

point in time draw the line and say, you know, we really ought not continue to pass unconstitutional bills because, (a) It makes us look pretty stupid. (b) We never resolve the issue, we just keep coming back again, and I think it is so much better if we as a Legislature say, okay, we are going to sunset this and we are going to bring it back up and we are going to admit that we are going to fight this over instead of looking fairly silly in the process of passing unconstitutional bills all the time. So I would urge my colleagues to oppose this proposal. Maybe Senator DeCamp will offer the two year proposal with the sunset clause so that we have it ever so neat and clean. Preferably, maybe what we ought to do is just distribute the money this year and just plan a one year thing and just plan for a fight next year. It seems to me that that is probably the preferable way to do it. The players don't change. We know we are going to fight it next year probably anyway, so we might as well just plan it right into our schedule so we know not to introduce a lot of other bills that we might want passed next session because we know that we are not going to do anything next session except fight over the \$70 million. I think those are the preferable ways to do it as opposed to court disaster, as opposed to the process which is presently being proposed. I think we have to search our hearts and our minds and ask ourselves whether the public can understand this process, can sympathize with this process, recognize the foolishness of this process, and would prefer us to be a little more apparently in control of our own destiny. I would urge this body not to adopt the DeCamp motion. If we are going to do this at all, Senator DeCamp ought to change his motion and offer either a one year or a two year distribution under the Schmit proposal, or we should just say, hey, we disagree with the Attorney General, we think 284 is okay, and then let's just pass 284 the way it is now. Let's do that, I mean, then we look like we have a purpose behind what we are doing, and we are saying we disagree with you, we know you are wrong, you can't win in court, we are just going to tough it out. But the solution we have chosen really is the worst of every possible solution that has been proposed. I urge the Legislature not to return 284 for a specific amendment unless Senator DeCamp offers that amendment, it would be just plain the Schmit amendment, because in the end we are really saying that we think the Attorney General is wrong and we ought to leave 284 in the present condition. If he is wrong, he is wrong, and let's find that out now.

PRESIDENT: The Chair recognizes Senator Schmit.