

by the independents, and I suppose with that language I have a concern, and with that concern, a question. The amendment that I have offered to 1141 in each of those sections would strike the "and" and replace that with the language "the Governor with the approval of a majority of the Legislature." So an example of that, and this would be the same language in each of the sections, and I will take that particular section that applies to the Board of Regents, it would read then three members appointed by the Governor with the approval of the Legislature from the Board of Regents for Nebraska Higher Education, and it would go on and do that, go on in the other sections and do the same thing for the other three. And the reason I bring this amendment for consideration and discussion is that the Constitution seems to indicate to me that for boards that have a degree of authority, that those members shall be appointed by the Governor, this is in Article IV, Section 10. "The Governor shall appoint with the approval of a majority of the Legislature, all persons whose offices are established by the Constitution, or which may be created by law, and whose appointment or election is not otherwise by law and herein provided for." And then it goes on to delineate some of the other sections in that. I would like to ask I think a question at this time of either Senator Withem or Senator Warner as to why this particular language that is contained in LB 1141, why the appointments are selected to be made in that manner, rather than as the Constitution would seem to direct?

SPEAKER BARRETT: Senator Withem, would you respond to that?

SENATOR WITHEM: Yes, I would. Am I on Senator Coordsen's time or being recognized to speak, or does it make a difference, or...

SPEAKER BARRETT: This is Senator Coordsen's time.

SENATOR COORDSEN: You can have the rest of my time...

SENATOR WITHEM: Okay.

SENATOR COORDSEN: ...if that is what it takes.

SENATOR WITHEM: Okay, I guess the question that you are raising, Senator Coordsen, is one that hasn't been directed to us prior to this. I would say in hearing you read the Constitution that this would be one of those otherwise as