

SENATOR SMITH: We were talking and I have been hearing the discussion on the floor, and you just said it a little bit ago, again, when you were discussing the bill, if you want to call it that here, by the creation of this court, you are going to filter out and send only the most important cases on, these are the words that you have used, the most important cases. Could there be any problem here with what people could construe as discrimination? How will the most important cases be determined, and answer me as briefly as you can because I still have one more thing that I want to do yet?

SENATOR KRISTENSEN: Okay, the only thing I can respond to that is in whose eyes.

SENATOR SMITH: That is right.

SENATOR KRISTENSEN: Somehow in the eyes of every litigant, their case is the most important, and I agree, but, we, as policymakers, have to...we are going to make those decisions when we actually implement the court, but before we can implement that court, we have got to have a constitutional amendment to (interruption).

SENATOR SMITH: No, no, that is not what I asked you. I know about what we are doing. I want you to tell me if we have a process in motion which will determine what is most important...

SPEAKER BARRETT: One minute.

SENATOR SMITH: ...so that that's across the board considered to be important for every individual and that there is not a...because you mentioned to me also that they may reach down and pick out what they consider to be interesting cases. Well, my case to me would be interesting, I am sure, if I felt that it needed to go to the Supreme Court, but if in the eyes of the Supreme Court that they can make that determination of what is interesting or what is most important, then I think there could be discrimination there. I mean is there any process to make sure that every kind of that same type of case is going to get to the Supreme Court?

SENATOR KRISTENSEN: Well, every case is going to get reviewed. It is going to be examined from the lower court where it is just at, everyone of those cases...