

LEGISLATIVE COMMITTEE MINUTES

# **SB353**

Bill as  
Introduced

SB 353 - AS INTRODUCED

2022 SESSION

22-3118

10/11

SENATE BILL        **353**

AN ACT            relative to the education professional standards board.

SPONSORS:        Sen. Kahn, Dist 10; Sen. Ward, Dist 8; Sen. Hennessey, Dist 1; Sen. Prentiss, Dist 5; Sen. Ricciardi, Dist 9

COMMITTEE:      Education

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ANALYSIS

This bill adds instructional specialists to person who may be appointed to the professional standards board, allows for 3 consecutive terms of appointees, and requires reports to be maintained for 25 years.

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Explanation:     Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears ~~[in brackets and struck through]~~  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

## STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT relative to the education professional standards board.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 1 Department of Education; Professional Standards Board; Terms, Duties. Amend RSA 186:60  
2 to read as follows:

3 186:60 Professional Standards Board.

4 I. There is hereby established a professional standards board to advise the state board of  
5 education regarding professional growth, certification, and governance of the education profession in  
6 this state. The board shall consist of the following 21 members:

7 (a) The commissioner of the department of education, or designee, who shall be the  
8 executive secretary of the board;

9 (b) 9 members representing classroom teachers [~~or~~], education specialists, or [~~both~~]  
10 **instructional specialists**;

11 (c) 9 members representing higher education and education administration; and

12 (d) 2 members representing qualified lay persons.

13 II. The state board of education shall appoint the 20 members of the board specified in  
14 paragraph I(b), (c) and (d) from nominations submitted by the education profession and interested  
15 persons.

16 III. The appointed members of the board shall serve for 3-year terms and may not serve for  
17 more than [~~2~~] **3 consecutive** full terms.

18 IV. The appointed members of the board shall serve without compensation and shall be  
19 entitled to reimbursement by the state board of education for mileage and expenses incurred in  
20 performing required duties. The state board of education shall furnish the board with materials,  
21 secretarial assistance, and meeting facilities.

22 V. The members of the board shall annually elect a [~~chairman~~] **chairperson** from among  
23 their membership. The [~~chairman~~] **chairperson** shall present budget requests to the state board of  
24 education.

25 VI. The board shall have the following powers and duties:

26 (a) The board shall recommend policies to the state board of education including, but not  
27 limited to, pre-service education, continuing education, professional growth, initial certification,  
28 recertification, para-professional training and certification, revocation of credentials, performance  
29 evaluation and staffing patterns. In making policy recommendations on the certification process, the  
30 board shall consider complaints it receives from persons who feel aggrieved by the process.

31 (b) The board shall meet at least 5 times annually.

SB 353 - AS INTRODUCED

- Page 2 -

1 (c) The board shall annually submit [~~2 reports~~] **a report** to the state board of education  
2 concerning its activities and containing policy recommendations.

3 (d) The board shall maintain records and minutes of its meetings and shall file them in  
4 the bureau of credentialing **for 25 years**.

5 2 Effective Date. This act shall take effect 60 days after its passage.

SB 353 - AS AMENDED BY THE HOUSE

4May2022... 1755h

2022 SESSION

22-3118  
10/11

SENATE BILL

**353**

AN ACT

relative to the education professional standards board.

SPONSORS:

Sen. Kahn, Dist 10; Sen. Ward, Dist 8; Sen. Hennessey, Dist 1; Sen. Prentiss, Dist 5; Sen. Ricciardi, Dist 9

COMMITTEE:

Education

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AMENDED ANALYSIS

This bill clarifies the criteria for persons who may be appointed to the professional standards board, allows for 3 consecutive terms of appointees, and requires reports to be maintained for 25 years.

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Explanation:

Matter added to current law appears in *bold italics*.

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1 1 Department of Education; Professional Standards Board; Terms, Duties. Amend RSA 186:60  
2 to read as follows:

3 186:60 Professional Standards Board.

