

HOUSE JOURNAL
ALASKA STATE LEGISLATURE
THIRTIETH LEGISLATURE
FIRST SESSION

Juneau, Alaska

Saturday

April 15, 2017

Eighty-ninth Day

Pursuant to adjournment the House was called to order by Speaker Edgmon at 11:03 a.m.

Roll call showed 39 members present. Representative Neuman had been excused from a call of the House today.

The invocation was offered by the Chaplain, Representative Tilton. Representative Westlake 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 and faith traditions of all Alaskans, I offer this prayer.

Heavenly Father, we come to you today seeking your wisdom and peace as we confront the monumental task ahead of us.

As Solomon, the wisest of your kings, asked in the Old Testament, *So give your servant a discerning heart to govern your people and to distinguish between right and wrong. For who is able to govern this great people of yours?*

Almighty God, help us to put aside partisanship and regionalism and come together as Alaskans, united by a common goal—to navigate this current storm and steer this ship to a sea of tranquility and find the port of prosperity.

Lord, we are reminded in Proverbs, *For the LORD gives wisdom and from His mouth come knowledge and understanding.*

As we undertake our work today, and the remaining days of this session, please remind us frequently of your word as you have guided us, *If it is possible, as far as it depends on you, live at peace with everyone and Let us therefore make every effort to do what leads to peace and to mutual edification.*

I ask this in the name of my Lord and Savior, Jesus Christ. Amen.

The Pledge of Allegiance was led by Representative Drummond.

CERTIFICATION OF THE JOURNAL

Representative Tuck moved and asked unanimous consent that the journal for the 88th legislative day be approved as certified by the Chief Clerk. There being no objection, it was so ordered.

MESSAGES FROM THE SENATE

SCR 4

A message dated April 14 was read stating the Senate concurred in the House amendment to CSSCR 4(STA), thus adopting:

HCS FOR CS FOR SENATE CONCURRENT RESOLUTION
NO. 4(AET) am H
Relating to the Task Force on Unmanned Aircraft Systems.

SB 26

A message dated April 14 was read stating the Senate failed to concur in the House amendment to:

CS FOR SENATE BILL NO. 26(FIN)
"An Act relating to an appropriation limit; relating to the budget responsibilities of the governor; relating to the Alaska permanent fund, the earnings of the Alaska permanent fund, and the earnings reserve account; relating to the mental health trust fund; relating to

deposits into the dividend fund; relating to the calculation and payment of permanent fund dividends; and providing for an effective date."

namely:

HOUSE CS FOR CS FOR SENATE BILL NO. 26(FIN)(efd fld H)

"An Act relating to an appropriation limit; relating to the budget responsibilities of the governor; relating to the Alaska permanent fund, the earnings of the Alaska permanent fund, and the earnings reserve account; relating to the mental health trust fund; relating to deposits into the dividend fund; and relating to the calculation and payment of permanent fund dividends."

(technical title change)

and respectfully requests the House to recede from its amendment.

HCS CSSB 26(FIN)(efd fld H) is under Unfinished Business.

Messages dated April 14 were read stating the Senate passed the following, and they are transmitted for consideration:

FIRST READING AND REFERENCE OF SENATE BILLS

SB 51

CS FOR SENATE BILL NO. 51(FIN) by the Senate Finance Committee, entitled:

"An Act extending the termination date of the Board of Veterinary Examiners; and providing for an effective date."

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

SB 78

CS FOR SENATE BILL NO. 78(FIN) by the Senate Finance Committee, entitled:

"An Act creating the education endowment fund and the dividend raffle fund; authorizing donations from the permanent fund dividend for educational purposes and to enter the permanent fund dividend raffle; relating to transfers from the dividend raffle fund and the education endowment fund; relating to the duties of the Department of Revenue; relating to the definition of 'gambling'; and providing for an effective date."

