

the impression, as maybe you had to some extent before we had our little exchange, that somehow this binds them to base their decision on whether or not the agreement achieves these purposes?

SENATOR WILL: I suppose you could get that impression. Obviously, as drafted it's not binding. I think it's a strong, again, a strong enough statement of what the Legislature considers important. Obviously, if the commission is looking at it, they might take some direction from it.

SENATOR CHAMBERS: Now, you use a more succinct way of saying all that I've been talking about when you used the two words "not binding". Shall means mandatory to most people. It doesn't mean maybe, perhaps, or substantially. It means this, and this alone. But we've agreed that even if they do this, they don't have to find the existence of any of these things in the agreement. If we put may, then it is indicating the types of things that they may consider. But they don't even have to consider it, because under this language they don't have to.

SENATOR WILL: Senator Chambers, if this amendment makes you more comfortable with this bill, I certainly could probably come that far.

SENATOR CHAMBERS: If you give me the may in that sentence, and the may in the next sentence, I won't offer another amendment to this bill while we're here this evening.

SENATOR WILL: You're getting pretty close to a deal.

SENATOR CHAMBERS: Okay, then let's see how we go on the first one. That's what I would like to do, change the shall to may, for the reasons that I was presenting here in my exchange with Senator Will.

SPEAKER BAACK: Thank you, Senator Chambers. Anyone wishing to address this amendment? Seeing no one, Senator Chambers, do you wish to close?

SENATOR CHAMBERS: I would ask for a call of the house, and I'll take a vote. But I'll begin to speak as they come in.

SPEAKER BAACK: We have a request for a call of the house. All those in favor vote aye, opposed vote no. Record, Mr. Clerk.