

establish, and maybe we did, that there could well be some constitutional problem, and I would hope that you...I will say it, you can accept it or reject it. My interest in this is not one of dealing with LB 340. I have a far greater concern if once we start the movement of designating the public counsel to be the arbitrator of disputes and give that position final authority because it will tend to grow. I think that far exceeds the role that was intended at the time that that office was established. I think it gives a position in government which perhaps in the long run would deteriorate or at least have a deleterious effect upon the effectiveness of that office because I don't know of anyone who has really given any substantive criticism to the office. There may be individual decisions or individual actions that someone objected to, but I have a grave concern to elevating this position under the Legislature, at least funded within the Legislature, even though it is independent by statute, into either an administrative or an implied judicial position in which they make final decisions. I don't think that is, certainly I don't believe that is good public policy. But aside from that, it seems to me it draws grave long-run constitutional issues, if not here, and even the compromise that I understood was being suggested where the public council became the third entity, I am not sure that that is appropriate either. I don't want to delay the bill so I will withdraw the amendment, motion. Since it has been adopted, I don't like to delay action intentionally on this floor but I do not either want to see the body to start on a new concept in the matter of determining or resolving public policies in an area in which I don't believe is the appropriate form for it to be done.

SENATOR LABEDZ: The motion to reconsider is withdrawn. Mr. Clerk, do you have anything else on the bill?

CLERK: Madam President, I do. The next amendment I have is by Senator Chambers. Senator, this is your amendment on page 1000 of the Journal.

SENATOR LABEDZ: Senator Chambers.

SENATOR CHAMBERS: Madam Chair and members of the Legislature, I am going to explain this amendment and I wish you would look in your book, in your Journal at the page given to you, if you need to follow it, but I am going to tell you what it does. There are two sections of the bill, one dealing with non-Indian remains that are discovered in the future in unmarked burial