

**SENATE JOURNAL**  
**ALASKA STATE LEGISLATURE**  
**THIRTIETH LEGISLATURE**  
**SECOND SESSION**

**Juneau, Alaska**                      **Wednesday**                      **February 28, 2018**  
**Forty-fourth Day**

Pursuant to adjournment the Senate was called to order by President Kelly at 11:07 a.m.

The roll showed twenty members present.

The prayer was sung by the Chaplain, The Reverend Bobby Lewis, The New Light Baptist Church of Greater New York, accompanied by Ryan Shaw and Alyssa Fischer. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"God Bless America"

God bless America,  
Land that I love,  
Stand beside her and guide her  
Through the night with a light from above;  
From the mountains, to the prairies,  
To the oceans white with foam,  
God bless America,  
My home, sweet home.  
God bless America,  
My home, sweet home.                      Amen.  
(Irving Berlin)

Senator Meyer led the Senate in the Pledge of Allegiance.

**Certification**

Senator Micciche moved and asked unanimous consent that the journals for the forty-second and forty-third legislative days and House and Senate Joint Journal Supplement No. 17 be approved as certified by the Secretary. Without objection, it was so ordered.

**Messages from the Governor**

Letter dated February 27 was read stating the following appointees have withdrawn their names from consideration, effective immediately:

**Alaska Workers' Compensation Board**

Chad Bolduc – Juneau

**Commercial Fisheries Entry Commission, Alaska**

Carol Petraborg – Juneau

In accordance with AS 39.05.080, the following name is submitted for legislative confirmation:

**Commercial Fisheries Entry Commission, Alaska**

Dale Kelley – Juneau

Appointed: 3/1/2018

Term Expires: 3/1/2022

The appointment was referred to the Resources Committee.

The resume for this appointment has been submitted to the Office of the Senate Secretary.

**Messages from the House**

Message dated February 26 was read stating the House passed and transmitted for consideration:

**First Reading and Reference of House Bills****HB 302**

HOUSE BILL NO. 302 BY REPRESENTATIVE WOOL, entitled:

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

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

**Standing Committee Reports**

Report dated February 26 was read stating:

In accordance with AS 39.05.080, the Resources Committee reviewed the following and recommends the appointments be forwarded to a joint session for consideration:

**Big Game Commercial Services Board**

Robert Beans – Palmer  
Michelle Heun – Palmer  
Cash Joyce – Wasilla

This does not reflect an intent by any of the members to vote for or against the confirmation of the individuals during any further sessions.

Signing the report: Senator Giessel, Chair; Senators Bishop, Coghill, von Imhof, Stedman, Meyer.

**SB 15**

The Finance Committee considered SENATE BILL NO. 15 "An Act relating to possession of an electronic smoking product or a product containing nicotine by a minor and to selling or giving an electronic smoking product to a minor; relating to business license endorsements to sell cigarettes, cigars, tobacco, products containing tobacco,

electronic smoking products, or products containing nicotine; and relating to citations for certain offenses concerning tobacco or nicotine products" and recommended it be replaced with

CS FOR SENATE BILL NO. 15(FIN) "An Act relating to possession of an electronic smoking product or a product containing nicotine by a minor and to selling or giving a product containing nicotine or an electronic smoking product to a minor; relating to business license endorsements to sell cigarettes, cigars, tobacco, products containing tobacco, electronic smoking products, or products containing nicotine; and relating to citations for certain offenses concerning tobacco, products containing nicotine, or electronic smoking products."

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

The following fiscal information was published today:

Fiscal Note No. 6, zero, Office of the Governor  
Fiscal Note No. 7, Department of Commerce, Community and  
Economic Development

The bill was referred to the Rules Committee.

