

SENATOR KRISTENSEN: ...to make the determination if you want it all on or all off. But we still need the protections of the uniformity clause, at least in my mind, for real property, because that's still going to be a legitimate base of taxation. You don't have the uniformity clause with sales tax and with income tax. Where are the protections there? Well, it's still the court, the court is still the ultimate protector. The trouble is then we will write tax policy, after every Supreme Court proclamation we'll back in here with legislation to determine what that's going to be. Under Senator Schmit's proposal, the Legislature will be, again, a reactionary body, at least in my opinion, as to every opinion that will come down we'll change it again. That's what we've been doing for a number of years. I admire Senator Schmit because, Senator Lamb, that is a Civics exam, and that's what my Civics teacher probably would have given us, is why wouldn't you do that, and everybody is going to write a one-sentence answer to the exam and say, well, sure, let's do that, and then he's going to flunk us all because that...

SPEAKER BAACK: Time.

SENATOR KRISTENSEN: ...we didn't learn anything all semester.

SPEAKER BAACK: Senator Schmit, did you wish to address your amendment again?

SENATOR SCHMIT: Mr. President and members, I was going to save this for closing, but I may...depends on how many people speak, there may be some other comments that I can make. This amendment is exactly what the Supreme Court said we should do a number of years ago when LR 1 was proposed in a special session, and they came back with their opinion and said, you had the solution before you and you refused to accept it, but you instead went through the gobbledegook of the Vard Johnson rigamarole, and that is what started us down this road the first time. Number two, there is deep concern about the fact that we, the Legislature, not us, but our successors, and if you don't believe that the people in this body get smarter every time they come in here, ask Senator Wickersham, the youngest member, newest member of this body. He will tell you that each succeeding Legislature is smarter than the previous one, and so I think you can trust succeeding Legislatures. The facts are that this is exactly what we do with sales and income tax, with all other taxes. We establish the rates. We say what shall be