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that I'm trying to search for is, who does the second amendment cover? I mean who does it not cover? It looks to me like when you started naming that list a little while ago you named just about everybody.

SENATOR WHITNEY: Well, the employees of the Legislative Council are simply those employees that we are hiring here to help out the Legislature and the Legislature itself is we 49 Senators and then employees of any agency required by the Constitution would represent the Secretary of State...

SENATOR BARNETT: That's a pretty broad field, isn't it?

SENATOR WHITNEY: The Attorney General, and...

SENATOR BARNETT: Treasurer.

SENATOR WHITNEY: ...relatively few people involved there and I don't think we could legislate in that regard anyway but we might be able to, I'm just not certain but the committee felt that it should be, these should be eliminated because they are Constitutional, they are as a result of the Constitution.

SENATOR BARNETT: So in other words, according to this amendment it would depend on who you are hired by or for what as to how long you can work?

SENATOR WHITNEY: Yes, now for example...

SENATOR BARNETT: I'd have to oppose that amendment then.

SENATOR WHITNEY: I can assure you that had this amendment not been put on it would never have been on the floor of the Legislature.

PRESIDENT: Senator Marvel, did you wish to be heard on the issue here, on this second amendment? All right, Senator Stahmer.

SENATOR STAHMER: Senator Whitney, again a question. You mention any agency listed in the Constitution, would this not also include the University and state colleges and other agencies that are listed in the Constitution?

SENATOR WHITNEY: Yes, that's my understanding that it would include the University and the state colleges which are taken care of by the Board of Regents, the state, the University is and state colleges by the State College Board.

PRESIDENT: Any further discussion now on the second Whitney amendment? Question is, shall the... Do you all understand the amendment now? Do you need the amendment read so you understand what it is? Read the amendment, please.

CLERK: Reads.

PRESIDENT: Question is, shall the amendment be adopted? All those in favor vote aye, all those opposed vote no. Voting on the second committee amendment. Have you all voted? We'll wait for you to punch the button, take your time. Voting on the second committee amendment. Once again, have you all voted? Clerk will record.

CLERK: 9 ayes, 13 nays.

PRESIDENT: Second committee amendment fails. Are there other amendments to the bill now?

CLERK: None.