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SENATOR LANDIS: The answer and the intent are the same, and that is, DEQ at no time surrenders the power to regulate and control. So that for whatever owner there is, DEQ's power to come in and regulate remains in force. DEQ is not giving somebody a pass on making agreements and then breaking them. It's not giving them a pass to a future owner to go back or violate the covenant. They get to continue to regulate against anybody and everybody.

SENATOR BEUTLER: Well, let's say that under the bill...and as I understand the bill, admittedly in very limited form at this point, but let's say under the bill, I believe you require agency consent in order to transfer property. Would that be accurate?

SENATOR LANDIS: Yes, that would be fair. Yes.

SENATOR BEUTLER: Okay.

SENATOR CUDABACK: Time.

SENATOR BEUTLER: "President" Landis indicates that it's correct. (Laugh)

SENATOR CUDABACK: Time is up. I'm sorry. Time is up. Senator Preister, you are next.

SENATOR PREISTER: Thank you, honorable President, friends all. I will, in a minute, yield my time to Senator Beutler so he and Senator Landis can continue. But let me just acknowledge that as I read the sentence prior to and after the sentence that's being amended out, I now clearly see where Senator Beutler sees some contradiction in how we did it. I will assume some responsibility for how it's drafted and how it's in there, in inserting that sentence that takes away the authority of municipal subdivisions from holding title to one of these covenants. As I looked at it, I thought it was better that the state not assume potential liability for someone else's actions. I also saw what Senator Landis started to say, too, or I assumed he was, is that NDEQ then is in a position of regulating itself,