

SENATOR MURPHY: Yes, and it is not mandatory. The court may at its discretion award fees, but only if you accomplish a 15% gain over the original award.

SENATOR FELLMAN: Half of the attorney benevolence society, I guess that it is fair.

SENATOR MURPHY: Something like that.

SPEAKER: Senator Richard Lewis.

SENATOR R. LEWIS: Mr. President, I would like to ask Senator Murphy a question please. Senator Murphy why would this have to be reinstated, there is no repealer in this act.

SENATOR MURPHY: I believe that the statement of this...the statement here, I believe that it clarifies the fact that this is an addition to clarify the statement in here so that it won't be misinterpreted. This is a new section and this just simply adds to the section. This does not strike anything here, it adds to it so that it is specifically clear that in the case of condemnation awards only, that this fact will prevail as it states elsewhere in the law now.

SENATOR LEWIS: Thank you.

SENATOR MURPHY: Yes sir.

SPEAKER: Senator Mahoney.

SENATOR MAHONEY: Mr. President, did Senator Carpenter designate somebody to handle this bill?

SPEAKER: This is Senator Luedtke's bill. This is a judiciary bill and Senator Luedtke is handling. It was a....

SENATOR MAHONEY: I was asked to underline this bill and I didn't care for it any more and I would like to see it return to its resting place at the bottom of General File. It is not mine.

SPEAKER: Just a minute. Who underlined the bill?

SENATOR MAHONEY: I did.

SPEAKER: Did you underline it?

SENATOR MAHONEY: Yes, and I had another bill, and you couldn't help it but you made a ruling a little while ago and I couldn't get poor little old 630 up there, in its place, so I think that this one should be laid to rest.

SPEAKER: Senator Luedtke, what do you have to say about that?

SENATOR MAHONEY: Did you say Senator Luedtke?

SPEAKER: Yes, Senator Luedtke.

SENATOR LUEDTKE: Well naturally I'm not going to say lay to rest, the committee put it out on General File and I'm going to hold the committee action to put it out on General