

privilege of being involved in.

**PRESIDENT MOUL:** Senator Horgan, thank you, Senator Horgan. Senator Chambers.

**SENATOR CHAMBERS:** Madam President and members of the Legislature, Senator Horgan, I'm appreciative of the fact that you corrected the record and I really mean that because people need to know what the actual tuition would be and I had misunderstood what you had said during our discussion the other day, but what he said now is what he said the other day and he refreshed my memory. But that is not even the issue. The real issue, Senator Horgan, is not when you create a closed class that you say by words this is a closed class, nobody can get into it. None of us would pass a law like that, none of us. The fact is that when you look at the discussion that we've had here, courts are not crazy, I meant we might differ on our opinion on some specific matters as to whether what I just said is true about them or not. They can look at the legislative history of this amendment. They will see where you and everybody else who has discussed it and knew the particular facts have associated it with a specific group of people, that it has repeatedly been said that only this group is affected, that no others can get into or become a part of this group. That's a closed class no matter what you say and the courts are not going to allow you to do by indirection what you cannot do directly. So you are doing indirectly what you would be doing directly if you used the words, this is a closed class. The facts define it as that. Your statements and everybody else's statements define it as that. I don't believe that the Legislature should get these people out of the bargain that they made and that's what is being attempted. Let me ask Senator Horgan a question. Senator Horgan.

**SENATOR HORGAN:** Yes.

**SENATOR CHAMBERS:** If your amendment is stricken, what will these families not get that they were entitled to before your amendment was added?

**SENATOR HORGAN:** Well, these families would be disadvantaged, I believe, due to the fact...

**SENATOR CHAMBERS:** Well, let me ask it a different way.