

really does restrict it in a way that I think ought not to be. So let me ask you this question, what would be lost if this term "distinguished" is stricken?

SENATOR WESELY: Well, I guess, obviously, with the term "distinguished", you would attempt to get the very best representatives you can of a cross-section of the state that would be involved in the council. I hear what you are saying. At the same time, I think some of the people that you and I would agree need to be included in this would, in my view, be distinguished. I mean it would be a matter of interpretation, but...

SENATOR CHAMBERS: Senator Wesely, somebody else, though, is going to be making these appointments, and that somebody else is neither you nor me. And the concern that I have with this whole bill is that it's a lockout-type mentality, where you keep certain individuals and certain groups at arms-length even though they are the ones to be benefited. And I don't think that we need this term in this bill. There is no other appointive position where we restrict it in this manner, where you've got to have badges, titles, or awards, or be recognized by some group or appointed or elected to some other position. If the aim is not to make it exclusionary, there is no reason for the word to be there. You don't require a person to sit on the Supreme Court to be distinguished. You don't require us to be distinguished to be members of the Legislature. Certainly, you don't require the person running for Governor to be distinguished. So here, where we are going to be talking about delivery of services, we are going to make it even more exclusionary to be sure that those people who might have the greatest expertise will not be here. Oh, you've got expertise, oh, you've shown broad-based leadership, but you're not distinguished, so you don't qualify. And I don't like these exclusionary terms. It adds nothing. The Governor is in a position to seek out the best people, to use Senator Wesely's terminology, but I don't believe exclusionary language ought to be in the bill. Being of my complexion, having the kind of memory, the racial memory that I have, I know that a law can be drafted in nonracial terms and applied in a way that it is discriminatory, I know that. The law recognizes it too, it talked about segregation based on the law and segregation based on practice. When you put the exclusionary term in the law, I think you're demeaning the process. Don't give a Governor a