

SENATOR BROMM: We're talking about the effect upon his or her land which he does own.

SENATOR CHAMBERS: This...we're talking about taking property, that's what this is.

SENATOR BROMM: Well, that, Senator Chambers, I think it's a relevant...a relevant example of what you're asking for.

SENATOR CHAMBERS: Senator Bromm, are you familiar with the language in this amendment? See, you all want to talk about something other than what's in here. This says taking of property, property. The water is not the property of the landowner. They're not taking the ground on which the landowner's house or homestead...

SENATOR BROMM: Neither...neither do the federal wetlands regulations, but the guy can't use it anymore so it's worthless. So you're saying that has no value, that's not a taking?

SENATOR CHAMBERS: That isn't...right,...

SENATOR BROMM: If they told you you couldn't...

SENATOR CHAMBERS: ...that is not a taking of property.

SENATOR BROMM: If they told you you couldn't live in your house, that wouldn't matter as long as they didn't take your house?

SENATOR CHAMBERS: No, the house is mine.

SENATOR BROMM: But what if you can't use it.

SENATOR CHAMBERS: That which goes...the thing that goes along with that which is mine is the right to make use of it as I choose so long as I don't...

SENATOR BROMM: Right.

SENATOR CHAMBERS: ...violate the law or hurt somebody else. You're talking about a house which I own. You've acknowledged that the water is not owned. The water you don't own, in the first place. The house, I do own.