

amendment does not do that.

SENATOR MOORE: Senator Lindsay's amendment would not allow that or would allow?

SENATOR KRISTENSEN: Well, it is a tougher standard. There is no black and white answer to your question. It is a matter of what standard...

SENATOR MOORE: We are putting it in the Constitution and you are saying we don't know what it is going to be, it will be litigated. I mean...

PRESIDENT MOUL: One minute.

SENATOR KRISTENSEN: Senator Moore, the Constitution is not an answer book. You don't open to page so-and-so and say, can you do this or can you not? It is a matter of standard. The Constitution is rules. It is not answers, it is rules.

SENATOR MOORE: I agree with that, Senator Kristensen. That is why we shouldn't vote for 219CA.

SENATOR KRISTENSEN: No, absolutely, that's wrong.

SENATOR MOORE: That's what we are putting in there, the answers, the rules, specifically what it is you can't do, can't do on the depreciation add back, I totally agree with that statement. And I think that is the flaw of 219CA is that it tries to make it a rule book, tries to make it black and white, tries to give you all the answers, instead of using broad generalities and broad parameters of the Constitution, the Constitution allowing us to do things, LR 219 writes those things in there. And that is the flaw with it. Senator Lindsay's amendment, I guess I like the fact that it is a little tighter, but I don't know, in some way I mean I like the fact that it is not as tight as last week, but I don't know as none of us know what the actual result of this...

PRESIDENT MOUL: Time.

SENATOR MOORE: ...will be. The court will eventually tell us that.

PRESIDENT MOUL: Thank you, Senator Moore. Senator Wehrbein.