

SENATOR CHAMBERS: Senator Vickers ordinarily is a man that I can go along with on the things that he does but I think somebody gave him a bad egg on this one. I can smell it. Other people may have a cold in the nose or something but I will tell you what I am not going to do. Senator Vickers, I am not going to harry and harass your bill, but by the same token, I am not going to do a thing to make it what it ought to be. I think it would be struck down whether you take Senator Beutler's amendment or not. It is so tempting for me to discharge my obligation of a proper lawmaker but I am not going to do it this time. I am going to let you have what you want but some of you I will tell the secret to if you promise not to tell it to Senator Vickers.

SPEAKER MARVEL: Senator Beutler, do you wish to be recognized?

SENATOR BEUTLER: Mr. Speaker, by agreement with Senator Vickers, I would substitute a second amendment for the first amendment and address a narrower question and leave the larger question to further investigation prior to Select File. So with that I would ask permission of the body to withdraw the amendment and to substitute therefore the agreed upon amendment.

SPEAKER MARVEL: The Clerk will read the latest Beutler amendment.

CLERK: Mr. President, the Beutler amendment as proposed now reads: (Read Beutler amendment as found on page 154, Legislative Journal.)

SPEAKER MARVEL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, my first amendment addressed the broad question of confiscation and I have agreed with Senator Vickers to withdraw that so that he and I can both investigate the fact of whether or not that equipment is usable for other legitimate purposes or whether that kind of equipment is used for only one purpose, that purpose being an illegal purpose, since that would make a big difference to me, too. But the narrower question, then, whether there is admittedly a need for revision in Section 5 has to do with the point that Senator Chambers essentially just made. The Section as drafted now provides that the equipment is confiscated as contraband whether or not the person is convicted of the offense and clearly the intention is only to seize the property if the person is in fact convicted and that is the only thing that the amendment does. Thank you.