

PRESIDENT: Senator Wesely. Senator Wesely, I am calling lights that are on. If you don't want to speak turn your lights off. Senator Wesely.

SENATOR WESELY: Thank you. Mr. Speaker, Mr. President, members, again we debated this issue. Hopefully we've resolved that the \$12 million, at least at this stage will stay in. Clearly, I know Senator Haberman is sincere in his efforts, but let's move on to other amendments and get the bill advanced.

PRESIDENT: Senator Smith, did you want to take part in this? Senator Jacklyn Smith.

SENATOR SMITH: Mr. President, members of the body, I would just like to say that although I know that we all get frustrated with the attempts of what we feel other senators may be trying to do on the floor that I, as a freshman senator, do or have been under the impression all the time that we do have the right to make amendments as we see fit on the floor, or at least to try to make those amendments and I would just say that I'm sorry, Senator Marsh, but I do have to disagree with you and I guess that I think that he ought to have the right, Senator Haberman should have the right to try to make amendments as he sees fit.

PRESIDENT: Senator Schmit, did you want to speak on this amendment? Okay, anyone else wish to speak? Senator Haberman, you may close.

SENATOR HABERMAN: Mr. President, members of the body, I spent many hours working these out and this was done before I was aware of what Senator DeCamp was going to do and the reason that I did this is because we're talking about a contract claim and a tort claim and they are two different things. And I personally believe that it might not even be germane. I'm not going to ask that, but what we're saying, and it was said this morning and I'll say it again, first of all, when you signed the resolution you sent a message to the courts, the Legislature, thirty some of you, feel that they should rule and we're ready to provide the funds. That message was sent. Now we're saying to the courts, hey, that's all right with us. Go ahead. You said they could get 8.5 million and we're also saying give them another 12. That's the message we're sending, and if I was on the courts