

of proposed rules and regulations of state agencies. If the Attorney General finds that a rule or regulation may constitute a potential taking of property, he or she is to advise the Governor and the agency of the state's potential liability. At the time of the hearing Senator Jones indicated there was some concern with the language in the bill which deals with the communication being treated as privileged as between the attorney and the client. Senator Jones offered an amendment which would strike this language and add language that would simply make the communication not to be a public record. The amendment was adopted by the committee and the bill was sent to the floor. Since the bill came out of committee there's been a lot of concerns expressed about this amendment, specifically there are questions about exactly what status the communication from the Attorney General takes. Senator Bromm has introduced an amendment to the committee amendment which may help to ease these concerns. Senator Bromm's amendment may represent a compromise that presents the body with a different policy than contained in the committee amendment. I would ask that we consider the Bromm amendment and contrast it with the committee amendment and the original bill, and the body can adopt the policy it deems best. Thank you.

PRESIDENT ROBAK: Thank you, Senator. There are amendments, Mr. Clerk?

CLERK: Madam President, Senator Bromm would move to amend the committee amendments. His amendment is found on page 1177 of the Journal.

PRESIDENT ROBAK: Chair recognizes Senator Bromm.

SENATOR BROMM: Thank you, Madam President. I will forgive you for mentioning what birthday it was, although I don't think that was absolutely necessary, but thank you for the recognition anyway. I do rise to introduce and support AMO981 which is an amendment found on Journal page 1177. As Senator Robinson accurately described, when the bill was in committee and as it approached public hearing there were concerns expressed about the language which said that the advice from the Attorney General would not be public information but shall be privileged as between an attorney and a client, pursuant to Section 27-503 and not subject to discovery in legal proceedings. Section 27-503 is the statute which describes what the effect of an attorney-client privilege is, and basically says that that