## ALASKA STATE LEGISLATURE

## THIRTY-SECOND LEGISLATURE

## FIRST SESSION

Juneau, Alaska

#### Monday

April 26, 2021

## Ninety-eighth Day

Pursuant to adjournment the Senate was called to order by President Micciche at 11:34 a.m.

The roll showed nineteen members present. Senator Stevens was excused from a call of the Senate.

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

R'aeh, Adonai Eloheinu, b'amcha Yisrael, Ut'filatem b'ahavah ch'kabael, Ut'hi l'ratzon tamid avodah Yisrael amecha.

O G-d, fill our minds with knowledge and our hearts with wisdom. We praise the Mind that unifies all the world.

Remind us of the best that is in us. Praised be the Will that gives us power to choose our way.

Help us to feel the anguish of the afflicted and oppressed. We praise the Heart that inspires in us a vision of justice and love.

Make us bring knowledge and skill to help the infirm. We praise the Power that brings healing to the sick.

Teach us to stand in awe before the mystery of being.

Baruch atah Adonai, sheotecha l'vadcha b'yirah na'avod.

Praised be the One who is present in the miracle of prayer. Let us say, Amen.

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Senator Costello led the Senate in the Pledge of Allegiance.

## Certification

Senator Hughes moved and asked unanimous consent the journals for the ninety-fifth through ninety-seventh legislative days be approved as certified by the Secretary. Without objection, it was so ordered.

## Messages from the Governor

Message dated April 23 was read stating on January 19, 2021, in accordance with Article III, Sections 26 and 27 of the Alaska Constitution and Alaska Statute 39.05.080, I submitted a list of appointees for confirmation.

The following appointee has withdrawn from consideration, effective immediately:

Alaska Police Standards Council Justin Doll

## **Standing Committee Reports**

#### SB 64

The Finance Committee considered SENATE BILL NO. 64 "An Act relating to management of enhanced stocks of shellfish; authorizing certain nonprofit organizations to engage in shellfish enhancement projects; relating to application fees for salmon hatchery permits and shellfish enhancement project permits; allowing the Alaska Seafood Marketing Institute to market aquatic farm products; and providing for an effective date" and recommended it be replaced with

CS FOR SENATE BILL NO. 64(FIN) (forthcoming)

Signing do pass: Senators Bishop, Stedman, Cochairs. Signing no recommendation: Senators Hoffman, Wilson, Wielechowski, Olson, von Imhof.

The following previously published fiscal information applies: Fiscal Note No. 1, indeterminate, Department of Fish and Game Fiscal Note No. 2, zero, Department of Fish and Game Fiscal Note No. 4, indeterminate, Department of Revenue

The bill was referred to the Rules Committee.

## SB 111

Forthcoming fiscal information (page 726) for the Education Committee Substitute for SENATE BILL NO. 111 "An Act relating to the duties of the Department of Education and Early Development; relating to public schools; relating to early education programs; relating to funding for early education programs; relating to school age eligibility; relating to reports by the Department of Education and Early Development; relating to reports by school districts; relating to certification and competency of teachers; relating to assessing reading deficiencies and providing reading intervention services to public school students enrolled in grades kindergarten through three; relating textbooks and materials for reading intervention services; to establishing a reading program in the Department of Education and Early Development; relating to school operating funds; relating to a virtual education consortium; and providing for an effective date" was published today:

Fiscal Note No. 1, Department of Education and Early Development

- Fiscal Note No. 2, Department of Education and Early Development
- Fiscal Note No. 3, Department of Education and Early Development
- Fiscal Note No. 4, zero, Department of Education and Early Development
- Fiscal Note No. 5, Department of Education and Early Development

## SJR 4

The Judiciary Committee considered SENATE JOINT RESOLUTION NO. 4 Proposing an amendment to the Constitution of the State of Alaska relating to abortion. Signing do pass: Senator Holland, Chair; Senators Myers, Hughes, Shower. Signing do not pass: Senator Kiehl.

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The following previously published fiscal information applies: Fiscal Note No. 1, zero, Office of the Governor

The resolution was referred to the Finance Committee.

