

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE

FIRST SESSION

Juneau, Alaska **Friday** **February 13, 2015**
Twenty-fifth Day

Pursuant to adjournment the Senate was called to order by President Meyer at 10:03 a.m.

The roll showed seventeen members present. Senators Hoffman, Stedman were excused from a call of the Senate. Senator Ellis was absent.

The prayer was offered by the Chaplain, Pastor Bill Nelson, United Pentecostal Church of Juneau. Senator Coghill moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Dear Lord,

We thank You Lord, for creating such a beautiful and diverse land that we call home. Each different region so different from the next, all with such unique issues and needs. I appreciate each of our Legislators who come here, some from very far away, to represent their part of this vast state.

I pray this prayer to invite Your presence in this session here today, and ask You to grant wisdom and understanding to the participants who have come together from such diverse places with such diverse goals.

We would also ask that You would instill in us a spirit of cooperation and that Your spirit of Love and Peace would abide here. We ask Your protection for the families and homes of those who have left home and family to be here. Bless their sacrifice with an assurance that You are looking after them.

For All of This, We Thank You Lord. Amen.

Senator Kelly led the Senate in the Pledge of Allegiance.

Certification

Senator Coghill moved and asked unanimous consent that the journals for the twenty-third and twenty-fourth legislative days and House and Senate Joint Journal Supplement No. 4 be approved as certified by the Secretary. Without objection, it was so ordered.

Messages from the Governor

Letter dated February 11 was read stating the following appointment has been withdrawn:

Alaska Public Offices Commission

Mark Fish – Big Lake

Letter dated February 12 was read correcting the appointment and term expiration dates of the following positions submitted for legislative confirmation on February 3 (page 140):

State Commission for Human Rights

Lester Lunceford – Anchorage

Appointed: 2/19/2003

Reappointed: 3/1/2005

Reappointed: 3/1/2015

Reappointed: 3/1/2010

Term Expires: 3/1/2020

Board of Marine Pilots

David Arzt – Anchorage

Appointed: 3/1/2011

Reappointed: 3/1/2015

Term Expires: 3/1/2019

Board of Marital and Family Therapy

Leon T. Webber – Anchorage

Appointed: 3/1/2011

Reappointed: 3/1/2015

Term Expires: 3/1/2019

Board of Nursing

Julie Gillette – Fairbanks

Appointed: 3/1/2011

Reappointed: 3/1/2015

Term Expires: 3/1/2019

State Board of Parole

Richard Larson – Palmer

Appointed: 3/1/2010

Reappointed: 3/1/2015

Term Expires: 3/1/2020

Alaska Police Standards Council

Rebecca Hamon – King Salmon

Appointed: 3/1/2011

Reappointed: 3/1/2015

Term Expires: 3/1/2019

Workers' Compensation Appeals Commission

Andrew Hemenway – Juneau

Appointed: 3/1/2015

Term Expires: 3/1/2020

The letter further states the following appointments have been withdrawn:

Alaska Mental Health Trust Authority Board of Trustees

Shirley Holloway – Anchorage

Commission on Judicial Conduct

Jeffrey Landfield – Anchorage

Board of Examiners in Optometry

Michael Connors – Homer

and the following appointments have been made to replace them:

Alaska Mental Health Trust Authority Board of Trustees

Mary Jane Michael – Anchorage

Appointed: 10/19/2005 Reappointed: 3/1/2010

Reappointed: 3/1/2015 Term Expires: 3/1/2020

The appointment was referred to the Health and Social Services and Finance Committees.

Commission on Judicial Conduct

George Boatright – Wasilla

Appointed: 3/1/2015 Term Expires: 3/1/2019

The appointment was referred to the Judiciary Committee.

Board of Examiners in Optometry

Paul Barney – Anchorage

Appointed: 3/1/2011

Reappointed: 3/1/2015 Term Expires: 3/1/2019

The appointment was referred to the Labor and Commerce and Health and Social Services Committees.

The resumes for these appointments have been submitted to the Offices of the Senate Secretary and the Chief Clerk.

