

May 8, 1973

I am now going to ask. Someone was--someone was supposed to write the Attorney General and see, and clarify that if we pass bills without an A bill, whether we are obligating the State regardless and I think that here is a case where I, I'm not against passing this bill but do we have to pass an A bill? I think someone brought that up on the, on the floor of the Legislature and I never did get the answer.

PRESIDENT: Senator Marvel, do you have some input?

SENATOR MARVEL: I, I'll try again to answer, Senator Syas.

PRESIDENT: Go ahead, sir.

SENATOR MARVEL: And then there are others who have talked to the Attorney General and they can add to or differ with what I say if they don't agree. Despite what some may think, a bill that may indicate a certain policy of the State, does not obligate the State nor does it obligate the State Board of Equalization unless specifically in that bill, I'm not talking about the A bill, I'm talking about the enabling legislation. It designates a certain amount of money which then will be channeled to a certain department and orders that department to transmit that amount to the State Board of Equalization as an obligation of the State when they figure the next sales income tax impact. Now if that language is not that way, as I understand it, there is no obligation.

PRESIDENT: Now is there any further discussion of the motion? Senator Keyes?

SENATOR KEYES: Mr. President, I'd like to ask Senator Maresh--or Marvel a question.

PRESIDENT: Okay, Senator Marvel, will you yield to a question?

SENATOR KEYES: Senator Marvel, isn't that the same authority or the same policy that they follow that the present State School Aid bill is not funded, fully funded, is that right?

SENATOR MARVEL: Well the only, the only way you get any funding, Senator Keyes, is if you specifically designate an amount and tie that figure down with, with--

SENATOR KEYES: --a direct appropriation?

SENATOR MARVEL: Well, saying in effect to the State Board of Equalization, this is the amount that we want you to obligate through the Department of Education or let's put it a different way, we say to the Department of Education,

(End of Belt #1)