

by making them advisory and if there is action, it is done by the Legislature. And then there is concern about "such vacancy shall be filled as provided in Section 24-808." Okay, I have just been on the telephone. The bill drafters' office says that this should be taken out of the bill now to make it consistent with what we have done. And it does not mean that there is no way to fill a vacancy. It merely means that we are striking this new language and we fill the vacancies in the manner that they have always been filled. Is that not correct, Senator Beutler?

SENATOR BEUTLER: Senator Lamb, you are suggesting that then each time when we have a new bill then we have to juggle the judicial nominating commission also. That is your intent?

SENATOR LAMB: No, I am saying that if you strike Section 7, then we do it just like we do it now because Section 7 puts in the words "action by the commission on judicial work loads." We will no longer under the amendment just adopted have action by the commission on judicial work loads. So that makes Section 7 not appropriate because we have just said that this commission is going to be an advisory one. And so they will bring their recommendations to the Legislature. Now if we leave Section 7 in there as it is, we have conflicting language because theirs says "action by the commission on judicial work loads. So my point is, we should leave the amendment as it is now because it does not change the situation as far as making those appointments that is in current law. Is that correct?

SENATOR BEUTLER: Senator Lamb, I think you are right and I think I will withdraw the amendment because if you follow through with your logic, I think you are right.

SENATOR LAMB: Okay, thank you.

SENATOR BEUTLER: Mr. Clerk, I would withdraw the amendment.

PRESIDENT: Is there anything further on the desk after that withdrawal?

CLERK: I have nothing further to Senator Beutler's pending amendment, Mr. President.

PRESIDENT: The question is now the adoption of the Beutler amendment as amended. Anything further to say, Senator