

PRESIDENT: Thank you. Senator Chambers, please, followed by Senator Schellpeper.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, I'm going to try this time to make it clear what it is that I am saying. The committee amendment will be attached to a bill whose stated purpose is to redefine real property. They say clarify. That is an easy word, but that is not really what it does. It doesn't clarify anything, it changes, it changes it. Now, a general definition is contrived. Under that general definition, there would be included center pivots and irrigation systems as described by Senator Schmit earlier. In order to stop the definition from including that which it would include, this language was offered and the Legislature probably will adopt it. I'm telling you, before I proceed, that I can understand the political motivation behind it. I understand the political motivation of the Governor for calling us into special session. But if we're going to undertake to enact a law that changes the definition of real property, because there exists a problem pointed out by the courts, then why in fashioning that definition do you build in a problem that makes the definition invalid? You are creating a classification by a definition, then you're saying and pointing attention to it for the courts to look at and that's what I'm trying to do. We know that center pivots would fit within the definition. We know that irrigation systems would fit within the definition. We know that there is no rational basis to distinguish these items from the others that are taxed but, nevertheless, we are going to do it. And when those seven justices get together, they are going to scratch their head in amazement and they are going to say, this was talked about on the floor of the Legislature. Look, look at the debate. They knew that they were creating a classification then, while creating it, offering additional language that would cause it to apply unequally to members that fit within the class. They knew that and they did it anyway. They are throwing it in our face. They see us like that 90-pound weakling on the beach. We're just some old graybeard, well, grayheaded judges, those that have some hair, and those that don't can do that Megadox (phonetic) or whatever that commercial that is...is that what grows hair, Megadox, or whatever? One of those, Minoxidol, (phonetic) thank you. They could do that commercial, so they have some value, but they rouse themselves from their sleep and they say the Legislature has kicked sand in our face again and they are bringing this to us and telling us that because they were willing to abdicate