

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION

Juneau, Alaska

Monday

February 1, 2016

Fourteenth Day

Pursuant to adjournment the House was called to order by Speaker Chenault at 11:02 a.m.

Roll call showed 36 members present. Representatives Herron and Tuck had been excused from a call of the House today.

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

The invocation was offered by the Chaplain, the Reverend Tari Stage-Harvey of Shepherd of the Valley Lutheran Church. Representative Wilson moved and asked unanimous consent that the invocation be spread on the journal. There being no objection, it was so ordered.

On behalf of all Alaskans, I offer the following prayer.

Gracious and Living God,

Kindle in us thankful hearts for all that is good and beautiful in our land and in your servants. We give thanks for the abundant resources surrounding us. We give thanks for your willing servants who seek to use these resources wisely and faithfully.

We lift to you all our concerns: help for those affected by the last earthquake and all those who live vulnerable to floods,

mudslides, or changing weather patterns. Wholeness for all who are struggling with hunger, unemployment, abuse, and sickness. Wisdom and courage for all faced with difficult decisions.

Let your spirit break through the fear of scarcity and the barriers we build between us, and open creative ways to steward the gifts we are given. Remind us to laugh and breathe even in the midst of challenging times. 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 11th, 12th, and 13th 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
Division of Finance
Compensation and Travel Report of Executive Positions for 2015
Available at: <http://doa.alaska.gov/dof/reports/ctep.html>
(as required by AS 37.05.210)

Alaska Commission on Postsecondary Education
Dept. of Education & Early Development
Dept. of Labor & Workforce Development
University of Alaska
Alaska Performance Scholarship Outcomes Report 2015
January 29, 2016
(as required by AS 14.43.840)

Alaska Criminal Justice Commission
Annual Report
February 1, 2016
(as required by AS 44.19.647)

Dept. of Commerce, Community, & Economic Development
Division of Economic Development
FY 2015 Annual State Loan Report
FY 2015 Annual Report of Reinstatements
2015 Annual Report of Fisheries Enhancement Term Extensions
February 1, 2016
(as required by AS 37.05.035, 16.10.350, and 16.10.510)

Dept. of Commerce, Community, & Economic Development
Division of Insurance
Annual Report 2015
(as required by AS 21.06.110)

Dept. of Fish & Game
Status of Brown Bears and Other Natural Resources in the McNeil
River State Game Sanctuary and Refuge in 2015
(as required by AS 16.20.041 and 16.20.162)

Dept. of Natural Resources
Division of Oil and Gas
Five-Year Program of Proposed Oil and Gas Lease Sales
January 29, 2016
(as required by AS 38.05.180)

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 287

HOUSE BILL NO. 287 by Representatives Chenault, Olson, Johnson,
and Millett, entitled:

"An Act relating to the duties and powers of the attorney general;
relating to the governor's power to appoint the attorney general to
a state board or commission, the governing body of a public
corporation, or any other entity that has a governing body;
requesting that the governor replace the attorney general on the
Alaska Permanent Fund Corporation board; and providing for an
effective date."

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

HB 288

HOUSE BILL NO. 288 by Representative Tuck, entitled:

"An Act relating to the employment rights of employees in the state who are members of the National Guard of another state, territory, or district of the United States."

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

HB 289

HOUSE BILL NO. 289 by Representative LeDoux, entitled:

"An Act relating to the membership of the Board of Barbers and Hairdressers."

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

HB 290

HOUSE BILL NO. 290 by the House Labor and Commerce Committee, entitled:

"An Act extending the termination date of the Real Estate Commission; and providing for an effective date."

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

HB 291

HOUSE BILL NO. 291 by Representative Drummond, entitled:

"An Act repealing the authority of the commissioner of fish and game to adopt regulations permitting residents of Yukon, Canada, to receive fishing licenses and anadromous king salmon tags for the same fees charged to Alaska residents."

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

CONSIDERATION OF THE DAILY CALENDAR
SECOND READING OF HOUSE BILLS

HB 126

The following was read the second time:

HOUSE BILL NO. 126

"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."

with the:	Journal Page
MLV RPT CS(MLV) NT 3DP 4AM	658
FN1: ZERO(COR)	659
FN2: ZERO(DHS)	659
FN3: (AJS)	659
FN4: (MVA)	659
JUD RPT CS(JUD) NT 7DP	1493
FN5: ZERO(COR)	1494
FN6: ZERO(DHS)	1494
FN7: ZERO(AJS)	1494
FN8: ZERO(MVA)	1494

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

CS FOR HOUSE BILL NO. 126(JUD)

"An Act relating to the administration of military justice; relating to the adoption of regulations 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 supreme court over petitions from the Military Appeals Commission; relating to involuntary commitment for evaluation or treatment of a mental disease or defect before court-martial proceedings; relating to offenses subject to court-martial proceedings; amending Rule 6, Alaska Rules of Criminal Procedure; and providing for an effective date."

