

SPEAKER MARVEL: Senator Kahle. Can you hold just a moment while I introduce some guests and then we will come right back?

SENATOR KAHLE: Certainly.

SPEAKER MARVEL: In the North balcony from Senator Fowler's District it is my privilege to introduce 26 Fourth graders from Beattie Elementary School and three teachers. Will you please indicate your presence so we can welcome you to the Unicameral. Senator Kahle.

SENATOR KAHLE: Mr. Speaker, members, first I think I should ask for some clarification from Senator Marsh. Is Article 4, Section 1 still in the bill?

SENATOR MARSH: Excuse me, sir, in the white copy?

SENATOR KAHLE: Well, in my book the first one is green and the rest of them are white but I think it is the same...

SENATOR MARSH: Please give me the number again, sir.

SENATOR KAHLE: Section 1, Article 4. It reads this way, "(4) Neglect shall mean that an individual is living under such circumstances as not to be able to provide for him or herself or is not being provided with services necessary to maintain physical and mental health, and that the failure to receive such necessary services impairs or threatens to impair his or her well-being;" is that still in there?

SENATOR MARSH: Yes, sir, it is.

SENATOR KAHLE: I am not so sure I am going to object to this but I did have a situation where a lady from a real small community wrote to me and complained that she was not receiving the basic necessities of life from the Welfare Office or the Community Action Program that was serving that area, and after some investigation, I found out that she was probably right. So I suggested that perhaps she should think about moving to a care home or some other facility and she sent my name into the ombudsman complaining that Senator Kahle had insisted that she had to be placed in a care home or some other situation. And luckily I kept the letter in which I didn't say that at all, I just suggested that maybe it was time she should look into that kind of a situation so I got off the hook. But I guess if this bill should pass and a person really went to court, who would be responsible for this service that we are saying they have to be provided in section (4)?