Messages from the House

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

First Reading and Reference of House Bills**HB 4**

HOUSE BILL NO. 4 BY REPRESENTATIVES WILSON, Millett, Claman, Tilton, Olson, entitled:

"An Act relating to automated external defibrillators."

was read the first time and referred to the Health and Social Services and Judiciary Committees.

Communications

The following reports are on file in the Office of the Secretary of the Senate:

2014 Annual Report
from Diwakar Vadapalli, Chair
Alaska Citizen Review Panel
in accordance with AS 47.14.255(a)

2014 Office of Children's Services Response to the Citizen Review Panel (CRP) Annual Report
from Christy Lawton, Director
Office of Children's Services
Department of Health and Social Services

Comprehensive Annual Financial Report
Fiscal Year Ended June 30, 2014
from Sean Parnell, Governor
in accordance with AS 37.05.210

Introduction and Reference of Senate Resolutions

SJR 15

SENATE JOINT RESOLUTION NO. 15 BY SENATOR STOLTZE,

Making application to the United States Congress to call a convention of the states to propose a countermand amendment to the Constitution of the United States as provided under art. V, Constitution of the United States; and urging the legislatures of the other 49 states to make the same application.

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

SCR 4

SENATE CONCURRENT RESOLUTION NO. 4 BY SENATOR STOLTZE,

Relating to the duties of delegates selected by the legislature to attend a convention of the states called under art. V, Constitution of the United States, to consider a countermand amendment to the Constitution of the United States; establishing as a joint committee of the legislature the Delegate Credential Committee and relating to the duties of the committee; providing for an oath for delegates and alternates to a countermand amendment convention; providing for a chair and assistant chair of the state's countermand amendment delegation; providing for the duties of the chair and assistant chair; providing instructions for the selection of a convention president; and providing specific language for the countermand amendment on which the state's convention delegates are authorized by the legislature to vote to approve.

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

Introduction and Reference of Senate Bills**SB 52**

SENATE BILL NO. 52 BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR, entitled:

"An Act relating to the duties and powers of the attorney general with respect to certain settlements directly related to oil and gas leases; providing exceptions for certain tax and regulatory matters; and providing for an effective date."

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

The following fiscal information was published today:

Fiscal Note No. 1, zero, Department of Natural Resources

Governor's transmittal letter dated February 12:

Dear President Meyer:

Under the authority of Article III, Section 18 of the Alaska Constitution, I am transmitting a bill relating to the powers and duties of the Attorney General to approve settlements related to matters involving disputes over oil and gas resources.

The bill would protect the public interest by requiring that, before approving a settlement on a matter related to the settlement of an action directly related to oil and gas lease matters under AS 38.05.005 - 38.05.990 (Alaska Land Act), the Attorney General must determine that the proposed settlement is limited to issues necessary to settle the action, does not settle unrelated matters, and does not alter constitutional, statutory, or regulatory procedures required by law.

This would not apply to settlements of oil and gas pipeline tariff matters, tax matters, or matters where the Department of Law performs the function of public advocate for regulatory affairs in matters before the Regulatory Commission of Alaska.

My proposal would safeguard the public's interest in the development of our oil and gas resources and assure that our State's tremendous resources are developed fairly and without harmful compromise.

I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Bill Walker
Governor

Consideration of the Calendar**Citations**

Commemorating - Elizabeth Peratrovich Day February 16, 2015

Representative(s) Munoz, Kito

Senator(s) Egan, Meyer, Bishop, Coghill, Costello, Dunleavy, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

Commemorating - Black History Month 2015

Representative(s) Tarr

Senator(s) Ellis, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

Honoring - Christine Cunningham 2014 Prois Award Recipient

Representative(s) Olson

Senator(s) Micciche, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Olson, Stedman, Stevens, Stoltze, Wielechowski

Honoring - Alaska Native Sisterhood 100 Year Celebration

Representative(s) Munoz, Kito

Senator(s) Egan, Meyer, Bishop, Coghill, Costello, Dunleavy, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

