

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-NINTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Friday

January 23, 2015

Fourth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:34 a.m.

Roll call showed 38 members present. Representatives Guttenberg and Wool had been excused from a call of the House today.

The invocation was offered by the Chaplain, the Reverend Gordon Blue of Holy Trinity Episcopal Church. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

With profound respect for the religious beliefs of all Alaskans, I offer the following prayer.

Eternal God, fountain of wisdom; whose will is good and gracious, and whose law is truth:

No good thing will the Lord withhold from those who walk with integrity. Psalm 84:11

Bless these people, our Representatives of the State of Alaska. Grant them increased trust in one another; strengthen their quest for justice, and bring them to unity and a common purpose in service to the people. Grant to them imagination, skill, and energy that through their work with each other there may grow among us wellbeing and peace.

Creator God, you have filled the world with grace and abundance: open the eyes of the House to this beauty, and fill their hearts with gladness in their work together so that it may prove to be a blessing of the people they are elected to serve and a legacy that future generations of Alaskans will receive with gratitude. Amen.

The Pledge of Allegiance was led by Representative Colver.

CERTIFICATION OF THE JOURNAL

Representative Millett moved and asked unanimous consent that the journal for the second and third legislative days, Senate and House Joint Journal Supplement No. 1, and House and Senate Joint Journal Supplement No. 2 be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

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Representative Johnson introduced Rebekah and Victoria Haakenson, Guest Pages, from Anchorage.

MESSAGES FROM THE GOVERNOR

A letter dated December 11, 2014, and amended finance plans for the 2009 Spring Flood Disaster, 2011 West Coast Storm Disaster, 2012 September Storm Disaster, and 2013 November Storms Disaster were received pursuant to AS 26.23.020. The letter and amended finance plans were copied to the Finance Committee Co-chairs and are on file in the Chief Clerk's office.

A letter dated January 20, 2015, was read stating that, in accordance with art. III, secs. 26 and 27, Constitution of the State of Alaska, the Governor submits the following names for legislative confirmation of appointment to the positions noted.

The Speaker referred the following to the Community & Regional Affairs Committee:

State Assessment Review Board

William Roberts – Kodiak

Appointed: 11/24/2014

Reappointed: 1/19/2015

No defined term

Steve Van Sant – Palmer

Appointed: 1/19/2015

No defined term

The Speaker referred the following to the Finance Committee:

Alaska Mental Health Trust Authority Board of Trustees

Carlton Smith – Juneau

Appointed: 1/19/2015

Term Expires: 3/1/2019

The Speaker referred the following to the House Special Committee on Fisheries:

Alaska Commercial Fisheries Entry Commission

Verne Rupright – Wasilla

Appointed: 1/19/2015

Term Expires: 3/1/2017

The Speaker referred the following to the House Special Committee on Fisheries and the Resources Committee:

Board of Fisheries

Dr. Roland Maw – Kasilof

Appointed: 1/19/2015

Term Expires: 6/30/2018

The Speaker referred the following to the Health & Social Services Committee:

State Medical Board

Dr. Steven (Craig) Humphreys – Soldotna

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2016

The Speaker referred the following to the Judiciary Committee:

Violent Crimes Compensation Board

Dr. George Brown – Douglas

Appointed: 6/24/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2018

The Speaker referred the following to the Labor & Commerce Committee:

Board of Massage Therapists

David Edwards-Smith – Soldotna

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2018

Ron Gibbs – Kodiak

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2016

Traci Gilmour – Juneau

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

Shirley Nelson – Anchorage

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

Amanda Unser – Anchorage

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

Board of Examiners in Optometry

Dr. Stephen Stralka – Anchorage

Appointed: 11/25/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

Board of Certified Real Estate Appraisers

Renee Piszczek – Fairbanks

Appointed: 9/02/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

Alaska Workers' Compensation Board

Lake Williams – Fairbanks

Appointed: 5/24/2014

Reappointed: 1/19/2015

Term Expires: 3/1/2017

The Speaker referred the following to the Resources Committee:

Alaska Oil and Gas Conservation Commission

Michael Gallagher – Anchorage

Appointed: 1/19/2015

Term Expires: 3/1/2021

Resumes for the appointments are on file in the Chief Clerk's office.

