

SENATOR CHAMBERS: ...rather than is, you do not make a stronger, more probative statement to the court. They will review the act based on the way they construe laws enacted by the Legislature. They will lay it beside the Constitution, and even though the Legislature pretends not to know how words should be defined, the court knows and it has stuck down laws on the basis of the Legislature trying to do indirectly through a definition what it could not directly do and the court simply will not have it. But if you leave this language in or take it out, you ought to at least consider the location of the language in the bill. It would have been better for you all to put this in the findings, then it's not a part of the operative language of the bill and you can state how you construe the Constitution and how you think it applies, but you've made it an operative part of the bill, and if it falls, the bill goes with it. As a part of the findings which are not operative, it would just be surpluses that could be ignored, but you all are driving this wagon and if you want to go off the cliff, have at it.

PRESIDENT ROBAK: Thank you, Senator Chambers. Senator Hall.

SENATOR HALL: Thank you, Madam President, members, I rise in support of Senator Wickersham's amendment. Senator Brashear, would you respond to a question?

PRESIDENT ROBAK: Senator Brashear.

SENATOR BRASHEAR: Yes, Senator Hall.

SENATOR HALL: You said in your last statement that if we were to adopt Senator Wickersham's amendment that these types of entities would, and I'm guessing that we're talking about the businesses that would relocate here, would move to other areas because it would take so long, be so expensive because other legislative bodies have determined what I guess blighted or substandard areas are, is that not right?

SENATOR BRASHEAR: Well, Senator Hall, I don't want to quibble, but, yes, that's essentially what I said.

SENATOR HALL: And I don't want to quibble either, I'm not going to talk about eminent domain this time, but I will ask you about you said it's because they would be, they would have certainty, is that not right?