

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Monday

April 3, 2017

Seventy-seventh Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 11:07 a.m.

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

Representative Tuck 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 Fansler – to 1:30 p.m., today

Representative Tarr – from today to 10:00 a.m., April 4

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

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

Creator God, foundation of justice and mercy, we thank you for the light of understanding, and the gift of wisdom through the ages. In the lectionary of daily grace, today we are given your 23rd Psalm, which begins:

The LORD is my shepherd; I shall not want. He makes me to lie down in green pastures; he leads me beside the still waters. He restores my soul; he leads me in the paths of righteousness for his Name's sake. . .

For your name's sake, Lord, and for our sake, sustain in these the shepherds of public life, the representatives of Alaska, the light of understanding; you are with them in works of justice and mercy, your wisdom is truth for the ages of ages. Help them to do that work which they have sworn to do on the behalf of future generations and of this one: the protection of the poor and the oppressed, and the provision of well-being for all of your people, so that goodness and mercy shall follow in all of the days of life and we may dwell in peace and security forever. Amen.

The Pledge of Allegiance was led by Representative Thompson.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 74th, 75th, and 76th legislative days be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

REPORTS OF STANDING COMMITTEES

The Labor & Commerce Committee reviewed the qualifications of the following and recommends the appointments be forwarded to a joint session for consideration:

Kathryn Ostrom

as a member of the Board of Certified Direct-Entry Midwives.

James Henderson

as a member of the Board of Pharmacy.

Harold Henderson

as a member of the Board of Professional Counselors.

The report was signed by Representative Kito, Chair; and Representatives Sullivan-Leonard, Wool, Josephson, Birch, and Knopp.

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

James Atkins
Thomas Sullivan
Henry Tiffany IV

as members of the Big Game Commercial Services Board.

Thomas Lamal
Karen Linnell
Ted Spraker
Lawrence Van Daele

as members of the Board of Game.

The report was signed by Representatives Josephson and Tarr, Co-chairs; and Representatives Drummond, Johnson, Talerico, Tuck, Rauscher, and Parish.

HCR 1

The State Affairs Committee considered:

HOUSE CONCURRENT RESOLUTION NO. 1
Proposing an amendment to the Uniform Rules of the Alaska State
Legislature relating to voting and abstention from voting.

and recommends it be replaced with:

CS FOR HOUSE CONCURRENT RESOLUTION NO. 1(STA)
(same title)

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (3): LeDoux, Tuck, Kreiss-Tomkins

Do not pass (1): Birch

No recommendation (3): Johnson, Wool, Knopp

The following fiscal note(s) apply to CSHCR 1(STA):

1. Zero, Legislative Agency

HCR 1 was referred to the Rules Committee for placement on the calendar.

HJR 15

The State Affairs Committee considered:

HOUSE JOINT RESOLUTION NO. 15
Encouraging repeal of the REAL ID Act of 2005.

and recommends it be replaced with:

CS FOR HOUSE JOINT RESOLUTION NO. 15(STA)
(same title)

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (7): Johnson, Wool, LeDoux, Knopp, Birch, Tuck, Kreiss-Tomkins

The following fiscal note(s) apply to CSHJR 15(STA):

1. Zero, Legislative Agency

HJR 15 was referred to the Rules Committee for placement on the calendar.

HB 13

The State Affairs Committee considered:

HOUSE BILL NO. 13

"An Act prohibiting the expenditure of state or municipal assets to create a registry based on race or religion."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 13(STA)

"An Act prohibiting the expenditure of state or municipal assets to create a registry based on race, religion, ethnicity, or national origin."

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (4): Wool, Knopp, Tuck, Kreiss-Tomkins

No recommendation (1): Birch

The following fiscal note(s) apply to CSHB 13(STA):

1. Zero, Office of the Governor/Various Depts.

HB 13 was referred to the Judiciary Committee.

HB 44

The State Affairs Committee considered:

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 44

"An Act requiring a legislator to abstain from taking or withholding official action or exerting official influence that could benefit or harm an immediate family member or certain employers; requiring a legislator to request to be excused from voting in an instance where the legislator may have a financial conflict of interest; and providing for an effective date."

and recommends it be replaced with:

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO.
44(STA)

"An Act requiring a legislator to abstain from taking or withholding official action or exerting official influence that could benefit or harm an immediate family member or certain employers; and requiring a legislator to request to be excused from voting in an instance where the legislator may have a financial conflict of interest."

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (3): LeDoux, Tuck, Kreiss-Tomkins

Do not pass (1): Birch

No recommendation (3): Johnson, Wool, Knopp

The following fiscal note(s) apply to CSSSHB 44(STA):

1. Zero, Legislative Agency

SSHB 44 was referred to the Rules Committee for placement on the calendar.

HB 49

The Finance Committee considered:

HOUSE BILL NO. 49

"An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 49(FIN)
(same title)

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

Do pass (8): Gara, Thompson, Wilson, Ortiz, Grenn, Tilton, Seaton, Foster

The following fiscal note(s) apply to CSHB 49(FIN):

1. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 49 was referred to the Rules Committee for placement on the calendar.

