

SENATE JOURNAL
ALASKA STATE LEGISLATURE
TWENTY-NINTH LEGISLATURE
SECOND SESSION
FOURTH AND FIFTH SPECIAL SESSIONS

Juneau, Alaska **Monday** **November 7, 2016**

Final Supplement

Certification

As Secretary of the Senate, I certify as to the correctness of the journal for the eighth legislative day of the Fifth Special Session of the Twenty-ninth Legislature, Senate Journal Supplement No. 7 and Senate and House Joint Journal Supplement No. 18.

Enrollment

SCR 501

SENATE CONCURRENT RESOLUTION NO. 501 Suspending Rules 47 and 55, Uniform Rules of the Alaska State Legislature, relating to the carry-over of bills to a special session, was enrolled, signed by the President and Secretary, Speaker and Chief Clerk and the engrossed and enrolled copies transmitted to the Office of the Governor at 1:35 p.m., July 20, 2016.

Legislative Resolve No. 55

Messages from the Governor

A Declaration of Disaster Emergency regarding the 2016 Mat-Su River Flooding Disaster, dated August 22, with an accompanying letter and initial finance plan (as required by AS 26.23.020(k)) was received. The declaration, letter and initial finance plan had been copied to the Finance Committee Cochairs.

A Declaration of Disaster Emergency regarding the 2016 City of Kotlik Fire, dated October 4, with an accompanying letter was received. The declaration and letter had been copied to the Finance Committee Cochairs.

SB 126

Message was received stating the Governor signed the following bill on July 18 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 126(L&C) am H
"An Act establishing an exemption for the
offering and sale of certain securities."

Chapter 38, SLA 2016
Effective Date: 10/16/16

SB 158

Message was received stating the Governor signed the following bill on July 18 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR SENATE BILL
NO. 158(L&C) am H "An Act relating to real
estate broker licensure; relating to the Real
Estate Commission; relating to errors and
omissions insurance for real estate licensees;
and providing for an effective date."

Chapter 39, SLA 2016
Effective Date: See Chapter

SB 200

Message was received stating the Governor signed the following bill on July 18 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL
NO. 200(EDC) am H "An Act relating to
health education and physical activity
requirements for students in grades
kindergarten through eight."

Chapter 40, SLA 2016
Effective Date: 10/16/16

HB 372

Message was received stating the Governor signed the following bill on July 18 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL
NO. 372(L&C) "An Act relating to insurance;
relating to the annual report by the director of
insurance; relating to expenses for insurance
examinations; relating to regulations for insurance
utilization review, benefits determination, health care
insurance grievance resolution procedures,
independent review of adverse determinations or
final adverse determinations, independent review
organizations, and continuing education providers;
relating to required provisions for health care
insurance contracts and policies, including health
care provider choice; establishing civil penalties for
insurers for failure to provide requested records;
amending the definition of 'wet marine and
transportation' insurance; amending provisions on
limited licenses to include crop insurance; relating to
third-party administrator notification requirements;
relating to certification filing by reinsurance
intermediary brokers; relating to rate filings, delivery
of insurance policies or endorsements; relating to
refunds of variable life insurance policies and
variable annuities; establishing limitations on
issuance of long-term care insurance; relating to
requirements for group health insurance policies;
amending the definition of 'group health insurance';

relating to motor vehicle service contracts; relating to notice requirements for meetings of stockholders or members of a domestic insurer; establishing a definition of 'bona fide association'; relating to requirements and penalties for committing a fraudulent or criminal insurance act; updating criteria for examinations; relating to rate filing deviations; establishing civil penalties for certain wilful violations; and providing for an effective date."

Chapter 41, SLA 2016
Effective Date: See Chapter

SB 32

Message was received stating the Governor signed the following bill on July 19 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL
NO. 32(RES) "An Act relating to the sale of timber
on state land; and providing for an effective date."

Chapter 42, SLA 2016
Effective Date: 7/20/16

SB 196

Message was received stating the Governor signed the following bill on July 20 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CONFERENCE CS FOR SENATE BILL NO. 196
"An Act relating to the amount appropriated for
power cost equalization; relating to the use of certain
unexpended earnings from the power cost
equalization endowment fund; and providing for an
effective date."