## **Consideration of the Calendar**

## Second Reading of Senate Bills

## SB 89

SENATE BILL NO. 89 "An Act relating to house rules for assisted living homes" was read the second time.

Senator Bishop, Cochair, moved and asked unanimous consent for the adoption of the Finance Committee Substitute offered on page 710. Senator Begich objected, then withdrew his objection. There being no further objection, CS FOR SENATE BILL NO. 89(FIN) was adopted.

Senator Hughes moved and asked unanimous consent 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. 89(FIN) was read the third time.

The question being: "Shall CS FOR SENATE BILL NO. 89(FIN) "An Act relating to house rules for assisted living homes" pass the Senate?" The roll was taken with the following result:

CSSB 89(FIN) Third Reading - Final Passage

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

Yeas: Begich, Bishop, Costello, Gray-Jackson, Hoffman, Holland, Hughes, Kawasaki, Kiehl, Micciche, Myers, Olson, Reinbold, Revak, Shower, Stedman, von Imhof, Wielechowski, Wilson

Excused: Stevens

and so, CS FOR SENATE BILL NO. 89(FIN) passed the Senate and was referred to the Secretary for engrossment.

#### **Second Reading of House Bills**

#### HB 76

CS FOR HOUSE BILL NO. 76(FIN) am "An Act extending the January 15, 2021, governor's declaration of a public health disaster emergency in response to the novel coronavirus disease (COVID-19) pandemic; approving and ratifying declarations of a public health disaster emergency; providing for a financing plan; making temporary changes to state law in response to the COVID-19 outbreak in the following areas: occupational and professional licensing, practice, and billing; telehealth; fingerprinting requirements for health care providers: charitable gaming and online ticket sales: access to federal stabilization funds; wills; unfair or deceptive trade practices; meetings of shareholders; and school operating funds; relating to informed consent for COVID-19 vaccines; relating to personal objections to the administration of COVID-19 vaccines; providing immunity from liability and disciplinary action for occupational licensees for exposure of clients to COVID-19; providing immunity from liability for persons engaging in business and their employees for exposure of customers to COVID-19; and providing for an effective date" was read the second time

Senator Bishop, Cochair, moved and asked unanimous consent for the adoption of the Finance Senate Committee Substitute offered on page 727. Senator Begich objected.

The question being: "Shall SENATE CS FOR CS FOR HOUSE BILL NO. 76(FIN) "An Act extending the January 15, 2021, governor's declaration of a public health disaster emergency in response to the novel coronavirus disease (COVID-19) pandemic; approving and ratifying declarations of a public health disaster emergency; providing for a financing plan; making temporary changes to state law in response to the COVID-19 outbreak in the following areas: emergency powers of the governor; emergency powers of the commissioner of health and social services; occupational and professional licensing, practice, and billing; telehealth; charitable gaming and online ticket sales; access to federal stabilization funds; wills; unfair or deceptive trade practices; school operating funds; workers' compensation; program execution; civil liability; immunity from liability and disciplinary action for occupational licensees for exposure of clients to

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COVID-19; immunity from liability for persons engaging in business and their employees for exposure of customers to COVID-19; and abortion funding; and providing for an effective date" be adopted?" The roll was taken with the following result:

CSHB 76(FIN) am Second Reading Adopt Finance Senate Committee Substitute?

## YEAS: 12 NAYS: 7 EXCUSED: 1 ABSENT: 0

Yeas: Bishop, Costello, Hoffman, Holland, Hughes, Micciche, Myers, Revak, Shower, Stedman, von Imhof, Wilson

Nays: Begich, Gray-Jackson, Kawasaki, Kiehl, Olson, Reinbold, Wielechowski

Excused: Stevens

And so, SENATE CS FOR CS FOR HOUSE BILL NO. 76(FIN) was adopted.

President Micciche stated SENATE CS FOR CS FOR HOUSE BILL NO. 76(FIN) will advance to third reading on the April 28 calendar.

