

SENATOR CHAMBERS: Mr. President, this is an issue on something that I don't think that new information could be collected in a week. Everybody has an idea about situations covered in this bill, and as Senator Carpenter pointed out the language that they strike when no authority exists to exercise eminent domain proceedings. So that means that whatever the agency is they wouldn't have the power under the state law to take the property of the person if they are unwilling to sell it. They are what are known in law as unconscionable contracts, which means that one individual has such an overreaching power that as compared to the other one that they get that person to strike a bargain which is not fair. If this is taken to court the contracts could be annulled or wiped out but the individual does not often know this. So I don't think that for the convenience of a public agency this ought to be done which is recommended in this bill, we don't pass laws for the convenience of a public agency when to do so might take away a very precious right of the people I think that hearings and notices of everything that a public body is about should be a matter of public record. It should be opened to the public not after it has been done but at a time when the public can express its opinion as to what is to be done. That is why I am making the motion and I hope that you will uphold it.

PRESIDENT: Senator Cavanaugh did you want to be heard on the issue? Please turn your light off. Senator Mahoney, then Senator Kelly.

SENATOR MAHONEY: Mr. President, I agree with Senator Chambers this bill seems to have stam rolled along at a pretty rapid pace, we are here now in our third week of the legislature and this bill is one of the freshest bills that we have before us, I don't think that a weeks time will do any good. I think that this bill went into committee, came out pretty fast, we are discussing it here on Tuesday of this week. It is a bill of which I am very interested in because the district that I represent we had the eminent domain problem and it caused us great problems and great troubles and many of the people who had the notices and supposedly notices they were the ones that we taken out to the wood shed and they were completely taken for a lot of their property and were not given the proper compensation back. I speak on behalf of this bill would be a good bill if it is a dead bill.

PRESIDENT: Senator Kelly.

SENATOR KELLY: Question of Senator Goodrich. I have heard several times in the debate that if this bill passes and a willing buyer and seller together that the public is not going to be appraised of this. Is that correct?

SENATOR GOODRICH: The public would be appraised of it through their elective representatives. For example....

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