Chapter 43, SLA 2016
Effective Date: 7/21/16

SB 210

Message was received stating the Governor signed the following bill on July 20 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL
NO. 210(FIN) "An Act relating to the community
revenue sharing program; changing the name of the
community revenue sharing program to the
community assistance program; and providing for an
effective date."

Chapter 44, SLA 2016
Effective Date: 1/1/17

SB 193

Message was received stating the Governor signed the following bill on July 20 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE BILL
NO. 193(L&C) "An Act extending the exemption
from regulation by the Regulatory Commission of
Alaska for certain facilities or plants generating
energy from renewable energy resources."

Chapter 45, SLA 2016
Effective Date: 10/18/16

SB 18

Message was received stating the Governor signed the following bill on July 20 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 18 "An Act exempting a health
care sharing ministry from regulation as an insurer."

Chapter 46, SLA 2016
Effective Date: 10/18/16

SB 72

Message was received stating the Governor signed the following bill on July 20 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR SENATE BILL NO. 72(L&C) "An Act relating to the discharge of patients from hospitals and to caregivers of patients after discharge from a hospital; and providing for an effective date."

Chapter 47, SLA 2016
Effective Date: 1/1/17

HB 209

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 209(FIN) "An Act relating to an Alaska Water and Sewer Advisory Committee; and providing for an effective date."

Chapter 48, SLA 2016
Effective Date: 7/29/16

HB 93

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 93(JUD) "An Act relating to the duties of probation officers; and relating to conditions of parole."

Chapter 49, SLA 2016
Effective Date: 10/26/16

HB 8

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL
NO. 8(JUD) "An Act relating to powers of attorney
and other substitute decision-making documents;
relating to the uniform probate code; relating to
notaries public; and providing for an effective date."

Chapter 50, SLA 2016
Effective Date: 1/1/17

HB 12

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL
NO. 12(L&C) "An Act relating to mortgage lending,
mortgage loan originators, and depository
institutions; and providing for an effective date."

Chapter 51, SLA 2016
Effective Date: See Chapter

HB 314

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE BILL NO. 314(FIN) "An
Act relating to the Alaska regional economic
assistance program; extending the termination date of
the Alaska regional economic assistance program;
and providing for an effective date."

Chapter 52, SLA 2016
Effective Date: See Chapter

HB 75

Message was received stating the Governor signed the following bill on July 28 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CONFERENCE CS FOR HOUSE BILL NO. 75 "An Act relating to possessing, using, displaying, purchasing, growing, processing, transporting, and transferring marijuana; relating to assisting another person 21 years of age or older in activities related to marijuana; relating to established villages and to local option elections regarding the operation of marijuana establishments; and providing for an effective date."

Chapter 53, SLA 2016
Effective Date: 7/29/16

HB 156

Message dated July 28 was received stating:

Dear President Meyer:

Under the authority of Article II, Section 17, Constitution of the State of Alaska, I have let the following bill become law without signature:

SENATE CS FOR CS FOR HOUSE BILL NO. 156(FIN)(efd fld H) "An Act relating to a parent's right to direct the education of a child; relating to the duties of the state Board of Education and Early Development, the Department of Education and Early Development, school boards, and school districts; relating to public school curriculum and assessments; relating to compliance with federal education laws; relating to public school accountability; relating to a statewide assessment plan and review of education laws and regulations; repealing the minimum expenditure for instruction for school districts; relating to sex education, human reproduction education, and human sexuality education; relating to suicide awareness and

prevention training; relating to contracts for student assessments; relating to questionnaires and surveys administered in public schools; relating to physical examinations for teachers."

Chapter 54, SLA 2016

Effective Date: 10/26/16

After much thought and input from many perspectives, I have decided to allow SCS CSHB 156(FIN)(EFD FLD H) to become law without signature. I thank all for their valuable input. In making my decision, I believe some of the bill's provisions have been the subject of misunderstanding and confusion. This is understandable for a complex subject, but I must focus on the actual effect of the bill in making my decision.

