

and have been told how inferior we are, just sit back and listen to how white people call each other liars, thieves, whoremongers, cheats on their wives. They talk about their white president like that; candidates for the Legislature called each other liars. Candidates for Congress called each other liars; had to take lie detector tests to prove that they're not lying. And these are the ones that The Bell Curve said are superior genetically to us, and that's why when I get in a legislative setting like this and I see people trampling on the Constitution it's somewhat befuddling. But I guess when you're genetically inferior it's not too difficult to forgive those who are superior because they have things that are so much more important to contemplate that they will often do foolish, stupid, ridiculous, idiotic things. Now, the Constitution of the United States, written by those whom The Bell Curve say are genetically superior, contains a provision dealing with equal protection of the law. That means that the law is to impact on similarly situated people in a similar fashion. When we, as a Legislature, enact a law, our laws will be struck down if they violate provisions of the United States Constitution. So when you talk about an amendment such as the one Senator Witek is offering, you are saying that similarly situated people are going to be treated differently based on the whim of a judge. We're not talking here about a judicial determination of guilt or innocence or the appropriateness of a particular sentence, we are talking about allowing the judiciary to intrude into an area which is not a judicial function so that people can be treated in a disparate, unequal manner. Good time is...

SPEAKER WITHEM: One minute.

SENATOR CHAMBERS: ...not to be administered based on the whim of a judge. The administration of good time in a correctional facility is a function of those who run the facility. Once the Legislature enacts a good-time law, it has exhausted the power that it has to deal with that issue. Once the judge imposes a sentence, the judge has exhausted all of the judicial power available to him or her. When the person winds up in the institution, those there then administer the law as we have given it to them and they determine how much good time a person is going to be allowed to retain, based on their obedience to the rules of the facility. Her amendment is not appropriate. It would be unconstitutional and I say again I hope we will defeat it and...