In Memoriam - Lenora Fern Moore

Representative(s) Ortiz

Senator(s) Stedman, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Gardner, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stevens, Wielechowski

In Memoriam - Lars Spurkland

Representative(s) Claman

Senator(s) Gardner, Meyer, Bishop, Coghill, Costello, Dunleavy, Egan, Ellis, Giessel, Hoffman, Huggins, Kelly, MacKinnon, McGuire, Micciche, Olson, Stedman, Stevens, Stoltze, Wielechowski

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

Unfinished Business

SCR 4

Senators Dunleavy, Kelly, Coghill, Giessel, Huggins, McGuire moved and asked unanimous consent to be shown as cosponsors on SENATE CONCURRENT RESOLUTION NO. 4 Relating to the duties of delegates selected by the legislature to attend a convention of the states called under art. V, Constitution of the United States, to consider a countermand amendment to the Constitution of the United States; establishing as a joint committee of the legislature the Delegate Credential Committee and relating to the duties of the committee; providing for an oath for delegates and alternates to a countermand amendment convention; providing for a chair and assistant chair of the state's countermand amendment delegation; providing for the duties of the chair and assistant chair; providing instructions for the selection of a convention president; and providing specific language for the countermand amendment on which the state's convention delegates are authorized by the legislature to vote to approve. Without objection, it was so ordered.

SJR 15

Senators Dunleavy, Kelly, McGuire, Coghill, Giessel, Huggins moved and asked unanimous consent to be shown as cosponsors on SENATE JOINT RESOLUTION NO. 15 Making application to the United States Congress to call a convention of the states to propose a countermand amendment to the Constitution of the United States as provided under art. V, Constitution of the United States; and urging the legislatures of the other 49 states to make the same application. Without objection, it was so ordered.

HB 4

Senators Stoltze, Egan, Micciche, Meyer moved and asked unanimous consent to be shown as cross sponsors on HOUSE BILL NO. 4 "An Act relating to automated external defibrillators." Without objection, it was so ordered.

SB 1

Senators Costello, Bishop, Stevens, Meyer moved and asked unanimous consent to be shown as cosponsors on SPONSOR SUBSTITUTE FOR SENATE BILL NO. 1 "An Act prohibiting smoking in certain places; relating to education on the smoking prohibition; and providing for an effective date." Without objection, it was so ordered.

Senator Stevens moved and asked unanimous consent to be excused from a call of the Senate from morning plane time, February 20 through morning plane time, February 22. Without objection, Senator Stevens was excused.

Announcements

Announcements are at the end of the journal.

Adjournment

Senator Coghill moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 16, 2015. Without objection, the Senate adjourned at 10:37 a.m.

Liz Clark
Secretary of the Senate

Announcements

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

STANDING COMMITTEES

+ indicates teleconference
= indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

Feb 17 Tuesday Beltz 105 (tsbldg) 3:30 PM
+ SB 43 IMMUNITY FOR FIRE DEPT. & MEMBERS
+ SB 45 PARKS & REC SERVICE AREA BOUNDARIES

Feb 19 Thursday Beltz 105 (tsbldg) 3:30 PM
No Meeting Scheduled

EDUCATION

Feb 17 Tuesday Butrovich 205 3:30 PM
No Meeting Scheduled

Feb 19 Thursday Butrovich 205 3:30 PM
+ Presentation: Federal Impact Aid Dollars
Elizabeth Nudelman, Department of Education and
Early Childhood Development, DEED
+ Presentation: State Supported Efforts of the
Department
Mike Hanley, Commissioner, DEED
Les Morse, Deputy Commissioner, DEED
Susan McCauley, Director, Teaching and Learning
Support, DEED

