## TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE Transcriber's Office FLOOR DEBATE

April 4, 2005 LB 588

audit. Well, that's what you do with the financial information. So if there's concern that there's mischief from the other side of the building in the executive branch of government, that being the Auditor's Office, that's at a different...that's on a different whole concept, entirely different concept, because there's a difference between financial auditing and performance auditing. And we need that clarification. The last amendment helped in that clarification, with the peer review. And we decided that we didn't need the peer review to legitimize the reports that we have in the Legislature. So therefore, let's just move on. I have reservations. I continue to have reservations. And if you think that AM1041 is a compromise, it...

SENATOR CUDABACK: Time, Senator Smith.

SENATOR SMITH: ...is not, because there was no discussion of a compromise. Thank you.

SENATOR CUDABACK: Thank you, Senator Smith. (Visitors introduced.) On with discussion of AM1041. Senator Smith. This will be your third time, Senator.

SENATOR SMITH: Thank you, Mr. President and members. I will continue. Having served on the Government Committee for six years -- and that was the committee which handled most of these issues--I came to learn a little bit of what was going on. I became interested...and sometimes I'm embarrassed by some of these topics that interest me, because I never thought they would be interesting. But nonetheless, that's what service in the Legislature, I guess, brings about. But I was perhaps with the faulty impression that we were done with this issue that seemed to be a battle of turf, of what the Legislature should do, what the State Auditor's Office should do, shouldn't do, and otherwise. I thought this was resolved prior to this issue. But then we have LB 588, which would allow two persons within the Legislature, and their relevant staffs, members of staff, to dive into the confidential records. That is certainly outside of the scope of what I thought--perhaps I'm in error--but of what I thought was a compromise, and finally we agreed to disagree on various issues. And so here we are. I filed an