.

\* **Sec. 30.** AS 08.48.311 is amended to read:

**Sec. 08.48.311. Rights not transferable.** The right to engage in the practice of architecture, engineering, land surveying, **registered interior design**, or landscape architecture is considered a personal and individual right, based on the qualifications of the individual as evidenced by the individual's certificate of registration, which is not transferable.

\* **Sec. 31.** AS 08.48.321 is amended to read:

**Sec. 08.48.321. Evidence of practice.** A person practices or offers to practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture **if the person** [WHO]

(1) practices a branch of the profession of architecture, engineering, land surveying, **registered interior design**, or landscape architecture [AS DEFINED IN AS 08.48.341];

(2) by verbal claim, sign, advertisement, letterhead, card, or other means represents to be an architect, engineer, land surveyor, **registered interior designer**, or landscape architect, or through the use of some other title implies that the person is an architect, engineer, land surveyor, **registered interior designer**, or landscape architect; or

(3) holds out as able to perform or [WHO] does perform an architectural, engineering, land surveying, **registered interior design**, or landscape architectural service recognized by the professions covered by this chapter, and specified in regulations of

the board, as an architectural, engineering, land surveying, **registered interior design**, or landscape architectural service.

\* **Sec. 32.** AS 08.48.331(a) is amended to read:

(a) This chapter does not apply to

(1) a contractor performing work designed by a professional architect, engineer, **registered interior designer**, or landscape architect or the supervision of the construction of the work as a supervisor or superintendent for a contractor;

(2) workers in building trades crafts, earthwork, grounds keeping, or nursery operations, and superintendents, supervisors, or inspectors in the performance of their customary duties;

(3) an officer or employee of the United States government practicing architecture, engineering, land surveying, **registered interior design**, or landscape architecture as required by the person's official capacity;

(4) an employee or a subordinate of a registrant if the work or service is done under the direct supervision of a registrant;

(5) associates, consultants, or specialists retained by a registrant, a partnership of registered individuals, a corporation, a limited liability company, a limited liability partnership, or a limited partnership authorized to practice architecture, engineering, land surveying, **registered interior design**, or landscape architecture under this chapter, in the performance of professional services if responsible charge of the work remains with the registrant, the partnership, or a designated representative of the corporation, limited liability company, limited liability partnership, or limited partnership;

(6) a person preparing drawings or specifications for

(A) a building for the person's own use and occupancy as a single family residence and related site work for that building;

(B) farm or ranch buildings and their grounds unless the public health, safety, or welfare is involved;

(C) a building that is intended to be used only as a residence by not more than

(i) four families and that is not more than two stories high and the grounds of the building; or

(ii) two families and that is not more than three stories high and the grounds of the building, if the

building is located in a municipality that has adopted a building or residential code that applies to the building and if the building complies with the building or residential code;

(D) a garage, workshop, or similar building that contains less than 2,000 square feet of floor space to be used for a private noncommercial purpose and the grounds of the building;

(7) a specialty contractor licensed under AS 08.18 while engaged in the business of construction contracting for work designed by an architect, engineer, **registered interior designer**, or landscape architect that is within the specialty to be performed or supervised by the specialty contractor, or a contractor preparing shop or field drawings for work that the specialty contractor has contracted to perform;

(8) a person furnishing drawings, specifications, instruments of service, or other data for alterations, **construction**, or repairs to a building or its grounds that do not change or affect the structural system or the safety of the building, or that do not affect the public health, safety, or welfare;

(9) a person who is employed by a postsecondary educational institution to teach engineering, architectural, **interior design**, or landscape architectural courses; in this paragraph, "postsecondary educational institution" has the meaning given in AS 14.48.210;

(10) an officer or employee of an individual, firm, partnership, association, utility, corporation, limited liability company, limited liability partnership, or limited partnership, who practices engineering, architecture, land surveying, **registered interior design**, or landscape architecture involved in the operation of the employer's business only, and further if neither the employee nor the employer offers engineering, architecture, land surveying, **registered interior design**, or landscape architecture services to the public; exclusions under this paragraph do not apply to buildings or structures whose primary use is public occupancy;

(11) a person while involved in revegetation, restoration, reclamation, rehabilitation, or erosion control for disturbed land that the board determines does not affect the public health, safety, or welfare;

(12) a person while maintaining or directing the placement of plant material that the board determines does not affect the public health, safety, or welfare;

(13) an employee, officer, or agent of a regulatory agency of the state or a municipality when reviewing drawings and specifications for compliance with the building codes of the state or a municipality if the drawings and specifications have been sealed and signed by an architect, engineer, land surveyor, **registered interior designer**, or landscape architect or the preparation of the drawings and specifications is exempt under this section from the requirements of this chapter; in this paragraph, "building codes" includes codes relating to building, mechanical, plumbing, electrical, fire safety standards, and zoning;

(14) a person who is designing fire protection systems and is authorized by the Department of Public Safety to design fire protection systems;

**(15) a person providing services limited to the planning, design, and implementation of a kitchen or bath or the specification of products for a kitchen or bath, if the space or area is in a building described in (6) of this subsection.**

\* **Sec. 33.** AS 08.48.331 is amended by adding a new subsection to read:

(c) The requirement to be registered as an interior designer under this chapter only applies to a person who practices an aspect of interior design that the board has determined affects the public health, safety, or welfare.

\* **Sec. 34.** AS 08.48.341(4) is amended to read:

(4) "certificate of authorization" means a certificate issued by the board authorizing a corporation, a limited liability company, a limited liability partnership, or a limited partnership to provide professional services in architecture, engineering, land surveying, **registered interior design**, or landscape architecture through individuals legally registered by the board;

\* **Sec. 35.** AS 08.48.341(23) is amended to read:

(23) "registrant" means a person registered by the board as a professional architect, engineer, land surveyor, **registered interior designer**, or landscape architect;

\* **Sec. 36.** AS 08.48.341 is amended by adding new paragraphs to read:

(27) "practice of registered interior design" means

(A) professional service or creative work in the design of interior spaces;

(B) teaching of advanced interior design courses in an institution of higher learning;

(C) providing consultation, investigation, evaluation, planning, or design for, or professional observation of, construction of the interior spaces of public or private buildings; and

(D) review of drawings and specifications made by regulatory agencies based on interior design principles;

(28) "registered interior designer" means a person registered as a registered interior designer by the board."

Renumber the following bill sections accordingly.

Page 10, following line 28:

Insert new bill sections to read:

**\*\* Sec. 46.** AS 23.30.017(c)(1) is amended to read:

(1) "design professional" means a person registered under AS 08.48 as an architect, engineer, [OR] land surveyor, **registered interior designer, or landscape architect**;

**\* Sec. 47.** AS 34.35.050 is amended to read:

**Sec. 34.35.050. Lien for labor or materials furnished.** A person has a lien, only to the extent provided under this chapter, to secure the payment of the contract price if the person

(1) performs labor **on** [UPON] real property at the request of the owner or the agent of the owner for the construction, alteration, or repair of a building or improvement;

(2) is a trustee of an employee benefit trust for the benefit of individuals performing labor on the building or improvement and has a direct contract with the owner or the agent of the owner for direct payments into the trust;

(3) furnishes materials that are delivered to real property under a contract with the owner or the agent of the owner that are incorporated in the construction, alteration, or repair of a building or improvement;

(4) furnishes equipment that is delivered to and used **on** [UPON] real property under a contract with the owner or the agent of the owner for the construction, alteration, or repair of a building or improvement;



(5) performs services under a contract with the owner or the agent of the owner in connection with the preparation of plans, surveys, or architectural, [OR] engineering, **or registered interior design** plans or drawings for the construction, alteration, or repair of a building or improvement, whether or not actually implemented on that property; or

(6) is a general contractor.

\* **Sec. 48.** AS 35.15.010(c) is amended to read:

(c) In this section, "professional services" means architectural, engineering, [OR] land surveying, **or registered interior design** services.

\* **Sec. 49.** AS 36.30.270(a) is amended to read:

(a) Notwithstanding conflicting provisions of AS 36.30.100 - 36.30.260, a procurement officer shall negotiate a contract for an agency with the most qualified and suitable firm or person of demonstrated competence for architectural, engineering, [OR] land surveying, **or registered interior design** services. The procurement officer shall award a contract for those services at fair and reasonable compensation as determined by the procurement officer, after consideration of the estimated value of the services to be rendered, and the scope, complexity, and professional nature of the services. When determining the most qualified and suitable firm or person, the procurement officer shall consider the

(1) proximity to the project site of the office of the firm or person unless federal law prohibits this factor from being considered in the awarding of the contract; and

(2) employment practices of the firm or person with regard to women and minorities.

\* **Sec. 50.** AS 36.30.270(d) is amended to read:

(d) Notwithstanding the other provisions of this section, a procurement officer may include price as an added factor in selecting architectural, engineering, [AND] land surveying, **and registered interior design** services when, in the judgment of the procurement officer, the services required are repetitious in nature, and the scope, nature, and amount of services required are thoroughly defined by measurable and objective standards to reasonably enable firms or persons making proposals to compete with a clear understanding and interpretation of the services required. In order to include price as a factor in selection, a

majority of the persons involved by the procurement officer in evaluation of the proposals must be registered in the state to perform architectural, engineering, [OR] land surveying, or registered interior design services.

\* **Sec. 51.** AS 36.90.100 is amended to read:

**Sec. 36.90.100. Contracts for architectural, engineering, land surveying, registered interior design, or landscape architectural services.** The state or a municipality may not award a contract for architectural, engineering, land surveying, registered interior design, or landscape architectural services to

(1) an individual who is not registered under AS 08.48 to perform the architectural, engineering, land surveying, registered interior design, or landscape architectural services required by the contract;

(2) a partnership, except as provided by (3) of this section, that is not qualified under AS 08.48.251 to provide the architectural, engineering, land surveying, registered interior design, or landscape architectural services required by the contract; or

(3) a corporation, limited liability company, or limited liability partnership that is not authorized under AS 08.48.241 to offer the architectural, engineering, land surveying, registered interior design, or landscape architectural services required by the contract."

