

SENATOR LINDSAY: Well, I think what we're doing by remaining silent on that, this is making it clear that we are only...this act is only pertaining to electronic access to the records, has nothing to do with sale of public records, and so it is completely moving us out of the...anything other than electronic (interruption).

SENATOR BROMM: Well, the problem is that the public records statute in Nebraska says that records held in electronic form are public records, so that definition we are not messing with in here, but that's...I don't have the cite, but I can find it. So I guess I think they are selling public records by providing them by electronically. They are selling them. That's the same thing as if they walked in and got them across the counter except they are just getting them electronically.

SENATOR LINDSAY: But even when they go in and get them across the counter, they are not selling the public record. They are providing a copy. They are providing access to it, or in the bill, electronic access. The record itself is not being sold.

SENATOR BROMM: Well, I thank you for, I guess for trying to clarify it. Without...I think we are on a rather short time frame here. I see the Speaker has us going to something else at 1:30, and I feel, I understand your intent. If it's...I have a problem, I guess, with changing it in this manner on short order without studying it further. The way it's worded, until January 31 of '98 I think suffices, and if we need a different...if we need different language or policy, I think we'll have that drafted by the next session through the task force. I guess for fear that we might mess something up since the public records definition includes records held in electronic form, I think at this point I would have to...I would have to object to the amendment and I would hope that perhaps that we wouldn't adopt this particular amendment at this time. Thank you, Mr. Speaker.

SPEAKER WITHEM: Senator Witek, on the Lindsay amendment.

SENATOR WITEK: I am sorry, Mr. Speaker, I was going to call the question, and you can rule on that if you'd like.

SPEAKER WITHEM: I am going to rule that out of order and then call upon Senator Lindsay to close. Senator Lindsay, you are