

away from you if you don't do it. That puts the county on the spot because how does the county know? There might be that one acre clear out there someplace that they are not even aware of and someone reports it to the state and they say, well, we are going to take funds. Of course, there is a hearing process. But when you get into hearing processes, then the first thing you know the thistles are ripe and it doesn't do any good to spray. Senator Lamb has got an amendment to put on there that the county can't charge them for it if the flowers are already formed. I talked to Senator Lynch and he said, we give them 30-day notice. Well, I don't like that 30-day notice. I think the county should get a little stronger and say, here, you spray it or else. With a 30-day notice the flowers are blooming and it is too late. You can do anything you want to and they are still scattered. Now, this is a real problem and I think it is such a problem that the state to get involved as an inspection area it is almost impossible. It has to come from the people themselves. I think this rhetoric is good. I think to let the people know that there is a problem, let's get with it and kill them because I hate musk thistles as much as Senator Vickers and I sure am disgusted with neighbors that have them and I will just speak to them personally and say, well, here, you better get with it and then kill them and that has been helpful. Thank you.

SPEAKER NICHOL: Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. Speaker, I don't want to talk this issue to death but I just want to bring up another point for your consideration, either if you are for or against this amendment, I want to notify you that those of you who are interested in this subject, March 28, 1985, an Attorney General's Opinion which is on page 1344 of your last year's Journal is where you can find that Attorney General's Opinion on this issue. It was pointed out to us that while withholding funds is, I guess, within the realm of what we can do on this issue, if you do not adopt Senator Vickers' amendment that I am afraid you will render that portion of the committee amendments unconstitutional because you do have to provide for some type of due process which, if this amendment is not adopted, there will be no due process in the committee amendment and then I think your committee amendment sort of is null and void too. And so I bring that up just for on either case we really...if you are serious about adopting this amend...or the committee amendments with