

looking at what the courts have said, even though the words may be...I can argue and agree with you that the words may not be necessary, I want the words in there based on the case history. Now I am willing to rephrase it so that it perhaps might be clearer and not joined in the same sentence. And I'd be willing to talk with you about that. If there.... I know there are a couple of amendments that follow this, and if you want to work on that, I'd be happy to work with you. And I would offer that.

PRESIDENT ROBK: Thank you, Senator. Senator Chambers.

SENATOR CHAMBERS: I want to make a comment or two, then I'll think about what Senator Bromm suggested. But here is what I am trying to emphasize--what the Legislature is really doing in this bill, Senator Bromm, is saying the plan shall provide for the sale of 95 percent of all educational lands by January 1st, 2012, unless such a plan would violate the fiduciary duties of the board. That's really what's being said, whether these words are there or not. If such a plan would violate the fiduciary duties of the board... Let me back up. Here is what we're looking at, a plan, not a sale, so there are two levels at which we need to look at this. The first level relates to drafting a plan that would result in the sale of these lands by a certain day, if the plan is executed. That is the order that is placed on this board. The board.... Let me ask Senator Bromm this question, Senator Bromm, is there anything in this bill that requires the board to sell these lands by January 1st, 2012? I don't see it. If that was the intent, the bill was not drafted in such a way as to achieve that. The only thing that's being ordered in this bill is for the board to come in with a plan that will be submitted to the Education Committee, that's all. And maybe I'm not seeing something, but everything that is a part of this bill is in the E & R amendment.

SENATOR BROMM: Well.... Is that a question, Senator Chambers?

SENATOR CHAMBERS: Yes.

SENATOR BROMM: The last sent...the last sentence of Section 1, starting on line 12 of AM7212, says, "The plan shall be implemented beginning on July 1, 1997". Now that's a nice way perhaps of saying that the sale that's envisioned by the plan will start to be carried out on July 1 of 1997. So I think that, you know when you read those together, along with the