

recovery somebody would have is a civil recovery for damages. It is not a criminal statute. It is a civil statute.

SPEAKER NICHOL: Time is up.

SENATOR LANDIS: Now you may be entitling, if you don't pass this bill, you may be entitling inmates to make civil claims against each other and against the institution for violations of their statutory rights.

SPEAKER NICHOL: Senator Higgins, please.

SENATOR HIGGINS: Mr. President, I just wanted to make the point, I am not being discriminating because we all know that during the war when men go into the service it is very common for them to take showers in front of one another, but it is not that common for women to bathe in the presence of others. I can see the need to have matrons pass by the showers for protection of those inmates that are taking a shower because, as we know, very often violence does occur in a prison in the shower area. So all I am asking is that in the bill that if they are going to have male employees in any of our correctional facilities, a male employee will not be allowed to pass up and down while women are taking showers, and by the same token I think it would be only right that in a male institution you would not have female employees passing up and down while those people are also showering. I think that is only fair. I do understand the need of the Correctional Department to be able to be there and to protect those people. Thank you, Mr. Chairman.

SPEAKER NICHOL: I have no other lights so I assume the question is the advancement of the bill. Senator Hoagland, do you wish to close?

SENATOR HOAGLAND: Let me just close briefly. I have here the transcript of the committee hearing and the testimony that Frank Gunter gave in support of this bill for any of you to take a look at. I certainly won't try to elaborate upon the remarks of Senator Landis because they cannot be elaborated upon. I think he set out very well the need for the bill. I think Senator Higgins has raised an extremely important point, and let me assure Senator Higgins that I am sure Senator DeCamp's office and the Judiciary Committee staff would be happy to attempt to work out an amendment