Renumber the following bill sections accordingly.

Page 11, line 20:

Insert new bill sections to read:

"\* **Sec. 55.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: CURRENT INTERIOR DESIGNERS. Notwithstanding this Act, a person working as an interior designer before the effective date of secs. 10 - 36 and 46 - 51 of this Act may continue to practice interior design in the state without registration or authorization as a registered interior designer under AS 08.48 until July 1, 2025.

\* **Sec. 56.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: BOARD APPOINTMENT. An interior designer appointed to the State Board of Registration for Architects, Engineers,

and Land Surveyors under AS 08.48.011(b), as amended by sec. 9 of this Act, must be certified by the Council for Interior Design Qualification and have resided in the state for at least three years immediately preceding appointment. On and after the effective date of sec. 10 of this Act, an interior designer appointed to the board under AS 08.48.011(b), as amended by sec. 9 of this Act, may continue to occupy the seat on the board reserved for the registered interior designer until a registered interior designer is appointed to the seat. An interior designer appointed to the board under AS 08.48.011(b), as amended by sec. 9 of this Act, is eligible for reappointment to the board upon the effective date of sec. 10 of this Act if the interior designer meets the requirements of AS 08.48.011(b), as amended by sec. 10 of this Act.

\* **Sec. 57.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION: REGULATIONS. The State Board of Registration for Architects, Engineers, and Land Surveyors may adopt regulations necessary to implement secs. 9 - 36, 46 - 51, and 55 of this Act. The regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the effective date of the law implemented by the regulation.

\* **Sec. 58.** Sections 9, 56, and 57 of this Act take effect immediately under AS 01.10.070(c).

\* **Sec. 59.** Sections 10 - 36, 46 - 51, and 55 of this Act take effect July 1, 2024."

Renumber the following bill section accordingly.

Page 11, line 21:

Delete "This"

Insert "Except as provided in secs. 58 and 59 of this Act, this"

Senator Claman moved for the adoption of Amendment No. 1. Senator Myers objected.

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

SCS HB 126(FIN)

Second Reading

Amendment No. 1?

**YEAS: 8 NAYS: 11 EXCUSED: 0 ABSENT: 1**

Yeas: Bjorkman, Claman, Giessel, Gray-Jackson, Kawasaki, Merrick, Tobin, Wielechowski

Nays: Bishop, Hoffman, Hughes, Kaufman, Kiehl, Myers, Olson, Shower, Stedman, Stevens, Wilson

Absent: Dunbar

and so, Amendment No. 1 failed.

Senator Wilson offered Amendment No. 2:

Page 1, line 2, following "telehealth;":

Insert "**relating to review organizations and permitting an emergency medical services provider to establish a review organization; relating to patient records; relating to disclosure and reporting of health care services, prices, and fee information;**"

Page 10, following line 7:

Insert new bill sections to read:

**\*\* Sec. 16.** AS 18.23.070(1) is amended to read:

(1) "administrative staff" means the staff of **an agency, institution, or organization that provides health care** [A HOSPITAL OR CLINIC];

**\* Sec. 17.** AS 18.23.070(3) is amended to read:

(3) "health care provider" means an acupuncturist licensed under AS 08.06; a chiropractor licensed under AS 08.20; a dental hygienist licensed under AS 08.32; a dentist licensed under AS 08.36; **a physician or podiatrist licensed under AS 08.64;** a nurse licensed under AS 08.68; a dispensing optician licensed under AS 08.71; an optometrist licensed under AS 08.72; a pharmacist licensed under AS 08.80; a physical therapist or occupational therapist licensed under AS 08.84; [A PHYSICIAN LICENSED UNDER AS 08.64; A PODIATRIST;] a psychologist and a psychological associate licensed under AS 08.86; **an organization or government agency that is certified or licensed to provide emergency medical services under AS 18.08;** a hospital as defined in AS 47.32.900, including a governmentally owned or operated hospital; and an employee of a health care provider acting within the course and scope of employment;

\* **Sec. 18.** AS 18.23.070(5) is amended to read:

(5) "review organization" means

(A) a hospital governing body or a committee whose membership is limited to health care providers and administrative staff, except where otherwise provided for by state or federal law, and that is established by a hospital, by a clinic, by one or more state or local associations of health care providers, by an organization of health care providers from a particular area or medical institution, **by an organization or government agency that provides emergency medical services**, or by a professional standards review organization established under 42 U.S.C. 1320c-1, to gather and review information relating to the care and treatment of patients for the purposes of

(i) evaluating and improving the quality of health care rendered in the area or medical institution;

(ii) reducing morbidity or mortality;

(iii) obtaining and disseminating statistics and information relative to the treatment and prevention of diseases, illness, and injuries;

(iv) developing and publishing guidelines showing the norms of health care in the area or medical institution;

(v) developing and publishing guidelines designed to keep the cost of health care within reasonable bounds;

(vi) reviewing the quality or cost of health care services provided to enrollees of health maintenance organizations;

(vii) acting as a professional standards review organization under 42 U.S.C. 1320c;

(viii) reviewing, ruling on, or advising on controversies, disputes, or questions between a health insurance carrier or health maintenance organization and one or more of its insured or enrollees; between a professional licensing board, acting under its powers of discipline or license revocation or suspension, and a health care provider licensed by it when the matter is referred to a review organization by the professional licensing board; between a health care provider and the

provider's patients concerning diagnosis, treatment, or care, or a charge or fee; between a health care provider and a health insurance carrier or health maintenance organization concerning a charge or fee for health care services provided to an insured or enrollee; or between a health care provider or the provider's patients and the federal or a state or local government, or an agency of the federal or a state or local government;

(ix) acting on the recommendation of a credential review committee or a grievance committee;

(B) the State Medical Board established by AS 08.64.010;

(C) a committee established by the commissioner of health and approved by the State Medical Board to review public health issues regarding morbidity or mortality; at least 75 percent of the committee members must be health care providers;

(D) the Joint Commission on Accreditation of Healthcare Organizations (JCAHO).

\* **Sec. 19.** AS 18.23.400(n)(3) is amended to read:

(3) "health care facility" means a private, municipal, or state hospital, psychiatric hospital, emergency department, independent diagnostic testing facility, residential psychiatric treatment center as defined in AS 47.32.900, kidney disease treatment center (including freestanding hemodialysis units), office of a private physician or dentist whether in individual or group practice, ambulatory surgical center as defined in AS 47.32.900, freestanding birth center as defined in AS 47.32.900, and rural health clinic as defined in AS 47.32.900; "health care facility" does not include

(A) the Alaska Pioneers' Home and the Alaska Veterans' Home administered by the department under AS 47.55;

(B) an assisted living home as defined in AS 47.33.990;

(C) a nursing facility licensed by the department to provide long-term care;

(D) a facility operated by an Alaska tribal health organization; [AND]

(E) a hospital operated by the United States

Department of Veterans Affairs or the United States Department of Defense, or any other federally operated hospital or institution; **or**

**(F) a hospital subject to 45 C.F.R. 180 as that section read on the effective date of this Act or any other federal price transparency requirements that are reasonably similar to or exceed the requirements in this section;**"

Renumber the following bill sections accordingly.

Page 11, following line 20:

Insert a new bill section to read:

"\* **Sec. 25.** Sections 16 - 19 of this Act take effect immediately under AS 01.10.070(c)."

Renumber the following bill section accordingly.

Page 11, line 21:

Delete "This"

Insert "Except as provided in sec. 25 of this Act, this"

Senator Wilson moved for the adoption of Amendment No. 2. Senator Giessel objected, then withdrew her objection. There being no further objection, Amendment No. 2 was adopted.

SENATE CS FOR HOUSE BILL NO. 126(FIN) am S was automatically in third reading.

Senator Kiehl moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Kiehl was required to vote.

Senators Wilson, Kaufman, Giessel, Dunbar, Merrick, Claman, Kawasaki, Hughes moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 126(FIN) am S "An Act relating to the Board of Professional Counselors; relating to licensing of associate counselors; relating to marital and family therapists; relating to telehealth; relating to review organizations and permitting an emergency medical services provider

to establish a review organization; relating to patient records; relating to disclosure and reporting of health care services, prices, and fee information; relating to the health care professionals workforce enhancement program; prohibiting unfair discrimination under group health insurance against associate counselors; relating to medical assistance for professional counseling services; relating to mental health professionals; relating to health care provider liability; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS HB 126(FIN) am S

Third Reading - Final Passage

Effective Date(s)

**YEAS: 17 NAYS: 1 EXCUSED: 0 ABSENT: 2**

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

Nays: Myers

Absent: Kiehl, Olson

and so, SENATE CS FOR HOUSE BILL NO. 126(FIN) 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.

### **SCR 19**

SENATE CONCURRENT RESOLUTION NO. 19 which had been held on the Secretary's desk (page 2573), was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 19 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 126, relating to the Board of Professional Counselors; and relating to licensing of associate counselors, pass the Senate?" The roll was taken with the following result:



SCR 19

Final Passage

**YEAS: 18 NAYS: 0 EXCUSED: 0 ABSENT: 2**

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

Absent: Kiehl, Olson

and so, SENATE CONCURRENT RESOLUTION NO. 19 passed the Senate and was referred to the Secretary for engrossment.

### **HB 189**

Senator Giessel moved and asked unanimous consent 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" be moved to the bottom of today's calendar. Without objection, it was so ordered.