4 I. There is hereby established a professional standards board to advise the state board of  
5 education regarding professional growth, certification, and governance of the education profession in  
6 this state. The board shall consist of the following 21 members:

7 (a) The commissioner of the department of education, or designee, who shall be the  
8 executive secretary of the board;

9 (b) 9 members~~[-representing]~~ ***including at least 2*** classroom teachers ***who reside in***  
10 ***New Hampshire [or], at least 2*** education specialists ***who reside in New Hampshire, [or both]***  
11 ***and at least 2 instructional specialists who reside in New Hampshire;***

12 (c) 9 members ~~[representing higher education and education administration]~~ ***employed***  
13 ***by a New Hampshire community college, state university, community college system of New***  
14 ***Hampshire, or university system of New Hampshire, including at least 3 full-time teaching***  
15 ***faculty and 3 higher education administrators;*** and

16 (d) 2 members representing qualified lay persons.

17 II. The state board of education shall appoint the 20 members of the board specified in  
18 paragraph I(b), (c) and (d) from nominations submitted by the education profession and interested  
19 persons.

20 III. The appointed members of the board shall serve for 3-year terms and may not serve for  
21 more than ~~[2]~~ ***3 consecutive*** full terms.

22 IV. The appointed members of the board shall serve without compensation and shall be  
23 entitled to reimbursement by the state board of education for mileage and expenses incurred in  
24 performing required duties. The state board of education shall furnish the board with materials,  
25 secretarial assistance, and meeting facilities.

26 V. The members of the board shall annually elect a ~~[chairman]~~ ***chairperson*** from among  
27 their membership. The ~~[chairman]~~ ***chairperson*** shall present budget requests to the state board of  
28 education.

29 VI. The board shall have the following powers and duties:

30 (a) The board shall recommend policies to the state board of education including, but not  
31 limited to, pre-service education, continuing education, professional growth, initial certification,

SB 353 - AS AMENDED BY THE HOUSE

- Page 2 -

1 recertification, para-professional training and certification, revocation of credentials, performance  
2 evaluation and staffing patterns. In making policy recommendations on the certification process, the  
3 board shall consider complaints it receives from persons who feel aggrieved by the process.

4 (b) The board shall meet at least 5 times annually.

5 (c) The board shall annually submit [~~2-reports~~] **a report** to the state board of education  
6 concerning its activities and containing policy recommendations.

7 (d) The board shall maintain records and minutes of its meetings and shall file them in  
8 the bureau of credentialing **for 25 years**.

9 2 Effective Date. This act shall take effect 60 days after its passage.



CHAPTER 315  
SB 353 - FINAL VERSION

05/26/2022 2029CofC

2022 SESSION

22-3118  
10/11

SENATE BILL **353**

AN ACT relative to the education professional standards board.

SPONSORS: Sen. Kahn, Dist 10; Sen. Ward, Dist 8; Sen. Hennessey, Dist 1; Sen. Prentiss, Dist 5; Sen. Ricciardi, Dist 9

COMMITTEE: Education

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ANALYSIS

This bill adds instructional specialists to persons who may be appointed to the professional standards board, allows for 3 consecutive terms of appointees, and requires reports to be maintained for 25 years.

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SB 353 - FINAL VERSION

05/26/2022 2029CofC

22-3118  
10/11

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT relative to the education professional standards board.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 315:1 Department of Education; Professional Standards Board; Terms, Duties. Amend RSA  
2 186:60 to read as follows:

3 186:60 Professional Standards Board.

4 I. There is hereby established a professional standards board to advise the state board of  
5 education regarding professional growth, certification, and governance of the education profession in  
6 this state. The board shall consist of the following 21 members:

7 (a) The commissioner of the department of education, or designee, who shall be the  
8 executive secretary of the board;

9 (b) 9 members representing classroom teachers [~~or~~], education specialists, or [~~both~~]  
10 *instructional specialists*;

11 (c) 9 members representing higher education and education administration *with at*  
12 *least 3 employed by a community college system of New Hampshire member institution*  
13 *education department, or university system of New Hampshire member institution*  
14 *education department*; and

15 (d) 2 members representing qualified lay persons.

