

SENATOR MORRISSEY: ...can prevent it.

SENATOR CROSBY: There are things they could do?

SENATOR MORRISSEY: Yes.

SENATOR CROSBY: Don't they work at that now though, a lot of them, most of them?

SENATOR MORRISSEY: It's a business decision, Senator. If you have no penalty to pay for not doing it, it's a business decision.

SENATOR CROSBY: Well, except that you have the penalty of maybe employees who can't hang in and...I was reading...the reason I asked that question, thank you, Senator Morrissey, because I read this Maxson v. Todd and Vencil v. Valmont, I read that two or three times and I still think, I mean, I'm sure that even if cumulative trauma is in the statute, still the cases have to come to the Workers' Compensation Court and each one is different. I have some experience and knowledge of carpal tunnel syndrome, for instance, and I know of one case in particular where a young man developed that problem when he was like in high school. So I think probably when you start talking about cumulative trauma and you go into work that aggravates something you already have, I guess that's the one problem that I have with putting something like this in the statute. But the other problems, also, I'm...I have knowledge of a case 20 years ago, or more, that an employee brought a case against an employer that he hadn't worked for for 20 years and blamed some problem that he had then on that employer. The employer finally gave up and went along with him and made some kind of settlement. And I know that your...I know that it says in here, this is not to...this is not to help the person who screams or hollers every time they bend over and say that there's something wrong with their back and that kind of thing, it's for the honest worker who tries to do his or her job. And I know that in the packing industry you have a lot of problems in particular with carpal tunnel syndrome. So my second question, I guess, Senator Morrissey, you maybe know, are not some of those things being recognized these days and Workers' Compensation Court is taking into consideration the occupational thing when it comes to carpal tunnel in particular? I've read a lot about that. Senator Morrissey.