

HOUSE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-NINTH LEGISLATURE - FIRST SESSION

Juneau, Alaska

Wednesday

February 25, 2015

Thirty-seventh Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 10:30 a.m.

Roll call showed 38 members present. Representatives Edgmon and Seaton were absent and their presence was noted later.

The invocation was offered by the Chaplain, the Reverend Dr. Douglas Dye of Chapel by the Lake Presbyterian Church. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

Good and gracious God, as we begin this day we turn to you and ask for your blessing and strength. Help us to remember that you are always with us and encourage us to seek your wisdom this day. The Psalmist declared, "This is the day that the Lord has made; let us rejoice and be glad in it." (Psalm 118:24)

Loving God, keep us mindful that this day, this very day, is your gift to us. As these House members move through their busy schedules, hearten them with the knowledge that their lives are in your loving and generous hands. Fill them with gratitude for the beauty of this day so they can rejoice in the unique opportunities and blessings that will come to them.

O Lord of all life, I thank you that you have called these men and women to serve our state. Grant them wisdom and

energy to do their work well. Protect their families, Lord. They are far from home and separated from ones they love. I pray that your hand of grace and protection lay securely on those whom they hold in their hearts.

Dear heavenly Father, reassure those facing special challenges and concerns that you are with them and watch over them. And at the end of this day, I pray they will be able to look back on the events of today and know that you walked with them. For "this is the day that the Lord has made; let us rejoice and be glad in it."

I pray these things in the name of my Lord, Jesus. Amen.

The Pledge of Allegiance was led by Representative Keller.

CERTIFICATION OF THE JOURNAL

Representative Millett moved and asked unanimous consent that the journal for the 35th and 36th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

COMMUNICATIONS

The following were received:

Dept. of Administration
Office of the Commissioner
Monetary Terms of Agreement
Between the State and the International Organization of Masters,
Mates and Pilots
February 19, 2015
(as required by AS 23.40.215)

The Speaker referred the monetary terms to the Finance Committee.

Dept. of Law
Annual Report 2014
(as required by AS 44.23.020)

Local Boundary Commission
Annual Report
February 2015

REPORTS OF STANDING COMMITTEES

The Finance Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Randall Hoffbeck

as Commissioner of the Department of Revenue.

The report was signed by Representatives Neuman and Thompson, Co-chairs; and Representatives Saddler, Kawasaki, Pruitt, Gara, Wilson, Guttenberg, Gattis, Edgmon, and Munoz.

HB 8

The Judiciary Committee considered:

HOUSE BILL NO. 8

"An Act relating to powers of attorney and other substitute decision-making documents; relating to the uniform probate code; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 8(JUD)
(same title)

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

Do pass (2): Lynn, Keller

No recommendation (4): Millett, Claman, Gruenberg, Foster

The following fiscal note(s) apply to CSHB 8(JUD):

1. Zero, Dept. of Health & Social Services
2. Zero, Dept. of Law

HB 8 was referred to the Rules Committee for placement on the calendar.

HB 56

The State Affairs Committee considered:

HOUSE BILL NO. 56

"An Act establishing Alaska Firefighters' Day."

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

Do pass (6): Talerico, Stutes, Lynn, Kreiss-Tomkins, Gruenberg, Keller

The following fiscal note(s) apply:

1. Zero, Dept. of Administration
2. Zero, Legislative Agency

HB 56 was referred to the Rules Committee for placement on the calendar.

REPORTS OF SPECIAL COMMITTEES

HB 105

The House Special Committee on Energy considered:

HOUSE BILL NO. 105

"An Act relating to the programs and bonds of the Alaska Industrial Development and Export Authority; related to the financing authorization through the Alaska Industrial Development and Export Authority of a liquefied natural gas production plant and natural gas energy projects and distribution systems in the state; amending and repealing bond authorizations

granted to the Alaska Industrial Development and Export Authority; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 105(ENE)
(same title)

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

Do pass (7): Nageak, Wool, Tilton, Talerico, Claman, Colver, Vazquez

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

1. Zero, Dept. of Commerce, Community, & Economic Development
HB 105 was referred to the Resources Committee.

**The presence of Representative Edgmon was noted.

INTRODUCTION OF CITATIONS

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

Honoring - Krista Gonder, Top 40 Under 40 - 2015
By Representatives Tilton, Gattis, Colver, Hughes, Keller, Neuman;
Senators Dunleavy, Huggins, Stoltze

Honoring - Joey Crum, Top 40 Under 40 - 2015
By Representatives Tilton, Gattis, Colver, Hughes, Keller, Neuman;
Senators Dunleavy, Huggins, Stoltze

Honoring - High Mark Distillery, 2014 Small Business of the Year
By Representatives Chenault, Olson; Senator Micciche

Honoring - Alaska Police and Fire Chaplains Ministry, 35 Years of Outstanding Service to Alaskans
By Representatives Tilton, Hawker

Honoring - Clark Middle School "Informers"
By Senator Ellis; Representative Tarr

In Memoriam - Helen Linck Atkinson
By Senator Coghill

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 124

HOUSE BILL NO. 124 by Representative TARR, entitled:

"An Act relating to the payment of sick leave by employers; and providing for an effective date."

