

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTIETH LEGISLATURE**

**FIRST SESSION**

**Juneau, Alaska**

**Saturday**

**April 15, 2017**

**Eighty-ninth Day**

Pursuant to adjournment the Senate was called to order by President Kelly at 11:14 a.m.

The roll showed nineteen members present. Senator Dunleavy was absent.

Senator Micciche moved and asked unanimous consent Senator Dunleavy be excused from a call of the Senate today. Without objection, Senator Dunleavy was excused.

The prayer was offered by the Chaplain, Senator Giessel. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Lord God, thank you for your love for us and for your hand reaching out to us through your Son, Jesus.

Thank you for daily changing your sons and daughters to be your hand extended and your love expressed to others.

Thank you for giving us the ability to know you as loving father, friend and source of life.

I offer this prayer in the name above all names, the Lord Jesus Christ. Amen.

Senator Hoffman led the Senate in the Pledge of Allegiance.

**Certification**

Senator Micciche moved and asked unanimous consent that the journal for the eighty-eighth legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

**Messages from the House**

Message dated April 14 was read stating the House passed and transmitted for consideration:

**First Reading and Reference of House Bills****HB 186**

HOUSE BILL NO. 186 BY REPRESENTATIVES TALERICO, Kawasaki, Spohnholz, Tarr, Eastman, Grenn, Sullivan-Leonard, Kopp, Millett, Tilton, Josephson, Fansler, Gara, entitled:

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

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

**Standing Committee Reports****SB 79**

The Labor and Commerce Committee considered SENATE BILL NO. 79 "An Act relating to the prescription of opioids; establishing the Voluntary Nonopioid Directive Act; relating to the controlled substance prescription database; relating to the practice of dentistry; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; relating to the practice of veterinary medicine; related to the duties of the Board of Pharmacy; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 79(L&C) "An Act relating to the prescription of opioids; relating to voluntary nonopioid directives; relating to the controlled substance prescription database; relating to the practice of dentistry; relating to the practice of pharmacy; relating to the practice of medicine; relating to the practice of podiatry; relating to the practice of osteopathy; relating to the practice of nursing; relating to the practice of optometry; relating to the practice of veterinary medicine; relating to the duties of the Board of Pharmacy; relating to pharmacists; providing for an effective date by repealing the effective date of sec. 73, ch. 25, SLA 2016; and providing for an effective date."

Signing do pass: Senator Costello, Chair; Senators Meyer, Stevens, Gardner.

The following previously published fiscal information applies:

Fiscal Note No. 1, zero, Department of Corrections  
Fiscal Note No. 2, zero, Department of Health and Social Services  
Fiscal Note No. 3, Department of Commerce, Community and  
Economic Development

The bill was referred to the Health and Social Services Committee.

**SB 103**

Forthcoming fiscal information (page 955) for the Finance Committee Substitute for SENATE BILL NO. 103 "An Act establishing the Alaska education innovation grant program; eliminating the Alaska education grant program and the Alaska performance scholarship program; redesignating the Alaska higher education investment fund as the Alaska education innovation grant fund; and providing for an effective date" was published today:

Fiscal Note No. 4, Department of Education and  
Early Development  
Fiscal Note No. 5, Department of Education and  
Early Development  
Fiscal Note No. 6, Department of Education and  
Early Development  
Fiscal Note No. 7, University of Alaska

**SB 104**

The Finance Committee considered SENATE BILL NO. 104 "An Act relating to the duties of the state Board of Education and Early Development; and relating to school curriculum" and recommended it be replaced with

**CS FOR SENATE BILL NO. 104(FIN)**

Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senator Bishop. Signing no recommendation: Senators Olson, Micciche.

The following fiscal information was published today:

Fiscal Note No. 2, Senate Finance Committee

The bill was referred to the Rules Committee.

**HB 49**

The Finance Committee considered CS FOR HOUSE BILL NO. 49(FIN) "An Act extending the termination date of the Board of Certified Direct-Entry Midwives; and providing for an effective date" and recommended the adoption of the Labor and Commerce Committee Substitute offered on page 927. Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senators Bishop, von Imhof, Hughes, Olson, Micciche.

The following previously published fiscal information applies:

Fiscal Note No. 1, Department of Commerce, Community and Economic Development

The bill was referred to the Rules Committee.

**HJR 14**

The Health and Social Services Committee considered 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. Signing do pass: Senator Wilson, Chair; Senators Begich, Micciche.

The following previously published fiscal information applies:  
Fiscal Note No. 1, zero, House Labor and Commerce Committee

The resolution was referred to the Rules Committee.

### **Introduction and Reference of Senate Resolutions**

#### **SCR 11**

SENATE CONCURRENT RESOLUTION NO. 11 BY THE  
SENATE STATE AFFAIRS COMMITTEE,

Suspending Rules 24(c), 35, 41(b), and 42(e),  
Uniform Rules of the Alaska State Legislature,  
concerning House Bill No. 148, relating to service  
areas in second class boroughs.

was read the first time and held on the Secretary's desk.

#### **SJR 8**

SENATE JOINT RESOLUTION NO. 8 BY SENATOR BEGICH,

Proposing amendments to the Constitution of the  
State of Alaska relating to the Alaska permanent  
fund.