16 II. The state board of education shall appoint the 20 members of the board specified in  
17 paragraph I(b), (c) and (d) from nominations submitted by the education profession and interested  
18 persons.

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**CHAPTER 315**  
**SB 353 - FINAL VERSION**  
**- Page 2 -**

1 recertification, para-professional training and certification, revocation of credentials, performance  
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3 board shall consider complaints it receives from persons who feel aggrieved by the process.

4 (b) The board shall meet at least 5 times annually.

5 (c) The board shall annually submit [~~2-reports~~] **a report** to the state board of education  
6 concerning its activities and containing policy recommendations.

7 (d) The board shall maintain records and minutes of its meetings and shall file them in  
8 the bureau of credentialing **for 25 years**.

315:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 01, 2022  
Effective Date: August 30, 2022

# Committee Minutes

**SENATE CALENDAR NOTICE**  
**Education**

Sen Ruth Ward, Chair  
Sen Erin Hennessey, Vice Chair  
Sen Denise Ricciardi, Member  
Sen Jay Kahn, Member  
Sen Suzanne Prentiss, Member

Date: January 3, 2022

**HEARINGS**

Thursday	01/13/2022
(Day)	(Date)
Education	Legislative Office Building 101 1:00 p.m.
(Name of Committee)	(Place) (Time)
1:00 p.m. <b>SB 352</b>	relative to substitute teacher criminal history records check.
1:15 p.m. <b>SB 353</b>	relative to the education professional standards board.
1:30 p.m. <b>SB 386</b>	relative to the determination of state adequate education grants and chartered public school tuition amounts.
1:45 p.m. <b>SB 420-FN-A-LOCAL</b>	establishing an extraordinary need grant for schools.

**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**SB 352**

Sen. Kahn                                      Sen. Hennessey                                      Sen. Ward                                      Sen. Prentiss

Sen. Ricciardi

**SB 353**

Sen. Kahn                                      Sen. Ward                                      Sen. Hennessey                                      Sen. Prentiss

Sen. Ricciardi

**SB 386**

Sen. Hennessey                                      Sen. Kahn                                      Sen. Ward                                      Rep. Ladd

Rep. Umberger

**SB 420-FN-A-LOCAL**

Sen. Hennessey                                      Sen. Birdsell                                      Sen. Bradley                                      Sen. Watters

Sen. Giuda                                      Sen. Ricciardi                                      Sen. Avard                                      Sen. Carson

Sen. Morse

Ava Hawkes 271-3266

Ruth Ward  
Chairman

# Senate Education Committee

*Ava Hawkes 271-3266*

**SB 353**, relative to the education professional standards board.

**Hearing Date:** January 13, 2022

**Time Opened:** 1:22 p.m.

**Time Closed:** 1:31 p.m.

**Members of the Committee Present:** Senators Ward, Hennessey, Ricciardi, Kahn and Prentiss

**Members of the Committee Absent :** None

**Bill Analysis:** This bill adds instructional specialists to person who may be appointed to the professional standards board, allows for 3 consecutive terms of appointees, and requires reports to be maintained for 25 years.

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**Sponsors:**

Sen. Kahn

Sen. Ward

Sen. Hennessey

Sen. Prentiss

Sen. Ricciardi

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**Who supports the bill:** Senator Jay Kahn (Senate District 10), Senator Ruth Ward (Senate District 8), Senator Denise Ricciardi (Senate District 9), Senator Erin Hennessey (Senate District 1), Carl Ladd (NHSAA), Penny Culliton

**Who opposes the bill:** None

**Who is neutral on the bill:** None

**Summary of testimony presented:**

**Senator Jay Kahn - Senate District 10**

- Senator Kahn introduced SB 353.
- The professional standards board reports to NHDOE and provides guidance for the department.
- This issue of length of appointment of members was brought to his attention by Steve Appleby of NHDOE.
- These recommendations seem appropriate and fairly minor to address the number of years that people can serve on the board.
- The bill also references the destruction and maintenance of records of hearings that become before the board.