**SB 130**

Forthcoming fiscal information (page 2118) for the State Affairs Committee Substitute for SENATE BILL NO. 130 "An Act relating to a vote of the people before a broad-based individual income tax or statewide sales tax takes effect" was published today:

Fiscal Note No. 1, zero, Office of the Governor

**SB 165**

The Finance Committee considered SENATE BILL NO. 165 "An Act relating to the Alaska comprehensive health insurance fund; and providing for an effective date." Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senators Bishop, von Imhof, Stevens, Micciche. Signing no recommendation: Senator Olson.

The following previously published fiscal information applies:  
Fiscal Note No. 1, zero, Department of Administration  
Fiscal Note No. 2, zero, Department of Commerce, Community  
and Economic Development

The bill was referred to the Rules Committee.

**SB 202**

The Resources Committee considered SENATE BILL NO. 202 "An Act relating to the liability of a Native corporation for the release or threatened release of hazardous substances present on certain lands." Signing do pass: Senator Giessel, Chair; Senators Bishop, Coghill, von Imhof. Signing no recommendation: Senators Stedman, Meyer.

The following fiscal information was published today:  
Fiscal Note No. 1, zero, Department of Environmental  
Conservation

The bill was referred to the Judiciary Committee.

**SB 204**

The State Affairs Committee considered SENATE BILL NO. 204 "An Act relating to special registration plates for vehicles owned by veterans with disabilities." Signing do pass: Senator Meyer, Chair; Senators Giessel, Coghill, Egan. Signing no recommendation: Senator Wilson.

The following fiscal information was published today:  
Fiscal Note No. 1, zero, Department of Administration

The bill was referred to the Rules Committee.

**HB 120**

The Finance Committee considered 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." Signing do pass: Senators Hoffman, MacKinnon, Cochairs; Senators Stevens, Bishop, von Imhof. Signing no recommendation: Senators Olson, Micciche.

The following fiscal information was published today:

Fiscal Note No. 2, zero, Department of Law

The bill was referred to the Rules Committee.

**SCR 17**

The State Affairs Committee considered SENATE CONCURRENT RESOLUTION NO. 17 Proclaiming April 2018 as Sexual Assault Awareness Month. Signing do pass: Senator Meyer, Chair; Senators Wilson, Giessel, Coghill, Egan.

The following fiscal information was published today:

Fiscal Note No. 1, zero, Legislative Agency

The resolution was referred to the Rules Committee.

**Consideration of the Calendar**

**Second Reading of House Bills**

**HB 195**

HOUSE BILL NO. 195 "An Act relating to insurer actions based on credit history and insurance scores at insurance policy renewal; and providing for insurer consideration of consumer requests for exceptions of credit history or insurance scores" was read the second time.

President Kelly stated HOUSE BILL NO. 195 will advance to third reading on the March 1 calendar.

**Citations**

Honoring - Colonel Suellyn Wright-Novak

Representative(s) Saddler

Senator(s) MacKinnon, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Linda Lord-Jenkins

Representative(s) Saddler

Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Alaska Congressional Delegation on Opening ANWR

Representative(s) Millett

Senator(s) Kelly, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Thomas Barrett

Representative(s) Millett

Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Charles "Chuck" C.E. Robinson

Representative(s) Millett

Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski

Honoring - Robert Penny

Representative(s) Millett

Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Honoring - Dimitri Philemonof

Representative(s) Millett, Edgmon

Senator(s) Hoffman, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

In Memoriam - Howard Frederick "QaqkiGliulaq" Lincoln

Senator(s) Olson, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

Representative(s) Foster

In Memoriam - Matthew Ryan Oliver

Senator(s) Olson, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson  
Representative(s) Foster

In Memoriam - Katherine Stettinger

Senator(s) Olson, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson  
Representative(s) Foster

In Memoriam - Florence "Nuz" Doyle

Senator(s) Olson, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson  
Representative(s) Foster

In Memoriam - Mildred Elizabeth Minnick

Representative(s) Sullivan-Leonard, Tilton  
Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

In Memoriam - Harold George Brown

Representative(s) Sullivan-Leonard  
Senator(s) Meyer, Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

In Memoriam - Marilyn Hahn Herreid

Representative(s) Guttenberg  
Senator(s) Kelly, Begich, Bishop, Coghill, Costello, Egan, Gardner, Giessel, Hoffman, Hughes, MacKinnon, Meyer, Micciche, Olson, Shower, Stedman, Stevens, von Imhof, Wielechowski, Wilson

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



**Unfinished Business****SB 196**

President Kelly added a State Affairs Committee referral to SENATE BILL NO. 196 "An Act relating to an appropriation limit; and providing for an effective date."