MESSAGES FROM THE SENATE

A message dated January 21, 2015, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., February 11 to hear the State of the Judiciary Address by Chief Justice Dana Fabe.

A message dated January 21, 2015, was read stating the Senate accepted the invitation to meet in joint session in the House Chamber at 11:00 a.m., February 18 to hear an address by the Honorable Lisa Murkowski, U.S. Senator.

COMMUNICATIONS

The following were received:

Dept. of Administration

Office of the Commissioner

Monetary Terms of Agreement

Between the State and the Alaska Correctional Officers Association

Between the State and the Inlandboatmen's Union of the Pacific

Between the State and the International Organization of the Masters,

Mates and Pilots

(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

Dept. of Natural Resources

Division of Mining, Land and Water

2015 Reports to the Alaska Legislature on:

Identified RS 2477 Rights-of-Way

Availability of the Annual Mining Report

Status of Land Disposal Income Fund
Status of Land in the Land Disposal Bank
Water Removals and Exports
Absence of Any Interim Classifications
(Closing Land to Mineral Entry)
Cooperative Resource Management or Development Agreements
Efforts to Maintain or Enhance Access to and Along Fishing Streams
January 2015
(as required by AS 19.30.400, 27.05.060, 38.04.022, 38.04.020,
46.15.020, 38.05.300, 38.05.027, and 38.04.205, respectively)

Dept. of Natural Resources
Division of Parks and Outdoor Recreation
Disabled Veteran Campsite Permit Report
(as required by AS 41.21.026)

Dept. of Natural Resources
Division of Parks and Outdoor Recreation
Incompatible Use in a Park, Area, or Preserve
January 21, 2015
(as required by AS 41.21.020)

Dept. of Public Safety
Office of the Commissioner
Village Public Safety Officer Program
Short and Long-Term Recommendations
January 21, 2015
(as required by Chapter No. 16, SLA 2014)

Dept. of Revenue
Alaska Marine Highway System Fund
Alaska Marine Highway Vessel Replacement Fund
Investment Earnings Reports
January 12, 2015
(as required by AS 19.65.070 and 37.05.550)

INTRODUCTION OF CITATIONS

The following citation was introduced and referred to the Rules Committee for placement on the calendar:

In Memoriam - Richard Dauenhauer
By Representatives Kito, Munoz; Senator Egan

The following citation was introduced and taken up later as a Special Order of Business:

Honoring - Father Fernando "Fred" Bugarin Jr.
By Representatives Tarr, LeDoux

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE RESOLUTIONS

HJR 8

HOUSE JOINT RESOLUTION NO. 8 by Representatives
TALERICO, Colver, Lynn, and Millett:

Urging the federal government to empower the state to protect the state's access to affordable and reliable electrical generation.

was read the first time and referred to the House Special Committee on Energy and the Resources Committee.

HJR 9

HOUSE JOINT RESOLUTION NO. 9 by Representatives
TALERICO, Colver, Lynn, Millett, Chenault, and Saddler:

Urging the United States Congress to pass legislation to open the coastal plain of the Arctic National Wildlife Refuge to oil and gas development; urging the United States Department of the Interior to recognize the private property rights of owners of land in and adjacent to the Arctic National Wildlife Refuge; relating to oil and gas exploration, development, production, and royalties; and relating to renewable and alternative energy technologies.

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

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 71**

HOUSE BILL NO. 71 by the House Rules Committee by request of the Governor, entitled:

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

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

The Governor's transmittal letter dated January 20, 2015, follows:

"Dear Speaker Chenault:

Under the authority of Article III, Section 18 of the Alaska Constitution, I am transmitting a bill relating to the State's capital budget for Fiscal Year 2016 (FY16).

In order to meet the December 15 statutory deadline for budget submission, the former administration's FY16 capital budget was reduced to include the minimum level of general funds necessary to secure federal or other match funding and a limited number of projects that are a priority to my administration. My administration has continued to refine our budget proposal after the December 15 deadline. A new budget, fully endorsed by me, will be submitted in advance of the February 18 amended budget deadline.

