

SENATOR CULLAN: (No response).

SPEAKER NICHOL: Senator Beyer, did you wish to speak?

SENATOR BEYER: Mr. Speaker and Colleagues, I think we have to reject Senator Johnson's motion and go ahead and pass this because none of the court cases that have been filed to which this bill addresses have been dismissed, so I think we can clarify all of this by passing 319. So with that I urge a no vote on Senator Johnson's and go ahead and proceed with Final Reading of the bill. Thank you.

SPEAKER NICHOL: Senator Vard Johnson, do you wish to close?

SENATOR V. JOHNSON: Yes, I would like to make a couple of points. The first point deals with the issue of the bureaucrat. I have heard several senators on this floor talking about our public employees in a negative sense and a pejorative sense, they are our bureaucrats. The truth of the matter is these are our people. These are our employees that are simply interpreting our statutes in a way that they believe to be appropriate. Periodically our employees do cause offense to somebody who is being regulated. When that occurs, people who are offended oftentimes come to the Legislature and ask for special help and they usually can find some soft touch in the Legislature who is agreeable to provide them some special help. Because after all, it is kind of a war of the Legislature against the bureaucrats who in the last analysis are our people interpreting our statutes. But we are sort of the mediator in the process and we can kind of help out along the way. Now Senator DeCamp has kind of delighted in saying that you, Vard, are wrong. Now as you may recall the debate on this issue, my comment has always been let the Donnelley Corporation work its way through the courts because it might ultimately win the question. I never said it wasn't going to win the question, I said let it go through the courts as opposed to coming to the Legislature and finding the soft touch that will put a little bill in, help out our friends. That is what courts are for. That is what the administrative process is for, the ideal administrative-judicial system is one where the Legislature establishes the process, it establishes the process, the administrative agency takes over, it regulates in the way it believes the Legislature intended. The regulated person who feels that he is being over regulated or that the administrative agency is not attuned to what the Legislature has in mind can use the judicial branch to have some corrections effected. That is really all that has happened here, except I think