FINANCE

Feb 13 +	Friday Presentation: Alaska Housing Finance Corporation FY16 Budget Overview Bryan Butcher, CEO / Executive Director, Alaska Housing Finance Corporation Les Campbell, Budget Director, Alaska Housing Finance Corporation Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM
Feb 16	Monday No Meeting Scheduled	Senate Finance 532	9:00 AM
Feb 17 +	Tuesday Presentation: Lazard Interim Report Department of Revenue Contractor, Lazard Freres & Co. LLC Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM
Feb 18 +	Wednesday Presentation: PERS / TRS Randall Hoffbeck, Commissioner-Designee Department of Revenue Sheldon Fisher, Commissioner-Designee Department of Administration Bills Previously Heard/Scheduled	Senate Finance 532	1:00 PM
Feb 19 +	Thursday Presentation: Susitna-Watana Dam Administrative Order 271 Sara Fisher-Goad, Executive Director, Alaska Energy Authority Wayne Dyok, Project Manager Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM
Feb 20 +	Friday Presentation: FY16 Budget Amendments Pat Pitney, Director, Office of Management and Budget Bills Previously Heard/Scheduled	Senate Finance 532	9:00 AM

HEALTH & SOCIAL SERVICES

Feb 13 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

Feb 16 Monday Butrovich 205 1:30 PM
 No Meeting Scheduled

Feb 18 Wednesday Butrovich 205 1:30 PM
 + SB 18 HEALTH CARE SHARE MINISTRY NOT INSURANCE
 -- Public Testimony --

Feb 20 Friday Butrovich 205 1:30 PM
 No Meeting Scheduled

JUDICIARY

Feb 13 Friday Butrovich 205 1:30 PM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 -- Public Testimony --
 Bills Previously Heard/Scheduled

= SB 35 2015 REVISOR'S BILL

Feb 16 Monday Butrovich 205 1:30 PM
 -- MEETING CANCELED --

+ Confirmation of Governor's Appointments

+= SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 -- Testimony <Invitation Only> --

+ Bills Previously Heard/Scheduled

Feb 18 Wednesday Beltz 105 (tsbldg) 1:30 PM
 + Confirmation of Governor's Appointments

+ SB 51 UNIFORM INTER.CHILD SUPPORT;PARENTAGE
 <Above Item Removed from Agenda>

+= SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 -- Testimony < Invited and Public > --

+ Bills Previously Heard/Scheduled

Feb 20 Friday Butrovich 205 1:30 PM
 += SB 30 MARIJUANA REG;CONT. SUBST;CRIMES;DEFENSES
 -- Testimony < Invited and Public > --

LABOR & COMMERCE

Feb 17 Tuesday Beltz 105 (tsbldg) 1:30 PM
 + Overview of Alaska Maritime Workforce
 Development Plan
 -- Testimony <Invitation Only> --
 + SB 41 PSYCHOLOGIST & ASSOC CRIM HISTORY CHECKS
 + SB 33 FEES FOR TIRES
 + SB 34 PCE ENDOWMENT FUND INVESTMENT
 -- Public Testimony --

Feb 19 Thursday Beltz 105 (tsbldg) 1:30 PM
 + SB 5 RESTITUTION: PROPERTY AND INCOME LOSS
 + SB 39 REPEAL FILM PRODUCTION TAX CREDIT
 -- Public Testimony --

RESOURCES

Feb 13 Friday Butrovich 205 3:30 PM
 + Confirmation of Governor's Appointments:
 Big Game Commercial Services Board - James
 (David) Jones, Kelly Vrem
 -- Public Testimony on Appointments --
 + SB 32 TIMBER SALES
 -- Public Testimony --
 + Bills Previously Heard/Scheduled:
 HJR 10 OPPOSE ANWR WILDERNESS DESIGNATION
 -- Companion Bill to SJR 10 --

Feb 16 Monday Butrovich 205 3:30 PM
 + HJR 9 ENDORSING ANWR LEASING
 -- Public Testimony --
 + Confirmation on Governor's Appointees:
 Board of Fish: Dr. Roland Maw
 -- Public Testimony --
 + Bills Previously Heard/Scheduled

Feb 18 Wednesday Butrovich 205 3:30 PM
 + Update: Alaska LNG Project
 -- Testimony <Invitation Only> --
 + Bills Previously Heard/Scheduled

RESOURCES (continued)

