

SENATOR SCHIMEK: Okay, then one more question, Senator Scofield, and this is the same question that I would like to ask Senator Smith and Senator Lindsay to respond to, and that is what happens if we don't add the severability clause, in your opinion? And I'm asking that because I'm seeing this discussion deteriorate and people starting to take sides and the whole bill may be lost. So I would like to know the answers. What if we don't do this, then what happens to the bill?

SPEAKER BARRETT: To whom is the question directed, Senator Schimek?

SENATOR SCHIMEK: The question is directed to Senator Scofield first, and then...

SPEAKER BARRETT: Senator Scofield.

SENATOR SCHIMEK: ...Senator Lindsay and Smith.

SPEAKER BARRETT: Thank you. Senator Scofield.

SENATOR SCOFIELD: The answer to your question, Senator Schmit (sic) is I don't know. Did I call you Senator Schmit?

SENATOR SCHIMEK: That's okay.

SENATOR SCOFIELD: I'm sorry, Senator Schimek. There are a number of scenarios that I have tried to play out in my own mind and I have consulted with other people about what might result. And because of the questions that relate here, if you read the Attorney General's opinion, it would depend on whether somebody questioned, as a potential applicant, does the broad umbrella that they operate under, does that mean that if they offer any service that would be prohibited by this amended language, even if their proposal does not envision doing any of these kinds of services, does that completely rule out that applicant? It might also apply to people on the other side of that who would...it could even effect, I think, applicants who take the opposite stance on this issue and advocate a different position.

SPEAKER BARRETT: One minute.

SENATOR SCOFIELD: Depending on the rule and reg making process, if the agency were to refuse to carry it out, then I presume the Attorney General could go directly to court not too much