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

**Introduction and Reference of Senate Bills****SB 115**

SENATE BILL NO. 115 BY THE SENATE 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 State Affairs and Finance  
Committees.

The following fiscal information was published today:

Fiscal Note No. 1, Office of the Governor

Governor's transmittal letter dated April 14:

Dear President Kelly:

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

### **Consideration of the Calendar**

#### **Second Reading of Senate Bills**

##### **SB 45**

SENATE BILL NO. 45 "An Act relating to an exemption from the regulation of construction contractors" was read the second time.

Senator MacKinnon, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 905. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 45(FIN) was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 45(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 45(FIN) "An Act relating to an exemption from the regulation of construction contractors" pass the Senate?" The roll was taken with the following result:

CSSB 45(FIN)  
Third Reading - Final Passage

**YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Excused: Dunleavy

and so, CS FOR SENATE BILL NO. 45(FIN) passed the Senate and was referred to the Secretary for engrossment.

**SB 83**

SENATE BILL NO. 83 "An Act relating to the protection of vulnerable adults and residents of long term care facilities" was read the second time.

Senator Wilson, Chair, moved and asked unanimous consent for the adoption of the Health and Social Services Committee Substitute offered on page 682. Senator Gardner objected, then withdrew her objection. There being no further objection, CS FOR SENATE BILL NO. 83(HSS) was adopted.

Senator Micciche moved and asked unanimous consent that the bill be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

CS FOR SENATE BILL NO. 83(HSS) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 83(HSS) "An Act relating to the protection of vulnerable adults and residents of long term care facilities" pass the Senate?" The roll was taken with the following result:

CSSB 83(HSS)

Third Reading - Final Passage

**YEAS: 19 NAYS: 0 EXCUSED: 1 ABSENT: 0**

Yeas: Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, Kelly, MacKinnon, Meyer, Micciche, Olson, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Excused: Dunleavy

and so, CS FOR SENATE BILL NO. 83(HSS) passed the Senate and was referred to the Secretary for engrossment.



**Announcements**

Announcements are at the end of the journal.

**Engrossment****SB 45**

CS FOR SENATE BILL NO. 45(FIN) "An Act relating to an exemption from the regulation of construction contractors" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**SB 83**

CS FOR SENATE BILL NO. 83(HSS) "An Act relating to the protection of vulnerable adults and residents of long term care facilities" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

**Adjournment**

Senator Micciche moved and asked unanimous consent that the Senate stand in adjournment until 2:00 p.m., April 16, 2017. Without objection, the Senate adjourned at 11:42 a.m.

Liz Clark  
Secretary of the Senate

**Announcements**

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

**STANDING COMMITTEES**

+ indicates teleconference

= indicates bill previously heard/scheduled

**COMMUNITY & REGIONAL AFFAIRS**

**Apr 18 Tuesday Beltz 105 (tsbldg) 3:30 PM**  
No Meeting Scheduled

**Apr 20 Thursday Beltz 105 (tsbldg) 3:30 PM**  
No Meeting Scheduled

**EDUCATION**

**Apr 15 Saturday Butrovich 205 1:00 PM**  
-- MEETING CANCELED --  
-- Meeting Pending Waiver of Uniform Rule 23 --  
-- Please Note Time --

+ HCR 8 KODIAK SEAFOOD & MARINE SCIENCE CENTER  
-- Public Testimony --  
<Pending Waiver of Uniform Rule 23>  
+ Bills Previously Heard/Scheduled

**Apr 17 Monday Butrovich 205 8:00 AM**  
No Meeting Scheduled

**Apr 19 Wednesday Butrovich 205 8:00 AM**  
No Meeting Scheduled

**Apr 21 Friday Butrovich 205 8:00 AM**  
No Meeting Scheduled

**FINANCE****Apr 15 Saturday Senate Finance 532 9:00 AM**

- Meeting Postponed to 1:00 p.m. --
- + SB 4 NON-CHEMICAL BARBERING;HAIR BRAIDING  
<Bill Hearing Canceled>  
Uniform Rule 23 Waived
  - + HB 56 COMMERCIAL FISHING LOANS  
<Bill Hearing Canceled>  
Uniform Rule 23 Waived
  - + SB 37 PHARMA BD & EMPLOYEES;DRUG DIST/MANUFAC  
<Bill Hearing Canceled>  
Uniform Rule 23 Waived
  - + SB 80 TELECOMMUNICATIONS: DISABLED SUBSCRIBERS  
Uniform Rule 23 Waived
  - + Bills Previously Heard/Scheduled:
  - += HB 23 INS. FOR DEPENDS. OF DECEASED FIRE/POLICE
  - += HB 141 AK WORKFORCE INVESTMENT BOARD;FUNDS

**Apr 15 Saturday Senate Finance 532 9:01 AM**

- + -- Joint with the Senate Resources Committee --
- + -- Uniform Rule Waived for Meeting Notice --
- + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
<Pending Referral> Uniform Rule 23 Waived
- + Mr. Roger Marks, Consultant, Legislative Budget  
and Audit
- + Bills Previously Heard/Scheduled