The bill addresses a number of education issues, including district responsibilities as to budgets, required training, assessments, and parental rights with regard to a child's education. The bill may not be perfect, but as a whole, I believe the potential advantages to school districts due to the bill should be given the chance to work. Some of the bill's provisions may have uncertain impacts, but the Administration and the Legislature are committed to education and will monitor the bill's effectiveness in practice. Further, my Administration will work with the federal government towards flexibility in testing requirements within the bounds of the law.

Let me highlight some areas of the bill that have been the subject of much discussion.

This bill repeals AS 14.17.520, a statute that is commonly referred to as the "70/30 requirement." In short, this statute requires each school district to spend a minimum of 70 percent of its school operating expenditures on the "instructional component" of its budget. A school district that fails to meet this goal must apply to the state Board of Education and Early Development for a waiver. I have no doubt this provision was enacted with the best of intentions, but in practice it has

become burdensome, particularly for rural school districts whose high maintenance and operations costs have historically exceeded the 70 percent threshold. Waivers are routinely granted, yet the process adds an unnecessary burden for school districts and the State Board of Education and Early Development. Additionally, the mechanical focus on the ratio spending has not been proven to improve our educational outcomes and detracts from what our schools do best – educating students.

Further, the bill would modify some training requirements for school staff, including training on sexual abuse and assault, crisis response, alcohol or drug-related disabilities and recognition and reporting of child abuse and neglect. Adjusting the training schedule requirements from individual schools to the district as a whole would allow each district to better focus its training where needed. This change would lessen the logistical challenges of tracking training at a school level, yet would keep in place important training in areas critical to our children's health and safety. As a further benefit of the bill and in light of the importance of this issue in the state, more students will get the benefit of suicide awareness and prevention training. Under sec. 20, teachers, administrators, counselors, and specialists providing services to students in any grade (not just in grades 7 through 12) will be required to receive the training.

Next, I will address two particularly controversial provisions in the bill.

First, the bill would appear to limit the ability of the Department of Education and Early Development (Department) to require a school or district to administer a statewide standards-based assessment for the next two school years. Further, the Department would be required to review and report to the Legislature on a final plan for developing and creating statewide assessments and for recommended law changes. Some have claimed that these provisions would result in a loss of federal funds. However, that outcome is not certain and would be preceded by notice from the United States Department of Education (USED). The bill also deletes some references to federal law in the school and district accountability statutes, but the Department of Law has noted that removal of those references does not lead to the conclusion that noncompliance with federal law would be intended or

required by the bill. I am optimistic that the bill's assessment provisions will encourage cooperation with the USED in order to streamline and focus statewide assessments.

The bill also would ease procurement requirements for statewide testing by exempting assessment contracts of the Department from the State procurement code. While I fully support the financial protections of our State procurement code, I recognize that in some circumstances more flexibility is required to allow a timely and responsible procurement best suited to the agency's needs.

Next, I turn to the provisions on parental rights. The bill expands a parent's right to withdraw a child from standards-based testing or an activity, class, or program. Yet the bill also puts some sidebars on these provisions to assure that a child is not absent from activities categorically. This policy may increase parental involvement in a child's education. Most controversial, and in my view misunderstood, are provisions related to the teaching of a class or program in sex education, human reproduction, or human sexuality. The attention on these provisions highlights their importance and sensitivity. The bill would not prevent the teaching of these subjects, but it would require that those who do so be approved by the district's school board and have credentials available for review. Further, curriculum, literature, or materials on sex education, human reproduction, or human sexuality would need to be approved by the district school board and be available for parental review. Some feel these provisions will encourage parental involvement and foster helpful discussions between parents and their children. I, too, believe that the transparency and involvement offered by the bill will be beneficial. I have heard concerns that important information on these sensitive topics will be withheld, but the bill does not compel that result. Instead, the bill's provisions recognize the need for thoughtful and knowledgeable instruction on these subjects. Indeed, these provisions appear not to be a significant departure from current school district practice.

Last, I note that the failure of the immediate effective date provisions causes a number of technical issues with the bill, but that those issues would not appear to have a significant legal effect.

For the reasons described above, I have not signed SCS CSHB 156(FIN)(EFD FLD H) but have allowed it to become law without my signature.