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

REPORTS OF STANDING COMMITTEES

HB 103

The Finance 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(FIN)

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

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

Do pass (7): Thompson, Pruitt, Guttenberg, Grenn, Ortiz, Seaton, Foster

Amend (4): Gara, Wilson, Kawasaki, Tilton

The following fiscal note(s) apply to CSHB 103(FIN):

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

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

HB 177

The Resources Committee considered:

HOUSE BILL NO. 177

"An Act relating to the response to, and control of, aquatic invasive species; establishing the aquatic invasive species response fund; and relating to the provision of information about aquatic invasive species to users of the Alaska marine highway system."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 177(RES)

"An Act relating to the response to, and control of, aquatic invasive species; establishing the aquatic invasive species response fund; and relating to the provision of information about aquatic invasive species to certain persons registering or transporting boats."

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

Do pass (3): Talerico, Josephson, Tarr

No recommendation (4): Birch, Rauscher, Drummond, Westlake

Amend (1): Parish

The following fiscal note(s) apply to CSHB 177(RES):

1. Zero, Dept. of Natural Resources
2. Zero, Dept. of Transportation & Public Facilities
3. Fiscal, Dept. of Fish & Game

HB 177 was referred to the Finance Committee.

HB 208

The Judiciary Committee considered:

HOUSE BILL NO. 208

"An Act relating to trusts and powers of appointment; and providing for an effective date."

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

Do pass (2): Kopp, Claman

No recommendation (5): Eastman, Fansler, Kreiss-Tomkins, LeDoux, Reinbold

The following fiscal note(s) apply:

1. Zero, Dept. of Law

HB 208 was referred to the Rules Committee for placement on the calendar.

HB 211

The Resources Committee considered:

HOUSE BILL NO. 211

"An Act requiring a nonresident to be accompanied by a guide or resident spouse or relative when hunting certain caribou; and providing for an effective date."

and recommends it be replaced with:

CS FOR HOUSE BILL NO. 211(RES)
(same title)

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

Do pass (4): Westlake, Drummond, Tarr, Josephson

No recommendation (4): Parish, Talerico, Rauscher, Birch

The following fiscal note(s) apply to CSHB 211(RES):

1. Zero, Dept. of Fish & Game
2. Zero, Dept. of Public Safety

HB 211 was referred to the Rules Committee for placement on the calendar.

SB 3

The Finance Committee considered:

SENATE BILL NO. 3

"An Act relating to the regulation of wastewater discharge from small commercial passenger vessels in state waters; relating to art requirements for certain public facilities; and providing for an effective date."

and recommends it be replaced with:

HOUSE CS FOR SENATE BILL NO. 3(TRA)

"An Act relating to the regulation of wastewater discharge from small commercial passenger vessels in state waters; and providing for an effective date."

(HCR 9 – title change resolution)

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

Do pass (9): Gara, Wilson, Ortiz, Guttenberg, Grenn, Thompson, Pruitt, Seaton, Foster

No recommendation (1): Tilton

Amend (1): Kawasaki

The following fiscal note(s) apply to HCS SB 3(TRA):

1. Zero, Dept. of Environmental Conservation
3. Zero, Dept. of Transportation & Public Facilities

SB 3 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 - Laura Norton-Cruz
By Representative Tarr

Honoring - Ray Stokes
By Representative Ortiz

Honoring - Vertical Harvest Hydroponics of Alaska
By Representative Tarr

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE RESOLUTIONS****HR 5**

HOUSE RESOLUTION NO. 5 by Representative Knopp:

Urging the House of Representatives to adopt a policy for per diem paid to its members based on the United States Department of Defense federal flat rate per diem schedule.

was read the first time and referred to the State Affairs Committee.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF HOUSE BILLS****HB 230**

HOUSE BILL NO. 230 by Representatives Drummond, Kawasaki, Gara, Tuck, and Parish entitled:

"An Act relating to the collection of customer information by telecommunications and Internet service providers; 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.

