

the mail that you did not order and I simply wanted it clear that this bill does not in any way impose a new responsibility on a person that does not exist now. One clever person even sent a gift subscription to Sports Illustrated to Bob Kerrey in my name. None of these things will I pay for. None of these magazines do I return. And because somebody wants to be funny, they're not going to impose on me any duty or responsibility to return these magazines or any of these items. And the only reason I'm telling it to the rest of you, they may decide that since it was a such a clever thing they will include you in the club, consisting of one right now, and if they do, don't even worry about it.

PRESIDENT: Thank you. Senator Wesely, please.

SENATOR WESELY: Thank you, Mr. President, and members, if I could ask Senator Chizek again to go over what the intent of this legislation is. What kind of situation are we talking about? Just some examples would be helpful.

SENATOR CHIZEK: Were you here when I gave the one?

SENATOR WESELY: I heard a little bit. I wasn't clear, could you...

SENATOR CHIZEK: Example would be your wife goes and buys three hardback books worth \$20 apiece. She stops at a restaurant, sets the books on the table, goes to get a coke, comes back, the books are gone. The law, because it's less than \$100, there is no application there. And the court said that if it was over \$100, then the law is applicable. But less than \$100...

SENATOR WESELY: It isn't.

SENATOR CHIZEK: ...it isn't.

SENATOR WESELY: What is the penalty if it's over \$100 versus what you have got...

SENATOR CHIZEK: Class II...Class III, I believe. They're both Class IIIs, I think.

SENATOR WESELY: Okay, I'm just wondering...

SENATOR CHIZEK: Class III misdemeanor, Senator.