HB 103

The Labor & Commerce Committee considered:

HOUSE BILL NO. 103

"An Act relating to the practice of optometry."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 103(L&C)

"An Act relating to the practice of optometry; and providing for an effective date."

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

Do pass (5): Sullivan-Leonard, Wool, Birch, Knopp, Kito

Amend (1): Josephson

The following fiscal note(s) apply to CSHB 103(L&C):

2. Fiscal, Dept. of Commerce, Community, & Economic Development

HB 103 was referred to the Rules Committee for placement on the calendar.

HB 134

The Resources Committee considered:

HOUSE BILL NO. 134

"An Act relating to the composition of the Board of Game."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 134(RES)
(same title)

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

Do pass (3): Drummond, Tarr, Josephson

Do not pass (3): Johnson, Rauscher, Talerico

No recommendation (1): Tuck

Amend (1): Parish

The following fiscal note(s) apply to CSHB 134(RES):

1. Zero, Dept. of Fish & Game

HB 134 was referred to the Rules Committee for placement on the calendar.

HB 181

The State Affairs Committee considered:

HOUSE BILL NO. 181

"An Act relating to per diem for legislators; relating to a travel allowance for legislators and legislative employees; and relating to the State Officers Compensation Commission."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 181(STA)
(same title)

The report was signed by Representative Kreiss-Tomkins, Chair, with the following individual recommendations:

Do pass (4): Johnson, LeDoux, Tuck, Kreiss-Tomkins

Do not pass (1): Knopp

No recommendation (1): Wool

The following fiscal note(s) apply to CSHB 181(STA):

1. Zero, Dept. of Administration

HB 181 was referred to the Finance Committee.

SB 14

The Labor & Commerce Committee considered:

CS FOR SENATE BILL NO. 14(FIN) am
"An Act relating to transportation network companies and transportation network company drivers; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR CS FOR SENATE BILL NO. 14(L&C)
(same title)

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

Do pass (4): Sullivan-Leonard, Wool, Birch, Kito

Amend (2): Josephson, Knopp

The following fiscal note(s) apply to HCS CSSB 14(L&C):

1. Zero, Dept. of Labor & Workforce Development
2. Zero, Dept. of Labor & Workforce Development
4. Zero, Dept. of Commerce, Community, & Economic Development
5. Zero, Dept. of Administration

CSSB 14(FIN) am was referred to the Rules Committee for placement on the calendar.

INTRODUCTION OF CITATIONS

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

Honoring - Marjorie Vandor
By Representative Kito

Honoring - Bill Gamble
By Representative Sullivan-Leonard; Senator Wilson

Honoring - Dr. David Johnson
By Representative Ortiz

Honoring - Wasilla High School Girls Basketball, 4A State
Champions
By Representative Sullivan-Leonard; Senator Wilson

Honoring - Tesa Sturman
By Senator Micciche

Honoring - James Harris
By Senator Micciche

Honoring - Paula Pawlowski
By Senator Costello

Honoring - Jennifer Troutman
By Senator Giessel; Representative Pruitt

Honoring - William Donovan
By Senator Giessel

Honoring - Beacon Hill, 2016 Hope Award Recipient
By Senator Giessel

Honoring - Service High School Partners Club
By Senator Meyer; Representative Millett

In Memoriam - Mabel Edith Hopp
By Representative Millett; Senator Meyer

In Memoriam - Rosemary Karella
By Representative Kawasaki

In Memoriam - Walter E. Ward
By Representative Chenault; Senator Micciche

In Memoriam - Kathryn Octavia Anderson
By Representative Stutes; Senator Stevens

In Memoriam - Sean Nicholas Swain
By Representative Edgmon; Senator Hoffman

In Memoriam - Vivien Louise Angleton
By Senator Micciche

In Memoriam - James Charters Bookey, Jr.
By Senator Meyer; Representative Birch

INTRODUCTION, FIRST READING, AND REFERENCE OF HOUSE BILLS

HB 209

HOUSE BILL NO. 209 by Representative Kito, entitled:

"An Act relating to product warranties and services for certain products; relating to certain dealers, distributors, and manufacturers; and establishing an unfair trade practice under the Alaska Unfair Trade Practices and Consumer Protection Act."

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

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE BILLS

HB 102

The following, which was held from the March 31 calendar (page 808), was read the second time:

HOUSE BILL NO. 102

"An Act relating to instruction in a language other than English; and relating to limited teacher certificates."

with the:	Journal Page
EDC RPT CS(EDC) 4DP 1NR 1AM	751
FN1: ZERO(EED)	752

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

CS FOR HOUSE BILL NO. 102(EDC)
(same title)

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 102(EDC) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 102(EDC) will advance to third reading on the April 5 calendar.

HB 108

The following was read the second time:

HOUSE BILL NO. 108

"An Act adopting and relating to the Revised Uniform Fiduciary Access to Digital Assets Act."

with the:	Journal Page
L&C RPT 7DP	469
FN1: ZERO(LAW)	470
JUD RPT CS(JUD) NT 2DP 5NR	804
FN1: ZERO(LAW)	805

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

CS FOR HOUSE BILL NO. 108(JUD)

"An Act adopting and relating to the Revised Uniform Fiduciary Access to Digital Assets Act; and relating to a specific electronic communications power that a principal may select for an agent under the statutory form power of attorney."

