

SENATOR HALL: ...we've given that authority to them, carte blanche.

SENATOR KRISTENSEN: Not specifically.

SENATOR HALL: We've said go ahead and get it.

SENATOR KRISTENSEN: Not specifically.

SENATOR HALL: What do you mean we haven't specifically?

SENATOR KRISTENSEN: You need to specifically give this agency or this commission the specific legal authority to accept a grant or any of those things, and then you need, once they get it, you need an appropriation to get rid of it. You need specific statutory authority to do it.

SENATOR HALL: But statutory authority can be very broad and it can be allowed to be determined by a specific agency. If you allow for rules to be promulgated and regulations by that agency, isn't that right?

SENATOR KRISTENSEN: I don't think that's correct.

SENATOR HALL: So in other words, your belief is that, unless we spell out specifically the grants provision, that the...this commission will not be able to allow for those grants to be accepted. Okay,...

SPEAKER WITHEM: Time. Senator Hall.

SENATOR HALL: Mr. President, members, Senator Kristensen, I'll buy that argument, okay. Let's move on to subsection (3). How does Section 1 not allow for the commission to plan improvements in the indigent defense system; and promote their implementation?

SENATOR KRISTENSEN: I suppose it's a little different, Senator Hall, in terms of that if you're looking for improvements...

SENATOR HALL: Don't we allow for the statutory authority through that subsection (1)?

SENATOR KRISTENSEN: Oh, I don't think you give specific