#### Citations

Honoring - Anchorage Police Department & Anchorage Fire Department Dispatchers Senator(s) Gray-Jackson Representative(s) Spohnholz

Honoring - Jo Cassidy Senator(s) Wilson Representative(s) McCabe

Honoring - Alaska School Activities Association, High School Hall of Fame Class of 2021 Senator(s) Costello

Honoring - Stephanie Butler Senator(s) Stevens, Kiehl

Honoring - Golden Valley Electric Association Senator(s) Kawasaki, Bishop Representative(s) Hopkins

Honoring - Renee Robinson Representative(s) Kaufman Senator(s) Holland

Honoring - Yukon-Kuskokwim Health Corporation Representative(s) Zulkosky Senator(s) Hoffman

Honoring - Chris Maisch Representative(s) Hopkins, Claman Senator(s) Kawasaki

In Memoriam - JesCynthia "Hudokłtna" David Senator(s) Olson Representative(s) Foster

In Memoriam - Jeanette Louise Ootowana Soolook Immingan Senator(s) Olson Representative(s) Foster

In Memoriam - Amy Atqilaq Bodfish Patkotak Senator(s) Olson Representative(s) Patkotak

In Memoriam - Ron Engstrom Senator(s) Olson Representative(s) Foster

In Memoriam - Gareth Thomas Wright Senator(s) Bishop

In Memoriam - Mercia Ann Kalloch Senator(s) Bishop

In Memoriam - Roger Lee Floerchinger Senator(s) Bishop

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In Memoriam - Raymond Young Senator(s) Bishop

In Memoriam - Jalmar "Jay" Kerttula Senator(s) Kiehl Representative(s) Hannan, Johnson

In Memoriam - Buzz Ritter Senator(s) Kiehl Representative(s) Hannan, Story

In Memoriam - Kingeesti David Katzeek Senator(s) Kiehl Representative(s) Hannan, Story

In Memoriam - Michael Drake Bradner Representative(s) Schrage, Drummond Senator(s) Revak

In Memoriam - Robert Peter Dale Representative(s) Rauscher

In Memoriam - Former Representative Robert "Bob" Lynn Representative(s) Shaw Senator(s) Revak

In Memoriam - Charles "Chuck" Freymueller Representative(s) Story, Hannan Senator(s) Kiehl

In Memoriam - Scot Geiger Representative(s) Wool

In Memoriam - Sean Michael McManamy Representative(s) Kaufman Senator(s) Holland

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

#### Announcements

## HB 3

Senator Shower, Chair, moved and asked unanimous consent Uniform Rule 23 be waived on CS FOR HOUSE BILL NO. 3(JUD) "An Act relating to the definition of 'disaster'" for the 3:30 p.m. State Affairs Committee meeting on April 29. Senator Begich objected.

The question being: "Shall Uniform Rule 23 be waived on CS FOR HOUSE BILL NO. 3(JUD)?" The roll was taken with the following result:

HB 3

Waive Uniform Rule 23?

## YEAS: 12 NAYS: 7 EXCUSED: 1 ABSENT: 0

Yeas: Bishop, Costello, Hoffman, Holland, Hughes, Micciche, Myers, Reinbold, Revak, Shower, von Imhof, Wilson

Nays: Begich, Gray-Jackson, Kawasaki, Kiehl, Olson, Stedman, Wielechowski

Excused: Stevens

and so, the motion failed.

Announcements are at the end of the journal.

#### Engrossment

## SB 89

CS FOR SENATE BILL NO. 89(FIN) "An Act relating to house rules for assisted living homes" was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

## Adjournment

Senator Hughes moved and asked unanimous consent the Senate stand in adjournment until 11:00 a.m., April 28, 2021. Without objection, the Senate adjourned at 12:24 p.m.

