

sharpen the issue and I appreciate that. But everybody is showing the great amount of difficulty they have applying the language that we have before us. If what the language says is not what is meant, why don't they draft language that says what they mean? That's what I say. But this will probably be passed because there is, behind this, a different agenda and it is more than what is contained in the language, and the language was not supposed to be analyzed. It was not supposed to be discussed and debated but we are debating it and the people who support this cannot carry their burden. If you are going to take this kind of language and put it out there for agencies to administer, and we don't even agree on it right here, how can we appropriately delegate authority to an agency in a way that doesn't violate the Constitution when we cannot...

SPEAKER WITHEM PRESIDING

SPEAKER WITHEM: One minute.

SENATOR CHAMBERS: ...give guidance? And you know why we can't give guidance? Because we don't know what we're doing. And I want the record to be crystal clear that those who support this don't know what they're talking about and don't know what it's doing, and yet they want to delegate this authority to make legislative decisions to an agency. If the Legislature wants to pass a law and define takings, the Legislature can do that. And if the law wants to require a compensation based on this taking, the Legislature can do that, provided they do it within the Constitution. But to put all this burden on an agency and then have somebody be able to go someplace and find material that could make them feel that they've got a lawsuit based on concerns the agency expressed, they would put the state in a position of being accused of having acted not only negligently but wantonly...

SPEAKER WITHEM: Time.

SENATOR CHAMBERS: ...and recklessly with the intent to do something wrong.

SPEAKER WITHEM: Senator Chambers, your light is on next.

SENATOR CHAMBERS: Members of the Legislature, this kind of legislation does trouble me tremendously. And although my amendment would just strike the words "with or without