

possible on inmates. But the courts have held that even though a person who is put in prison loses a lot of civil rights, he or she does not lose every right. So there are certain constitutional guarantees that follow a person even into prison. What Senator Witek is suggesting is that the Governor have the final say on these programs. But before I pursue it further, I want to ask for a couple of questions to be sure I'm not overstating her intent, even though I see implications in the language she's using. Senator Witek,...

SENATOR WITEK: You're seeing things that aren't there, Senator Chambers.

SENATOR CHAMBERS: ...I wanted to ask you that. Your language says, "and approved by the Governor", so that means even though we are putting in statute these programs, if the Governor doesn't approve of them, none of them will take effect.

SENATOR WITEK: No, I don't believe that's the case. The language that I'm adding to says...it lists all those programs that we are saying that we want, or that you are saying that you want, and then on the F Section, on line 23, 24, it says, "any other program deemed necessary and appropriate by the department". So it's talking beyond those programs that you've outlined in this language in the bill. And those are the, by the way, those are the programs on the fiscal note. So the fiscal note of half a million dollars speaks to the programs that are outlined on this amendment, I would assume, I don't know. To me it seems a very low figure. So what I'm saying is, and it's essentially what you're saying, Senator Chambers, only I understand that our concerns are different on this. But what I'm saying is if we're saying all these programs plus any other program, and the fiscal note of half a million dollars speaks to those programs, then I would like the Governor to have some approval when those are initiated.

SENATOR CHAMBERS: Thank you for the explanation of what you mean. The point that I make remains the same. If the head of the department determines that programs are necessary and appropriate to carry out the purposes laid down by the Legislature, Senator Witek's amendment is saying that if the Governor disagrees then those programs cannot be implemented.

SENATOR BERNARD-STEVENS: One minute.