> Liz Clark Secretary of the Senate

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#### 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 27	Tuesday	Beltz 105 (tsbldg)	3:30 PM
+ HB 10	FUNTER BAY MARINE	PARK: UNANGAN CEM	ETERY
+= SB 81	VILLAGE PUBLIC SAF	ETY OFFICER GRANTS	
	Testimony < Invitation	Only>	
+	Bills Previously Heard/So	cheduled	
	**Streamed live on AKL	tv**	
Apr 29	Thursday	Beltz 105 (tsbldg)	3:30 PM
+= SB 81	VILLAGE PUBLIC SAF	ETY OFFICER GRANTS	
+= SB 46	LAW ENFORCEMENT:	REGISTRY; USE OF FOR	CE

Invited & Public Testimony - Bills Previously Heard/Scheduled

\*\*Streamed live on AKL.tv\*\*

EDUCATION

# Apr 26 Monday Butrovich 205 9:00 AM + Presentation: "Projecting Alaska's Educational Needs" by the Department of Labor and Workforce Development 9:00 AM + Bills Previously Heard/Scheduled \*\*Streamed live on AKL.tv\*\*

## **EDUCATION (continued)**

Apr 28	Wednesday	<b>Butrovich 205</b>	9:00 AM
+= SB 34	STATE-TRIBAL EDUCAT	TION COMPACT SCH	OOLS
	Invited & Public Testimo	ny	
+= SB 119	OATH OF OFFICE		
	Invited & Public Testimo	ny	
+	Bills Previously Heard/Scho	eduled	
	**Streamed live on AKL.tv		
Apr 30	Friday	<b>Butrovich 205</b>	9:00 AM
+	Bills Previously Heard/Scheduled		

\*\*Streamed live on AKL.tv\*\*

## FINANCE

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+	MondaySenate Finance 5329:00 AMAPPROP: SPECIAL; AMERICAN RESCUE PLAN ACTBills Previously Heard/Scheduled:SHELLFISH PROJECTS; HATCHERIES; FEES
Apr 27 += SB 10 += SB 95 += SB 101 + SB 75 +	SEARCH AND RESCUE SURPLUS STATE PROPERTY
Apr 28 + SB 97 +	
<b>Apr 29</b> + SB 93 +	
<b>Apr 30</b> +	Friday     Senate Finance 532     9:00 AM       Bills Previously Heard/Scheduled

## **HEALTH & SOCIAL SERVICES**

Apr 27	Tuesday	<b>Butrovich 205</b>	1:30 PM
+ SB 124	MENTAL HEALTH FACILI Invited & Public Testimony		
+	Bills Previously Heard/Sched		
Apr 29 +	Thursday Bills Previously Heard/Sched	Butrovich 205 uled	1:30 PM

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## JUDICIARY

Apr 26 += SB 122 += SB 82 += SJR 6 += SB 53 +	VICTIM DEFINITION Invited & Public Testime ELECTIONS; ELECTION Invited & Public Testime CONST. AM: PERM FUN Invited & Public Testime	INVESTIGATIONS ony ID & PFDS ony Y VOTE ony teduled	1:30 PM
	Wednesday CONST. AM: APPROP LI Invited & Public Testime CONST. AM: STATE TA Invited & Public Testime Bills Previously Heard/Sch **Streamed live on AKL.t	ony X; VOTER APPROVAL ony leduled	
<b>Apr 30</b> += SJR 6 += SB 53 += SJR 4 +	Friday CONST. AM: PERM FUN PERM FUND; ADVISOR CONST. AM: ABORTION <bill canceled="" hearing=""> Bills Previously Heard/Sch **Streamed live on AKL.t</bill>	Y VOTE J/FUNDING weduled v**	1:30 PM

## SENATE JOURNAL

## LABOR & COMMERCE

<b>Ap</b> +	<b>r 26</b> SJR 13		1:30 PM
+	SB 12	Invited & Public Testimony	
+	SB 77	-	
+	SB 78	HEALTH CARE SERVICES BY TELEHEALTH <bill canceled="" hearing="">  Testimony <invitation only=""></invitation></bill>	
+		Bills Previously Heard/Scheduled **Streamed live on AKL.tv**	
		WednesdayBeltz 105 (tsbldg)ENERGY EFFICIENCY & POLICY: PUB. BLDGS Invited & Public TestimonyBills Previously Heard/Scheduled:MOTOR VEHICLE DEALERS: APPLIC.; INSURAN Invited & Public Testimony**Streamed live on AKL.tv**	<b>1:30 PM</b> CE