HB 231

HOUSE BILL NO. 231 by the House Rules Committee by request of the Governor, entitled:

"An Act relating to the Alaska Commercial Fisheries Entry Commission; and providing for an effective date."

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

The following fiscal note(s) apply:

1. Fiscal, Office of the Governor/Dept. of Fish & Game

The Governor's transmittal letter dated April 14 follows:

"Dear Speaker Edgmon:

Under the authority of Article III, Section 18, of the Alaska Constitution, I am transmitting this bill relating to the Alaska Commercial Fisheries Entry Commission (Commission).

The Commission is a regulatory and quasi-judicial agency tasked to promote the conservation and sustained yield management of Alaska's commercial fishery resource by regulating and controlling entry of participants and vessels into the commercial fisheries in the public interest and without unjust discrimination. This bill proposes amendments to address the changing environment of the Commission without affecting the Commission's mission.

Therefore, the bill proposes to adjust the salary range for Commissioners of the Commission from range 27 to range 24 to better align them with other comparable positions. Further, the bill would amend AS 16.43.080 to remove a requirement that employees of the Commission be in the exempt service. To accommodate this change, Commission employees would be transferred to the classified service, but would still be employed by the Commission.

I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Bill Walker
Governor"

HB 232

HOUSE BILL NO. 232 by Representatives Kawasaki and Tuck, entitled:

"An Act relating to the collection of customer information by telecommunications and Internet service providers; 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.

HB 233

HOUSE BILL NO. 233 by Representative Tuck, entitled:

"An Act relating to the insurance tax education credit, the income tax education credit, the oil or gas producer education credit, the property tax education credit, the mining business education credit, the fisheries business education credit, and the fisheries resource landing tax education credit; providing for an effective date by repealing the effective dates of secs. 3, 5, 7, 10, 14, 16, 18, 21, 23, 25, 28, 30, 32, 35, 37, 39, 42, 44, 46, 49, 51, 53, and 55, ch. 92, SLA 2010, sec. 14, ch. 7, FSSLA 2011, secs. 15, 17, 19, 21, 23, and 25, ch. 74, SLA 2012, sec. 49, ch. 14, SLA 2014, secs. 37, 40, 43, and 46, ch. 15, SLA 2014, and secs. 26 and 31, ch. 61, SLA 2014; providing for an effective date by amending the effective date of secs. 1, 2, and 21, ch. 61, SLA 2014; and providing for an effective date."

was read the first time and referred to the Education and Finance Committees.

CONSIDERATION OF THE DAILY CALENDAR**SECOND READING OF HOUSE BILLS****HB 120**

The following was read the second time:

HOUSE BILL NO. 120

"An Act relating to the Department of Law public advocacy function to participate in matters that come before the Federal Energy Regulatory Commission."

with the:	Journal Page
JUD RPT 3DP 3NR	723
FN1: ZERO(LAW)	724
FIN RPT 6DP 1DNP 2NR 1AM	883
FN1: ZERO(LAW)	883

Representative Tuck moved and asked unanimous consent that HB 120 be considered engrossed, advanced to third reading, and placed on final passage. There being no objection, it was so ordered.

HB 120 was read the third time.

The question being: "Shall HB 120 pass the House?" The roll was taken with the following result:

HB 120

Third Reading

Final Passage

YEAS: 32 NAYS: 7 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito, Knopp, Kopp, Kreiss-Tomkins, LeDoux, Millett, Ortiz, Parish, Pruitt, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tuck, Westlake, Wool

Nays: Chenault, Eastman, Johnson, Rauscher, Reinbold, Tilton, Wilson

Excused: Neuman

And so, HB 120 passed the House.

Representative Chenault gave notice of reconsideration of the vote on HB 120.

THIRD READING OF HOUSE BILLS

HB 115

The following, which was advanced to third reading from the April 14 calendar (page 1102), was read the third time:

CS FOR HOUSE BILL NO. 115(FIN)

"An Act bearing the short title of the 'Education Funding Act'; relating to the taxation of income of individuals, partners, shareholders in S corporations, trusts, and estates; relating to a payment against the individual income tax from the permanent fund dividend disbursement; repealing tax credits applied against the tax on individuals under the Alaska Net Income Tax Act; and providing for an effective date."