The bill was referred to the State Affairs, then Finance Committees.

**SB 202**

Senators Bishop, Giessel, Stevens, Stedman, Olson moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 202 "An Act relating to the liability of a Native corporation for the release or threatened release of hazardous substances present on certain lands." Without objection, it was so ordered.

**SB 212**

Senators Bishop, Gardner, Begich moved and asked unanimous consent to be shown as cosponsors on SENATE BILL NO. 212 "An Act relating to participation of certain peace officers and firefighters in the defined benefit and defined contribution plans of the Public Employees' Retirement System of Alaska; relating to eligibility of peace officers and firefighters for medical benefits; and providing for an effective date." Without objection, it was so ordered.

Senator Hughes moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, February 28 through evening plane time, March 4. Without objection, Senator Hughes was excused.

**HB 298**

Senator Coghil, Chair, moved and asked unanimous consent the Judiciary Committee referral be waived on HOUSE BILL NO. 298 "An Act relating to the number of superior court judges in the first judicial district; and providing for an effective date." Without objection, the bill was referred to the Rules Committee.

**SB 208**

Senator Olson moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 208 "An Act establishing the month of March as Sobriety Awareness Month." Without objection, it was so ordered.

Senator Costello moved and asked unanimous consent to be excused from a call of the Senate from afternoon plane time, March 22 through evening plane time, March 25. Without objection, Senator Costello was excused.

**SJR 1**

Senator Wielechowski moved SENATE JOINT RESOLUTION NO. 1 be discharged from the Judiciary Committee. Senator Micciche objected.

The question being: "Shall SENATE JOINT RESOLUTION NO. 1 Proposing amendments to the Constitution of the State of Alaska relating to the Alaska permanent fund, establishing the earnings reserve account, and relating to the permanent fund dividend, be discharged from the Judiciary Committee? The roll was taken with the following result:

**SJR 1**

Discharge from Judiciary Committee?

**YEAS: 6 NAYS: 14 EXCUSED: 0 ABSENT: 0**

Yeas: Begich, Egan, Gardner, Hughes, Olson, Wielechowski

Nays: Bishop, Coghill, Costello, Giessel, Hoffman, Kelly, MacKinnon, Meyer, Micciche, Shower, Stedman, Stevens, von Imhof, Wilson

and so, SENATE JOINT RESOLUTION NO. 1 failed to be discharged from the Judiciary Committee.

**Announcements**

Announcements are at the end of the journal.

**Adjournment**

Senator Micciche moved and asked unanimous consent the Senate stand in adjournment until 11:00 a.m., March 1, 2018. Without objection, the Senate adjourned at 12:02 p.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**

**Mar 01 Thursday Beltz 105 (tsbldg) 3:30 PM**  
+ Bills Previously Heard/Scheduled

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**EDUCATION**

**Feb 28 Wednesday Butrovich 205 8:00 AM**  
+ HB 214 BREE'S LAW; DATING VIOLENCE PROGRAMS  
-- Testimony <Invited and Public> --  
\*\*Streamed live on AKL.tv\*\*  
+ Bills Previously Heard/Scheduled

**Mar 02 Friday Butrovich 205 8:00 AM**  
No Meeting Scheduled

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**FINANCE**

**Feb 28 Wednesday Senate Finance 532 9:00 AM**  
+ HB 321 APPROP: SUPPLEMENTAL OP.; FUND; AMENDING  
<Pending Referral>  
<Bill Hearing Canceled>  
+= SB 104 EDUCATION CURRICULUM  
<Bill Hearing Canceled>  
+ Bills Previously Heard/Scheduled:  
+= HB 120 DEPT OF LAW: ADVOCACY BEFORE FERC  
+= SB 165 COMPREHENSIVE HEALTH INSURANCE FUND  
+= SB 15 E-CIGS: SALE TO AND POSSESSION BY MINOR