Feb 20 Friday Butrovich 205 3:30 PM
 + SJR 13 OCS OIL & GAS EXPLORATION/DEVELOPMENT
 Exploration and Drilling
 + Bills Previously Heard/Scheduled

STATE AFFAIRS

Feb 17 Tuesday Butrovich 205 9:00 AM
 + Governor's Appointments - Confirmation Hearings:
 Ronald Taylor, Department of Corrections
 Commissioner Kip Fanning, Board of Game
 Teresa Sager Albaugh, Board of Game
 Mark Fish, Alaska Public Offices Commission
 William McCord, Alaska Public Offices Commission
 + Chief Justice's Nominations - Confirmation
 Hearings
 Dennis "Skip" Cook, Select Committee on
 Legislative Ethics, Public Member
 Herman G. Walker, Jr., Select Committee on
 Legislative Ethics, Public Member
 Bills & Topics Previously Heard/Scheduled

Feb 19 Thursday Butrovich 205 9:00 AM
 + SJR 3 CONST. AM: MEMBERSHIP OF JUDICIAL COUNCIL
 -- Public Testimony --
 + SJR 7 NATIVE AMERICAN VETERANS' MONUMENT
 -- Public Testimony --
 Bills Previously Heard/Scheduled

TRANSPORTATION

Feb 17 Tuesday Butrovich 205 1:00 PM
 + Confirmation Hearings:
 Commissioner - Department of Transportation
 Marc Luiken
 Board of Marine Pilots
 Shirley Marquardt - Unalaska
 David Arzt - Homer

TRANSPORTATION (continued)

Feb 19 **Thursday** **Butrovich 205** **1:00 PM**
 No Meeting Scheduled

SPECIAL COMMITTEES

SPECIAL CMTE ON ENERGY

Feb 19 **Thursday** **Butrovich 205** **1:15 PM**
 -- Time Change --

+ Presentation: Collaborative Approach to Unified System Operations for the Railbelt Region
 Teresa Mogensen - Vice President of Transmission at Xcel Energy
 Daniel Kline - Director of Strategic Transmission Initiatives, Co-Exec Director CapX
 Cheryl Bredenbeck - Director of Transmission Investment Development
 + Presentation: "Natural Gas Build-out"
 ENSTAR

SPECIAL CMTE ON THE ARCTIC

Feb 19 **Thursday** **Butrovich 205** **11:15 AM**

+ **HB 1** STATE ARCTIC POLICY
 <Pending Referral>
 -- Testimony < Public and Invited > --
 + Bills Previously Heard/Scheduled

JOINT COMMITTEES

ARMED SERVICES COMMITTEE

Feb 17 **Tuesday** **Senate Finance 532** **2:00 PM**

+ - Lieutenant General Russell Handy, Commander:
 Alaskan Command, Eleventh Air Force, Alaskan North American Aerospace Defense Command Region and Joint Base Elmendorf-Richardson, Alaska

(continued on next page)

ARMED SERVICES COMMITTEE (continued)

(continued from previous page)

- + - Brigadier General (AK) Laurel J. Hummel
Commissioner, Alaska Department of Military & Veterans Affairs, The Adjutant General - Alaska National Guard
- + - JBER & Ft. Wainwright Downsizing, Listening Session's Announcement and Discussion
-- Testimony <Invitation Only> --

LEGISLATIVE BUDGET & AUDIT

- | | | | |
|---------------|--|---------------------------|----------------|
| Feb 16 | Monday
Educational Seminar
enalytica: Alaska LNG 101 | Senate Finance 532 | 5:00 PM |
| Feb 26 | Thursday
Audits
Alaska State Legislature Financial Statements and Audit Report
Executive Session
Statewide Single Audit FY14 Preliminary
Other Committee Business
-- Testimony <Invitation Only> -- | Barnes 124 | 3:30 PM |

OTHER MEETINGS

JOINT SESSION

- | | | | |
|---------------|---|----------------------|-----------------|
| Feb 18 | Wednesday
Annual Address by the Honorable
Lisa Murkowski, U.S. Senator | House Chamber | 11:00 AM |
|---------------|---|----------------------|-----------------|