

proven innocent? Why didn't we do that for those people whose names have been bandied about with regard to the Franklin issue? We wouldn't dream of doing that, but somebody who could be a drunk driver could be, and under this section, if you were to pass it in the form without the Lindsay amendment, anybody could be a drunk driver. It depends on one person's judgment, up or down, and they're guilty at that point in time that that individual makes that decision.

SPEAKER BARRETT: Time.

SENATOR HALL: If we applied that to the Franklin case, ladies and gentlemen, you'd see some of these same people pontificating in a different way.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Thank you, Mr. President and members, Senator Warner has suggested that for 28 years he's been passing bills to get drunk drivers off the road, that every time we try to do one, we put in tools to help lawyers in their profession. I suggest to you that the tool that the lawyers need to defend their clients is the Constitution. The tool that a lawyer needs to defend his client are those presumptions that have been ingrained in our minds since we were in grade school that in this country, at least, somebody is innocent until proven guilty. Those are the things that lawyers use, and you may dislike lawyers in that I hear lawyer jokes all the time, and I see where lawyers are way down on the list of who is to be commended and who is not to be commended and nobody likes lawyers, and that's all accepted because nobody goes to a lawyer unless you've got a problem. It's a bad experience to go there. You've got to pay to get yourself out of a problem, but lawyers are the ones who help you assert your rights. If you don't assert your rights, nobody is going to assert them for you unless you get the help from the lawyer. So, yes, there are tools that are being put in there to help lawyers, not to help lawyers make money, it's to help lawyers protect rights. Now we can strip those out of there and you're not going to make lawyers go broke. I'll guarantee you there's a couple of lawyers behind the glass here who are going to take this case up and challenge the constitutionality of it, and they're not going to do it for free. Lawyers will continue to make money regardless of whether we feel that it's necessary to protect constitutional rights. We're not going to be hurting them. The