**FINANCE (continued)**

**Mar 01 Thursday Senate Finance 532 9:00 AM**  
 + SB 92 VESSELS: REGISTRATION/TITLES; DERELICTS  
 + SB 128 MARIJUANA EDU/TREATMENT FUND/PROGRAM  
 + Bills Previously Heard/Scheduled:  
 += SB 104 EDUCATION CURRICULUM

**Mar 02 Friday Senate Finance 532 9:00 AM**  
 + Bills Previously Heard/Scheduled

**HEALTH & SOCIAL SERVICES**

**Feb 28 Wednesday Butrovich 205 1:30 PM**  
 + Presentation: DHSS Office of Children's Services  
 Response to Citizen Review Panel  
 -- Testimony <Invitation Only> --  
 <Above Item Removed from Agenda>  
 + Bills Previously Heard/Scheduled:  
 += SB 122 OCS CITIZEN REVIEW PANEL  
 -- Testimony <Invited and Public> --

**Mar 02 Friday Butrovich 205 1:30 PM**  
 + Presentation: Key Campaign  
 -- Testimony <Invitation Only> --

**JUDICIARY**

**Feb 28 Wednesday Beltz 105 (tsbldg) 1:30 PM**  
 + SB 173 LIABILITY: PESTICIDES & UTILITY POLES  
 + HB 43 NEW DRUGS FOR THE TERMINALLY ILL  
 + Bills Previously Heard/Scheduled

**Mar 02 Friday Beltz 105 (tsbldg) 1:30 PM**  
 + Consideration of Appointee:  
 Dennis "Skip" Cook, Select Committee on  
 Legislative Ethics  
 + SJR 14 CONST. AM: PARENTAL CONSENT TO ABORTION  
 + HB 312 CRIMES AGAINST MEDICAL PROFESSIONALS  
 + Bills Previously Heard/Scheduled

**LABOR & COMMERCE**

**Mar 01 Thursday Beltz 105 (tsbldg) 1:30 PM**  
 + SB 110 TOURISM MARKETING:BOARD;ASSESSMENT;FUND  
 + Bills Previously Heard/Scheduled

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**RESOURCES**

**Feb 28 Wednesday Butrovich 205 3:30 PM**  
 + Alaska Minerals Commission  
 Overview of Annual Report  
 -- Testimony <Invitation Only> --  
 + Update on the Alaska LNG Project  
 Alaska Gasline Development Corporation  
 -- Testimony <Invitation Only> --  
 + Bills Previously Heard/Scheduled

**Mar 02 Friday Butrovich 205 3:30 PM**  
 + -- MEETING CANCELED --  
 + Bills Previously Heard/Scheduled

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**STATE AFFAIRS**

**Mar 01 Thursday Butrovich 205 3:30 PM**  
 + SB 212 PEACE OFFICER/FIREFIGHTER RETIRE BENEFITS  
 -- Public Testimony --  
 + Bills Previously Heard/Scheduled

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**TRANSPORTATION**

**Mar 01 Thursday Butrovich 205 1:30 PM**  
 + SB 163 DEFINITION OF COMMERCIAL MOTOR VEHICLES  
 + HB 204 OVERTAKING/PASSING ROAD WORK VEHICLES  
 + HB 82 OFF HWY DRIVER'S LIC.;REGISTRATION;INSUR.

