

that play into this bill?

SENATOR CHAMBERS: Well, Senator Higgins, this would be a state prosecution and the purpose of the protection is so that you cannot be made to testify against yourself for the purpose of prosecution. If the state says they will not prosecute you, then they have satisfied the requirement or the purpose of the amendment because nothing you say can be used against you because you won't be prosecuted. However, what happens in the state court does not bind the federal jurisdiction and they are not prohibited from using what you say in a state prosecution against you. So you, in effect, have been compelled at the state level to use testimony that could be used for another purpose by another jurisdiction.

SENATOR HIGGINS: And you couldn't take the Fifth?

SENATOR CHAMBERS: Well, even if you took the Fifth, what you have said is under oath. It can be documented and established, and if you say something different, then they can say, well, you either perjured yourself in the state courts or you are perjuring yourself here, but in any case what you say under oath can be introduced as an admission against you in any other prosecution.

SENATOR HIGGINS: Thank you for the clarification, Senator.

SENATOR CHAMBERS: Okay.

SPEAKER MARVEL: There are three others to be recognized and then I want to make another announcement because this is the deadline for your priority bills and there are 23 Senators and 7 Standing Committee members who have not responded. Senator Vickers.

SENATOR VICKERS: Mr. President, and members, I rise to support Senator Chambers in his motion and to commend him for bringing this motion to this body, for bringing the attention of this body to this bill. I think it also points out the situation that we get into with our attempts out here to move things along rapidly and do things in a hurry. I, personally, read this bill last night for the first time even though it is on Final Reading. I will admit that I didn't get an opportunity or chance nor had the time to read it until it got over to Final Reading and I really did have some real problems with it as I read it and I think Senator Chambers has indicated to this body from his legal perspective the real problems with it, but how we can ignore Article V of the Constitution of the