

SENATOR COPE: Well I can understand that but I would think that M.D.s, if they are faulty and I am sure that there is that, why they wouldn't be speaking out instead of all podiatrists.

SENATOR DeCAMP: The M.D.s worked with us approximately a year and a half on this bill because they knew it was a major bill that directly involved them, maybe more than anybody else. They also understood totally the seriousness of the problem and how it was casting a pall, a reflection of so to speak, sin and corruption, upon the entire profession and, therefore, when we worked out the very narrowed bill with the insurance company involved, the state regulatory agency and all the protections for confidentiality, they dropped all opposition as you will note in the reflection. In fact, they were involved in the writing of the bill. They know this needs to be corrected as much as anybody.

SENATOR COPE: Thank you.

SENATOR CLARK: Anything further? Any other debate on the amendment, committee amendments? All those in favor of the committee amendments vote aye. All those opposed vote nay.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted on the committee amendments? Record the vote.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of committee amendments.

SENATOR CLARK: The committee amendments are adopted. Now we are on the bill. Senator DeCamp has explained the bill. Senator Dworak, the first speaker on the bill.

SENATOR DWORAK: Mr. President and colleagues, I think we'd better be very cautious and very careful on this particular piece of legislation. I think anytime we make one party or one actor immune from any action they take as far as liability is concerned, that is a serious precedent and that is exactly what we are doing in this particular bill in Section 8. If you will look at Section 8 it says, "any person making a report as required shall be immune from any liability, civil or criminal, unless it is a maliciously false statement." Now I don't care what person it is or what group it is or what types of organizations there are, I think we all ought to be responsible for our actions. Now let me give you an example. Let's take an insurance company that arbitrarily sets the figure that if a claimant spends over X amount of dollars and just for illustration let's say \$5,000 for drugs,