

January 8, 1990

PRESIDENT: Senator Lynch, please.

SENATOR LYNCH: Yeah, Mr. President and members, this is an attempt by Senator Withem to further clarify the germaneness rule. What this amendment does is simply add back in the "and" that was suggested in an amendment by Senator Warner and deletes the remaining language, the last three lines, "or accomplishes substantially different purpose than that of the original bill which is proposed." It already says that in the line before where it says, "A nongermane amendment includes one that relates to a substantially different subject." So in the absence of Senator Withem, this seems to be a reasonable compromise that could help us clarify and understand germaneness and I offer it in his behalf and will support the amendment.

PRESIDENT: Thank you. Senator Chambers, please.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, the language being struck does offer a fertile feel for mischief, and as Senator Lynch pointed out, reinsertion of the word "and" would accomplish close to what Senator Warner was offering the other day and it seems that more people would be comfortable with this proposal, so I also will support it. And, Senator Lynch, you should not have said, this is a compromise in the absence of Senator Withem because I know what you meant, but I don't think it meant just the way it came out.

PRESIDENT: Thank you. Senator Moore, please.

SENATOR MOORE: Yes, Mr. President and members, and I guess I need to ask Senator Lynch a question. I know that it is Senator Withem's proposal, but I want to ask him and have him respond in the record for me.

PRESIDENT: Senator Lynch, please.

SENATOR MOORE: The way this is drafted, now the way I read this, by striking that last sentence, we all know the situation I've been concerned about dealing with whether or not a proper funding mechanism was germane to a bill. And by striking that last sentence, do you think on a particular bill now they ought to be able to offer an amendment that would have some sort of revenue source? Do you think now we could do that? I just ask for your opinion I guess on that.