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FLOOR DEBATE

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lines, these creases, these bags under my eyes, the way my cheeks sag. Those are representations of the ravages of time and working with this Legislature for going on 33 years. But speaking as the elderly person in the Legislature, I wish the committees would do a better job on the legislation that comes before us, and this is an example. Senator Schrock is not a lawyer, but when people from the Attorney General's Office and these other lobbyists come to testify, they should help get the bill in the form it should be in, since they are supporting it. I'm not in a position to say what a proper form of action in the name of the state would be. Is there a different action that can be brought? And if so, why not state the form of action so that notice is given to everybody of the means available under the statute to enforce collection of this civil penalty, if it is imposed? So I hope as Senator Schrock works on this bill a determination is made of what kind of action, in addition to this lien foreclosure, is available. And I would like to explore that a bit further on Select File so we have a record of what it is we're talking about. Let the only issue that is raised, should this bill be enforced, used to enforce this cease and desist order, let the only issue be whether the fine is excessive or whatever. But let it not be a situation where the person can say, well, the law is vague. It's overbroad. I don't know what they're talking about. When they discussed it on the floor, the senators didn't know what they were talking about. So if a person who might be affected by this law wants to, he or she could seek, I am not going to tell the name of the action that is used, but I've used it myself, to get a declaration from the court as to whether a law is constitutional. It's a declaratory judgment. And if a person might run the risk of being harmed by this law, the person need not wait until the actual harm comes to bear on him or her. If we can be more precise and specific in what we say, the better off the state will be, the closer we will come to achieving the purposes of this bill. But if the stratagem is adopted of letting it be like a bounty bill for the Attorney General, so that that office can gain money,...

SENATOR ENGEL: One minute.

SENATOR CHAMBERS: ...I'm not going to agree with that. I will