

SENATOR CLARK: Mr. President, members, I would like to ask Senator Newell a question. You had a meritorious amendment here and I could certainly support the bill with the amendment but without the amendment it doesn't look like it is much of a bill. I noticed you voted against the amendment. Can you tell me why?

SENATOR NEWELL: The amendment was an amendment that I came up with which would further clarify rights. Right now, without this amendment the Arts Council would determine the rights. They would do all the provisions of this anyway so whether it is on or not doesn't make any difference.

SENATOR CLARK: But it was your amendment.

SENATOR NEWELL: That's right.

SENATOR CLARK: Very meritorious and you voted against the amendment.

SENATOR NEWELL: It would have clarified it. I felt at this point that it was not worth playing a whole lot of games with. That this all can be done by the Arts Council without it being specified into law. While we could write it into law or whatever but since it was being played with, I figured it wasn't necessary and we will let it happen some place else.

SENATOR CLARK: Well, the amendment definitely gave the ownership to the state.

SENATOR NEWELL: Senator Clark, without the amendment, without the Lamb amendment, the ownership was totally within the state and they had total power to do anything they wanted to.

SENATOR CLARK: This was a superfluous amendment like some of yours are? Just a question.

SENATOR NEWELL: I'm not going to cry foul.

SENATOR CLARK: Okay, thank you.

SENATOR NEWELL: Let me say this, that this can be done. The only difference is it won't be done by statute. It will be done by rule and regulation so we can put this on at a later time too, Bob. Select File.

PRESIDENT: Are you done, Senator Clark? Senator Nichol.

SENATOR NICHOL: Senator Newell, sometimes people who are artistic offer their services for free to the state, inside buildings to do murals and paintings and nice photographs of the Governor, etc., pictures, if they should do this would it still be necessary to spend one percent in addition to this or could somebody say I give you a \$100,000 painting and that would be it. How do we handle that?

SENATOR NEWELL: That is clarified in the bill. If anybody donates something that is appraised. The cost of that then can be applied for one percent, so that is taken care of. That is a provision that already exists, thank you.

PRESIDENT: Senator Lamb.

SENATOR LAMB: Mr. President, members of the Legislature, I wonder if we want to be locked in to a one percent. There