

officers?

SPEAKER WITHEM: Senator Kristensen, will you respond?

SENATOR KRISTENSEN: Yes, Mr. President. Senator Chambers, what it will do is it won't override... Well, that was a double negative. Let me start all over.

SENATOR CHAMBERS: That's all right.

SENATOR KRISTENSEN: Officers take an oath to uphold the law. That will control as well. This is a complement to that. I think that it emphasizes that the speed limits are a specific thing that we want to have enforced. If it's not in there does that mean speed limits won't be enforced? Of course not.

SENATOR CHAMBERS: Could I ask you this question? And that's a rhetorical question preceding the real question. Why, since we do so many other things with intent language so that we won't maybe dilute operative language, make a statement that 'it is the intent of the Legislature that', and then stated however you want to, without putting it...? Because... That's what I'll ask you first. That's a question to Senator Kristensen.

SENATOR KRISTENSEN: Okay. Thank you. Intent language obviously is done for a couple reasons. The court hangs their hat on those some times. We use it to give directions when we want to make sure how something's going to be carried out, if we give, for example, some money or we will state the intent of why we're putting an act together as general language of what our intent was and what the rational basis would be for different classifications of things and so on, but intent language has a purpose. This is maybe close to intent. This is a little more directory. I don't think you can label this as clearly intent language.

SENATOR CHAMBERS: Senator Kristensen, do you realize that a charge can be brought against an officer, and there's another section that says any officer who doesn't discharge his or her duty shall be removed from office by the Governor? So if there were an officer who did not do this in the way that you're saying is a part of that duty then that's a basis for a charge.

SENATOR KRISTENSEN: I will agree that, yes, there is a law that