

not real estate or an improvement, so you have got the right to contract. You have always got the right to contract unless you have agreed prior or it was a condition that you couldn't do it. The best that I have seen of this contract is that it certainly was aboveboard. It was for due consideration, offer consideration were given, and it certainly is something you can always do.

SPEAKER BAACK: Time.

SENATOR KRISTENSEN: You have a right you can contract with.

SPEAKER BAACK: Senator Wehrbein.

SENATOR WEHRBEIN: Yes, Mr. President, I would yield my time to Senator Kristensen.

SPEAKER BAACK: Senator Kristensen.

SENATOR WEHRBEIN: Would you like (mike off) your dissertation?

SENATOR KRISTENSEN: I guess I will take a little more time. Thank you, Senator Wehrbein. I might give it back to you. I'll probably get myself in more trouble by doing this. The whole issue is a matter of commitment here. It is a matter of what are you going to do. This Legislature came in last year and made a commitment, people made business judgments on that. And business isn't always the prettiest thing in the world because people have to go out and it's competition. And if you think there is unfair competition, there is also remedies towards that. This wasn't unfair competition. The fact is that plant was never going to be purchased. It was sold...Senator Smith, I don't know how many times that plant was sold, but people couldn't come up with financing. And, finally, somebody who had the ability to do financing came forward. They entered into a legal contract. Now if somebody doesn't like like that, what are they going to do? Well, they are going to go sue. They are not going to stand up on the floor of the Legislature and go after that. And I think you follow those legal procedures to do that. The bottom line here is what is the best interest of the ethanol industry, and I think Senator Schmit has got the best interest of the ethanol industry at heart. It is a matter of how you are going to do it. That's what this argument today is all about, is how are you going to do it, and the corresponding issue, how are you going to fund it. The ethanol industry is