The Walker administration looks forward to working with the Legislature on a FY16 budget with full legislative deliberation and will provide the fully endorsed amended budget to legislators as early as possible.

Sincerely,

/s/

Bill Walker
Governor"

HB 72

HOUSE BILL NO. 72 by the House Rules Committee by request of the Governor, entitled:

"An Act making appropriations for the operating and loan program expenses of state government and for certain programs, capitalizing funds, making reappropriations, and making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date."

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

The Governor's transmittal letter dated January 20, 2015, follows:

"Dear Speaker Chenault:

Under the authority of Article III, Section 18 of the Alaska Constitution, I am transmitting a bill relating to the State's operating budget for Fiscal Year 2016 (FY16).

In order to meet the December 15 statutory deadline for budget submission, the former administration's FY16 operating budget is being submitted without endorsement. My administration has continued to refine our budget proposal after the December 15 deadline. A new budget, fully endorsed by me, will be submitted in advance of the February 18 amended budget deadline.

The Walker Administration looks forward to working with the Legislature on a FY16 budget with full legislative deliberation and will provide the fully endorsed amended budget to legislators as early as possible.

Sincerely,

/s/

Bill Walker
Governor"

HB 73

HOUSE BILL NO. 73 by the House Rules Committee by request of the Governor, entitled:

"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."

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

A letter dated January 22, 2015, with accompanying spreadsheets, to the Alaska Mental Health Trust Authority from Pat Pitney, Director, Office of Management and Budget, was attached (as required by AS 37.14.003) and is on file in the Chief Clerk's office.

The Governor's transmittal letter dated January 20, 2015, follows:

"Dear Speaker Chenault:

Under the authority of Article III, Section 18 of the Alaska Constitution, I am transmitting a bill relating to the State's comprehensive mental health program for Fiscal Year 2016 (FY16). As required by statute, it includes both operating and capital appropriations. Also as required, the enclosed report outlines the differences between the recommendations of the Alaska Mental Health Trust Authority and the proposed budget.

In order to meet the December 15 statutory deadline for budget submission, the former administration's FY16 operating and capital budgets are being submitted without endorsement. My Administration has continued to refine our budget proposal after the December 15 deadline. A new budget, fully endorsed by me, will be submitted in advance of the February 18 amended budget deadline.

The Walker Administration looks forward to working with the Legislature on a FY16 budget with full legislative deliberation and will provide the fully endorsed amended budget to legislators as early as possible.

Sincerely,

/s/

Bill Walker
Governor"

HB 74

HOUSE BILL NO. 74 by Representative LYNN, entitled:

"An Act relating to the donation of leave by public employees."

was read the first time and referred to the State Affairs and Labor & Commerce Committees.

HB 75

HOUSE BILL NO. 75 by the House Community and Regional Affairs Committee, entitled:

"An Act relating to the regulation of marijuana by municipalities; and providing for an effective date."

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

HB 76

HOUSE BILL NO. 76 by Representative MILLETT, entitled:

"An Act relating to the Governor's Council on Disabilities and Special Education."

was read the first time and referred to the Health & Social Services Committee.

HB 77

HOUSE BILL NO. 77 by Representatives THOMPSON, Gara, Kawasaki, and Kito, entitled:

"An Act relating to training regarding disabilities for police officers, probation officers, parole officers, correctional officers, and village public safety officers; relating to guidelines for drivers when encountering or being stopped by a peace officer; relating to driver's license examinations; and relating to a voluntary disability designation on a state identification card and a driver's license."

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

HB 78

HOUSE BILL NO. 78 by Representatives WILSON and Munoz, entitled:

"An Act bearing the short title of the 'Alaska Competitive Energy Act of 2015'; and relating to the Regulatory Commission of Alaska."

was read the first time and referred to the House Special Committee on Energy and the Labor & Commerce Committee.