Sincerely,

/s/

Bill Walker
Governor

HB 126

Message was received stating the Governor signed the following bill on August 6 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR 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."

Chapter 55, SLA 2016
Effective Date: 8/7/16

HB 188

Message was received stating the Governor signed the following bill on August 6 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 188(FIN) "An Act establishing a program for financial accounts for individuals with disabilities; exempting the procurement of contracts for the program from the State Procurement Code; exempting certain information on participants in the program from being subject to inspection as a public record; providing that an account under the program for an individual with a disability is not a security; allowing a state to file a claim against an individual's financial account under the program to recover Medicaid payments after the individual's death; and providing for an effective date."

Chapter 56, SLA 2016
Effective Date: See Chapter

HB 274

Message was received stating the Governor signed the following bill on August 10 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 274(RES) "An Act relating to extensions of certain state land leases; relating to the exchange of state land; and relating to the definition of 'state land.'"

Chapter 57, SLA 2016
Effective Date: 11/8/16

HB 100

Message was received stating the Governor signed the following bill on September 12 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 100(FIN) am S "An Act establishing a credit against the net income tax for an in-state processing facility that manufactures urea, ammonia, or gas-to-liquid products; relating to establishing the value of

the state's royalty share of gas production based on contracts with certain in-state processing facilities that manufacture urea, ammonia, or gas-to-liquid products; and providing for an effective date."

Chapter 58, SLA 2016
Effective Date: See Chapter

HB 254

Message was received stating the Governor signed the following bill on October 7 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR HOUSE BILL NO. 254(FIN) "An Act extending the termination date of the Big Game Commercial Services Board; relating to the Big Game Commercial Services Board; and providing for an effective date."

Chapter 59, SLA 2016
Effective Date: 10/8/16

HB 147

Message was received stating the Governor signed the following bill on October 19 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 147(JUD) "An Act relating to cruelty to animals; relating to the seizure of animals; relating to the destruction of animals; relating to the costs of care of animals that have been seized; relating to the inclusion of animals in protective orders and crimes and arrests for violating those protective orders; and relating to the ownership of animals upon divorce or dissolution of marriage."

Chapter 60, SLA 2016
Effective Date: 1/17/17

HB 374

Message was received stating the Governor signed the following bill on July 18 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE BILL NO. 374(FIN) "An Act relating to coverage under a state plan provided by the Comprehensive Health Insurance Association; establishing the Alaska comprehensive health insurance fund; relating to a reinsurance program; relating to the definition of 'residents who are high risks'; relating to an application for a waiver for state innovation for health care insurance; and providing for an effective date."

Chapter 5, 4SSLA 2016
Effective Date: See Chapter

HB 200

Message was received stating the Governor signed the following bill on July 26 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE BILL NO. 200(HSS) am "An Act establishing procedures related to a petition or proxy for adoption or guardianship of a child in state custody; adding a definition of 'proxy for a formal petition'; amending Rules 5 and 6(a), Alaska Adoption Rules, and adding Rule 17.3, Alaska Child in Need of Aid Rules of Procedure; and providing for an effective date."

Chapter 6, 4SSLA 2016
Effective Date: See Chapter

HB 27

Message was received stating the Governor signed the following bill on July 26 and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR SPONSOR
SUBSTITUTE FOR HOUSE BILL
NO. 27(HSS) am S "An Act relating to the duties of
the Department of Health and Social Services;
relating to hearings on and plans for permanent
placement of a child in need of aid; relating to school
placement and transportation for children in foster
care; relating to foster care transition programs;
relating to emergency and temporary placement of a
child in need of aid; relating to transitional living
arrangements for children in foster care; and
amending Rule 17.2, Alaska Child in Need of Aid
Rules of Procedure."

Chapter 7, 4SSLA 2016
Effective Date: 10/24/16

SB 125

Message dated July 20 was received stating:

Dear President Meyer:

Under the authority vested in me by Article II, Section 15,
Constitution of the State of Alaska, I have vetoed the following bill:

HOUSE CS FOR CS FOR SENATE BILL
NO. 125(RES) "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."

