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and it seemed to me that the purposes that Senator Simon is trying to accomplish is not adversely affected by the amendment. I can understand in a large urban area or even a large district in a rural area would not necessarily know the plight of individuals but in small towns that is not the case and I would think that the exclusion of villages if that can be done, will in no way adversely affect the purposes that Senator Simon is trying to accomplish but by the same token neither will it by that exclusion we will prevent some of these villages inadvertently being placed in adverse positions. So I would urge the body to adopt the amendment and, Senator Simon, it may well be that Select File would have to or E & R would have to make a clarification of what I have placed up there.

SPEAKER MARVEL: I have two lights on. I wonder if you wish to speak to the amendment. Senator Cope, do you wish to speak to the Warner amendment? Senator Simon, do you wish to speak to the Warner amendment?

SENATOR SIMON: Yes, I do, Mr. President. Senator Warner, again I want to reiterate a point. I don't think even if your people don't want this and want to be excluded, I don't think that they can because of the Supreme Court decision. The Supreme Court decision states that public power must provide for due process. It isn't a question of whether or not they want to, they have to. Now what I would suggest and it is only a suggestion. You certainly have been around here longer than I have and are far more wiser but if I may offer this suggestion my suggestion would be this, that we sit down and discuss the amendment, talk to the people from your local communities and then if either an agreement can be made or one cannot be made, that you offer it on Select. But I am convinced in my own mind that the bill as written and as amended is not as complicated as they make it to be and furthermore whether they want to or not, Senator Warner, they really have to comply with it because it is a Supreme Court decision. They really have no alternative, so to pass a bill exempting villages, if an individual would take that village to court, the individual would win. The Supreme Court has already ruled on that. So I guess I am saying I would appreciate it if you would withdraw the amendment, give us time to sit down and discuss it. You can always offer it on Select. Would that be agreeable to you, Senator Warner? And I will make every effort. I will be very sincere. As you know I worked very hard on