

SPEAKER NICHOL: Senator Higgins, please.

SENATOR HIGGINS: Thank you, Mr. President. I don't want to beat a dead horse any more and I appreciate Senator Hoagland's points but the one thing I would bring up is when a woman has a family to support, where is she going to get the money to go to court. If the remedy is in the courts, what attorney is going to say, sure, honey, your husband is three months behind, or two months behind in child support. I will take your case. How much income do you have? Well, right now I am on welfare because the child support stopped several months ago. Well, do you have any money at all you can lay down on the desk? No. Well, then the only way he would take it is if he thought maybe he could get some money somewhere, and in the meantime, how long does it take to go to court? And what are the chances of proving the intent there, when you go to court prove that that is why everything was put in the wife's name. I don't think that would be so easy to prove. Now like I say, I would rather see it be that the lien goes on only in those cases where they are delinquent in their child support because I don't think it is fair to do it to everybody who has been accepting their responsibilities. But I don't think this is fair to the children that their mother has to go and try to get an attorney or go to court and prove that her first husband in the second marriage is funneling all of the money that he can into assets that cannot be touched to support his children. And that is why I don't support this part of the amendment. Thank you, Mr. President.

SPEAKER NICHOL: Senator Beutler, did you wish to close on this part of the amendment, please?

SENATOR BEUTLER: Yes, I think what I would do out of fairness to...because this is a peculiar situation, I think I will take a couple of minutes and make a few final remarks as to why the amendment should not be adopted. And then turn it over to Senator Johnson who is a co-sponsor and a proponent of this part of the amendment and he can make again his final comments as to why it should be adopted. Basically, the argument that is being made by those who are in favor of this amendment as I understand it is that there are additional troubles and additional costs that are going to be involved in removing that child support lien if you allow it to attach and that is true, but that is not an