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**FINANCE SUBCOMMITTEES****HEALTH & SOCIAL SERVICES**

<b>Mar 01</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>5:15 PM</b>
+	Health Care Services, Public Assistance		
	-- Testimony <Invitation Only> --		
<b>Mar 06</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>5:15 PM</b>
+	Office of Children's Services, Juvenile Justice		
	-- Testimony <Invitation Only> --		
<b>Mar 08</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>5:15 PM</b>
+	Pioneer Homes, Seniors and Disabilities Service		
	-- Testimony <Invitation Only> --		
<b>Mar 13</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>5:15 PM</b>
+	Closeout		
	-- Testimony <Invitation Only> --		

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**LABOR & WORKFORCE DEVELOPMENT**

<b>Mar 06</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>11:00 AM</b>
+	Budget Subcommittee Close-Out		
<b>Mar 13</b>	<b>Tuesday</b>	<b>Butrovich 205</b>	<b>11:00 AM</b>
+	Budget Subcommittee Close-Out, if Necessary		

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**NATURAL RESOURCES**

<b>Mar 01</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>12:00 PM</b>
	-- MEETING CANCELED --		
+	Alaska Mental Health Trust Authority		
	Committee Questions		
<b>Mar 08</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>12:00 PM</b>
	-- Agenda Change --		
+	Budget Subcommittee Close-Out		
	<Above Item Rescheduled to 3/13/18>		
	<New Item Added Below>		
+	Committee Questions		

**NATURAL RESOURCES (continued)**

**Mar 13**      **Tuesday**                      **Butrovich 205**              **12:00 PM**  
 -- Rescheduled from 03/08/18 --  
 +              Budget Subcommittee Close-Out

**Mar 15**      **Thursday**                      **Butrovich 205**              **12:00 PM**  
 +              Budget Subcommittee Close-Out, if Needed

**PUBLIC SAFETY**

**Feb 28**      **Wednesday**                      **Beltz 105 (tsbldg)**              **7:00 AM**  
 +              FY19 Budget Proposal Overview  
 -- Testimony <Invitation Only> --

**REVENUE**

**Feb 28**      **Wednesday**                      **Senate Finance 532**              **1:30 PM**  
 +              FY19 Budget Highlights

**TRANSPORTATION & PUBLIC FACILITIES**

**Mar 01**      **Thursday**                      **Butrovich 205**              **11:00 AM**  
 -- MEETING CANCELED --  
 +              Brief Agency Overview  
                  Highlights of Major Budget Changes  
                  Governor's Amendments, If Any  
                  House Changes

**Mar 06**      **Tuesday**                      **Butrovich 205**              **12:00 PM**  
 -- Agenda Change --  
 +              Alaska Marine Highway System  
                  Committee Questions  
                  <Above Items Rescheduled to 03/08/18>  
                  <New Items Added Below>  
 +              Brief Agency Overview  
                  Highlights of Major Budget Changes  
                  House Changes



**TRANSPORTATION & PUBLIC FACILITIES (continued)**

<b>Mar 08</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>11:00 AM</b>
	-- Agenda Change --		
+	Budget Subcommittee Close-Out		
	<Above Item Rescheduled to 03/15/18>		
	<Below Items Rescheduled from 03/06/18>		
+	Alaska Marine Highway System		
	Committee Questions		
<b>Mar 15</b>	<b>Thursday</b>	<b>Butrovich 205</b>	<b>11:00 AM</b>
	-- Rescheduled from 03/08/18 --		
+	Budget Subcommittee Close-Out		

**JOINT COMMITTEES****SELECT COMMITTEE ON LEGISLATIVE ETHICS**

<b>Mar 08</b>	<b>Thursday</b>	<b>Capitol 106</b>	<b>9:30 AM</b>
	Senate Subcommittee		
+	Public Comment		
	EXECUTIVE SESSION		
	Public Session		
<b>Mar 08</b>	<b>Thursday</b>	<b>Capitol 106</b>	<b>10:30 AM</b>
+	Approval of January Minutes		
	Public Comment		
	Chair/Staff Report		
	a. Outside Counsel Contract		
	b. Private Investigator Contract		
	c. Personnel		
	EXECUTIVE SESSION		
	Public Session		
	Other Business		