Representative Seaton moved and asked unanimous consent that CSHB 115(FIN) be returned to second reading for the specific purpose of considering Amendment No. 1. There being no objection, it was so ordered.

The Speaker stated that, without objection, CSHB 115(FIN) would be returned to second reading for all amendments.

Amendment No. 1 was offered by Representatives Seaton and Foster:

Page 4, lines 4 - 14:

Delete all material and insert:

"Sec. 43.22.015. Calculation of tax on a nonresident individual. (a) Except as otherwise provided in AS 43.22.010(f)(2) or (b) of this section, the tax on a nonresident individual is the product of

(1) the tax determined under AS 43.22.010(b) on the nonresident individual's taxable income computed as if the

nonresident individual were a resident individual but taking a reduction under AS 43.22.030(b)(2); and

(2) a fraction, the

(A) numerator of which is the nonresident individual's income taxable under AS 43.22.045; and

(B) denominator of which is the nonresident individual's taxable income computed as if the nonresident individual were a resident individual.

(b) If a nonresident individual's taxable income computed under (a)(2)(B) is less than the nonresident individual's income taxable under (a)(2)(A), the tax imposed by this chapter is on the nonresident individual's taxable income as computed under AS 43.22.045."

Page 9, lines 6 - 12:

Delete all material and insert:

"(b) In addition to the adjustments made to taxable income under (a) of this section, a taxpayer may receive a reduction from federal adjusted gross income for each exemption claimed on a taxpayer's federal income tax return for the individual, an individual filing jointly with the individual, or a dependent of the individual. The reduction under this subsection for a

(1) resident taxpayer is \$4,000 for each exemption claimed;

(2) nonresident is, for each exemption claimed, the product of \$4,000 and a fraction, the numerator of which is the nonresident individual's income taxable under AS 43.22.045, computed without the reduction under this subsection, and the denominator of which is the nonresident individual's taxable income computed as if the nonresident individual were a resident individual and without the reduction under this subsection; the reduction under this paragraph may not exceed \$4,000 for each exemption claimed.

(c) The reduction under (b) of this section may not

(1) be claimed by a trust;

(2) reduce a taxpayer's tax liability under this chapter to below zero."

Reletter the following subsection accordingly.

Page 22, line 7:

Delete "AS 43.22.030(a)(2)(I)"

Insert "AS 43.22.030(b)"

Representative Seaton moved and asked unanimous consent that Amendment No. 1 be adopted.

Objection was heard and withdrawn. There being no further objection, Amendment No. 1 was adopted.

Amendment No. 2 was offered by Representative Eastman:

Page 2, following line 17:

Insert a new bill section to read:

"* **Sec. 4.** AS 43.05.045(a), as amended by sec. 3 of this Act, is amended to read:

(a) **Unless** [EXCEPT AS PROVIDED IN AS 43.22.075(i), OR UNLESS] an exemption is granted under (b) of this section, a taxpayer required to submit a return or report for a tax levied under this title or for any other tax administered by the department shall submit the return or report electronically in a format prescribed by the department. Failure to comply with this section may result in a civil penalty under AS 43.05.220(f). If a law under this title requires a report or return or a portion of a report or return to be in writing, an electronically filed report or return satisfies this section. A taxpayer shall submit attachments to a report or return required under this title electronically."

Renumber the following bill sections accordingly.

Page 26, following line 19:

Insert a new bill section to read:

"* **Sec. 8.** AS 43.22.010, 43.22.015, 43.22.020, 43.22.025, 43.22.030, 43.22.035, 43.22.040, 43.22.045, 43.22.050, 43.22.055, 43.22.060, 43.22.065, 43.22.070, 43.22.075, 43.22.080, 43.22.085, 43.22.090, 43.22.095, 43.22.100, 43.22.110, 43.22.150; and AS 43.23.092 are repealed January 1, 2023."