Although I understand legislators' desire to gain more understanding
of the decisions of the Alaska Gasline Development Corporation
(AGDC) and its important work, the approach taken in this bill is not
necessary to achieve that goal. Further, the Alaska Constitution,
Article 2, Section 5, prohibits legislators from holding "any other
office or position of profit under the United States or the State."
According to the formal Attorney General Opinion issued on July 19,

2016, having legislators sit on a public corporation board, like AGDC, would violate the dual-office holding prohibition in the Alaska Constitution, even if the legislators are non-voting members. Despite the lack of a vote, the legislators would still be influencing the decisions made by the board and be privy to confidential information held by the corporation, while also having the legislative power to change the corporation's statutes and determine its funding.

In order to preserve the separation of powers and uphold the Alaska Constitution, I have vetoed HCS CSSB 125(RES). However, I do believe it is important for the Legislature and the public to have as much information and insight as possible into the actions and decisions of AGDC. I would encourage legislators and the public to attend AGDC board meetings. I would also encourage AGDC to continue to provide information to the Legislature as it becomes available. As Governor, I will continue a practice I began last session to hold regular meetings with the House and Senate Resource chairs and co-chairs, as well legislative leadership and minority leadership, to keep them up to speed on gasline issues. Building a gasline will take a team effort, and AGDC must earn the confidence and trust of the Legislature and the public to ultimately make the gasline a reality.

For these reasons, I have vetoed HCS CSSB 125(RES).

Sincerely,

/s/

Bill Walker
Governor

SB 127

Message dated July 20 was received stating:

Dear President Meyer:

Under the authority vested in me by Article II, Section 15, Constitution of the State of Alaska, I have vetoed the following bill:

SENATE BILL NO. 127 "An Act relating to actions by insurers based on credit history or insurance score; and providing for an exception to consideration by an insurer of credit history or insurance score."

This bill would allow an insurer to use a consumer's credit history or insurance score when establishing a consumer's insurance rates upon renewal of a personal insurance policy. Credit report errors are common and can be difficult to correct. Missing or incorrect information in a credit report can negatively impact consumers' insurance scores regardless of a person's driving record, the condition of their home, or whether they pay their bills on time. Because the bill relies on notoriously unreliable credit score ratings and would adversely affect consumers, especially low-income consumers, it should not become law.

The bill would require that insurers provide a consumer with notice and an opportunity for reconsideration if the consumer's insurance premium or insurance coverage is adversely affected by the insurer's use of credit history or insurance score. The legislation would also require an insurer to provide reasonable exceptions to the insurer's rates, rating classifications, company or tier placement or underwriting rules for a consumer whose credit history or insurance score has been adversely affected by an extraordinary life circumstance; however, this protection is limited, invasive, and uncertain. The consumer must affirmatively request an exception. Further, the burden falls on the consumer to provide, at the insurer's sole discretion, detailed and personal information about divorce, serious illness or injury, and other adverse life events. I am concerned about Alaskan consumers who have suffered an extraordinary life event such as unemployment or identity theft, facing further hurdles when seeking insurance renewals.

For these reasons, I have vetoed Senate Bill No. 127.

Sincerely,
/s/
Bill Walker
Governor

HB 107

Message dated September 8 was received stating:

Dear President Meyer:

Under the authority vested in me by Article II, Section 15, Constitution of the State of Alaska, I have vetoed the following bill:

CS FOR HOUSE BILL NO. 107(EDC) am "An Act
relating to the composition of the Board of Regents
of the University of Alaska."

This bill would amend the statutory qualifications for a person to qualify to be appointed to the Board of Regents of the University of Alaska by requiring that six of the Board of Regent members be from specified regions of the state. My objections to this bill are based on both policy and legal considerations.

