

January 29, 1976

creating continuous working with must be Boards that have knowledge of the subjects that we are talking on and I am sure that we heard the testimony the other day in malpractice. These people are qualified so the attorneys want two attorneys and a judge, not that they are selfish. They want to be recognized. Doctors want three doctors and another health provider. This goes on continuous but these are people that have knowledge. This is what we are talking about so, therefore, this Committee does have that Board serving with people that have the knowledge. I just can't hardly believe that we are going through what we are this morning but I had to bring this rebuttal. I think I would like to see us vote down this amendment for that reason. We must have people on there with knowledge. Thank you.

SENATOR SIMPSON: All right. Senator Barnett, do you wish to speak? All right, he passes. Senator DeCamp.

SENATOR DeCAMP: Mr. President, there is a difference between a conflict of interest and an interest in an business and knowledge of the industry. Conflict, conflict is when you take something and work it to your advantage because of your position, basically, and I suppose if we used the implied definition Senator Cavanaugh is suggesting and every member of this Legislature who is a farmer and ever votes on agricultural bills is committing some kind of violation. We want to have these people. We want to have them under conflict of interest laws so they don't abuse their position. The fact that they are in a particular business and have knowledge of it is not of itself a conflict of interest. So I don't see any need for the amendment.

SENATOR SIMPSON: Senator Syas.

SENATOR SYAS: First, I want to ask a question of somebody. I think the Public Utilities Commission, you are not allowed to be a member if you have an interest in the very thing you are regulating, is that true or false? I would like to know.

SENATOR SIMPSON: Does somebody know the answer to that question? Senator Syas, we don't seem to have anyone that can answer the question.

SENATOR SYAS: I think it is true but I am not sure. I was seeking information. All I want to say about this amendment is we talk about conflict of interest and all that sort of thing. Of course, a coyote knows how to kill a chicken but you don't put him in the chicken coop with the chickens.

SENATOR SIMPSON: Senator Dickinson.

SENATOR DICKINSON: Mr. President, I call the previous question.

SENATOR SIMPSON: There is only one other speaker who has their light on and that is the introducer of the amendment so I don't believe it is going to be necessary. Thank you.