

you could also have another \$465,000, which would...that is \$515,000.

SENATOR HABERMAN: Thank you, Senator Warner. Senator Beutler, may I ask you a question, please? Senator Beutler. Do you...are you serious when you say that this sovereignty point is a point that is serious?

SENATOR BEUTLER: Senator Haberman, I'm not asserting that it is...it is a serious problem in certain types of cases, as it is a serious problem in the Commonwealth case. I don't know enough about the case that Senator Warner has described to know if it would be a serious impediment. But from the description of the case it sounds like something that I would like to know about.

SENATOR HABERMAN: Well, Senator Beutler, what do you suppose would happen if we could...could we refer this to the Judiciary Committee and have them take a look at it and then make a recommendation to us? Is there some method maybe we should handle these things differently than we are now due to this?

SENATOR BEUTLER: Well, Senator Haberman, you have to take somebody's opinion on it. I guess you are taking the Attorney General's opinion on it. If you want a second opinion you're going to have to provide some procedure for doing that, I suppose. Is this one that was referred...Senator Warner instigated a procedure which was designed to do that, maybe not so much to get a second opinion as to let the committee see the types of things that they are passing into law that might cause problems. This one hasn't been to the Judiciary Committee or any place else, though, has it, Senator Warner?

SENATOR WARNER: Two things, it is now my understanding that this specific case is not precedent setting in that it is not something we've never done before. We have settled these kinds of situations before where there was personal injury, primarily from an incident in which the state was found to be liable. Secondly, I did not...we did not know about it. I think I had a phone call Thursday. They were in the process of negotiating with the parties. I'm not sure when the pretrial conference had been, but not too long before. We received the letter Tuesday, which is what they told me we would receive. We checked everything that we