

court is prohibited by the Constitution from going back and applying the special legislation language, or going back and applying any uniformity protection, or going back and applying any other provision of the Constitution. It is wide open. The intent here, in working some of the language, is to try to somehow rein us in a little bit and that the debate then I think will go to the question of how much of a reining in do we need, how much restraint on the Legislature do we need. As I see some of the dynamics that are working here are that a kind of a we don't trust you and you don't trust us sort of an approach. If in light of that thinking, we have to see what kind of a basis, what do we need to tie our hands. With that, as I suggested, we are hoping to get some language down here that will change this a little bit in the near future, but in the meantime, I would be happy to answer any questions that I can regarding the amendment.

PRESIDENT MOUL: Thank you, Senator Lindsay. Mr. Clerk, is there an amendment on the desk?

CLERK: Madam President, Senator Hall has an amendment pending to Senator Lindsay's amendment. Senator Hall is excused until he arrives.

PRESIDENT MOUL: Since Senator Hall is not here, is there anyone else prepared to handle his amendment to the Lindsay amendment? Seeing none, we will pass over that. Okay, we are now back to the Lindsay amendment and I will recognize senators in the following speaking order, Senator Withem, Moore, Wehrbein, and Schmit. Senator Withem.

SENATOR WITHEM: Yes, Madam President, members of the body, I rise in support of doing something. I am not sure that I would support the Lindsay amendment as drafted. I am awaiting the version of the amendment as it is being drafted at the moment, will take a look at it. I do have a lot of sympathy, though, with what Senator Lindsay is proposing or the position that he is taking, and what he is doing, I think along with Senator Kristensen and Senator Wickersham and others who are involved in this discussion, is attempting to address this issue of, if we are going to amend the Constitution to empower the Legislature to do something beyond what our current court feels the Legislature has the power to do, or at least how we have interpreted what the current court has told us to do, what power should the Legislature have. And probably this question is at