

years will be appointed by the Legislature, I think they should be, but I'm not clear if that needs to be done. So I'm confused on the amendment and I may just not vote, unless Senator Warner can shed some light on, and Senator McFarland can shed more light. Senator McFarland, take the rest of my time to explain what it does do, if you would.

SENATOR MCFARLAND: Thank you. And I did misspeak, and you're quite right. The amendment, in its present form, LR 239, allows for approval of the appointed members, the five appointed members by the Governor. What is unclear is that there initially needs to be six members appointed by the Governor in the initial stage. And it says, although it is clear the majority of the Legislature must approve the five gubernatorial appointments to the body, the Governor's appointment power is not so constrained for the initial appointment of the other six members. And that is what this amendment would do. In the initial, and I had it backwards, the initial appointment of six members to the Board of Regents, in the present form would not have to be subject to approval by the Legislature. But this particular amendment would require that they also be approved by the Legislature.

PRESIDENT: Thank you. Senator Warner, please.

SENATOR WARNER: I'm somewhat in the position as Senator Withem, Senator McFarland, not being absolutely sure as to where your amendment fits in. As we were trying to fit it in here, it seemed to apply to the regents, but not to the three trustees from which the Governor could appoint. Maybe you want to sit back and look at it. I think Senator Withem is correct in indicating there could be some timing problems with that. If there was a...if there is a policy reason why those appointments were not specifically approved by the Legislature, of course, what we're talking about is three individuals who have already been approved as a member of the board of trustees by the Legislature, and three members of the Board of Regents who have already been elected by the citizens. So that their eligibility for the position on the transition board, they have come up through the process of approval that already exists for the two boards, and I'm not sure if another duplicative approval would be particularly necessary. But, in any event, it may be something that one should pull back and look at for a Select File amendment only, so that we're sure it's located in the right place, if such approval is desirable and necessary.