

allowing an employer to maintain these type of things, seniority and merit systems. So they can go ahead of have that type of system within their employment. Amendment No. 3 is on page 13. This is after the new language that has been added, whenever there is a filing of practice or discrimination or practices, you will see both the employer and the employee have to be notified of the filing. That is the 3rd amendment. Now we'll go the Number 4. We strike all the new language on page 15 starting with line 10-27 and if you turn the page on page 16, we strike it down through line 10. This is the 4th and 5th amendment from the committee. We find it to be unnecessary because what it does is allows the commission to set up rules and regulations for unfair employment practices and what we thought it should do, we thought the commission should follow the law and not have the power to set up rules and regulations. I think Senator Cullan was interested in this part of it. If I do not say these correctly, be sure and jump up and help. I think that was the reason we struck the new language. We wanted them to follow the law and not set up their own rules and regulations. Amendment 6 is on page 18. This is dealing with interrogatories and in the new language it said "the commission may seek judicial enforcement to require the answering of interrogatories" and we thought that they should go through the office of the Attorney General so we add that to the new language. Number 6 amendment is after "enforcement" in line 6 page 18, add that if there is any interrogatories they go through the Attorney General's office. Amendment 7, we want to reinstate the word "intentional" or "intentionally". We feel if there is a...there has to be an intent to discriminate and we feel that should be in there. The word "intentionally", so that would be Amendment 7. We strike the new wording in line 22 and 23 which says that the commission may award the cost of the public hearing and reasonable costs for attorney fees. In other words, we didn't feel that the commission should have the power to set up attorney fees. Amendment 8, I hope I get this explained properly. This is the, on page 23, we reinstate the stricken matter because it's in a judgement case. After the commissioner's orders, the commission has made a ruling. If you strike the language, there would be no way to appeal it. By putting the language back into the law, you could appeal the case from the commission's ruling. With those explanations, Mr. President, I would ask for the adoption of the committee amendments.

SPEAKER LUEDTKE: Speaking to the committee amendments then Chair recognizes Senator Murphy. Senator Murphy, did you want to speak to the committee amendments? (No response). Senator Newell, did you want to speak to the committee amendments?

SENATOR NEWELL: Senator Barnett, could I ask you some questions as to...are you changing the present law now or are you changing what the bill...are these amendments to the present law or are they basically changing what the bill originally asked for?

SENATOR BARNETT: They are both. They have stricken matter, some is new matter but it is changing the law.

SENATOR NEWELL: Mr. President, members of the body. I tried to listen intently and since there are a number of changes, I was unable to follow them. I'd like to either have this delayed or pulled off consent file so that I can