There being no objection, it was so ordered.

Representative Millett moved and asked unanimous consent that CSHB 126(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 126(JUD) will advance to third reading on the February 3, 2016, calendar.

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:

Honoring - Barbara Nore

By Representatives Wilson, 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, Wool

Honoring - Patrick M. Coullahan

By Senators Meyer, Wielechowski; 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

In Memoriam - William Jonathan Lyon

By Senator Gardner; 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

In Memoriam - Charles "Bud" Cassidy

By Senator Stevens; Representatives Stutes, 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, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

In Memoriam - Patricia Ellen Simeonoff

By Senator Stevens; Representatives Stutes, 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, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

In Memoriam - Thorvold L. Olsen

By Senator Stevens; Representatives Stutes, 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, Saddler, Seaton, Talerico, Tarr, Thompson, Tilton, Tuck, Vazquez, Wilson, Wool

UNFINISHED BUSINESS

HB 278

The Speaker added a Labor & Commerce Committee referral for the following:

HOUSE BILL NO. 278

"An Act relating to diagnosis, treatment, and prescription of drugs without a physical examination."

HB 278 is in the Health & Social Services Committee.

CONCUR IN SENATE AMENDMENTS**HB 11**

Representative Millett moved and asked unanimous consent that the House consider the Senate message (page 1516) on the following:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
11(JUD) am

"An Act restricting the publication of certain records of criminal cases on a publicly available Internet website; and providing for an effective date."

and

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
11(JUD) am(efd am S)
(same title)

There being no objection, it was so ordered.

Representative Millett moved that the House concur in the Senate amendment to CSSSHB 11(JUD) am, thus adopting CSSSHB 11 (JUD) am(efd am S), and recommended that the members vote yes.

The question being: "Shall the House concur in the Senate amendment to CSSSHB 11(JUD) am?" The roll was taken with the following result:

CSSSHB 11(JUD) am(efd am S)

Effective Date

Concur

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

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

Excused: Herron, Neuman, Tilton, Tuck

And so, the House concurred in the Senate amendment.

Representative Millett moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

The Chief Clerk notified the Senate.

CSSSHB 11(JUD) am(efd am S) 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 Pruitt – from 6:45 p.m., February 4 to 10:00 p.m., February 7

Representative Claman – from 5:00 p.m., February 5 to noon, February 8

Representative Gara – from 8:00 p.m., February 5 to 9:30 a.m., February 8

Representative Olson – from 7:00 a.m., February 2 to 11:00 p.m., February 3

HB 11

Representative Kawasaki added as a cosponsor to:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
11(JUD) am(efd am S)

"An Act restricting the publication of certain records of criminal cases on a publicly available Internet website; and providing for an effective date."

HB 77

Representative Millett added as a cosponsor to:

HOUSE BILL NO. 77

"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."

HB 188

Representative Millett added as a cosponsor to:

HOUSE BILL NO. 188

"An Act relating to financial accounts for persons with disabilities; relating to financial institutions; relating to property exemptions; relating to securities; and providing for an effective date."

HB 211

Representative Munoz added as a cosponsor to:

HOUSE BILL NO. 211

"An Act relating to retirement incentives for members of the defined benefit plan of the Teachers' Retirement System of Alaska and the defined benefit plan of the Public Employees' Retirement System of Alaska; and providing for an effective date."

HB 216

Representative Keller added as a cosponsor to:

HOUSE BILL NO. 216

"An Act relating to obstruction or interference with a person's free passage on or use of navigable water; and amending the definition of 'navigable water' under the Alaska Land Act."

HB 226

Representative Munoz added as a cosponsor to:

HOUSE BILL NO. 226

"An Act extending the termination date of the Alaska Commission on Aging; and providing for an effective date."

HB 282

Representative Millett added as a cosponsor to:

HOUSE BILL NO. 282

"An Act relating to the board of directors of the Alaska Gasline Development Corporation; adding legislators as nonvoting members of the board of directors of the Alaska Gasline Development Corporation; and providing for an effective date."

HB 284

Representative Kito added as a cosponsor to:

HOUSE BILL NO. 284

"An Act relating to social media privacy of employees and applicants for employment; and providing for an effective date."

HB 285

Representative Kito added as a cosponsor to:

HOUSE BILL NO. 285

"An Act relating to schools, school districts, correspondence programs, private schools, and the employees of those schools, districts, and programs; relating to student social media privacy; relating to postsecondary educational institutions; and providing for an effective date."

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 3, 2016. There being no objection, the House adjourned at 11:42 a.m.

Crystaline Jones
Chief Clerk