### **Recess**

Senator Giessel moved and asked unanimous consent the Senate stand in recess to 7:15 p.m. Without objection, the Senate recessed at 6:10 p.m.

### **After Recess**

The Senate reconvened at 7:59 p.m.

### **Third Reading of House Bills (continued)**

#### **HB 202**

CS FOR HOUSE BILL NO. 202(EDC) "An Act relating to the availability and administration of opioid overdose drugs in public schools" was read the third time.

Senator Giessel moved the bill be returned to second reading for the purpose of amendments. Without objection, the bill was returned to second reading.

Senator Olson, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 2630. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 202(FIN) was adopted.

Senators Bjorkman, Wilson, Tobin, Wielechowski, Hughes, Merrick, Kawasaki, Shower, Giessel, Gray-Jackson offered Amendment No. 1:

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

Insert "**relating to correspondence study programs; and relating to allotments for correspondence study programs**"

Page 2, following line 30:

Insert new bill sections to read:

**\*\* Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to read:

**INDIVIDUAL LEARNING PLANS; STUDENT ALLOTMENTS.** (a) Notwithstanding AS 14.03.300 or 14.03.310, the department or a district that provides a homeschool or correspondence study program shall annually provide an individual learning plan for each student enrolled in the program developed in collaboration with the student, the parent or guardian of the student, a certificated teacher assigned to the student, and other individuals involved in the student's learning plan.

(b) The board shall adopt regulations establishing standards for individual learning plans. The regulations must require that an individual learning plan

(1) provide a course of study appropriate to the student's grade level and consistent with state and district standards;

(2) incorporate an ongoing assessment plan that includes statewide assessments required for public schools under AS 14.03.123(f);

(3) include provisions for modifying an individual learning plan if the student is below proficient on a standardized assessment in a core subject;

(4) provide for quarterly monitoring of a student's work and progress by the certificated teacher assigned to the student.

(c) The department or a district that provides a homeschool or correspondence study program may provide an annual student allotment to a parent or guardian of a student enrolled in the

homeschool or correspondence study program. A parent or guardian may use the allotment only for implementation of the student's individual learning plan.

(d) The department shall monitor the use of allotments distributed under this section.

(e) The department or a district that provides a correspondence study program shall submit an annual report to the department that includes

- (1) the number of students enrolled in the program;
- (2) the demographic information of the students enrolled in the program;
- (3) an accounting of student allotment funds that have been disbursed;
- (4) assessment and proficiency scores of the students enrolled in the program; and
- (5) a review of curricula that has been provided by the program or purchased using allotment funds."

(f) The department shall include the information reported to the department under (e) of this section in the report to the legislature required under AS 14.07.168.

(g) The board shall adopt regulations to implement this section consistent with art. VII, sec. 1, Constitution of the State of Alaska.

(h) In this section,

- (1) "board" means the state Board of Education and Early Development;
- (2) "department" means the Department of Education and Early Development;
- (3) "district" has the meaning given in AS 14.17.990.

\* **Sec. 5.** Section 4 of this Act is repealed July 1, 2025."

Senator Bjorkman moved for the adoption of Amendment No. 1. Objections were heard, then withdrawn. There being no further objection, Amendment No. 1 was adopted.

Senators Myers, Merrick moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard, and Senators Myers, Merrick were required to vote.

Senator Wilson offered Amendment No. 2:

Page 1, line 2, following "schools":

Insert "; and relating to an annual report relating to Substance Abuse and Mental Health Services Administration grants and opioid overdose drug distribution; and providing for an effective date"

Page 2, following line 30:

Insert new bill sections to read:

**\* Sec. 4.** AS 17.20.085(d) is repealed.

**\* Sec. 5.** Section 4 of this Act takes effect January 1, 2027."

Senator Wilson moved for the adoption of Amendment No. 2. Senator Giessel objected, then withdrew her objection. There being no further objection, Amendment No. 2 was adopted.

Senators Wielechowski, Tobin, Kawasaki, Wilson, Giessel, Claman, Bjorkman, Olson, Merrick, Bishop moved and asked unanimous consent to be shown as cross sponsors on the bill. Without objection, it was so ordered.

SENATE CS FOR CS FOR HOUSE BILL  
NO. 202(FIN) am S(efd add S) was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 202(FIN) am S(efd add S) "An Act relating to the availability and administration of opioid overdose drugs in public schools; relating to correspondence study programs; and relating to allotments for correspondence study programs; and relating to an annual report relating to Substance Abuse and Mental Health Services Administration grants and opioid overdose drug distribution; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 202(FIN) am S(efd add S)

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, SENATE CS FOR CS FOR HOUSE BILL NO. 202(FIN) am S(efd add 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.

**SCR 26**

SENATE CONCURRENT RESOLUTION NO. 26 which had been held on the Secretary's desk (page 2631), was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 26 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 202, relating to the availability and administration of opioid overdose drugs in public schools, pass the Senate?" The roll was taken with the following result:

**SCR 26**

Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 26 passed the Senate and was referred to the Secretary for engrossment.

**HB 203**

Senator Giessel moved and asked unanimous consent SENATE CS FOR HOUSE BILL NO. 203(L&C) "An Act relating to wage payments" be moved to the bottom of today's calendar. Without objection, it was so ordered.

**HB 279**

Senator Giessel moved and asked unanimous consent CS FOR HOUSE BILL NO. 279(CRA) am "An Act relating to the Local Boundary Commission; and providing for an effective date" be moved to the bottom of today's calendar. Without objection, it was so ordered.

**HB 309**

HOUSE BILL NO. 309 "An Act relating to the practice of optometry; and relating to the delegation of routine services of optometry" was read the third time.

Senator Giessel moved the bill be returned to second reading for the purpose of a specific amendment, that being Amendment No. 1.

Senator Tobin objected.

The question being: "Shall HOUSE BILL NO. 309 be returned to second reading?" The roll was taken with the following result:

HB 309

Third Reading - Final Passage

Return to Second for Specific Amendment?

**YEAS: 8 NAYS: 11 EXCUSED: 0 ABSENT: 1**

Yeas: Hughes, Kawasaki, Kiehl, Myers, Olson, Shower, Stedman, Stevens

Nays: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kaufman, Merrick, Tobin, Wielechowski

Absent: Wilson

and so, the motion failed.

Senator Giessel rose to a point of order. President Stevens ruled the point well taken.

Senators Giessel, Bjorkman 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. 309 "An Act relating to the practice of optometry; and relating to the delegation of routine services of optometry" pass the Senate?" The roll was taken with the following result:

HB 309

Third Reading - Final Passage

**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, HOUSE BILL NO. 309 passed the Senate, was signed by the President and Secretary and returned to the House.

Senator Giessel moved and asked unanimous consent the Senate return to Messages from the House. Without objection, the Senate returned to:

### **Messages from the House**

#### **Concur Messages**

#### **SB 91**

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 91(FIN) "An Act relating to telehealth; relating to multidisciplinary care teams; and relating to the practice of medicine" with the following amendment(s):

CS FOR SENATE BILL NO. 91(FIN) am H

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

CSSB 91(FIN) am H

Shall the Senate Concur in the House Amendment to CSSB 91(FIN)?

**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, the Senate concurred in the House amendment(s), thus adopting CS FOR SENATE BILL NO. 91(FIN) am H "An Act relating to telehealth; relating to multidisciplinary care teams; and relating to the practice of medicine."

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

**SB 147**

Message dated May 15 was read stating the House passed and returned for consideration CS FOR SENATE BILL NO. 147(L&C) "An Act relating to reemployment rights and benefits; and providing for an effective date" with the following amendment(s):

HOUSE CS FOR CS FOR SENATE BILL NO. 147(L&C) am H "An Act relating to workers' compensation reemployment rights and benefits; establishing a workers' compensation stay-at-work program; relating to the workers' compensation benefits guaranty fund; relating to the presumption of compensability for workers' compensation claims related to post-traumatic stress disorder; relating to the Alaska senior benefits payment program; and providing for an effective date."

Senators Kawasaki, Wielechowski, Tobin, Giessel, Dunbar, Bishop, Stedman, Claman moved and asked unanimous consent to be shown as cosponsors on the bill. Without objection, it was so ordered.

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:



HCS CSSB 147(L&C) am H

Shall the Senate Concur in the House Amendments  
to CSSB 147(L&C)?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR CS FOR SENATE BILL NO. 147(L&C) am H "An Act relating to workers' compensation reemployment rights and benefits; establishing a workers' compensation stay-at-work program; relating to the workers' compensation benefits guaranty fund; relating to the presumption of compensability for workers' compensation claims related to post-traumatic stress disorder; relating to the Alaska senior benefits payment program; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

### **HCR 27**

HOUSE CONCURRENT RESOLUTION NO. 27 was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 27 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 147, relating to reemployment rights and benefits, pass the Senate?" The roll was taken with the following result:

HCR 27

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, Stedman, Stevens, Tobin, Wielechowski

Absent: Wilson

and so, HOUSE CONCURRENT RESOLUTION NO. 27 passed the Senate, was signed by the President and Secretary and returned to the House.

**SB 204**

Message dated May 15 was read stating the House passed and returned for consideration SENATE BILL NO. 204 "An Act relating to the issuance of certificates of fitness for plumbers and electricians; relating to fees for certificates of fitness for plumbers and electricians; and providing for an effective date" with the following amendment(s):

HOUSE	CS	FOR	SENATE	BILL
NO. 204(FIN)				am H

Senator Giessel moved the Senate concur in the House amendment(s).

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS SB 204(FIN) am H

Shall the Senate Concur in the House Amendment  
to SB 204?