## Steve Appleby – Division Director, NH Department of Education

- This bill cleans up language in statute.
  - The effort to clean up the language is to be in line with terms used in the field, i.e. instructional specialist.
  - This bill has also enabled a third consecutive term for board members, when possible.
  - Over the years, the board has found that two, three-year terms result in folks just beginning to understand the intricacies of the rules, and then they rotate off the board. Then, you lose expertise.
  - They also have subcommittees, that span over a number of years, that cover complicated issues. Members leaving right as they begin to fully understand a subject is problematic.
- 
- There is a language cleanup from “chairmen” to “chairperson.”
  - This bill also requires only one report per year now.
  - For the bureau credentialing, record retention is sometimes quite onerous. At one point, they had 70 filing cabinets.
  - The bill would only require them to store 25 years of records. This would reduce the materials that the department has to store and maintain. This would save time and money.
  - He has never received a request that went back more than a few years; 25 years is a prudent timeline.
  - Currently, the department has 57 years of history.
  - Senator Kahn asked about records retention and if there are is a comparable/benchmark on how long records should be retained. Mr. Appleby said he is not sure he could provide a benchmark.
  - The professional standards board is advisory in nature and not a rulemaking body. Their charge is to study and recommend changes to licensure rules for educators in our state.
  - Once state board receives input, they have the option of adopting, changing, or sending back recommendations. Thus, any information that goes back to the state board, the state board retains that information as well.
  - Any recommendation that comes out of the professional standards board, goes to the state board, which then becomes a part of their archive. The state board archive goes back very far.
  - We do have access to many records through the state board; not requiring both boards to maintain records is reasonable.

- Senator Ward asked Mr. Appleby what the difference between an instructional specialist and an advanced teacher.
- Mr. Appleby said instructional specialists are folks who teach the teachers on their skills through a supportive role. For example, think a reading/writing specialist who teaches an elementary reading teacher. They try to categorize as certain endorsements apply to some and not all.

amh

Date Hearing Report completed: January 14, 2022



# Speakers





## Senate Remote Testify

Education Committee Testify List for Bill SB353 on 2022-01-13

Support: 5 Oppose: 0

<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Representing</u></b>	<b><u>Position</u></b>
Hennessey, Sen. Erin	An Elected Official	Myself	Support
Ricciardi, Senator Denise	An Elected Official	Senate District 9	Support
Ward, Senator Ruth	An Elected Official	Senate District 8	Support
Culliton, Penny	A Member of the Public	Myself	Support
Ladd, Carl	A Lobbyist	New Hampshire School Administrators Association	Support

# Voting Sheets

**Senate Education Committee**  
**EXECUTIVE SESSION RECORD**  
*2022-2023 Session*

Bill # **SB 353**

Hearing date: 11/3/22  
 Executive Session date: 1/25/22

Motion of: OTP Vote: S-O

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: CONSENT Vote: S-O

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: \_\_\_\_\_ Vote: \_\_\_\_\_

Committee Member	Present	Made by	Second	Yes	No
Sen. Ward, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey, VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Ricciardi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Kahn	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Prentiss	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Sen. Prentiss

**Notes:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# Committee Report





FOR THE CONSENT CALENDAR

EDUCATION

**SB 353**, relative to the education professional standards board.

Ought to Pass, Vote 5-0.

Senator Suzanne Prentiss for the committee.

This bill adds instructional specialists to persons who may be appointed to the professional standards board. This bill also allows for appointees to serve three consecutive terms and requires reports to be maintained by the professional standards board for 25 years. The committee heard testimony from the NH department of education on the need to clean up language currently in statute to be in line with terms used in the field. By reducing the volume of records to be maintained by the professional standards board, the department will save time and money.

