

SENATOR CHAMBERS: Yes, if you will.

SENATOR MCKENZIE: This section in Section 1 is a section I have highlighted in yellow on my copy, and it's one that we have discussed several time and modified several times trying to get language correct...

SENATOR CHAMBERS: Um-huh.

SENATOR MCKENZIE: ...with good intent to say we're looking for areas where we have gone beyond what we need to do in terms of the nit-picky, who should be there, what should be done outside of federal regulation and state law.

SENATOR CHAMBERS: That I follow

SENATOR MCKENZIE: Yes, this is strong language. And I would assume based on your question that unless we add some date in this section that it would imply that it becomes law upon passage of the bill.

SENATOR CHAMBERS: I'm not sure what it does, that's why I'm asking. If...they don't have to really...well, first of all, if they're ordered to repeal it they've got to do it or they're not discharging their duty under the statutes. And if failure to discharge a duty could be a basis for removal from office or whatever might flow from it, this could be potent language. So what I'm asking, when must the repeal take place? Oh, I'll discuss it because Senator McKenzie and Senator Bernard-Stevens are looking at it. Maybe they will together arrive at an answer, because these questions that I'm asking are not designed to be trick questions but to get at what it is that we have in the law before us. And right now what I'm talking about has been added to the committee amendments, the committee amendments are going to be adopted and this will be the law. When you lay out a responsibility such as this there can be disagreements in terms of what actually is required by a state law or a federal law, and especially what may be required by federal regulation. Right now the Attorney General and the Governor are saying that a federal agency has misconstrued a regulation with reference to the payment of abortions...payment for abortions for poor women. So there are federal people arguing between and among themselves as to what a federal regulation means. So if I look at a regulation and I construe that regulation to in fact embody a