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, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR SENATE BILL NO. 204(FIN) am H "An Act relating to the issuance of certificates of fitness for plumbers and electricians; relating to fees for certificates of fitness for plumbers and electricians; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

### **Recede Messages**

#### **HB 120**

Message dated May 15 was read stating the House failed to concur in the Senate amendment(s) to HOUSE BILL NO. 120 "An Act relating to hunting, trapping, and fishing licenses for certain nonresident postsecondary students; and providing for an effective date" and respectfully requests the Senate to recede from its amendment(s), namely:

SENATE CS FOR HOUSE BILL  
NO. 120(FIN) am S "An Act relating to hunting,  
trapping, and fishing licenses for certain nonresident  
postsecondary students; relating to animal adoption  
and foster care records; and providing for an effective  
date."

Senator Giessel moved the Senate recede from its amendment(s) and recommended the body vote no.

The question being: "Shall the Senate recede from its amendment(s)?"  
The roll was taken with the following result:

SCS HB 120(FIN) am S  
Shall the Senate Recede from its Amendments to  
HB 120?

**YEAS: 6 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Bjorkman, Hughes, Kaufman, Myers, Shower, Wilson

Nays: Bishop, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kawasaki, Kiehl, Merrick, Olson, Stedman, Stevens, Tobin, Wielechowski

and so, the Senate failed to recede from its amendment(s).

The Secretary was requested to notify the House.

### **Communications**

#### **HB 268**

Memorandum from Marie Marx, Legislative Counsel, dated May 15, was received, identifying a technical error in CONFERENCE CS FOR HOUSE BILL NO. 268 "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."

A corrected final version, which incorporates an omitted amendment into sec. 56 of CCS HB 268, has been prepared to correct the technical error that occurred.

### **Standing Committee Reports**

#### **HB 307**

The Finance Committee considered CS FOR HOUSE BILL NO. 307(FIN) am "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities, pipeline carriers, and liquefied natural gas import facilities; relating to approval of wholesale power agreements; relating to preapproval for construction of energy facilities; relating to electric reliability organizations; relating to the taxation of new electricity generation facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; requiring the Alaska Energy Authority to submit a report about issuing rate reduction bonds for financing transmission system upgrades; and providing for an effective date" and recommended it be replaced with

SENATE CS FOR CS FOR HOUSE BILL NO. 307(FIN) "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities and pipeline carriers; relating to approval of wholesale power agreements; relating to electric reliability organizations; relating to loans for renewable energy resources projects from the power project fund; relating to the taxation of new electricity generation and storage facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and providing for an effective date."

(Title Change SCR 44)

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

The following fiscal information was published today:

Fiscal Note No. 3, Department of Commerce, Community, and Economic Development

Fiscal Note No. 4, Department of Commerce, Community, and Economic Development

Fiscal Note No. 5, Department of Commerce, Community, and Economic Development

The following previously published fiscal information applies:

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

The bill is on today's first supplemental calendar.

Senator Giessel moved and asked unanimous consent the Senate adopt the first supplemental calendar. Without objection, the first supplemental calendar was adopted.

**Consideration of the First Supplemental Calendar****Second Reading of House Bills****HB 122**

CS FOR HOUSE BILL NO. 122(FIN) am "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; authorizing the Alaska Railroad Corporation to issue revenue bonds to finance the completion of the Port MacKenzie Rail Extension in Point MacKenzie, Alaska; and providing for an effective date" was read the second time.

Senator Stedman, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 2630. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 122(FIN) "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" was adopted.

Senator Myers offered Amendment No. 1:

Page 1, line 1, following "Act":

**Insert "relating to the review of the Alaska Railroad Corporation's assets; relating to the Alaska Railroad Corporation's annual reporting requirements;"**

Page 1, following line 4:

Insert new bill sections to read:

**\*\* Section 1.** AS 42.40.260(a) is amended to read:

(a) Within 90 days following the end of the fiscal year of the Alaska Railroad, the board shall present to the governor a report describing the operations and financial condition of the corporation during the preceding fiscal year. The report may include suggestions for legislation relating to the structure, powers, or duties of the corporation or to the operation or facilities of the corporation. Subject to AS 42.40.220, the report shall itemize the cost of providing each category of service offered by

the railroad and the income generated by each category. The board shall **submit the report to the senate secretary and chief clerk of the house of representatives and** notify the legislature that the report is available.

\* **Sec. 2.** AS 42.40.260 is amended by adding a new subsection to read:

(d) The annual report must include a complete accounting, audited by an independent outside auditor, of the assets of the corporation and the results of the review and determination made under AS 42.40.545.

\* **Sec. 3.** AS 42.40 is amended by adding a new section to article 6 to read:

**Sec. 42.40.545. Annual Review of Assets.** (a) The corporation shall annually review the corporation's assets to determine whether assets of the corporation exceed an amount required to fulfill the purposes of the corporation as described in this chapter. In making its review, the board shall determine whether, and to what extent, assets in excess of the amount required to fulfill the purposes of the corporation during the next fiscal year are available without

(1) breaching an agreement entered into by the corporation;

(2) materially impairing the operations or financial integrity of the corporation; or

(3) materially affecting the ability of the corporation to fulfill the purposes of the corporation as described in this chapter.

(b) The corporation shall specifically identify in the corporation's assets the amounts that the board believes are necessary to meet the requirements of (a)(3) of this section."

Page 1, line 5:

Delete "**Section 1**"

Insert "**Sec. 4**"

Renumber the following bill section accordingly.

Senator Myers moved for the adoption of Amendment No. 1. Senator Stedman objected.

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

SCS CSHB 122(FIN)

Second Reading

Amendment No. 1?

**YEAS: 10 NAYS: 10 EXCUSED: 0 ABSENT: 0**

Yeas: Dunbar, Giessel, Gray-Jackson, Hughes, Kawasaki, Kiehl, Myers, Olson, Shower, Wielechowski

Nays: Bishop, Bjorkman, Claman, Hoffman, Kaufman, Merrick, Stedman, Stevens, Tobin, Wilson

and so, Amendment No. 1 failed.

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

SENATE CS FOR CS FOR HOUSE BILL NO. 122(FIN) "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" was read the third time.

Senator Wilson moved and asked unanimous consent to abstain from voting due to a conflict of interest. Objections were heard and Senator Wilson was required to vote.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 122(FIN) "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" pass the Senate?" The roll was taken with the following result:

SCS CSHB 122(FIN)

Third Reading - Final Passage

Effective Date(s)



**YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0**

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

Nays: Hughes, Shower

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 122(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.

**SCR 25**

SENATE CONCURRENT RESOLUTION NO. 25 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 25 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 122, 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 authorizing the Alaska Railroad Corporation to issue revenue bonds to finance the completion of the Port MacKenzie Rail Extension in Point MacKenzie, Alaska, pass the Senate?" The roll was taken with the following result:

SCR 25

Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 25 passed the Senate and was referred to the Secretary for engrossment.

Senator Stedman called the Senate. The call was satisfied.

**HB 307**

Senator Giessel moved and asked unanimous consent CS FOR HOUSE BILL NO. 307(FIN) am "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities, pipeline carriers, and liquefied natural gas import facilities; relating to approval of wholesale power agreements; relating to preapproval for construction of energy facilities; relating to electric reliability organizations; relating to the taxation of new electricity generation facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; requiring the Alaska Energy Authority to submit a report about issuing rate reduction bonds for financing transmission system upgrades; and providing for an effective date" be moved to the bottom of the first supplemental calendar. Without objection, it was so ordered.

**HB 329**

CS FOR HOUSE BILL NO. 329(FSH) am "An Act relating to state tideland leases; relating to geoduck seed transfers; and relating to aquatic farming or related hatchery operation site leases" was read the second time.

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

CS FOR HOUSE BILL NO. 329(FSH) am was read the third time.

The question being: "Shall CS FOR HOUSE BILL NO. 329(FSH) am "An Act relating to state tideland leases; relating to geoduck seed transfers; and relating to aquatic farming or related hatchery operation site leases" pass the Senate?" The roll was taken with the following result:

CASHB 329(FSH) am  
Third Reading - Final Passage

**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 HOUSE BILL NO. 329(FSH) am passed the Senate, was signed by the President and Secretary and returned to the House.

### **Special Order of Business**

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

#### **Citation Calendar**

Honoring - Emily Edenshaw  
Senator(s) Wielechowski  
Representative(s) Mears, McCormick

Honoring - Billy Smith  
Representative(s) Dibert  
Senator(s) Bishop, Kawasaki

In Memoriam - Zygmund Walter "Ski" Kowalewski  
Representative(s) Saddler, Allard

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

### **Consideration of the First Supplemental Calendar (continued)**

#### **Second Reading of House Bills (continued)**

##### **HB 307**

CS FOR HOUSE BILL NO. 307(FIN) am "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities, pipeline carriers, and liquefied natural gas import facilities; relating to approval of wholesale power agreements; relating to preapproval for construction of energy facilities; relating to electric

reliability organizations; relating to the taxation of new electricity generation facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; requiring the Alaska Energy Authority to submit a report about issuing rate reduction bonds for financing transmission system upgrades; and providing for an effective date" which had been moved to the bottom of today's first supplemental calendar, was read the second time.

Senator Olson, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered today. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 307(FIN) "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities and pipeline carriers; relating to approval of wholesale power agreements; relating to electric reliability organizations; relating to loans for renewable energy resources projects from the power project fund; relating to the taxation of new electricity generation and storage facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and providing for an effective date" was adopted.

[Amendment No. 1 was not offered.]