There being no objection, it was so ordered.

Representative Tuck moved and asked unanimous consent that CSHB 108(JUD) be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

CSHB 108(JUD) will advance to third reading on the April 5 calendar.

SECOND READING OF SENATE BILLS

SB 46

The following, which was held from the March 31 calendar (page 809), was read the second time:

SENATE BILL NO. 46

"An Act establishing October 25 of each year as African American Soldiers' Contribution to Building the Alaska Highway Day."

with the:	Journal Page
STA RPT 7DP	728
FN1: ZERO(MVA)	729

Representative Tuck moved and asked unanimous consent that SB 46 be considered engrossed, advanced to third reading, and placed on final passage.

There was objection.

SB 46 will advance to third reading on the April 5 calendar.

THIRD READING OF HOUSE BILLS**HB 135**

The Speaker stated that, without objection, the following, which was held from the March 31 calendar (page 809), would be held to the April 5 calendar:

CS FOR HOUSE BILL NO. 135(EDC)

"An Act relating to school district participation in the school construction grant program."

THIRD READING OF HOUSE RESOLUTIONS**HJR 14**

The Speaker stated that, without objection, the following, which was held from the March 31 calendar (page 809), would be held to the April 5 calendar:

HOUSE JOINT RESOLUTION NO. 14

Urging the Federal Communications Commission to increase the Rural Health Care Program budget sufficiently to adjust for inflation, advances in technology and the services available with increased broadband, and the increase in demand for broadband-based services and provide for any unused funds to be carried forward to future funding years, ensuring that rural communities in the state continue to have access to affordable broadband telehealth services.

LEGISLATIVE CITATIONS

Representative Tuck 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:

Commemorating - Law Enforcement Memorial Day, May 5, 2017

By Representatives Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

Honoring - Bronson Frye

By Representatives LeDoux, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wool; Senator Wielechowski

Honoring - Rick Irwin

By Representatives LeDoux, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wool; Senator Wielechowski

Honoring - Galena Biomass Project

By Representatives Foster, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool; Senator Olson

In Memoriam - Theresa Margaret Runfolo

By Representatives Kawasaki, Guttenberg, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Johnson, Johnston, Josephson, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Father Norman Elliott

By Representatives Josephson, Drummond, Edgmon, Birch, Chenault, Claman, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Dwight O. Foster

By Senator Coghill; Representatives Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Gordon W. Johnston

By Senator Coghill; Representatives Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnstone, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

In Memoriam - Jeslie James Akootchook "Aku" Kaleak, Sr.

By Senator Olson; Representatives Westlake, Edgmon, Birch, Chenault, Claman, Drummond, Eastman, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Johnston, Josephson, Kawasaki, Kito, Kopp, Kreiss-Tomkins, LeDoux, Millett, Neuman, Ortiz, Parish, Pruitt, Rauscher, Reinbold, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Wilson, Wool

UNFINISHED BUSINESS

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

Representative Rauscher – from noon, today to 9:30 a.m., April 5

HB 103

The Speaker added a Finance Committee referral for the following:

HOUSE BILL NO. 103

"An Act relating to the practice of optometry."

HB 103 was removed from the Rules Committee and referred to the Finance Committee.

HB 102

Representative Westlake added as a cosponsor to:

CS FOR HOUSE BILL NO. 102(EDC)

"An Act relating to instruction in a language other than English; and relating to limited teacher certificates."

HB 108

Representatives Grenn and Westlake added as cosponsors to:

CS FOR HOUSE BILL NO. 108(JUD)

"An Act adopting and relating to the Revised Uniform Fiduciary Access to Digital Assets Act; and relating to a specific electronic communications power that a principal may select for an agent under the statutory form power of attorney."

HB 132

Representative Millett added as a cosponsor to:

HOUSE BILL NO. 132

"An Act relating to transportation network companies and transportation network company drivers."

HB 156

Representative Spohnholz added as a cosponsor to:

HOUSE BILL NO. 156

"An Act relating to a municipal tax exemption or deferral for economic development property."

HB 186

Representative Grenn added as a cosponsor to:

HOUSE BILL NO. 186

"An Act relating to the donation of food; and relating to food banks."

SB 14

Representative Millett added as a cross sponsor to:

CS FOR SENATE BILL NO. 14(FIN) am

"An Act relating to transportation network companies and transportation network company drivers; and providing for an effective date."

SB 46

Representatives Grenn and Westlake added as cross sponsors to:

SENATE BILL NO. 46

"An Act establishing October 25 of each year as African American Soldiers' Contribution to Building the Alaska Highway Day."

ANNOUNCEMENTS

House committee schedules are published under separate cover.

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 10:30 a.m., April 5. There being no objection, the House adjourned at 12:05 p.m.

Crystalline Jones
Chief Clerk