Renumber the following bill sections accordingly.

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Page 26, line 22:

Delete "sec. 4"

Insert "sec. 5"

Page 26, line 23:

Delete "sec. 4"

Insert "sec. 5"

Page 26, line 29:

Delete "Section 8"

Insert "Section 10"

Page 26, following line 29:

Insert a new bill section to read:

"* **Sec. 12.** Sections 4 and 8 of this Act take effect January 1, 2023."

ReNUMBER the following bill section accordingly.

Page 26, line 30:

Delete "sec. 9"

Insert "secs. 11 and 12"

Representative Eastman moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative Seaton objected.

The question being: "Shall Amendment No. 2 be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am

Second Reading

Amendment No. 2

YEAS: 15 NAYS: 24 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Chenault, Eastman, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Saddler, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Tuck, Westlake, Wool

Excused: Neuman

And so, Amendment No. 2 was not adopted.

Amendment No. 3 was offered by Representative Pruitt:

Page 1, line 5, following "Act;" (title amendment):

Insert "**relating to contributions from permanent fund dividends to the general fund;**"

Page 26, following line 12:

Insert new bill sections to read:

*** Sec. 5.** AS 43.23.062(a) is amended to read:

(a) Notwithstanding AS 43.23.069, the Department of Revenue shall prepare the electronic Alaska permanent fund dividend application to allow an applicant who files electronically to direct that money be subtracted from the dividend payment and contributed **to the general fund or** to one or more of the educational organizations, community foundations, or charitable organizations that appear on the contribution list contained in the application. A contribution **to the general fund or** to an organization may be \$25, \$50, \$75, \$100, or more, in increments of \$50, up to the total amount of the permanent fund dividend that the applicant is entitled to receive. If the total amount of contributions elected by an applicant exceeds the amount of the permanent fund dividend that the applicant is entitled to receive, contributions shall be deducted from the dividend in the order of priority elected by the applicant on the application until the entire amount of the dividend that the applicant is entitled to receive is allocated for contribution. The electronic dividend application form must include notice that seven percent of the money contributed will be used for administrative costs incurred in implementing this section, and money from the dividend fund will not be used for that purpose.

*** Sec. 6.** AS 43.23.062(b) is amended to read:

(b) The department shall list each educational organization, community foundation, or charitable organization eligible under (c) and (d) of this section, [AND] each university campus that applies under (l) of this section, **and the general fund** on the contribution list. The department shall maintain an electronic

database for the contribution list that is accessible to the public and that permits searches by organization name, geographic location, and type. The department shall provide a statement of the contributions made by an individual that is suitable for federal income tax purposes to each individual who elects to contribute under (a) of this section.

* **Sec. 7.** AS 43.23.062(m) is amended to read:

(m) In addition to the application fee in (f) of this section, the department shall withhold a coordination fee from each organization, foundation, or university campus that receives contributions under this section in the immediately preceding dividend year. The coordination fee for an organization, foundation, or university campus that receives contributions under this section shall be seven percent of the amount of contributions reported by the department under (j) of this section for the organization, foundation, or university campus for the immediately preceding dividend year. The coordination fee shall be separately accounted for under AS 37.05.142 and shall be accounted for separately from the application fee collected under (f) of this section. The annual estimated balance in the account maintained under AS 37.05.142 for coordination fees collected under this subsection may be appropriated for costs of administering this section. **The department may not withhold a coordination fee for contributions to the general fund.**"

Renumber the following bill sections accordingly.

Page 26, line 29:

Delete "Section 8"
Insert "Section 11"

Page 26, line 30:

Delete "sec. 9"
Insert "sec. 12"

Representative Pruitt moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Seaton objected.