**Apr 15 Saturday Senate Finance 532 2:00 PM**

- + -- Joint with the Senate Resources Committee --
- + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
<Pending Referral> Uniform Rule 23 Waived
- + Mr. Rich Ruggiero, Consultant, Legislative  
Budget and Audit
- + Bills Previously Heard/Scheduled

**Apr 16 Sunday Senate Finance 532 9:00 AM**

- MEETING CANCELED --
- + SB 4 NON-CHEMICAL BARBERING;HAIR BRAIDING
- + HB 56 COMMERCIAL FISHING LOANS
- + SB 37 PHARMA BD & EMPLOYEES;DRUG DIST/MANUFAC
- + SB 80 TELECOMMUNICATIONS: DISABLED SUBSCRIBERS
- + HB 49 EXTEND BOARD OF DIRECT-ENTRY MIDWIVES

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**FINANCE (continued)**

**(Continued from Previous Page)**

- + SB 79 OPIOIDS;PRESCRIPTIONS;DATABASE;LICENSES  
<Pending Referral>
- + HB 141 AK WORKFORCE INVESTMENT BOARD;FUNDS
- + Bills Previously Heard/Scheduled

**Apr 17 Monday Senate Finance 532 9:00 AM**

- + Bills Previously Heard/Scheduled:
- + SB 37 PHARMA BD & EMPLOYEES;DRUG DIST/MANUFAC
- + HB 56 COMMERCIAL FISHING LOANS
- + SB 4 NON-CHEMICAL BARBERING;HAIR BRAIDING

**Apr 18 Tuesday Senate Finance 532 9:00 AM**

- + Bills Previously Heard/Scheduled

**Apr 19 Wednesday Senate Finance 532 9:00 AM**

- + Bills Previously Heard/Scheduled

**Apr 20 Thursday Senate Finance 532 9:00 AM**

- + Bills Previously Heard/Scheduled

**Apr 21 Friday Senate Finance 532 9:00 AM**

- + Bills Previously Heard/Scheduled

**HEALTH & SOCIAL SERVICES**

**Apr 17 Monday Butrovich 205 1:30 PM**  
No Meeting Scheduled

**Apr 19 Wednesday Butrovich 205 1:30 PM**  
No Meeting Scheduled

**Apr 21 Friday Butrovich 205 1:30 PM**  
No Meeting Scheduled

**JUDICIARY**

**Apr 17 Monday Beltz 105 (tsbldg) 1:30 PM**  
 + SB 47 MOTOR VEHICLE DEALER FRANCHISES  
 + Bills Previously Heard/Scheduled

**Apr 19 Wednesday Beltz 105 (tsbldg) 1:30 PM**  
 + Bills Previously Heard/Scheduled

**Apr 21 Friday Beltz 105 (tsbldg) 1:30 PM**  
 + Bills Previously Heard/Scheduled

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**LABOR & COMMERCE**

**Apr 18 Tuesday Beltz 105 (tsbldg) 1:30 PM**  
 No Meeting Scheduled

**Apr 20 Thursday Beltz 105 (tsbldg) 1:30 PM**  
 No Meeting Scheduled

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**RESOURCES**

**Apr 15 Saturday Senate Finance 532 9:00 AM**  
 + -- Joint with the Senate Finance Committee --  
 -- Please Note Time and Location --  
 + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 Uniform Rule 23 Waived  
 Overview with Legislative Consultants

**Apr 15 Saturday Senate Finance 532 2:00 PM**  
 + -- Joint with the Senate Finance Committee --  
 -- Please Note Time and Location --  
 += HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 Uniform Rule 23 Waived  
 Overview with Legislative Consultants

**Apr 17 Monday Butrovich 205 1:00 PM**  
 -- Please Note Time --  
 + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Testimony <Invited from Industry> --

**RESOURCES (continued)**

**Apr 17 Monday Butrovich 205 5:00 PM**  
 -- Please Note Time --  
 += HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Public Testimony --

**Apr 18 Tuesday Butrovich 205 2:00 PM**  
 -- Please Note Time --  
 += HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Testimony <Invitation Only> --

**Apr 19 Wednesday Butrovich 205 2:00 PM**  
 -- Please Note Time --  
 + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Testimony <Invitation Only> --

**Apr 20 Thursday Butrovich 205 2:00 PM**  
 -- Please Note Time --  
 + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Testimony <Invitation Only> --

**Apr 21 Friday Butrovich 205 2:00 PM**  
 -- Please Note Time --  
 + HB 111 OIL & GAS PRODUCTION TAX;PAYMENTS;CREDITS  
 -- Testimony <Invitation Only> --

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**STATE AFFAIRS**

**Apr 18 Tuesday Butrovich 205 3:30 PM**  
 No Meeting Scheduled

**Apr 20 Thursday Butrovich 205 3:30 PM**  
 No Meeting Scheduled

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**TRANSPORTATION**

**Apr 18 Tuesday Butrovich 205 1:30 PM**  
 No Meeting Scheduled

**Apr 20 Thursday Butrovich 205 1:30 PM**  
 No Meeting Scheduled

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