UNFINISHED BUSINESS

Representative Millett moved and asked unanimous consent that the following members be excused from a call of the House. There being no objection, the members were excused as noted:

Representative Claman – from 5:00 p.m., January 23 to 10:30 p.m., January 26

Representative Kawasaki – from 12:30 p.m., January 23 to 9:40 a.m., January 26

Representative Pruitt – from noon, January 28 to 8:00 p.m., February 1

Representative Foster – from noon, January 31 to 10:30 p.m., February 1

Representative Colver – from noon, February 6 to 10:00 p.m., February 8

Representative Nageak – from noon, February 8 to 2:00 p.m., February 15

HB 15

The Speaker removed the State Affairs Committee referral and added a Judiciary Committee referral for the following:

HOUSE BILL NO. 15

"An Act relating to credits toward a sentence of imprisonment and to good time deductions."

HB 15 was removed from the State Affairs Committee and referred to the Judiciary Committee with a further referral to the Finance Committee.

SPECIAL ORDER OF BUSINESS

Representative Millett moved and asked unanimous consent that the notice and publication requirements be waived and the citation, Honoring - Father Fernando "Fred" Bugarin Jr., be taken up as a Special Order of Business. There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that the House approve the citation. There being no objection, the following citation was approved and sent to enrolling:

Honoring - Father Fernando "Fred" Bugarin Jr.

By Representatives Tarr, LeDoux, Chenault, Claman, Colver, Drummond, Edgmon, Foster, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Kawasaki, Keller, Kito, Kreiss-Tomkins, Lynn, Millett, Munoz, Nageak, Neuman, Olson, Ortiz, Pruitt, Reinbold, Saddler, Seaton, Stutes, Talerico, Thompson, Tilton, Tuck, Wilson, Wool

HJR 7

Representative Stutes added her name as cosponsor to:

HOUSE JOINT RESOLUTION NO. 7

Opposing the proposed designation of an Aleutian Islands National Marine Sanctuary.

HB 22

Representative Josephson added his name as cosponsor to:

HOUSE BILL NO. 22

"An Act establishing a maximum caseload for probation and parole officers."

HB 23

Representative Foster added his name as cosponsor to:

HOUSE BILL NO. 23

"An Act relating to sexual abuse and sexual assault awareness and prevention efforts in public schools."

HB 34

Representative Josephson added his name as cosponsor to:

HOUSE BILL NO. 34

"An Act relating to the amount of workers' compensation benefits in the case of permanent partial impairment."

HB 42

Representative Josephson added his name as cosponsor to:

HOUSE BILL NO. 42

"An Act adding to the powers and duties of the State Commission for Human Rights; and relating to and prohibiting discrimination based on sexual orientation or gender identity or expression."

HB 44

Representative Foster added his name as cosponsor to:

HOUSE BILL NO. 44

"An Act relating to sexual abuse and sexual assault awareness and prevention efforts in public schools."

HB 60

Representative Gruenberg added his name as cosponsor to:

HOUSE BILL NO. 60

"An Act relating to victims of criminal offenses."

ENGROSSMENT AND ENROLLMENT**HR 1**

The following was engrossed and enrolled, signed by the Speaker and Chief Clerk, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 3:17 p.m., January 23, 2015:

HOUSE RESOLUTION NO. 1

Establishing a House Special Committee on Economic Development, Tourism, and Arctic Policy.

House Resolve No. 1

HR 2

The following was engrossed and enrolled, signed by the Speaker and Chief Clerk, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 3:17 p.m., January 23, 2015:

HOUSE RESOLUTION NO. 2

Establishing a House Special Committee on Energy.

House Resolve No. 2

HR 3

The following was engrossed and enrolled, signed by the Speaker and Chief Clerk, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 3:17 p.m., January 23, 2015:

HOUSE RESOLUTION NO. 3

Establishing a House Special Committee on Fisheries.

House Resolve No. 3

HR 4

The following was engrossed and enrolled, signed by the Speaker and Chief Clerk, and the engrossed and enrolled copies were transmitted to the Office of the Governor at 3:17 p.m., January 23, 2015:

HOUSE RESOLUTION NO. 4

Establishing a House Special Committee on Military and Veterans' Affairs.

House Resolve No. 4

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Millett moved and asked unanimous consent that the House adjourn until 11:00 a.m., January 26, 2015. There being no objection, the House adjourned at 11:09 a.m.

Suzi Lowell
Chief Clerk