

dollar fine and no jail, under this amendment, you wouldn't have a jury trial then at the city because there was no jail time at the city level?

SENATOR LINDSAY: Right, there would be no jury.

SENATOR KRISTENSEN: But if they had a day in jail for being ugly in public, under the city ordinance but it was six months at the state level, because there's some jail at the city level, being ugly in public would have a jury trial,...

SENATOR LINDSAY: Yes.

SENATOR KRISTENSEN: ...regardless of which one it is.

SENATOR LINDSAY: Yes.

SENATOR KRISTENSEN: If the city ordinance, let's say on drunk driving, determines that there is no jail time, then the city would have their option of either not giving jail sentences or not having jury trials.

SENATOR LINDSAY: Yes.

SENATOR KRISTENSEN: Okay. And I...I guess then I don't see my campaign manager in here, he left a little bit ago, Senator Chambers, I was glad to know what my plans are. I...if he keeps this up, who knows how far a guy could go. But...and I would like to put stuff in the record. I'm sure he'll read the record, but I guess I'm disturbed when we stand up and talk about emotionally, you know, it's not like you're denying these people a trial, and I may well vote for these amendments, I don't know yet. But the fact that you have a trial by a judge doesn't mean you receive any less justice. All the rules of evidence apply. The law is still the same. What you do is you have an individual, instead of in most of these cases, Senator Lindsay, and you'll correct me if I'm wrong, but most of these are going to be six-person juries. You're going to get six women or men and...here comes my manager right now, you'll have six women or men who will make that determination, and that's a determination of fact. Were all the elements present or not? A judge is going to do the same thing. If you don't like the judge and you think that the judges are unfair and all those, I could see how you would come to that conclusion. I'm just telling you that we go to great lengths to try to get the best