

creates a kind of balancing mechanism so that if there is an appeal, the injured party doesn't lose their place, doesn't lose the value of their money over time. That is exactly the same principle that prejudgment interest attempts to arrive at except before a judgment. It is the same section of law and, in essence, I think it is the same subject matter, making plaintiffs whole and not have them lose the value of their money over time because there is the resorting to the trial process to adjudicate the issue.

PRESIDENT: Senator DeCamp, germaneness point.

SENATOR DECAMP: Mr. President, simply to repeat and not waste a lot of time, everything Senator Landis said is true. If you are going to deal with judgment or interest on judgment, this is it, this is the section. It is my recollection that the amendments that the insurance industry were going to offer for their version, I think the Beyer amendment would be that, are also offered to this bill. It is also my recollection last year that those amendments were planned for this bill. I guess I can't think of anything more germane than this one. Now, that is not to say that everything I offer here is germane, but this one happens to be. The others I try to bluff you on, but not this one.

PRESIDENT: Senator Nichol.

SPEAKER NICHOL: Mr. President and members of the Legislature, I hesitate to say when someone else is presiding whether they should rule one way or the other. While this is in the same section, I don't think it is germane. It is just the opposite of what we are thinking of prejudgment and postjudgment. Secondly, I don't know if this was discussed in the committee. Thirdly, I don't know if the committee discussed going this direction too, and if it was discussed in committee, why it wasn't in the way of an amendment on the bill. I urge you to rule this not germane.

PRESIDENT: Senator Morehead.

SENATOR MOREHEAD: Mr. President, I simply want to rise to agree with Senator Landis and Senator DeCamp that I do think it is germane and along with the section and the fact that we are talking about a time and a detail and not a substantive change, so I think that it is also germane and