

is a wise decision that Senator Warner has made in order to put a cap on this because I think we really are signing a blank check. So I certainly agree with the Warner amendment and urge this body's adoption.

SENATOR CLARK: Senator Kahle.

SENATOR KAHLE: Mr. President and members, I do not support the Warner amendment. I think Senator Lamb is correct. I don't know how you can hold anybody to the exact number. It is discriminatory to say the least that you can't have only so many kids in a district that are going to be involved. I don't believe we passed much legislation like this. When people are involved we take a head count. Everybody in here always wants to use population for a factor and here you have a situation where really no one knows exactly how many kids are going to be involved but you are trying to tell us we can only have so many dollars for it which in one way is a discrimination against those that might want to also attend or be qualified. I realize that this thing has been before us every year since I have been in the Legislature and I would hope that we would not put this kind of restriction on it and it will surely be back next year. If the Legislature has to move everytime that some kid wants to go across the state line to school we are going to be awful busy. I don't see any big problem with this. There is not too many kids involved as Senator Lamb said and I don't know why you would want to restrict it absolutely to so many dollars. We do not do it on any other fund. Thank you.

SENATOR CLARK: Senator Warner, do you wish to close on your amendment, motion to return.

SENATOR WARNER: Mr. President, again, this is certainly precedent. The example of governmental subdivision fund by statute says the Legislature will not exceed 12.6 million of the old personal property tax by statute, had it at 70 million cap and if I had time to think of it I am sure there are a number of statutory caps now imposed. The only concern...I have no argument with the intent of the Legislature to assist in those cases where there obviously are some problems but based upon the survey that was made by the fiscal office calling a variety of students. If you look at the fiscal note on the General File book the estimate is that by next year there could be between forty-five and ninety some students based on estimates by a variety of superintendents with a cost, for half the cost being somewhere between 54 thousand and 92 thousand, depending again on the number of students and my concern is one that parallels a concern that I will probably express frequently and that is as new programs are started I think the Legislature