

(start belt #7)

insurance. Now the insurance is completely different from a bond. If I might take just a moment of the peoples time here I would like to explain the difference. A bond is signed by for the person who takes out the bond such as the treasurer or the county commissioner or whoever he might be. In signing that application he pledges to the bonding company that he will pay back to them should they sustain a loss in case of embezzlement or however he should make it. NOW in cases of errors or ommission insurance, he does not say that he is going to pay back the money. That is an insurance policy and an insurance policy and a bond are entirely two different things, but as far as I am concerned but as a...a..what I read here is fidelity bond and I want to be sure that it is known that way because if you make a \$5,000 mistake to somebody does not concern your fidelity.

SENATOR LUEDTKE: Senator Duis and that is why I said what I said to Senator Carpenter at the beginning. The bills that we passed, if you recall last time dealt with all officials on that very basis provided that they may purchase that insurance, do you recall that bill? That is the very subject matter that you are talking about.

SPEAKER: Senator Keyes, then Senator Carpenter.

SENATOR KEYES: Yes, Senator Luedtke, am I to believe then that this will not cover my county clerk who issued a title that happened to be on a stolen car because everything looked perfectly normal to her and she had to pay for the car. Now will this cover her at all?

SENATOR LUEDTKE: I think that this is exactly the kind of a situation that we passed that bill for. It was for your County Clerk if you recall and that has nothing to do with this particular bill.

SENATOR KEYES: That has nothing to do with this.

SENATOR LUEDTKE: We provided that she could get insurance to cover her on that kind of a transaction.

SENATOR KEYES: That insurance isn't mandatory?

SENATOR LUEDTKE: As Senator Duis said this is entirely different from that type of a transaction.

SENATOR CARPENTER: No, I think that this is a highly controversial thing and I think that it is well we discuss it and I don't know that we can do in the area of a bond what I have in mind to protect the general people, from the illegal acts of those that they elect to public office. I withdraw any motions that I have.

SPEAKER: Any objection to withdrawal of the motion? If not Senator Luedtke.

SENATOR LUEDTKE: Mr. President, members of the Legislature I would thank Senator Carpenter for that action so that this very technical revisors type bill could go on, and I would wish that the legislature would pass this. I don't think that we should forget the subject matter though, I think that the question and the explanation of Senator Duis and Senator Carpenter are very important that perhaps we should have a continuing study on this whole matter of responsibility and liability of public officials.