## RESOURCES

Ар	r 26	Monday	Butrovich 205	3:30 PM
		ELECTRIC UTILITY LIABI	LITY	
		Invited & Public Testimony		
+	SB 113	EXTEND FISHERY RESOU	RCE LAND. TAX CRE	EDIT
		Invited & Public Testimony		
+	SB 125	HUNTING PERMITS: TRAN	SFERABILITY	
		Invited & Public Testimony		
+	SB 59	SALTWATER SPORTFISHI	NG OPERATORS/GUI	DES
		Testimony <invitation only<="" td=""><td>&gt;</td><td></td></invitation>	>	
	(Contin	ued on Next Page)		

## **RESOURCES** (continued)

## (Continued from Previous Page)

	(Contin	ucu irom r revious r agej
+	HB 79	SALTWATER SPORTFISHING OPERATORS/GUIDES
		<pending &="" introduction="" referral=""></pending>
+	HB 80	SPT FSH HATCHERY FACIL ACCT; SURCHARGE
		<pending &="" introduction="" referral=""></pending>
		Testimony <invitation only=""></invitation>
+		Bills Previously Heard/Scheduled
		**Streamed live on AKL.tv**
Ар	r <b>28</b>	Wednesday Butrovich 205 3:30 PM
+=	SB 104	GEOTHERMAL RESOURCES
		Invited & Public Testimony
+	SB 85	FOREST LAND USE PLANS; TIMBER SALES
		Testimony <invitation only=""></invitation>
+	SB 121	PFAS USE & REMEDIATION; FIRE/WATER SAFETY
		Testimony <invitation only=""></invitation>
+		An Act relating to the sale or lease of state
		land for remote recreational sites
		<pending &="" introduction="" referral=""></pending>
		Testimony <invitation only=""></invitation>
+=	SB 79	HUNTING/TRAPPING/FISHING: DISABLED VETS
		Testimony <invitation only=""></invitation>
+		Consideration of Governor's Appointees:
		Big Game Commercial Services Board - Ely Cyrus
+		Bills Previously Heard/Scheduled
		**Streamed live on AKL.tv**
Ар	r 30	Friday Butrovich 205 3:30 PM
+		Bills Previously Heard/Scheduled
		**Streamed live on AKL.tv**

## STATE AFFAIRS

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Ар	r 27	Tuesday	<b>Butrovich 205</b>	3:30 PM
+	SJR 12	SOCIAL SECURITY BENE	FIT REDUCTION REP	PEAL
		<bill canceled="" hearing=""></bill>		
		Invited & Public Testimony	y	
+	SB 117	PROCUREMENT; CONSTR	UCTION; CONTRAC	TS
		Invited & Public Testimony	y	
+	SB 92	MISSING PERSONS UNDE	R 21 YEARS OLD	
		Invited & Public Testimony	y	
+	SB 91	DETENTION OF MINORS		
		Invited & Public Testimony	y	

## SENATE JOURNAL

## **STATE AFFAIRS (continued)**

Ар	r 29	Thursday	Butrovich 205	3:30 PM
+		REPEAL 90 DAY SESSION I	LIMIT	
		Invited & Public Testimony		
+	SB 108	STATE RECOGNITION OF 1	RIBES	
		<bill canceled="" hearing=""></bill>		
		Testimony <invitation only=""></invitation>	>	
+	SB 109	COUNCIL FOR ALASKA NA	TIVE LANGUAGES	
		<bill canceled="" hearing=""></bill>		
		Testimony <invitation only=""></invitation>	>	
+=	SB 120	ADMIN. REGULATION REV		
		Invited & Public Testimony		
		**Streamed live on AKL.tv**		

#### TRANSPORTATION

Apr 27	Tuesday	Beltz 105 (tsbldg)	1:30 PM
+	Overview: Alask	ca Municipal Ports & Harbors	

