

April 17, 1979

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SENATOR STONEY: Okay, and that would be...

SENATOR FOWLER: Double spaced so I suppose it is one and if you used small type it might...

SENATOR STONEY: All right, thank you, Senator Fowler.

SENATOR NICHOL PRESIDING

SENATOR NICHOL: Senator Labeledz, did you want to talk on this? Okay. Senator Koch, please.

SENATOR KOCH: Mr. Chairman and members of the body, I wouldn't want to say that this bill was an anti tricky bill but I have a feeling it might be. First of all, Senator Fowler, does the industry in towing, have they seen this comprehensive towing bill that you have at hand?

SENATOR FOWLER: I have not shown it to them. This bill has been discussed twice on General File. At that time it was indicated by me and by Senator Duis and others that amendments were going to be developed. Senator Newell's staff for the Miscellaneous Subjects Committee prepared these amendments and I am not sure how widely those have been circulated. I did not make an effort to contact specific industry representatives because I felt that these amendments I guess had been discussed several times. Senator Duis brought questions up. I think the first time this was on General File may have been as long as a month ago that questions first came up and that was when the bill was on consent calendar and it didn't advance and it got back on consent calendar and at that time it was agreed to advance it with the understanding that all the amendments that had been proposed would be incorporated.

SENATOR KOCH: Well, Senator Fowler, I would suggest to you and members of the committee that this is a significant change in the original bill, that if we are going to proceed with this proposed amendment and it is as comprehensive as you and others say it is, that we should rerefer it to the committee for a public hearing to give the industry an opportunity to reply. It looks to me like the towing industry, if we adopt this amendment, would absolutely refuse to tow any automobile out of a private area that has been properly marked even if the car is infringing against an ordinance because you say here and Senator Stoney tried to get to it a moment ago, who is going to prove whether that vehicle was damaged prior to the time of the towing or during the time of the towing or after the time of the towing, because you put all the burden as I read your amend-

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