

would think that there would need to be some kind of a trigger other than a contested case to allow the commission the ability to ask for an entire reappraisal of that class? Are you open to looking at that between now and Select File?

SENATOR KRISTENSEN: Yes and given...given to you, here's my philosophy of the whole thing is that you want a range of remedies. If the commission is going to have the obligation to try to improve equalization, they need that range of responsibility to remedy the inequities, and, obviously, class reappraisal may be one of those. I guess I look at it similar to, and it is not a good analogy but it is the easiest one for people to understand, it's the range of a criminal penalty, from nothing at all to something that is very severe, and that you give that discretion in there. To the extent of adding some guidance for that discretion, I don't have a problem with that, and probably would be willing to look at that. I am a little...I am just stumped because I am not sure I know the exact trigger point, you know, for let's say a coefficient of dispersion number. I am just ill-equipped to do that and it probably wouldn't make good sense in statute anyway, but...

PRESIDENT ROBAK: One minute.

SENATOR KRISTENSEN: ...to the extent that you need some guidance or could give some, yeah, guidance as to what that remedy would be, and, in effect, what you are talking about is proportionality of a remedy, sure, that is legitimate and that is a reasonable request.

SENATOR HALL: And the reason I asked that is because I don't disagree with the intent, that I think the range of remedies is appropriate, but they...the penalty also should fit the crime, and I guess, you know,...

SENATOR KRISTENSEN: Right.

SENATOR HALL: ...we're talking about a contested case here and that's a very broad penalty. You know, it's the death penalty, if you will, for purposes of the property taxpayers within that county for jaywalking, depending on what the contested case is, and I would just think that there needs to be some standard by which the county or the commission has to look at before they go to that entire class being reappraised, and I will work with you on it, and I will try to see if there isn't some...