Senator Myers offered Amendment No. 2:

Page 3, following line 21:

Insert a new bill section to read:

"\* **Sec. 8.** AS 42.05.381(e) is amended to read:

(e) The commission shall adopt regulations for electric cooperatives, [AND FOR] local exchange telephone utilities, **and refuse utilities**, setting a range for adjustment of rates by a simplified rate filing procedure. A cooperative, [OR] telephone utility, **or refuse utility** may apply for permission to adjust its rates over a period of time under the simplified rate filing procedure regulations. The commission shall grant the application if the cooperative, [OR] telephone utility, **or refuse utility** satisfies the requirements of the regulations. **The commission shall adopt regulations specific to refuse utilities that provide for sufficient public notice and an opportunity for ratepayers to meaningfully comment on rate filings.** The commission may review implementation of the simplified rate filing procedure at

reasonable intervals and may revoke permission to use the procedure or require modification of the rates to correct an error. **In this subsection, "refuse utility" means a utility furnishing collection and disposal service of garbage, refuse, trash, or other waste material to the public for compensation."**

Renumber the following bill sections accordingly.

Page 13, line 31:

Delete "sec. 18"

Insert "sec. 19"

Page 14, line 8:

Delete "sec. 23"

Insert "sec. 24"

Page 14, line 9:

Delete "sec. 23"

Insert "sec. 24"

Page 14, line 15:

Delete "sec. 23"

Insert "sec. 24"

Page 14, line 16:

Delete "Section 8"

Insert "Section 9"

Page 14, line 17:

Delete "sec. 27"

Insert "sec. 28"

Senator Myers moved for the adoption of Amendment No. 2. Senator Stedman objected.

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

SCS CSHB 307(FIN)

Second Reading

Amendment No. 2?

**YEAS: 9 NAYS: 11 EXCUSED: 0 ABSENT: 0**

Yeas: Bjorkman, Dunbar, Gray-Jackson, Hughes, Kaufman, Kawasaki, Merrick, Myers, Shower

Nays: Bishop, Claman, Giessel, Hoffman, Kiehl, Olson, Stedman, Stevens, Tobin, Wielechowski, Wilson

and so, Amendment No. 2 failed.

Senator Wielechowski offered Amendment No. 3:

Page 4, lines 6 - 7:

Delete "**, other than a public utility or a joint action agency established under AS 42.45.310,**"

Page 4, line 8, following "**electricity**":

Insert "**, other than a facility generating electricity under net metering regulations adopted by the commission; "independent power producer" does not include a public utility or a joint action agency established under AS 42.45.310"**"

Page 4, following line 8:

Insert a new bill section to read:

"\* **Sec. 10.** AS 42.05.431(b) is amended to read:

(b) A wholesale power agreement between public utilities, **or between a public utility and an independent power producer,** is subject to advance approval of the commission. **A rate set in accordance with a wholesale power agreement must disclose a state or local tax exemption provided to a utility or independent power producer.** After a wholesale power agreement is in effect, the commission may not invalidate any purchase or sale obligation under the agreement. However, if the commission finds that rates set in accordance with the agreement **violate this subsection or** are not just and reasonable, the commission may order the parties to negotiate an amendment to the agreement and if the parties fail to agree, to use the dispute resolution procedures contained in the contract. **In this subsection, "independent power producer" means a legal entity that owns or operates a facility for the generation of electricity, other than a community energy facility under**

**AS 42.05.725 - 42.05.735 or a facility generating electricity under net metering regulations adopted by the commission; "independent power producer" does not include a public utility or a joint action agency established under AS 42.45.310.**

Renumber the following bill sections accordingly.

Page 13, line 31:

Delete "sec. 18"

Insert "sec. 19"

Page 14, line 8:

Delete "sec. 23"

Insert "sec. 24"

Page 14, line 9:

Delete "sec. 23"

Insert "sec. 24"

Page 14, line 15:

Delete "sec. 23"

Insert "sec. 24"

Page 14, following line 15:

Insert a new bill section to read:

"\* **Sec. 28.** The uncodified law of the State of Alaska is amended by adding a new section to read:

CONDITIONAL EFFECT. (a) AS 42.05.431(b), as amended by sec. 9 of this Act, takes effect only if SB 152, as passed by the Thirty-Third Alaska State Legislature, is not enacted into law.

(b) AS 42.05.431(b), as amended by sec. 10 of this Act, takes effect only if SB 152, as passed by the Thirty-Third Alaska State Legislature, is enacted into law."

Renumber the following bill sections accordingly.

Page 14, line 17:

Delete "sec. 27"

Insert "sec. 29"

Senator Wielechowski moved for the adoption of Amendment No. 3. Objections were heard.

Senator Wielechowski moved and asked unanimous consent to withdraw Amendment No. 3. Without objection, Amendment No. 3 was withdrawn.

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

SENATE CS FOR CS FOR HOUSE BILL NO. 307(FIN) was read the third time.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 307(FIN) "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities and pipeline carriers; relating to approval of wholesale power agreements; relating to electric reliability organizations; relating to loans for renewable energy resources projects from the power project fund; relating to the taxation of new electricity generation and storage facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 307(FIN)

Third Reading - Final Passage

Effective Date(s)

**YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0**

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

Nays: Bjorkman, Stevens

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 307(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.

**SCR 44**

SENATE CONCURRENT RESOLUTION NO. 44 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 44 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 307, relating to the Regulatory Commission of Alaska; relating to regulation of public utilities, pipeline carriers, and liquefied natural gas import facilities; relating to approval of wholesale power agreements; relating to preapproval for construction of energy facilities; relating to electric reliability organizations; relating to the taxation of new electricity generation facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and requiring the Alaska Energy Authority to submit a report about issuing rate reduction bonds for financing transmission system upgrades, pass the Senate?" The roll was taken with the following result:

**SCR 44**

Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 44 passed the Senate and was referred to the Secretary for engrossment.

**Special Committee Reports**

**HB 268**

The following report was received and distributed at 9:21 a.m., May 14:

May 14, 2024

Mr. President:  
Madam Speaker:

The Conference Committee with limited powers of free conference considered SENATE CS FOR CS FOR HOUSE BILL NO. 268(FIN) and CS FOR HOUSE BILL NO. 268(FIN) am(brf sup maj fld) and recommends

CONFERENCE CS FOR HOUSE BILL NO. 268(Corrected) "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."

be adopted.

A fiscal note packet and monetary terms of Collective Bargaining Agreements were attached.

Signing the report: Senator Stedman, Chair, Senators Hoffman, Olson; Representative D. Johnson, Chair, Representatives Edgmon, Ortiz.

Senator Giessel moved the Senate adopt the Conference Committee Report.

The question being: "Shall the Senate adopt the Conference Committee Report?" The roll was taken with the following result:

CCS HB 268

Shall the Senate adopt the Conference Committee Report?

Effective Date(s)

**YEAS: 17 NAYS: 3 EXCUSED: 0 ABSENT: 0**

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

Nays: Hughes, Myers, Shower

and so, the report was adopted, thus adopting:

CONFERENCE CS FOR HOUSE BILL NO. 268  
(Corrected) "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."

Senator Giessel moved and asked unanimous consent the vote on the adoption of the Conference Committee Report be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for engrossment and enrollment.

**HB 270**

The following report was received and distributed at 9:21 a.m., May 14:

May 14, 2024

Mr. President:

Madam Speaker:

The Conference Committee with limited powers of free conference considered SENATE CS FOR CS FOR HOUSE BILL NO. 270(FIN) and CS FOR HOUSE BILL NO. 270(FIN) and recommends

CONFERENCE CS FOR HOUSE BILL NO. 270  
"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."

be adopted.

Signing the report: Senator Stedman, Chair, Senators Hoffman, Olson; Representative D. Johnson, Chair, Representatives Edgmon, Ortiz.

Senator Giessel moved the Senate adopt the Conference Committee Report.

The question being: "Shall the Senate adopt the Conference Committee Report?" The roll was taken with the following result:

CCS HB 270

Shall the Senate adopt the Conference Committee Report?

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, the report was adopted, thus adopting:

CONFERENCE CS FOR HOUSE BILL NO. 270  
"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."

Senator Giessel moved and asked unanimous consent the vote on the adoption of the Conference Committee Report be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for engrossment and enrollment.

Senator Giessel moved and asked unanimous consent the Senate return to Consideration of the Calendar. Without objection, the Senate returned to:

### **Consideration of the Calendar**

#### **Third Reading of House Bills**

##### **HB 189**

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" was read the third time.

Senator Bjorkman moved the bill be returned to second reading for the purpose of a specific amendment, that being SENATE CS FOR CS FOR HOUSE BILL NO. 189(L&C). Without objection, the bill was returned to second reading.

Senator Bjorkman, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Senate Committee Substitute offered on page 2602. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 189(L&C) was adopted.

SENATE CS FOR CS FOR HOUSE BILL NO. 189(L&C) was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 189(L&C) "An Act relating to the sale of alcohol; relating to the posting of warning signs for alcoholic beverages; and providing for an effective date" pass the Senate?" The roll was taken with the following result:

SCS CSHB 189(L&C)  
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, SENATE CS FOR CS FOR HOUSE BILL NO. 189(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.

**HB 203**

SENATE CS FOR HOUSE BILL NO. 203(L&C) "An Act relating to wage payments" was read the third time.

The question being: "Shall SENATE CS FOR HOUSE BILL NO. 203(L&C) "An Act relating to wage payments" pass the Senate?" The roll was taken with the following result:

SCS HB 203(L&C)

Third Reading - Final Passage

**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, SENATE CS FOR HOUSE BILL NO. 203(L&C) passed the Senate, and was referred to the Secretary for engrossment.

**HB 104**

CS FOR HOUSE BILL NO. 104(RES) am "An Act relating to salvage sales of timber, negotiated timber sales for local manufacture of wood products, and expedited timber sales; and providing for an effective date" was read the third time.

Senator Bishop moved the bill be returned to second reading for the purpose of a specific amendment, that being SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES). Without objection, the bill was returned to second reading.

Senator Bishop, Cochair, moved and asked unanimous consent for the adoption of the Resources Senate Committee Substitute offered on page 2296. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES) "An Act relating to timber sales" was adopted.

SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES) was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES) "An Act relating to timber sales" pass the Senate?" The roll was taken with the following result:

SCS CSHB 104(RES)

Third Reading - Final Passage

**YEAS: 18 NAYS: 2 EXCUSED: 0 ABSENT: 0**

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

Nays: Kiehl, Tobin

and so, SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES) passed the Senate and was referred to the Secretary for engrossment.

#### **SCR 14**

SENATE CONCURRENT RESOLUTION NO. 14 was before the Senate on final passage.

The question being: "Shall SENATE CONCURRENT RESOLUTION NO. 14 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 104, relating to salvage sales of timber, negotiated timber sales for local manufacture of wood products, and expedited timber sales, pass the Senate?" The roll was taken with the following result:

SCR 14

Final Passage

**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, SENATE CONCURRENT RESOLUTION NO. 14 passed the Senate and was referred to the Secretary for engrossment.

**HB 29**

CS FOR HOUSE BILL NO. 29(JUD) am "An Act prohibiting certain insurance decisions based solely on a person's status as an elected official" was read the third time.

Senator Giessel moved the bill be returned to second reading for all amendments offered today. Without objection, the bill was returned to second reading.

Senator Bjorkman, Chair, moved and asked unanimous consent for the adoption of the Labor and Commerce Senate Committee Substitute offered on page 2464. Without objection, SENATE CS FOR CS FOR HOUSE BILL NO. 29(L&C) was adopted.

Senator Hughes offered Amendment No. 1:

Page 1, line 1, following "Act":

Insert "**relating to group insurance coverage and self-insurance coverage for school district employees, employees of the University of Alaska, and employees of other governmental units in the state**"

Page 1, line 2, following "official":

Insert "**; and providing for an effective date**"

Page 1, following line 3:

Insert new bill sections to read:

"\* **Section 1.** AS 14.08.101 is amended to read:

**Sec. 14.08.101. Powers.** A regional school board may

(1) sue and be sued;

(2) contract with the department, the Bureau of Indian Affairs, or any other school district, agency, or regional board for the provision of services, facilities, supplies, or utilities;



(3) determine its own fiscal procedures, including policies and procedures for the purchase of supplies and equipment; the regional school boards are exempt from AS 37.05 (Fiscal Procedures Act) and AS 36.30 (State Procurement Code);

(4) appoint, compensate, and otherwise control all school employees in accordance with this title; these employees are not subject to AS 39.25 (State Personnel Act);

(5) adopt regulations governing organization, policies, and procedures for the operation of the schools;

(6) establish, maintain, operate, discontinue, and combine schools subject to the approval of the commissioner;

(7) recommend to the department projects for construction, rehabilitation, and improvement of schools and education-related facilities as specified in AS 14.11.011(b), and plan, design, and construct the project when the responsibility for it is assumed under AS 14.11.020;

(8) by resolution adopted by a majority of all the members of the board and provided to the commissioner of the department, assume ownership of all land and buildings used in relation to the schools in the regional educational attendance area, as provided for in AS 14.08.151(b);

(9) provide housing for rental to teachers, by leasing existing housing from a local agency or individual, by entering into contractual arrangements with a local agency or individual to lease housing that will be constructed by the local agency or individual for that purpose, or, without using for the purpose that portion of public school funding that consists of state aid provided under AS 14.17, by constructing or otherwise acquiring housing that is owned and managed by the regional educational attendance area for rental to teachers;

(10) employ a chief school administrator;

(11) apply for and use the proceeds of a loan from the Alaska energy efficiency revolving loan fund (AS 18.56.855);

(12) **establish and maintain participation in a policy of insurance as authorized by AS 14.27.010;**

(13) exercise those other functions that may be necessary for the proper performance of its responsibilities.

\* Sec. 2. AS 14.14.090 is amended to read:

**Sec. 14.14.090. Duties of school boards.** In addition to other duties, a school board shall

(1) determine and disburse the total amount to be made available for compensation of all school employees and administrative officers, **including, when applicable, the amount necessary to pay for the district's participation in a policy of insurance under AS 14.27.010;**

(2) provide for, during the school term of each year, an educational program for each school age child who is enrolled in or a resident of the district;

(3) withhold the salary for the last month of service of a teacher or administrator until the teacher or administrator has submitted all summaries, statistics, and reports that the school board may require by bylaws;

(4) transmit, when required by the assembly or council but not more often than once a month, a summary report and statement of money expended;

(5) keep the minutes of meetings and a record of all proceedings of the school board in a pertinent form;

(6) keep the records and files of the school board open to inspection by the public at the principal administrative office of the district during reasonable business hours;

(7) establish procedures for the review and selection of all textbooks and instructional materials at least once every 10 years, including textbooks and curriculum materials for statewide correspondence programs, before they are introduced into the school curriculum; the review includes a review for violations of AS 14.18.060; nothing in this paragraph precludes a correspondence study student, or the parent or guardian of a correspondence study student, from privately obtaining or using textbooks or curriculum material not provided by the school district;

(8) provide prospective employees with information relating to the availability and cost of housing in rural areas to which they might be assigned, and, when possible, assist them in locating housing; however, nothing in this paragraph requires a school district to provide teacher housing, whether district owned, leased, rented, or through other means, nor does it require a school board to engage in a subsidy program of any kind regarding teacher housing;

(9) train persons required to report under AS 47.17.020, in the recognition and reporting of child abuse, neglect, and sexual

abuse of a minor;

(10) provide for the development and implementation of a preventive maintenance program for school facilities; in this paragraph, "preventive maintenance" means scheduled maintenance actions that prevent the premature failure or extend the useful life of a facility, or a facility's systems and components, and that are cost-effective on a life-cycle basis;

(11) establish procedures for providing the training under AS 14.18.060, AS 14.20.149, 14.20.680, AS 14.30.355, 14.30.356, 14.30.362, AS 14.33.100, AS 18.66.310, and AS 47.17.022; the procedures established under this paragraph must include a training schedule that ensures that not less than 50 percent of the total certificated staff employed by the district receive all of the training not less than every two years and that all of the certificated staff employed by the district receive all of the training not less than every four years.

\* **Sec. 3.** AS 14.17.300 is amended by adding new subsections to read:

(c) Notwithstanding (a) and (b) of this section, the commissioner of administration

(1) may expend from the public education fund to the group health and life benefits fund under AS 39.30.095 amounts necessary for the commissioner of administration to pay claims submitted by district employees who are covered by a policy of self-insurance that is provided by the Department of Administration under AS 39.30.091;

(2) shall, over a period of 10 years from the date the first expenditure authorized under this subsection occurs, reimburse the public education fund for money expended under this section from the public education fund using appropriations for that purpose.

(d) Total expenditures from the public education fund under (c) of this section may not exceed \$100,000,000.

\* **Sec. 4.** AS 14 is amended by adding a new chapter to read:

**Chapter 27. University and School District Employee Health Insurance.**

**Sec. 14.27.010. University and school district employee group health insurance.** (a) A school employer may elect to participate in a policy of insurance selected by the commissioner of administration that includes health insurance coverage of school employees. If a school employer makes that election, the

commissioner of administration shall select either a policy of group insurance under AS 39.30.090 that covers state employees and school employees, or a policy of self-insurance, provided by the Department of Administration under AS 39.30.091, that provides insurance coverage to state employees and school employees.

(b) Subject to (e) of this section, a participating school employer shall contribute to the group health and life benefits fund established under AS 39.30.095 an amount equal to the rate of employer contribution and the rate of employee contribution set by the commissioner of administration under AS 39.30.095.

(c) In addition to the contribution required under (b) of this section and the reimbursement required under (d) of this section, a participating school employer shall reimburse the Department of Administration an amount equal to the state's cost, if any, of procuring necessary excess loss insurance in connection with coverage of the school employees under AS 39.30.091.

(d) In addition to the contribution required under (b) of this section and the reimbursement required under (c) of this section, a participating school employer shall reimburse the Department of Administration the cost of paying insurance claims for the first four months school employees are covered by a policy of self-insurance under AS 39.30.091. The commissioner of administration shall allow the reimbursement to be made in equal installments over a period not to exceed 10 years from the date the school employer's participation in the policy begins.

(e) Subject to AS 23.40.070 - 23.40.260 (Public Employee Relations Act), a participating school employer may require school employees to pay some or all of the school employer's contribution under (b) of this section and reimbursement under (c) and (d) of this section.

(f) In this section,

(1) "school employee" means a person employed by a municipal school district, a regional educational attendance area, or the University of Alaska;

(2) "school employer" means a municipal school district, a regional educational attendance area, or the University of Alaska.

\* **Sec. 5.** AS 14.40.170(b) is amended to read:

(b) The Board of Regents may

- (1) adopt reasonable rules, orders, and plans with reasonable penalties for the good government of the university and for the regulation of the Board of Regents;
- (2) determine and regulate the course of instruction in the university with the advice of the president;
- (3) set student tuition and fees;
- (4) receive university receipts and, subject to legislative appropriation, expend university receipts in accordance with AS 37.07 (Executive Budget Act);
- (5) apply for and use the proceeds of a loan from the Alaska energy efficiency revolving loan fund (AS 18.56.855);
- (6) establish and maintain participation in an insurance policy that includes health insurance, as authorized under AS 14.27.010, to cover persons employed by the university."**

Page 1, line 4:

Delete "**Section 1**"

Insert "**Sec. 6**"

Renumber the following bill section accordingly.

