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LR 2

Chambers have. There are provisions creating religious rights and the ability to exercise your religious freedom; the ability to not be discriminated against...

SENATOR CUDABACK: One minute.

SENATOR LANDIS: ...on the basis of religion. To make sure that we're not running afoul of those provisions, the "notwithstanding" language has that effect. It allows us to say, look, to the extent that we're distinguishing religious use from other uses, it's constitutionally acceptable to do that in this case. So there is a second reason, other than the one that Senator Chambers is suggesting, as to why the using of the "notwithstanding other provisions of the constitution" would make sense. In fact, we are distinguishing between religious purposes and all others, and we're saying you don't get income tax-free revenue bonds for religious purposes. The "notwithstanding" is to say, in essence, to those who would say, wait a second, the Legislature is discriminating against religion, we should have equal access; this provision would say...

SENATOR CUDABACK: Time, Senator Landis.

SENATOR LANDIS: ...no, this is a legitimate distinction, the public knew that. And that's a purpose that would be legitimate. And by the way, it would, I think, be consistent with what Senator Chambers' ultimate goal is anyway.

SENATOR CUDABACK: Thank you, Senator Landis. (Visitors introduced.) On with discussion of the Chambers amendment. Senator Beutler.

SENATOR BEUTLER: Senator Cudaback, members of the Legislature; Senator Landis, one more question on a part of the bill that's at the top of page 3. In that part of the bill, when you finish talking about the authorization for the cities and the counties to lease this property to be used by these institutions, it says that they'll be used only by nonprofit enterprises as determined by law. And my question is a question of your intent. Are you intending that "as determined by law" means a determination as