

I recall. The motion is to cease debate. We will take call ins on ceasing debate.

CLERK: Senator Labeledz voting yes. Senator Hall voting yes. Senator Haberman voting yes. Senator Rod Johnson voting yes. Senator Withem voting yes. Senator Baack voting yes. Senator Rupp voting yes. Senator Lynch voting yes. Senator Abboud voting yes.

SPEAKER NICHOL: Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays to cease debate.

SPEAKER NICHOL: Debate has ceased. Senator Landis, did you wish to close, please?

SENATOR LANDIS: I do, Mr. Speaker and members of the Legislature, this amendment is found on page 1508-1509 of the Journal. One last brief comment, it does two things. It limits prejudgment interest to a certain kind of damage. I would call them hard dollar out-of-pocket plaintiff expenses, things like medical bills that they have got, things like lost personal property, the car getting wrecked, lost wages up to the time of judgment. That is what I would regard as the hard dollar plaintiff expenses. They deserve prejudgment interest. It is a good idea. It should run on those situations. The kind of damages that it does not run against, emotional distress, lost reputation, pain and suffering, lost future wages. There is an additional part to the amendment that says if you run beyond the Supreme Court's guidelines of 12 or 18 months, depending on the kind of case you have got, with your lawsuit and one of the parties feels aggrieved after there has been a judgment, they can go back into the judge, ask for a hearing, and the judge will decide whether or not one party or the other has been delaying without sufficiently good reason. If one of the parties has been delaying, there is a hammer. If it's the plaintiff that has been delaying, then they get...then they have to pay some of the defendant's costs for the period of the delay that they engender. If a defendant has been delaying, then the entire judgment will be given prejudgment interest and that is the hammer for people that are delaying. Those concepts arose and I framed that language because I understood the hearing discussion and some of the General File discussion to be based on practices of insurance companies to strategically delay. There has