

follow-up, Senator Bernard-Stevens, what I found out is that we didn't need to repeal, we have duplicated the language. That's what's happened, because we needed to have it in both places.

SENATOR BERNARD-STEVENS: But now we're going to have, if we don't repeal portions of the part in DCS, now you're going to have two entities that technically, the way I read it, that would have authority on placement of those individuals, because they would be both Harold Clarke, the Director of Corrections, if you read that first part right above it says, you know, the Director of the Department of Corrections shall place, you know, and then as follows. And then you have the A and B portion under that, which deals with the minors, that really is what OJS would be doing. But if we don't...if we don't repeal that portion of it, my sense is you still have a Director of Corrections, whether he would use it or not, but he still would have the authority to say that he disagreed with what OJS is doing, and by his authority they...there could be a conflict on where a person is placed. Is that...am I on track, on that?

SENATOR WESELY: You re on track.

SENATOR BERNARD-STEVENS: Okay. So, an amendment might be in order, before this moves to Final Reading, that at least repeals that portion, if 1044 passes, that that portion would be repealed, that A and B portion, particularly, but it would have to be reworded in regards to the Department of Corrections.

SENATOR WESELY: We will have to deal with this. The question is, do we deal with it now, or do we deal with it later? And the answer back is that the Department of Corrections and the new entity want to talk this through and will come back with clarifying language. They feel like we can get by this next year without having to further amend the bill. You have stuck upon a problem, it is a problem. It is something that they would like to think about further and come back with recommendation to us on.

SENATOR BERNARD-STEVENS: So why do it at all?

SENATOR WESELY: Because in the mean time, until we resolve it, OJS needs to have this authority, so...

SENATOR BERNARD-STEVENS: Okay, and I'm not trying to pick I'm