

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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you read all of this mishmash together, you may get something out of it that makes sense. But remember, our discussion is not going into the law books, this language is going into the law books, this language which is bunglesome, which is unclear, which is misleading, that is what will go into the law books, and that is what I'm trying to prevent. Thank you, Mr. President.

SENATOR DIERKS: Thank you, Senator Chambers. You've heard the closing on FA138. Those in favor vote aye, opposed nay. Have...

SENATOR CHAMBERS: Roll call vote.

SENATOR DIERKS: There's been a request for a roll call vote. Mr. Clerk.

CLERK: (Roll call vote taken, Legislative Journal page 1796.) 3 ayes, 11 nays, Mr. President, on the amendment.

SENATOR DIERKS: The amendment fails.

CLERK: Mr. President, priority motion. Senator Chambers would move to reconsider the vote on FA138.

SENATOR DIERKS: Senator Chambers, you're recognized to open on your reconsideration motion.

SENATOR CHAMBERS: Thank you, Mr. President, members of the Legislature. I think that this discussion is going to have value as a part of the record of this bill. This is some of the worst language that we have had in a bill, but it is not the worst. But we always find it in these types of bills because they are not put together by members of the Legislature. These types of bills are brought to us, and they are the handiwork of people who don't understand legislating or the type of language that ought to be used in drafting legislation. What that amendment, which was voted down, would have done was to insert the word "may" as we always do in statute. Whenever we're dealing with a situation the outcome of which is uncertain, or where the Legislature is allowing discretion, the word "may" always is used. But because of the nature of this bill and