

were not previously designated to be performance-based. That is all. We have agreed to earlier today to the Withem amendment that says in the future there will be another \$5 million performance-based, and the rest will be two-thirds, one-third. That performance-based, obviously, should be for performance-based. So my amendment, if agreed to, would simply say that if we agree with the Conway amendment, which I'm not quite sure yet if I'm going to be voting for it or not, but at least it would be consistent with what the amendment of Senator Withem's was that we agreed to, as a body, earlier. So that's the nature of the amendment.

**SPEAKER BAACK:** Is there discussion to the amendment to the amendment by Bernard-Stevens? Senator Crosby, did you wish to discuss the amendment to the amendment? Senator Nelson, the amendment to the amendment. Senator Landis. Senator Withem, the amendment to the amendment. Senator Moore, the amendment to the amendment. Any discussion on the amendment to the amendment by Senator Bernard-Stevens? Seeing none, Senator Bernard-Stevens, you wish to close? Waives closing. We will proceed to vote on the amendment to the amendment. All those in favor vote ye, opposed vote no. Record, Mr. Clerk.

**CLERK:** 16 ayes, 0 nays, Mr. President, on adoption of Senator Bernard-Stevens' amendment to the Conway amendment.

**SPEAKER BAACK:** The amendment to the amendment is adopted. Now proceed for discussion on the amendment, as amended by Senator Conway. Senator Crosby, did you wish to discuss the Conway amendment? No. Senator Nelson. Senator Landis...I don't see Senator Landis. Senator Withem, did you wish to discuss the Conway amendment?

**SENATOR WITHEM:** Yes, Mr. Speaker, I would like to discuss the Conway amendment. I will not be voting for it, although I would begin, I think some of the same frustrations that Senator Conway felt regarding what happened with LB 89, were similar frustrations to ones that I felt in offering the previous amendment. But I don't think mandating the distribution formula at the state level is the right way to go. Keep in mind, too, we're talking about two different distribution formulas. This is the how the money is distributed once a school district determines how much money it gets, how it distributes the money. He's right, when we examined the distribution formula the two scenarios of distribution that far out-weighted anything else