

saying that when a person knows even though a year is considered a short time that a year might be enough time. You can argue about that. But to say you want to put into the law a proposition that will wipe out the right to file a claim before you even know you have it, I think is unconscionable and it is wrong especially for the state to do it. But if it is all right for the political subdivisions, let it be the same between you and me. Let it be that way with doctors and the doctors had it that way for a while until the Supreme Court said, uh uh, you are not going to take away this person's right to file a claim before they even know they have it. The act of malpractice was placed and the statute of repose ran out before the person knew it. When they became aware of the damage that had been caused by the doctor's act of malpractice, the lower court I think said, I am sorry, you were hurt, it is the doctor's negligence but you brought the claim too late even though you didn't find out about it.

SPEAKER NICHOL: Time is up.

SENATOR CHAMBERS: What they are trying to do with the city is to perpetuate this injustice and I think the bill ought to stay dead. And this other one that they brought out ought to die too.

SPEAKER NICHOL: Senator Schmit, did you wish to speak again on this?

SENATOR SCHMIT: Only briefly, Mr. President. I would like to say that I can...I have no problem with Senator Chambers' explanation of why he opposes the bill. That is a legitimate reason to vote against the bill. What Senator Hoagland has said is there is no reason to bring the bill to the floor because I have already piggybacked it onto another bill. There are two totally separate issues here. Senator Chambers is opposed to the bill. He has said he is opposed to the bill. He would fight the bill on the floor. He probably opposed it in committee. That is his right and certainly his obligation given his feelings on the bill and he will handle that well. But...and his decision as to how he votes on this issue I am sure is totally separate from the issue of why or whether the bill should come to the floor or not. I suggest the bill should come to the floor so that Senator Hannibal can present the issue clearly, succinctly, openly and above board so that Senator Chambers,