As to policy, my view is that this change would not improve the governance of the University of Alaska system. At the onset, it is important to note that the University of Alaska system is designed to serve the needs of our diverse state. From the legislative testimony, the intended purpose of the statutorily designated regional representation was to correct a perceived assumption that not all areas of our state are adequately represented by the current statutory appointment process where the governor chooses, and the legislature confirms, qualified and willing candidates for this important role. Yet neither the history of the Board of Regents appointments nor their accomplishments on behalf of the university system compels the conclusion that the needs of some areas of the state are unheard. Instead, the Board of Regents continues to develop and implement initiatives designed to create a cost-efficient, integrated state education system. In my view, it is critically important that each regent respect and consider each area of the state in the consideration of policies. Only by valuing our diverse cultural experiences can our university system thrive. The appointment of regionally-based representatives would undermine the great efforts made to continue to develop the university system in a collaborative manner.

Further, the bill would prohibit a governor from appointing a regional member unless that person meets the residency requirements set out in the bill for at least two years before the date of appointment. Alaska is the land of opportunity, and to restrict a person interested in serving on the Board of Regents from moving from one area of the state to another for employment or family reasons is not consistent with our state's embrace of personal freedoms. Appointments should be made, as in the past, on a person's qualifications, interest, and willingness to commit to the Board of Regents, not on a person's address.

That said, I appreciated the discussion of the historical lack of appointees to the Board of Regents who are residents of the Matanuska-Susitna Valley. In fact, I was pleased to appoint a Regent from the Matanuska-Susitna Valley eight months prior to the passage of this legislation.

Next, the bill raises legal and practical issues, most notably the concern that it may overly restrict a governor's power of appointment. The imposition of the regional residency requirements may create constitutional disputes that would delay or call into question whether a governor's appointee to the Board of Regents is from the specified regional area and has resided there for two years. Disputes or delays in appointments would not further the work of the Board of Regents. Further, a person aggrieved by a Board of Regents' action could claim that an action is invalid because a board member did not meet the regional residency requirements set out in the bill. The risk of dispute is not worth the perceived benefit of mandated regional representation.

Because of my objections as stated above, I have vetoed HB 107 relating to appointments of the Board of Regents of the University of Alaska.

Sincerely,
/s/
Bill Walker
Governor

HCR 10

Message dated August 16 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE CONCURRENT RESOLUTION
NO. 10(FSH) Supporting the Alaska Maritime
Workforce Development Industry Advisory
Committee, the Alaska Workforce Investment Board,
the Alaska Vocational Technical Education Center in
Seward, and further efforts to carry out the Alaska
Maritime Workforce Development Plan.

HCR 22

Message dated August 16 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO.
22 Suspending Rules 24(c), 35, 41(b), and
42(e), Uniform Rules of the Alaska State
Legislature, concerning Senate Bill No. 23,
relating to opioid overdose drugs and to
immunity for prescribing, providing, or
administering opioid overdose drugs.

Legislative Resolve No. 32

SCR 20

Message dated August 16 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION
NO. 20 Proclaiming April 2016 as Sexual
Assault Awareness Month.

Legislative Resolve No. 33

SCR 1

Message dated August 16 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CS FOR CS FOR SENATE
CONCURRENT RESOLUTION NO. 1(EDC)
Relating to a legislative task force on civics
education.

Legislative Resolve No. 34

SCR 29

Message dated August 16 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 29
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning House Bill No. 254, extending the
termination date of the Big Game Commercial
Services Board.

Legislative Resolve No. 37

HCR 30

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 30
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 74, relating to diagnosis,
treatment, and prescription of drugs without a
physical examination by a physician; relating to the
delivery of services by a licensed professional
counselor, marriage and family therapist,
psychologist, psychological associate, and social
worker by audio, video, or data communications;
relating to the duties of the State Medical Board;
relating to limitations of actions; establishing the
Alaska Medical Assistance False Claim and
Reporting Act; relating to medical assistance
programs administered by the Department of Health
and Social Services; relating to the controlled
substance prescription database; relating to the duties
of the Board of Pharmacy; relating to the duties of
the Department of Commerce, Community, and
Economic Development; relating to accounting for
program receipts; relating to public record status of

records related to the Alaska Medical Assistance False Claim and Reporting Act; establishing a telemedicine business registry; relating to competitive bidding for medical assistance products and services; relating to verification of eligibility for public assistance programs administered by the Department of Health and Social Services; relating to annual audits of state medical assistance providers; relating to reporting overpayments of medical assistance payments; establishing authority to assess civil penalties for violations of medical assistance program requirements; relating to seizure and forfeiture of property for medical assistance fraud; relating to the duties of the Department of Health and Social Services; establishing medical assistance demonstration projects; relating to Alaska Pioneers' Homes and Alaska Veterans' Homes; relating to the duties of the Department of Administration; relating to the Alaska Mental Health Trust Authority; relating to feasibility studies for the provision of specified state services; and amending Rules 4, 5, 7, 12, 24, 26, 27, 41, 77, 79, 82, and 89, Alaska Rules of Civil Procedure, and Rule 37, Alaska Rules of Criminal Procedure.

