

did not...or was not in the hearing but I think we're able to do something here that will make it easier for the communities to have more control over their liquor license. Senator Robak mentioned about that you're taking away the due process. We are not taking away any due process. Nothing will have anything to do with your right to due process of law. That will still be there. All we're saying is that the communities will have more control over who gets liquor licenses and what...and who will have them and what will happen with these liquor licenses in their communities. I don't think we're attempting to do any more here than what is currently...that we currently have except that it will now be in the Constitution. Thank you.

PRESIDENT MOUL: Thank you, Senator Schellpeper. Senator Robak.

SENATOR ROBAK: Thank you, Madam President. Senator Schellpeper, if it's exactly the same thing we have now only except that we are putting it into the State Constitution, why are we doing this, if we can do this already? Why are we putting it in our State Constitution? Is there any particular reason that we have to put this in our State Constitution if it's doing the same thing that we're doing now?

SENATOR SCHELLPEPER: Well, I think it gives the cities a little more authority.

SENATOR ROBAK: How could it give the cities any more authority than they have now when you just got done saying that the commission has the final authority?

SENATOR SCHELLPEPER: They do. The commission has the final authority.

SENATOR ROBAK: Then what are we doing...how are the cities getting more control if we're doing the same thing?

SENATOR SCHELLPEPER: It's putting it into statute so that if you go to court, that if you keep appealing, the cities have more say-so than what they do right now.

SENATOR ROBAK: In court?

SENATOR SCHELLPEPER: In court.

SENATOR ROBAK: Well, we're supposed to be saving our cities