January 8, 1990

SENATOR LYNCH: No, I don't think so.

SENATOR MOORE: You don't think so, well, I was hoping you would say yes, that way we could all leave happy, but you said...

SENATOR LYNCH: Well, if I could qualify why I say that.

SENATOR MOORE: If you'd want to, please.

SENATOR LYNCH: The line just before that, Senator Scott, says, in a sense, the same thing. The change would, therefore, not, I have to honestly say, change the interpretation that we had before. For example, the line before the line that is struck says, "A nongermane amendment includes one that relates to a substantially different subject." That really means the same as "or accomplishes substantially different purposes than that of the original bill in which it is proposed." Can be interpreted in a lot of ways. I guess if you were forceful enough the possibility exists that I guess flexibility is as good a word of any could be used, could determine whether or not what you recommend could or could not be, based on whoever is in the Chair at the time, be accepted as an amendment. So I'm not sure if that explains how I feel...

SENATOR MOORE: Okay.

SENATOR LYNCH: ...but I think it's their...it depends on who is in the chair and who interprets it. Then we just simply vote to override if we don't agree just as we always have.

SENATOR MOORE: Okay, thank you, Senator Lynch, and with that definition and opinion on what this does, I guess I think it's...the body should be well aware of this morning we're debating rules and people don't seem to be paying that close of attention but the fact of the matter is that though it be...the present Withem amendment is far less a liberalization of the germaneness rule than one brought forth by the Rules Committee on Thursday. I think it's very important that we understand that by voting this we're opening the door a little bit though, admittedly, not quite as wide as we were with the original proposal. And for that reason I guess I will still be voting no on this and urge the body to do so.

PRESIDENT: Thank you. Senator Owen Elmer, please.