Legislative Resolve No. 40

HCR 31

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 31
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 154, relating to special
registration plates commemorating the Blood Bank of
Alaska.

Legislative Resolve No. 41

HCR 32

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 32
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 91, relating to criminal
law and procedure; relating to controlled substances;
relating to immunity from prosecution for the crime
of prostitution; relating to probation; relating to
sentencing; establishing a pretrial services program
with pretrial services officers in the Department of
Corrections; relating to the publication of suspended
entries of judgment on a publicly available Internet
website; relating to permanent fund dividends;
relating to electronic monitoring; relating to penalties
for violations of municipal ordinances; relating to
parole; relating to correctional restitution centers;
relating to community work service; relating to
revocation, termination, suspension, cancellation, or
restoration of a driver's license; relating to the excise
tax on marijuana; establishing the recidivism
reduction fund; relating to the Alaska Criminal
Justice Commission; relating to the disqualification
of persons convicted of specified drug offenses from
participation in the food stamp and temporary
assistance programs; relating to the duties of the
commissioner of corrections; and amending Rules 32,
32.1, 38, 41, and 43, Alaska Rules of Criminal
Procedure, and repealing Rules 41(d) and (e), Alaska
Rules of Criminal Procedure.

Legislative Resolve No. 42

HCR 33

Message dated September 23 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 33
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 158, relating to real estate
broker licensure; and relating to the real estate
commission.

Legislative Resolve No. 43

HCR 34

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 34
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 24, relating to the
applicability of the Legislative Ethics Act to
legislative interns, legislative volunteers, legislative
consultants, legislative independent contractors, sole
proprietorships, and other legal entities.

Legislative Resolve No. 44

HCR 36

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 36
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 165, relating to the
presence of minors in the licensed premises of
manufacturers, wholesalers, and retailers of alcoholic
beverages; relating to the Alcoholic Beverage
Control Board; relating to background checks for
persons applying to operate marijuana
establishments; relating to the offense of minor

consuming; relating to revocation of a driver's license for a minor consuming offense; relating to the effect of the revocation of a driver's license for a minor consuming offense on a motor vehicle liability insurance policy; and amending Rule 17, Alaska Rules of Minor Offense Procedure.

Legislative Resolve No. 45

HCR 4

Message dated September 23 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 4(STA) 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.

Legislative Resolve No. 46

HCR 17

Message dated September 23 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 17(TRA) Supporting the aviation industry; and urging the governor to make state-owned land available to the unmanned aircraft systems industry for the management and operation of unmanned aircraft systems and related research, manufacturing, testing, and training.

Legislative Resolve No. 47

HCR 401

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 401
Suspending Rules 47 and 55, Uniform Rules of the Alaska State Legislature, relating to the carry-over of bills to a special session.

Legislative Resolve No. 48

HJR 14

Message dated September 15 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CS FOR CS FOR HOUSE JOINT RESOLUTION NO. 14(STA) 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.

Legislative Resolve No. 49

HJR 30

Message dated September 15 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

CS FOR HOUSE JOINT RESOLUTION NO. 30(STA) Urging the American Psychiatric Association to change the term "post-traumatic stress disorder" or "PTSD" to "post-traumatic stress injury" or "PTSI"; urging the governor to support usage of the term "post-traumatic stress injury"; respectfully requesting that the Alaska delegation in Congress champion this change of designation in the United States Congress; and designating June 27, 2016, as Post-Traumatic Stress Injury Awareness Day.

