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FLOOR DEBATE

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SENATOR CHAMBERS: Who asked you to bring the bill, as you asked Senator Bromm on his amendment?

SENATOR STUHR: NSAA, yes.

SENATOR CHAMBERS: Okay. And NSAA is involved in a lawsuit right now. Is that true?

SENATOR STUHR: Yes, I believe they are.

SENATOR CHAMBERS: And NSAA thought that if this were enacted into law, it would have a favorable impact on their position that they are taking in the lawsuit. Is that correct?

SENATOR STUHR: I'm not sure that that is the whole situation because discussions began, as I said, back in 2000 and 2001 changing that waiver provision. They wanted that changed. So that was...

SENATOR CHAMBERS: When was the first...

SENATOR STUHR: ...that was long before.

SENATOR CHAMBERS: ...before my time runs out. When was the first time they asked you to bring a bill like this? This time.

SENATOR STUHR: Yes, yes.

SENATOR CHAMBERS: And they're...thank you, Senator Stuhr. They are in a lawsuit. They want the Legislature to settle it, and I don't know whether this will or not. I don't know what the issues are, but when one of these outfits is in a lawsuit, that ought to be made clear from the beginning, that this bill is designed to settle a lawsuit one way or the other. That doesn't mean we ought to start legislating in an area that is not amenable to legislation. And by that, I don't mean we lack authority or power. We can legislate on anything that the constitution does not forbid us to legislate on. But it is not appropriate, and Senator Bromm's amendment demonstrates that. The reason his amendment was brought, apparently, is because a superintendent looked at this bill and thought that something