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

HB 125

HOUSE BILL NO. 125 by Representative MILLETT, entitled:

"An Act relating to the sale of products containing dextromethorphan; relating to the regulation of dextromethorphan by municipalities; and providing for an effective date."

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

HB 126

HOUSE BILL NO. 126 by the House Judiciary Committee, entitled:

"An Act relating to the administration of military justice; relating to the adoption of a code of military justice by the adjutant general; relating to the authority of the adjutant general; relating to appeals of convictions and sentences of courts-martial; establishing the Military Appeals Commission; relating to the detention and incarceration of members of the militia; relating to

the jurisdiction of the court of appeals; relating to involuntary commitment for evaluation or treatment of a mental disease or defect before court-martial proceedings; and providing for an effective date."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 5

The following was read the second time:

HOUSE BILL NO. 5

"An Act relating to the persons who may be appointed conservators of a protected person."

with the:	Journal Page
JUD RPT 3DP 1NR 1AM	265
FN1: ZERO(ADM)	265
FN2: ZERO(H.JUD/DHS)	265
FN3: ZERO(LAW)	265
FN2: ZERO(H.JUD/DHS)(CORRECTED)	287

Representative Millett moved and asked unanimous consent that HB 5 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 5 was read the third time.

**The presence of Representative Seaton was noted.

The question being: "Shall HB 5 pass the House?" The roll was taken with the following result:

HB 5

Third Reading

Final Passage

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

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

Nays: Claman

Absent: Foster

And so, HB 5 passed the House and was referred to the Chief Clerk for engrossment.

LEGISLATIVE CITATIONS

Representative Millett moved and asked unanimous consent that the House approve the citations on the calendar. There being no objection, the following citations were approved and sent to enrolling:

In Memoriam - Patsy Miller

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

In Memoriam - Judith Florence Woods

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

CONCUR IN SENATE AMENDMENTS**HJR 10**

Representative Millett moved and asked unanimous consent that the House consider the Senate message (page 264) on the following:

CS FOR HOUSE JOINT RESOLUTION NO. 10(RES)

Opposing the revised Comprehensive Conservation Plan and Environmental Impact Statement for the Arctic National Wildlife Refuge; opposing attempts by President Obama to alter management of the coastal plain of the Arctic National Wildlife Refuge; encouraging the United States Congress to reject a proposal based on the revised Comprehensive Conservation Plan or accompanying Environmental Impact Statement; and encouraging the United States Congress to reject a proposal that does not open the coastal plain of the Arctic National Wildlife Refuge to oil and gas development.

and

**SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO.
10(RES)**
(same title)

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that Representatives Nageak and Seaton be excused from a call of the House today. There being no objection, it was so ordered.

Representative Millett moved that the House concur in the Senate amendment to CSHJR 10(RES), thus adopting SCS CSHJR 10(RES), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSHJR 10(RES)?" The roll was taken with the following result:

SCS CSHJR 10(RES)

Concur

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

Yeas: Chenault, Claman, Colver, Drummond, Edgmon, Gara, Gattis, Gruenberg, Guttenberg, Hawker, Herron, Hughes, Johnson, Josephson, Keller, Kito, Kreiss-Tomkins, LeDoux, Lynn, Millett, Munoz, Neuman, Olson, Ortiz, Pruitt, Saddler, Stutes, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

Excused: Nageak, Seaton

Absent: Foster, Kawasaki, Reinbold

And so, the House concurred in the Senate amendment.

The Chief Clerk notified the Senate.

SCS CSHJR 10(RES) was referred to the Chief Clerk for enrollment.

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 Vazquez – from:

noon, February 27 to 10:30 p.m., March 1

noon, March 13 to 10:30 p.m., March 15

Representative Hughes – from 6:30 p.m., March 20 to 8:00 p.m., March 22

Representative Millett – from 5:30 p.m., March 19 to 11:00 p.m., March 22

Representative Kreiss-Tomkins – from 12:30 p.m., February 26 to 1:30 p.m., March 1

Representative Tarr – from 7:55 p.m., February 27 to 10:00 a.m., March 2

Representative Claman – from 5:00 p.m., March 20 to noon, March 23

HB 39

Representatives Munoz, Edgmon, and Gara added their names as cosponsors to:

HOUSE BILL NO. 39

"An Act establishing the Advisory Committee on Wellness; and relating to the administration of state group health insurance policies."

HB 56

Representatives Keller and Stutes added their names as cosponsors to:

HOUSE BILL NO. 56

"An Act establishing Alaska Firefighters' Day."

HB 66

Representative Munoz added her name as cosponsor to:

HOUSE BILL NO. 66

"An Act relating to providing medical insurance coverage under the Teachers' Retirement System of Alaska and the Public Employees' Retirement System of Alaska; and providing for an effective date."

ENGROSSMENT**HB 5**

HB 5 was engrossed, signed by the Speaker and Chief Clerk, and transmitted to the Senate for consideration.

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Millett moved and asked unanimous consent that the House adjourn until 10:30 a.m., February 27, 2015. There being no objection, the House adjourned at 12:02 p.m.

Suzi Lowell
Chief Clerk