## January 27, 1982

matter such as this has gone before a committee and there has been a full-blown public hearing and the committee could not be persuaded to accept that point of view, then the lobbyists circumvent that committee and they use the amending process and we all know this. It is easier to lobby members of the Legislature who have not been to the hearing, who have not heard the pros and cons discussed in detail of the issue. So it is easy to tell a Senator, "You don't understand all of the ramifications of this matter but the issue is a sound one, the amendment is needed, and I think you ought to accept it, and for old times sake, which we don't want to be forgot, adopt this amendment. Trust me this time, and if it is not what it needs to be, we can come back and tinker next year", as Senator Beutler indicates would be the case. But I doubt that there are many people on the floor who have much familiarity with the criminal law as it operates. They are millions of people in the state who will say there ought to be a law against, and then be very upset when somebody offers a law against something that they don't particularly agree with. So we have to, as a Legislature, serve as a type of sieve or strainer that will let the particulate matter be caught and all the fluid just wash away. This I feel is some of the fluid that ought not be caught in the sieve of this particular bill. I have to reverse what I said just a few minutes ago, but one thing I got out of it, I had a chance to say what I felt about what Munnelly did and his friends can run and tell him if they choose to do so and I would tell him the same thing. But a lot of times we need the forum of the Legislature to tie these issues together, to indicate that the problem may be more widespread and of much greater depth than we would have brought to our attention by those who talk about tinkering with a meter here or some irrigation system there. If there are problems in this area, there should be a bill, but if they don't want to bring a bill in this session, why don't they have Senator Johnson and Senator Sieck offer a study resolution so that over the period of the interim all of the people interested can bring in their points of view and we can look even at the issue of cable television, whether some of the thefts, if that is what you want to call them that occur, are based on carelessness by the suppliers of these products and services or whether it is the stratagem of the alleged thief. If there are precautions that can be taken by the possessor of these services or whatever that would prevent the improper appropriation of these services, then we ought to require those agencies to assume their responsibility and use prudent operations to solve their problems and not come to the Legislature during the rush of business with

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