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Docket of sb353		
12/15/2021	S	To Be Introduced 01/05/2022 and Referred to Education; SJ 1
01/04/2022	S	Hearing: 01/13/2022, Room 101, LOB, 01:15 pm; SC 2
01/27/2022	S	Committee Report: Ought to Pass, 02/03/2022; Vote 5-0; CC; SC 5
02/03/2022	S	Ought to Pass: MA, VV; OT3rdg; 02/03/2022; SJ 2
03/23/2022	H	Introduced 03/17/2022 and referred to Education
03/28/2022	H	Public Hearing: 04/06/2022 11:30 am LOB 205-207
04/20/2022	H	Public Hearing on non-germane Amendment # 1675h: 04/26/2022 09:00 am LOB 205-207
04/20/2022	H	Executive Session: 04/26/2022 09:00 am LOB 205-207
04/27/2022	H	Committee Report: Ought to Pass with Amendment # 2022-1755h (Vote 19-0; CC)
05/04/2022	H	Amendment # 1755h: AA VV 05/04/2022 HJ 11
05/04/2022	H	Ought to Pass with Amendment 1755h: MA VV 05/04/2022 HJ 11
05/12/2022	S	Sen. Ward Moved Nonconcur with the House Amendment; Requests C of C, MA, VV; 05/12/2022; SJ 12
05/12/2022	S	President Appoints: Senators Ward, Ricciardi, Prentiss; 05/12/2022; SJ 12
05/12/2022	H	House Accedes to Senate Request for CofC (Rep. Ladd): MA VV 05/12/2022 HJ 13
05/12/2022	H	Speaker Appoints: Reps. Cordelli, Ford, Myler 05/12/2022 HJ 13
05/13/2022	S	Committee of Conference Meeting: 05/16/2022, 1:30 p.m., Room 100, SH
05/18/2022	H	Conference Committee Report # 2022-2029c Filed 05/16/2022; New Amendment
05/26/2022	H	Conference Committee Report 2022-2029c: Adopted, VV 05/26/2022
05/26/2022	S	Conference Committee Report # 2022-2029c, Adopted, VV; 05/26/2022; SJ 13
06/22/2022	H	Enrolled (in recess of) 05/26/2022 HJ 14
06/22/2022	S	Enrolled Adopted, VV, (In recess 05/26/2022); SJ 13
07/07/2022	S	Signed by the Governor on 07/01/2022; Chapter 0315; Effective 08/30/2022

# Other Referrals

May 16, 2022  
2022-2029-CofC  
10/04

1 Committee of Conference Report on SB 353, relative to the education professional standards board.

2

3 Recommendation:

4 That the Senate recede from its position of nonconcurrence with the House amendment, and

5 That the House recede from its position in adopting its amendment to the bill, and

6 That the Senate and House adopt the following new amendment to the bill as passed by the  
7 Senate, and pass the bill as so amended:

8

9 Amend RSA 186:60, I(c) as inserted by section 1 of the bill by replacing it with the following:

10

11 (c) 9 members representing higher education and education administration *with at*  
12 *least 3 employed by a community college system of New Hampshire member institution*  
13 *education department, or university system of New Hampshire member institution*  
14 *education department;* and

**Committee of Conference Report on SB 353**

**- Page 2 -**

The signatures below attest to the authenticity of this Report on SB 353, relative to the education professional standards board.

Conferees on the Part of the Senate

Conferees on the Part of the House

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Sen. Ward, Dist. 8

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Rep. Ladd, Graf. 4

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Sen. Ricciardi, Dist. 9

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Rep. Cordelli, Carr. 4

---

Sen. Prentiss, Dist. 5

---

Rep. Ford, Rock. 4

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Rep. Myler, Merr. 10

## Senate Inventory Checklist for Archives

Bill Number: SB 353

Senate Committee: EDU

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

### Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

### Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

\_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - amendment # \_\_\_\_\_

\_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - amendment # \_\_\_\_\_

Executive Session Sheet

Committee Report

### Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

\_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - amendment # \_\_\_\_\_

\_\_\_ - amendment # \_\_\_\_\_      \_\_\_ - amendment # \_\_\_\_\_

### Post Floor Action: (if applicable) {Clerk's Office}

Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference): 2029c

\_\_\_ Enrolled Bill Amendment(s)

\_\_\_ Governor's Veto Message

### All available versions of the bill: {Clerk's Office}

\_\_\_ as amended by the senate

as amended by the house

final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

Ann Hawkes  
Committee Aide

9/28/22  
Date

Senate Clerk's Office AK