

amendment that Senator Hillman and I have been working on this afternoon has come down. She's had a chance to review it, I've had a chance to review it. And if this is the appropriate time or whenever it is, I'm going to ask the Clerk for leave to request a substitution with respect to that amendment.

ASSISTANT CLERK: Senator Bromm, as I understand, you want to withdraw 3950 and substitute AM4153. Is that correct?

SENATOR BROMM: That is correct, Mr. Clerk.

SENATOR COORDSEN: Are there any objections? No objections, so ordered. Mr. Clerk.

ASSISTANT CLERK: Mr. President, we're now on the Bromm-Hillman amendment, AM4153.

SENATOR CROSBY PRESIDING

SENATOR CROSBY: Senator Bromm, you're recognized to open on your amendment.

SENATOR BROMM: The amendment that Senator Hillman and I have had drafted, AM4153, should be on your desk by now. Section 1 is very much the same as the prior amendments that you may have looked at if you looked in the Journal. It's primarily definitions, agency, what a gateway is, what public records are referring to, definitions very much consistent with our statutes and definitions which we have come to use in working with this bill. Section 2 is very much like what you've seen before setting out some public policy considerations for public records that the Legislature finds and determines, not the least of which that there is no uniform policy regarding the management, operation, oversight of systems providing electronic access to public records and determining and setting fees if any for access to public records is a legislative function. Those are statements of intent in the legislation. Section 3 is a little bit different than what you've seen, and this is a section Senator Hillman and I have spent a good deal of time back and forth trying to find some words that were acceptable. The first sentence of Section 3 actually is very much like what you've seen. The second sentence is changed in that it says, "Any such contract," in other words, any contract that's for a fee that would otherwise be free under public...under state law or any