The question being: "Shall Amendment No. 3 be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am
Second Reading
Amendment No. 3

YEAS: 15 NAYS: 24 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Chenault, Eastman, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Saddler, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Tuck, Westlake, Wool

Excused: Neuman

And so, Amendment No. 3 was not adopted.

Amendment No. 4 was offered by Representative Pruitt:

Page 1, line 1, following "Act"; (title amendment)":

Insert **"allowing a state employee to withhold income for deposit into the general fund;"**

Page 2, following line 7:

Insert a new bill section to read:

"* Sec. 3. AS 39.25.050 is amended by adding a new subsection to read:

(c) The director of personnel shall establish a program to allow an employee to deduct from the employee's compensation at the end of each payroll period a donation to the general fund."

Renumber the following bill sections accordingly.

Page 26, line 22:

Delete "sec. 4"

Insert "sec. 5"

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Page 26, line 23:

Delete "sec. 4"

Insert "sec. 5"

Page 26, line 29:

Delete "Section 8"

Insert "Section 9"

Page 26, line 30:

Delete "sec. 9"

Insert "sec. 10"

Representative Pruitt moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Seaton objected.

The question being: "Shall Amendment No. 4 be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am

Second Reading

Amendment No. 4

YEAS: 15 NAYS: 24 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Chenault, Eastman, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Saddler, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Tuck, Westlake, Wool

Excused: Neuman

And so, Amendment No. 4 was not adopted.

Amendment No. 5 was offered by Representative Pruitt:

Page 1, line 5, following "**Act**;" (title amendment):

Insert "**relating to donations to the state**;"

Page 26, following line 18:

Insert a new bill section to read:

"* **Sec. 6.** AS 43.98 is amended by adding a new section to read:

Article 5. Donations to the State.

Sec. 43.98.080. Donations to the state. The department may

(1) accept a donation from a person for a public purpose;

and

(2) adopt regulations under AS 44.62 (Administrative Procedure Act) to implement this section."

Renumber the following bill sections accordingly.

Page 26, line 29:

Delete "Section 8"

Insert "Section 9"

Page 26, line 30:

Delete "sec. 9"

Insert "sec. 10"

Representative Pruitt moved and asked unanimous consent that Amendment No. 5 be adopted.

Representative Seaton objected.

The question being: "Shall Amendment No. 5 be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am

Second Reading

Amendment No. 5

YEAS: 15 NAYS: 24 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Chenault, Eastman, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Saddler, Talerico, Thompson, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Tuck, Westlake, Wool

Excused: Neuman

And so, Amendment No. 5 was not adopted.

Amendment No. 6 was offered by Representative Eastman:

Page 2, line 20:

Delete "Each"

Insert "Unless otherwise provided under AS 43.22.012, each"

Page 4, following line 3:

Insert a new section to read:

"Sec. 43.22.012. Suspension of income tax. The commissioner of revenue shall determine whether, in the previous four calendar quarters for which data has been published, the percentage change in real gross domestic product was negative for at least two consecutive quarters. To make the determination under this section, the commissioner shall rely on the percent change in real gross domestic product reported by the Bureau of Economic Analysis in the United States Department of Commerce. If the commissioner determines that the percent change in real gross domestic product for the state was negative during at least two consecutive quarters of the previous four calendar quarters, the tax under this chapter shall be suspended for one year, beginning with the next calendar quarter."

Representative Eastman moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Seaton objected.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am
Second Reading
Amendment No. 6

YEAS: 13 NAYS: 26 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Chenault, Eastman, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Talerico, Tilton, Wilson

Nays: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnson, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Tarr, Thompson, Tuck, Westlake, Wool

Excused: Neuman

And so, Amendment No. 6 was not adopted.

The Speaker stated that, without objection, the House would recess for 30 minutes; and so, the House recessed at 12:27 p.m.

AFTER RECESS

The Speaker called the House back to order at 1:07 p.m.

THIRD READING OF HOUSE BILLS

(continued)

HB 115

CSHB 115(FIN) am was before the House in second reading.

