

bite. I don't think it will work as well. I think I'm going to be back in here jousting with Senator Haberman. Well, maybe not Senator Haberman, but maybe Senator Chambers, and we'll be back in here to talk about those issues for a long time to come. But what is important about this amendment, if you're going to take those three judges away, which I will agree and I think you should do at this point for the sole purposes of sharing the burden of cost for implementation is that the need is still there and the only way to justify that and to measure that is on case filings. Population has nothing to do with it although as you...I suppose as you get more people logically that might occur. But case filing is the actual work that they have to do and as those case filings go up, so goes the burden upon both courts and if Senator Haberman would take a look at the bill, Senator Haberman, I considered the exact problems that you did and I have a provision in there where the Supreme Court will regulate the case load. They will be able to take cases away from the appellate court so you don't swamp the appellate court. It doesn't make much sense to go from the...take the burden from the Supreme Court to the appellate court, all you do is swamp the next one. So we've got provisions to transfer cases in between to regulate that case load. The body can do what it wants to do and I know that it will and it will do the right thing. I think it is a matter of putting in the implementing language based upon the need and the need is the number of case filings. And with that, I would urge the adoption of the second half of my amendment. Thank you, Mr. Speaker.

SPEAKER BAACK: You have heard Senator Kristensen's closing on the...and so we will now proceed to vote on the second half of the Kristensen amendment. This amendment has been divided. We are voting on the second half of the Kristensen amendment. All those in favor vote aye, opposed vote no. We are voting on the second half of the Kristensen amendment. Have you all voted? Senator Kristensen.

SENATOR KRISTENSEN: Yes, Mr. Speaker, I'd like a call of the house, please, and a roll call vote.

SPEAKER BAACK: We have a request for a call of the house. All those in favor of the house going under call vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 17 ayes, 0 nays to go under call, Mr. President.