

April 10, 1973

would be limited to the amount of the appropriation even with the new language that you have here. The only thing that's changed is that we could not appropriate because of the Constitutional Amendment beyond 12 months to some time into the future and I still don't, I don't quite understand, this bill did not, does not limit--I don't believe before nor now--doesn't limit or permit the Legislature to appropriate into the future. That's a separate item. The only thing it still would require that a building couldn't be constructed less than total structure.

SENATOR CARPENTER: Well, it's Senator Marvel's--I'm thinking his judgment in the matter--the purposes in his judgment at that particular time was to be sure that nobody started any building until all the money was able to be completed.

SENATOR WARNER: It was--any structure was to be completed with the total amount that was appropriated and you couldn't build two floors with the upper floors not completed. That was the purpose.

SENATOR CARPENTER: Right.

SENATOR WARNER: But I don't see where the way it's amended changes that portion. It would still require that a building would have to have the full appropriation even though it would be money expended one or two or three years from now.

SENATOR CARPENTER: But for that one year, as I understand it with this restriction in there that you can only, you can't start any building until you have all the money and let's say they have one or numerous funds, then you can spread the appropriation over not one year but as many years as the Legislature wants to and as it is now as I understand it, if we don't need the bill, it's perfectly all right with me to dispose of it.

SENATOR WARNER: Well, I'm not arguing the need or lack of it, I'm trying to clarify--but I don't see where it changes with the amendments the way the bill, the way the law now is, but maybe I'm just not reading it right. There's one other thing I would wonder about the new language which says construction may commence only after contracts are awarded. I would assume that doesn't mean all contracts relative to a particular building and the reason I bring it up, I'm thinking there are some of these structures where the mechanical and general construction contract, the electrical are awarded and then at some later date they award, say it's for laboratories, they'll award the contracts at a later date for the equipment in a laboratory and some of that finishing. It doesn't state all contracts have to be awarded but I think it would be important to make sure that it wouldn't be interpreted that way.

SENATOR CARPENTER: I think that you have a point there and I presume they put this in there in order to preclude that you wouldn't start building at cost-plus program.

SENATOR WARNER: Yes, that would be one thing which would be fine, but... Maybe I can visit with the bill drafters or somebody, but it...

SENATOR CARPENTER: We'd like to have you move the bill on with the understanding that when you get to Select File, if you've got any amendments, in any area that you want to that if you want to you can even move it back to General File for amendments on General File. I'm only trying to be helpful, I have nothing else in the back of my head at all. But I think we ought to have some general idea before we get on this budget bill what we're going to do with this bill.