Amendment No. 7 was offered by Representative Ortiz:

Page 9, line 4:

Delete "and"

Page 9, line 12, following "zero":

Insert "; and

(J) 50 percent of municipal property taxes paid in the taxable year on the residence in the state of an individual; the deduction under this subparagraph may not be taken for more than one residence for each tax return"

Representative Ortiz moved and asked unanimous consent that Amendment No. 7 be adopted.

There was objection.

Representative Ortiz moved and asked unanimous consent to withdraw Amendment No. 7. There being no objection, it was so ordered.

CSHB 115(FIN) am was automatically in third reading.

Pursuant to Uniform Rule 4 the Speaker temporarily relinquished the Chair to Representative Tuck, Majority Leader.

The Speaker resumed the Chair.

The question being: "Shall CSHB 115(FIN) am pass the House?" The roll was taken with the following result:

CSHB 115(FIN) am
Third Reading
Final Passage

YEAS: 22 NAYS: 17 EXCUSED: 1 ABSENT: 0

Yeas: Claman, Drummond, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Josephson, Kawasaki, Kito, Kreiss-Tomkins, LeDoux, Ortiz, Parish, Seaton, Spohnholz, Stutes, Tarr, Tuck, Westlake, Wool

Nays: Birch, Chenault, Eastman, Johnson, Johnston, Knopp, Kopp, Millett, Pruitt, Rauscher, Reinbold, Saddler, Sullivan-Leonard, Talerico, Thompson, Tilton, Wilson

Excused: Neuman

And so, CSHB 115(FIN) am passed the House.

Representative Tuck moved the effective date clause.

The question being: "Shall the effective date clause be adopted?" The roll was taken with the following result:

CSHB 115(FIN) am
Third Reading
Effective Date

YEAS: 34 NAYS: 5 EXCUSED: 1 ABSENT: 0

Yeas: Birch, Claman, Drummond, Eastman, Edgmon, Fansler, Foster, Gara, Grenn, Guttenberg, Johnston, Josephson, Kawasaki, Kito,

Kreiss-Tomkins, LeDoux, Millett, Ortiz, Parish, Pruitt, Rauscher, Saddler, Seaton, Spohnholz, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

Nays: Chenault, Johnson, Knopp, Kopp, Reinbold

Excused: Neuman

And so, the effective date clause was adopted.

Representative Millett gave notice of reconsideration of the vote on CSHB 115(FIN) am.

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:

Honoring - Steve Johnson

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

Honoring - Michelle Girault and Chuck Wright

By Representatives Spohnholz, 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, Stutes, Sullivan-Leonard, Talerico, Tarr, Thompson, Tilton, Tuck, Westlake, Wilson, Wool

UNFINISHED BUSINESS

HB 204

Representative Grenn added as a cosponsor to:

HOUSE BILL NO. 204

"An Act relating to overtaking and passing certain stationary vehicles."

HB 214

Representative LeDoux added as a cosponsor to:

HOUSE BILL NO. 214

"An Act renaming a portion of the Alaska Safe Children's Act as Bree's Law; relating to Bree's Law programs and Bree's Law activities; relating to dating violence and abuse policy, training, awareness, prevention, and notices; and providing for an effective date."

SB 64

Representative Kito added as a cross sponsor to:

SENATE BILL NO. 64

"An Act adopting the Uniform Environmental Covenants Act; relating to environmental real property covenants and notices of activity and use limitation at contaminated sites to ensure the protection of human health, safety, and welfare, and the environment; and providing for an effective date."

ANNOUNCEMENTS

House committee schedules are published under separate cover.

The following meetings today were changed:

Finance Committee

CANCELED

Judiciary Committee

CHANGED TO:

5:10 p.m.

ADJOURNMENT

Representative Tuck moved and asked unanimous consent that the House adjourn until 1:00 p.m., April 16. There being no objection, the House adjourned at 4:34 p.m.

Crystaline Jones
Chief Clerk