Page 2, following line 8:

Insert new bill sections to read:

**\*\* Sec. 7.** AS 39.30.090(a) is amended to read:

(a) The Department of Administration may obtain a policy or policies of group insurance covering state employees, persons entitled to coverage under AS 14.25.168, 14.25.480, AS 22.25.090, AS 39.35.535, 39.35.880, or former AS 39.37.145, employees of other participating governmental units, or persons entitled to coverage under AS 23.15.136, subject to the following conditions:

(1) a group insurance policy shall provide one or more of the following benefits: life insurance, accidental death and dismemberment insurance, weekly indemnity insurance, hospital expense insurance, surgical expense insurance, dental expense insurance, audiovisual insurance, or other medical care insurance;

(2) each eligible employee of the state **or other participating governmental unit and** [,] the spouse and the unmarried children chiefly dependent on the eligible employee for

support [, AND EACH ELIGIBLE EMPLOYEE OF ANOTHER PARTICIPATING GOVERNMENTAL UNIT] shall be covered by the group policy, unless exempt under regulations adopted by the commissioner of administration;

(3) a governmental unit may participate under a group policy if

(A) its governing body adopts a resolution authorizing participation and payment of required premiums;

(B) a certified copy of the resolution is filed with the Department of Administration; and

(C) the commissioner of administration approves the participation in writing;

(4) in procuring a policy of group health or group life insurance as provided under this section or excess loss insurance as provided in AS 39.30.091, the Department of Administration shall comply with the dual choice requirements of AS 21.86.310, and shall obtain the insurance policy from an insurer authorized to transact business in the state under AS 21.09, a hospital or medical service corporation authorized to transact business in this state under AS 21.87, or a health maintenance organization authorized to operate in this state under AS 21.86; an excess loss insurance policy may be obtained from a life or health insurer authorized to transact business in this state under AS 21.09 or from a hospital or medical service corporation authorized to transact business in this state under AS 21.87;

(5) the Department of Administration shall make available bid specifications for desired insurance benefits or for administration of benefit claims and payments to (A) all insurance carriers authorized to transact business in this state under AS 21.09 and all hospital or medical service corporations authorized to transact business under AS 21.87 who are qualified to provide the desired benefits; and (B) insurance carriers authorized to transact business in this state under AS 21.09, hospital or medical service corporations authorized to transact business under AS 21.87, and third-party administrators licensed to transact business in this state and qualified to provide administrative services; the specifications shall be made available at least once every five years; the lowest responsible bid submitted by an insurance carrier, hospital or medical service corporation, or third-party administrator with adequate servicing facilities shall

govern selection of a carrier, hospital or medical service corporation, or third-party administrator under this section or the selection of an insurance carrier or a hospital or medical service corporation to provide excess loss insurance as provided in AS 39.30.091;

(6) if the aggregate of dividends payable under the group insurance policy exceeds the governmental unit's share of the premium, the excess shall be applied by the governmental unit for the sole benefit of the employees;

(7) a person receiving benefits under AS 14.25.110, AS 22.25, AS 39.35, or former AS 39.37 may continue the life insurance coverage that was in effect under this section at the time of termination of employment with the state or participating governmental unit;

(8) a person electing to have insurance under (7) of this subsection shall pay the cost of this insurance;

(9) for each permanent part-time employee electing coverage under this section, the state shall contribute one-half the state contribution rate for permanent full-time state employees, and the permanent part-time employee shall contribute the other one-half;

(10) a person receiving benefits under AS 14.25, AS 22.25, AS 39.35, or former AS 39.37 may obtain auditory, visual, and dental insurance for that person and eligible dependents under this section; the level of coverage for persons over 65 shall be the same as that available before reaching age 65 except that the benefits payable shall be supplemental to any benefits provided under the federal old age, survivors, and disability insurance program; a person electing to have insurance under this paragraph shall pay the cost of the insurance; the commissioner of administration shall adopt regulations implementing this paragraph;

(11) a person receiving benefits under AS 14.25, AS 22.25, AS 39.35, or former AS 39.37 may obtain long-term care insurance for that person and eligible dependents under this section; a person who elects insurance under this paragraph shall pay the cost of the insurance premium; the commissioner of administration shall adopt regulations to implement this paragraph;

(12) each licensee holding a current operating agreement for a vending facility under AS 23.15.010 - 23.15.210 shall be covered by the group policy that applies to governmental units other than the state.

\* **Sec. 8.** AS 39.30.090(b)(2) is amended to read:

(2) "governmental unit" means the state, a municipality, a school district, the University of Alaska, or other political subdivision of the state, and the North Pacific Fishery Management Council;

\* **Sec. 9.** AS 39.30.090(b) is amended by adding a new paragraph to read:

(4) "school district" means a municipal school district or regional educational attendance area.

\* **Sec. 10.** AS 39.30.091 is amended to read:

**Sec. 39.30.091. Authorization for self-insurance and excess loss insurance.** Notwithstanding AS 21.86.310 or AS 39.30.090, the Department of Administration may provide, by means of self-insurance, one or more of the benefits listed in AS 39.30.090(a)(1) for [STATE] employees eligible under AS 39.30.090(a) [FOR THE BENEFITS BY LAW] or under a collective bargaining agreement and for persons receiving benefits under AS 14.25, AS 22.25, AS 39.35, or former AS 39.37, and their dependents. The department shall procure any necessary excess loss insurance under AS 39.30.090.

\* **Sec. 11.** AS 39.30.091 is amended by adding a new subsection to read:

(b) If the department is required by (a) of this section to procure excess loss insurance in connection with coverage of employees who are not state employees, the department may allocate the cost of that insurance across all employers, other than the state, that participate in self-insurance provided by the department under this section."

Renumber the following bill section accordingly.

Page 2, line 11:

Delete "This"

Insert "(a) Section 6 of this"

Page 2, line 12, following "of":

Insert "sec. 6 of"



Page 2, following line 12:

Insert new material to read:

"(b) Sections 1 - 5 and 7 - 11 of this Act apply to a contract or collective bargaining agreement that becomes legally binding on or after the effective date of secs. 1 - 5 and 7 - 11 of this Act.

\* **Sec. 13.** The uncodified law of the State of Alaska is amended by adding a new section to read:

TRANSITION. Not later than 30 days after enrolling in a health care plan administered by the state under AS 39.30.090 or 39.30.091, a governmental unit that, before the effective date of this section, maintains a self-funded insurance reserve for the purpose of paying employee health insurance claims shall transfer the closing balance of that reserve to the group health and life benefits fund under AS 39.30.095. An amount transferred under this section by a governmental unit that is a school district shall be applied to offset reimbursement owed by that school district under AS 14.27.010(d), enacted by sec. 4 of this Act. In this section, "governmental unit" has the meaning given in AS 39.30.090(b).

\* **Sec. 14.** The uncodified law of the State of Alaska is amended by adding a new section to read:

REGULATIONS. The commissioner of administration shall adopt regulations necessary to implement the changes made by secs. 1 - 5 and 7 - 11 of this Act. The regulations may not take effect before the effective date of the law implemented by the regulation.

\* **Sec. 15.** Sections 13 and 14 of this Act take effect immediately under AS 01.10.070(c).

\* **Sec. 16.** Sections 1 - 5, 7 - 11, and 12(b) of this Act take effect July 1, 2024."

## **HB 29**

Senator Hughes moved for the adoption of Amendment No. 1. Objections were heard.

Senator Claman moved and asked unanimous consent to table Amendment No. 1. Senator Hughes objected.

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

SCS CSHB 29(L&C)  
Second Reading  
Table Amendment No. 1?

**YEAS: 13 NAYS: 7 EXCUSED: 0 ABSENT: 0**

Yeas: Bishop, Bjorkman, Claman, Dunbar, Giessel, Gray-Jackson, Hoffman, Kiehl, Merrick, Olson, Stevens, Tobin, Wielechowski

Nays: Hughes, Kaufman, Kawasaki, Myers, Shower, Stedman, Wilson

and so, Amendment No. 1 was tabled.

SENATE CS FOR CS FOR HOUSE BILL NO. 29(L&C) was automatically in third reading.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 29(L&C) "An Act prohibiting certain insurance decisions based solely on a person's status as an elected official" pass the Senate?" The roll was taken with the following result:

SCS CSHB 29(L&C)  
Third Reading - Final Passage

**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, SENATE CS FOR CS FOR HOUSE BILL NO. 29(L&C) passed the Senate and was referred to the Secretary for engrossment.

### **Unfinished Business**

Senator Claman moved and asked unanimous consent to be excused from a call of the Senate from October 10 through October 15. Without objection, Senator Claman was excused.

Senator Giessel moved and asked unanimous consent the Senate return to Messages from the House. Without objection, the Senate returned to:

**Messages from the House****Concur Messages****SB 189**

Message dated May 15 was read stating the House passed and returned for consideration SENATE BILL NO. 189 "An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date" with the following amendment(s):

HOUSE CS FOR SENATE BILL NO. 189(RLS) am H "An Act extending the termination date of the Big Game Commercial Services Board; extending the termination date of the Board of Massage Therapists; establishing a big game guide concession area permit program on land in the state; relating to the duties of the Big Game Commercial Services Board, the Board of Game, the Department of Fish and Game, and the Department of Natural Resources; relating to education tax credits for certain payments and contributions for child care and child care facilities; relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; extending the termination date of the Alaska Commission on Aging; extending the termination date of the Marijuana Control Board; renaming the day care assistance program the child care assistance program; relating to the child care assistance program and the child care grant program; requiring the Board of Game to establish an initial big game guide concession area; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date."

(Title Change HCR 23)

Senator Giessel moved the Senate concur in the House amendment(s).

Senator Stedman objected.

The question being: "Shall the Senate concur in the House amendment(s)?" The roll was taken with the following result:

HCS SB 189(RLS) am H

Shall the Senate Concur in the House Amendments  
to SB 189?

