

prevent law enforcement officers and bringing them to the bar of justice and convicting them of this kind of a charge, do you realize that this provides for their being brought into court and being made to answer for this crime? You acted like they were going to get off scott free.

SENATOR KIME: Most of the time they do, many times they do.

SENATOR LUEDTKE: They do now?

SENATOR KIME: Yes sir, they sure do.

SENATOR LUEDTKE: Well then this won't change that, will it?

SENATOR KIME: They come in from other states, there is no provision in here for the habitual check writer, he might come in as Senator Carstens states and they might make five hundred dollars in one day, and then they are gone. How do you get....

SENATOR LUEDTKE: Alright, I just answered that question by the agrigate total of over five hundred dollars in one year, second offense is a felony and you can extradite them. But that is the point, what I wanted to ask you though, if you realize that they were not getting off, they still are brought before the court, they still can be fined, they still can be in prison under this bill for a one cent check. Did you realize that?

SENATOR KIME: Yes I realized that.

SENATOR LUEDTKE: Alright, that was my only point. Senator Clark, would you yield.

PRESIDENT: Senator Clark will you yield?

SENATOR CLARK: Yes.

SENATOR LUEDTKE: I know that you are very much interested in the field of correctional reform, that is why I directed this question to you. And I think that you do favor community treatment as much as possible.

SENATOR CLARK: You bet I do.

SENATOR LUEDTKE: Did you see this bill in the sense of a threat to the merchant, or rather a help and an aid to the individual to try and promote and promogate community treatment, that is my question to you.

SENATOR CLARK: Senator Luedtke, I am not sure that the bill will do that, that is the thing that worries me about the bill. The fact that these fellows can come in here and get four hundred dollars a day and go out of the state and still not have a felony on it, and the ones that I worry about are not the people who are getting these little checks, the people that will get an agrigate amount of these checks of \$50 checks, I have known a lot of good check writers in my time and I have taken some of those checks, and it was my fault that I took them and I got stuck with them, so I am not griping about that but I do gripe about the fact that in my community we have a check system where one merchant calls another merchant, now as far as getting restitution that says that the court shall order them for restitution, and I will certainly have to agree with Senator Carstens, restitution ordered by a judge from someone like that is, you might as well try to collect it from a deadbeat. We are not going to get anything and I am sure that you would agree with that.

SENATOR LUEDTKE: Yea, we talked about that on the other bill.

SENATOR CLARK: If we could reduce this population of the penitentiary