

put into your calendars next session we're going to talk about liability of this facility again and not just today. I think that there is a variety of other issues that need to be talked about. The liability is best done over a long term where we can bring in experts, we can get the insurance companies back in here and see exactly what sorts of insurance coverage are being provided to us and what sorts of continuing liability issues we're going to face. We're one of the leading states right now where we're at in the process. We're ahead of a lot of people in the compact areas around the country. We're the first state that is running into many of these liability issues. That's the reason I think this amendment is very important. That's the reason I withdrew my first amendment is that my first amendment would have addressed two or three points. I'm satisfied that this is an important enough area and the time doesn't absolutely require us to do it this session, but we should take a careful study and the Judiciary Committee and I believe anyone else who might be interested in this area would be welcome to assist us in that. With that, I'd urge the adoption of this amendment to the committee amendments.

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Thank you. Discussion on the amendment to the committee amendments, Senator Landis, followed by Senators Abboud, Schmit and Smith.

SENATOR LANDIS: Thank you, Mr. Speaker, members of the Legislature, going to support this amendment, hope you do, too. This is a tough issue to try to sort out and I, not having served on the committee, have had a tough time finding my way through the land mine of issues involved in 761. I'm going to support this study on liability issues because I think our existing liability rules aren't going to be sufficiently sensitive to the potential needs in the area. Strict liability says you don't have to show that an individual was negligent if you can show that something that they did caused you injury. If you can prove that they caused it to happen and if you can prove it injured you, you don't have to prove that what they did was negligent. It's just sufficient to say that they caused it. So strict liability is helpful because it loosens the standard, lessens the standard of having to show that the other guy failed in their duties. On the other hand, in the situation of which you live around a nuclear waste site like this, in which, for example, there might be a higher than average run of cancer