Effective Date(s)

**YEAS: 17 NAYS: 3 EXCUSED: 0 ABSENT: 0**

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

Nays: Hoffman, Myers, Stedman

and so, the Senate concurred in the House amendment(s), thus adopting HOUSE CS FOR SENATE BILL NO. 189(RLS) am H "An Act extending the termination date of the Big Game Commercial Services Board; extending the termination date of the Board of Massage Therapists; establishing a big game guide concession area permit program on land in the state; relating to the duties of the Big Game Commercial Services Board, the Board of Game, the Department of Fish and Game, and the Department of Natural Resources; relating to education tax credits for certain payments and contributions for child care and child care facilities; relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; extending the termination date of the Alaska Commission on Aging; extending the termination date of the Marijuana Control Board; renaming the day care assistance program the child care assistance program; relating to the child care assistance program and the child care grant program; requiring the Board of Game to establish an initial big game guide concession area; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date."

Senator Giessel moved and asked unanimous consent the vote on concurrence be considered the vote on the effective date clause(s). Without objection, it was so ordered.

The Secretary was requested to notify the House.

The bill was referred to the Secretary for enrollment.

### **HCR 23**

HOUSE CONCURRENT RESOLUTION NO. 23 was before the Senate on final passage.

The question being: "Shall HOUSE CONCURRENT RESOLUTION NO. 23 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning Senate Bill No. 189, extending the termination date of the Alaska Commission on Aging, pass the Senate?" The roll was taken with the following result:

HCR 23

Final Passage

**YEAS: 19 NAYS: 1 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

Nays: Wilson

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

### **Announcements**

Rule 23(d) of the Alaska State Legislature Uniform Rules is currently in effect.

Announcements are at the end of the journal.

**Engrossment****HB 29**

SENATE CS FOR CS FOR HOUSE BILL NO. 29(L&C) "An Act prohibiting certain insurance decisions based solely on a person's status as an elected official" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 50**

SENATE CS FOR CS FOR HOUSE BILL NO. 50(FIN) am S "An Act relating to carbon storage on state land; relating to the powers and duties of the Alaska Oil and Gas Conservation Commission; relating to deposits into the permanent fund; establishing the carbon storage closure trust fund and carbon dioxide storage facility administrative fund; relating to geothermal resources; relating to carbon storage exploration licenses; relating to carbon storage leases; relating to carbon storage operator permits; relating to enhanced oil or gas recovery; relating to long-term monitoring and maintenance of storage facilities; relating to carbon oxide sequestration tax credits; relating to the Regulatory Commission of Alaska and regulation of the service of natural gas storage; relating to the regulation of liquefied natural gas import facilities; relating to the oil and gas production tax; relating to the duties of the Department of Natural Resources; relating to carbon dioxide pipelines; relating to reserve-based state loans for oil and gas development projects in the Cook Inlet sedimentary basin; relating to the Alaska Industrial Development and Export Authority; requiring the Alaska Industrial Development and Export Authority to report to the legislature on oil and gas projects with potential to increase oil and gas production from the Cook Inlet sedimentary basin; relating to an audit of carbon storage leases conducted by the legislative audit division; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 66**

SENATE CS FOR CS FOR HOUSE BILL NO. 66(FIN) am S "An Act relating to criminal law and procedure; relating to homicide resulting from conduct involving controlled substances; establishing the crime of assault in the presence of a child; relating to the crime of stalking; relating to human trafficking; relating to prostitution; relating to sex trafficking; changing the term 'child pornography' to 'child

sexual abuse material'; relating to misconduct involving a controlled substance; relating to sentencing; relating to competency to stand trial; relating to the duty to register as a sex offender; amending the definition of 'sex offense'; relating to multidisciplinary child protection teams; relating to involuntary civil commitments; relating to victims' rights during certain civil commitment proceedings; relating to the duties of the Department of Corrections; amending Rules 4 and 5, Alaska Rules of Civil Procedure; amending Rule 6(s), Alaska Rules of Criminal Procedure; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 104**

SENATE CS FOR CS FOR HOUSE BILL NO. 104(RES) "An Act relating to timber sales" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 122**

SENATE CS FOR CS FOR HOUSE BILL NO. 122(FIN) "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" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 126**

SENATE CS FOR HOUSE BILL NO. 126(FIN) am S "An Act relating to the Board of Professional Counselors; relating to licensing of associate counselors; relating to marital and family therapists; relating to telehealth; relating to review organizations and permitting an emergency medical services provider to establish a review organization; relating to patient records; relating to disclosure and reporting of health care services, prices, and fee information; relating to the health care professionals workforce enhancement program; prohibiting unfair discrimination under group health insurance against associate counselors; relating to medical assistance for professional counseling services; relating to mental health professionals; relating to health care provider liability; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 129**

SENATE CS FOR CS FOR HOUSE BILL NO. 129(FIN) am S "An Act relating to elections; relating to voter registration; relating to candidate legal funds; relating to voting; relating to special needs voting; relating to absentee voting; relating to defamation claims based on the use of synthetic media; relating to the use of synthetic media in electioneering communications; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 148**

SENATE CS FOR CS FOR HOUSE BILL NO. 148(FIN) am S "An Act relating to the head start program; relating to the Alaska performance scholarship program; relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; relating to allocations of funding for the Alaska Workforce Investment Board; relating to grants for technical and vocational education; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 155**

SENATE CS FOR CS FOR HOUSE BILL NO. 155(FIN) "An Act establishing the Alaska Military Affairs Commission; relating to the duties and powers of the Alaska Military Affairs Commission; relating to the Joint Armed Services Committee; relating to judge advocates; relating to military facility zones; relating to the appointment of an assistant adjutant general; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 189**

SENATE CS FOR CS FOR HOUSE BILL NO. 189(L&C) "An Act relating to the sale of alcohol; relating to the posting of warning signs for alcoholic beverages; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.



**HB 202**

SENATE CS FOR CS FOR HOUSE BILL NO. 202(FIN) am S (efd add S) "An Act relating to the availability and administration of opioid overdose drugs in public schools; relating to correspondence study programs; and relating to allotments for correspondence study programs; and relating to an annual report relating to Substance Abuse and Mental Health Services Administration grants and opioid overdose drug distribution; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 203**

SENATE CS FOR HOUSE BILL NO. 203(L&C) "An Act relating to wage payments" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**HB 307**

SENATE CS FOR CS FOR HOUSE BILL NO. 307(FIN) "An Act relating to the Regulatory Commission of Alaska; relating to regulation of public utilities and pipeline carriers; relating to approval of wholesale power agreements; relating to electric reliability organizations; relating to loans for renewable energy resources projects from the power project fund; relating to the taxation of new electricity generation and storage facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and providing for an effective date" was engrossed, signed by the President and Secretary and returned to the House for consideration.

**SCR 14**

SENATE CONCURRENT RESOLUTION NO. 14 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 104, relating to salvage sales of timber, negotiated timber sales for local manufacture of wood products, and expedited timber sales, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 15**

SENATE CONCURRENT RESOLUTION NO. 15 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 66, relating to homicide resulting from conduct involving controlled substances; relating to misconduct involving a controlled substance; and relating to sentencing, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 19**

SENATE CONCURRENT RESOLUTION NO. 19 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 126, relating to the Board of Professional Counselors; and relating to licensing of associate counselors, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 24**

SENATE CONCURRENT RESOLUTION NO. 24 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 155, establishing the Alaska Military Affairs Commission; and relating to the duties and powers of the Alaska Military Affairs Commission, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 25**

SENATE CONCURRENT RESOLUTION NO. 25 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 122, 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 authorizing the Alaska Railroad Corporation to issue revenue bonds to finance the completion of the Port MacKenzie Rail Extension in Point MacKenzie, Alaska, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 26**

SENATE CONCURRENT RESOLUTION NO. 26 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 202, relating to the availability and administration of opioid overdose drugs in public schools, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 32**

SENATE CONCURRENT RESOLUTION NO. 32 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 148, relating to the Alaska performance scholarship program, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 34**

SENATE CONCURRENT RESOLUTION NO. 34 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 129, relating to voter registration, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SCR 44**

SENATE CONCURRENT RESOLUTION NO. 44 Suspending Rules 24(c), 35, 41(b), and 42(e), Uniform Rules of the Alaska State Legislature, concerning House Bill No. 307, relating to the Regulatory Commission of Alaska; relating to regulation of public utilities, pipeline carriers, and liquefied natural gas import facilities; relating to approval of wholesale power agreements; relating to preapproval for construction of energy facilities; relating to electric reliability organizations; relating to the taxation of new electricity generation facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and requiring the Alaska Energy Authority to submit a report about issuing rate reduction bonds for financing transmission system upgrades, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**Adjournment**

Senator Tobin moved and asked unanimous consent the Senate stand in adjournment sine die. Without objection, the Senate adjourned at 11:47 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

**EDUCATION**

<b>May 15</b>	<b>Wednesday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	-- MEETING CANCELED --		
+	Bills Previously Heard/Scheduled		
	**Streamed live on AKL.tv**		
<b>May 17</b>	<b>Friday</b>	<b>Beltz 105 (tsbldg)</b>	<b>3:30 PM</b>
	No Meeting Scheduled		

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**FINANCE**

<b>May 15</b>	<b>Wednesday</b>	<b>Senate Finance 532</b>	<b>9:00 AM</b>
	-- Meeting Postponed until 12:30 PM --		
	Bills Previously Heard/Scheduled		
+ =	SB 217 INTEGRATED TRANSMISSION SYSTEMS		
+ =	HB 307 INTEGRATED TRANSMISSION SYSTEMS		

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**JUDICIARY**

<b>May 15</b>	<b>Wednesday</b>	<b>Butrovich 205</b>	<b>1:30 PM</b>
	-- MEETING CANCELED --		
+	Bills Previously Heard/Scheduled		
	**Streamed live on AKL.tv**		