Legislative Resolve No. 50

SCR 14

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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. 75, relating to the registration of marijuana establishments by municipalities; relating to the definition of "marijuana"; clarifying standards for personal use of marijuana by persons 21 years of age or older; prohibiting the public consumption of marijuana; authorizing the registration of marijuana clubs; and relating to established villages and to local option elections regarding the operation of marijuana establishments.

Legislative Resolve No. 51

SCR 32

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

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. 247, amending the powers
of the board of trustees of the Alaska Retirement
Management Board to authorize purchase and sale of
transferable tax credit certificates issued in
conjunction with the production tax on oil and gas;
relating to interest applicable to delinquent tax;
relating to the oil and gas production tax, tax
payments, and credits; relating to exploration
incentive credits; relating to refunds for the gas
storage facility tax credit, the liquefied natural gas
storage facility tax credit, and the qualified in-state
oil refinery infrastructure expenditures tax credit;
relating to the confidential information status and
public record status of information in the possession
of the Department of Revenue; relating to oil and gas
lease expenditures and production tax credits for
municipal entities; requiring a bond or cash deposit
with a business license application for an oil or gas
business; and establishing a legislative working
group to study the fiscal regime and tax structure and
rates for oil and gas produced south of 68 degrees
North latitude.

Legislative Resolve No. 52

SJR 2

Message dated September 15 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE JOINT RESOLUTION NO. 2 Proposing an amendment to the Constitution of the State of Alaska relating to contracting state debt for postsecondary student loans.

Legislative Resolve No. 53

HCR 28

Message dated September 23 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE CONCURRENT RESOLUTION NO. 28
Suspending Rules 24(c), 35, 41(b), and 42(e),
Uniform Rules of the Alaska State Legislature,
concerning Senate Bill No. 125, adding legislative
nonvoting members to the board of directors of the
Alaska Gasline Development Corporation.

Legislative Resolve No. 54

SCR 501

Message dated September 22 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE CONCURRENT RESOLUTION NO. 501
Suspending Rules 47 and 55, Uniform Rules of the
Alaska State Legislature, relating to the carry-over of
bills to a special session.

Legislative Resolve No. 55

SR 5

Message dated August 26 was received stating the Governor read the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE RESOLUTION NO. 5 Opposing the recent decisions of the Obama Administration to cancel future lease sales in the Chukchi and Beaufort Seas; urging the United States Department of the Interior to continue including the Chukchi Sea and Beaufort Sea lease sales in the 2017-2022 Outer Continental Shelf Oil and Gas Leasing Program; and urging the Obama Administration to support ongoing efforts to develop offshore oil and gas in the Arctic Outer Continental Shelf responsibly and to acknowledge the support of Alaskans.

Senate Resolve No. 6

Communications

Disclosure letters received from the Select Committee on Legislative Ethics, in accordance with AS 24.60, will be published in Senate Journal Supplement No. 7 and Senate and House Joint Journal Supplement No. 18.

The following report is on file in the Office of the Secretary of the Senate:

HB 105

Department of Commerce, Community and Economic Development
Alaska Industrial Development and Export Authority
Interior Energy Project
Quarterly Report to the Alaska State Legislature, October 11, 2016
in accordance with Chapter 39, SLA 2015

The following Budget and Audit Report was received from Kris Curtis, Legislative Auditor, in accordance with AS 24.20.311 and is on file in the Office of the Secretary of the Senate:

State of Alaska
Single Audit for the Fiscal Year Ended June 30, 2014 [Reissued]

Unfinished Business**SCR 1**

A memo dated August 11 was received from Senator Stevens, Chair, Task Force on Civics Education, reporting the following membership change:

Task Force on Civics Education

Dr. Michael Johnson, Commissioner, Department of Education and Early Development replaced Dr. Keith Hamilton in accordance with Legislative Resolve No. 34, 2016

SB 74

Letter dated September 20 was received stating President Meyer made the following appointment:

Coordinated Care Demonstration Projects Review Committee

(Chapter 25, SLA 2016)

Senator Giessel

This final supplement of the Senate Journal completes the official record of the Second Session and the Fourth and Fifth Special Sessions of the Twenty-ninth Legislature.

Liz Clark
Secretary of the Senate