Ар	r 29	Thursday	Beltz 105 (tsbldg)	1:30 PM
+	SJR 14	SUPPORTING	NATIONAL INFRASTRUCTURE B.	ANK
		Invited & Pub	lic Testimony	

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## FINANCE SUBCOMMITTEES

## ADMINISTRATION

Apr 29	Thursday	Senate Finance 532	12:30 PM		
+	Close - out				

COMMERCE, COMMUNITY & ECONOMIC DEV

Apr 28	Wednesday	<b>Butrovich 205</b>	5:30 PM
	Please Note Location Cha	ange	
+	Department of Commerce,	Community & Economic	
	Development	-	
	Budget Closeout		

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#### CORRECTIONS

May 04	Tuesday	Senate Finance 532	5:30 PM
+	Department of Co	rrections	
	Budget Closeout		

#### **EDUCATION & EARLY DEVELOPMENT**

 Apr 27
 Tuesday
 Senate Finance 532
 1:00 PM

 -- MEETING CANCELED - +
 FY22 Department of Education & Early Development
 Budget Closeout

 \*\*Streamed live on AKL.tv\*\*
 \*\*
 \*\*

# Apr 29 Thursday Senate Finance 532 1:00 PM + FY22 Department of Education & Early Development Budget Closeout \*\*Streamed live on AKL.tv\*\*

## ENVIRONMENTAL CONSERVATION

May 03	Monday	Senate Finance 532	5:30 PM		
+	Department of En	vironmental Conservation			
	Budget Closeout				

#### **FISH & GAME**

Apr 29 +	<b>Thursday</b> Close - out	Senate Finance 532	1:15 PM		

#### **GOVERNOR**

Apr 29	Thursday	Senate Finance 532	8:20 AM		
+	Budget Close-Out	Meeting			

## **HEALTH & SOCIAL SERVICES**

Apr 30	Friday	Senate Finance 532	7:45 AM		
	Close Out				

## JUDICIARY

Apr 29	Thursday	Senate Finance 532	5:15 PM
+	Budget Closeout		
	Testimony <invitation only=""></invitation>		

## LABOR & WORKFORCE DEVELOPMENT

Apr 27	Tuesday	Senate Finance 532	7:45 AM
	< Rescheduled to 04/29/21 >		
	Closeout		
	**Streamed live	on AKL.tv**	

## LAW

Apr 29	Thursday	<b>Butrovich 205</b>	5:30 PM
+	FY 2022 Budget - Close	out	
	Testimony <invitation only=""></invitation>		

#### LEGISLATURE

Apr 29	Thursday	Senate Finance 532	8:15 AM	
	Budget Close-ou	t meeting		

## MILITARY & VETERANS' AFFAIRS

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#### NATURAL RESOURCES

Apr 29	Thursday	Senate Finance 532	7:45 AM
	Closeout		
	**Streamed live on AKL.tv**		

#### **PUBLIC SAFETY**

Apr 28	Wednesday	Beltz 105 (tsbldg)	4:00 PM
+	FY 2022 Budget - Su		
	Testimony <invita< td=""><td>tion Only&gt;</td><td></td></invita<>	tion Only>	

#### REVENUE

Apr 29	Thursday	Beltz 105 (tsbldg)	5:30 PM		
	Please Note Location Change				
	Budget Closeout				

#### **TRANSPORTATION & PUBLIC FACILITIES**

Apr 28	Wednesday	Senate Finance 532	7:30 AM			
+	- Closeout					

## JOINT COMMITTEES

## **LEGISLATIVE BUDGET & AUDIT**

Apr 28	Wednesday	Senate Finance 532	5:00 PM
	I. Executive Session		
	a. Preliminary Audit: Statewide Single Audit		
	b. Oil and Gas Consultant Contract Amendments		
	<removed execut<="" from="" td=""><td>tive Session&gt;</td><td></td></removed>	tive Session>	
+	II. Legislative Audit IT	Audit Procurement	
	Teleconference Lister	n Only	
+	III. Oil and Gas Consult	tant Contract Amendments	
	Teleconference Lister	n Only	