

SENATOR KRISTENSEN: ..but, Senator Bohlke's come to my aid.

SENATOR CHAMBERS: Yes.

SENATOR KRISTENSEN: None of those things are there. As I read, when I read that, notwithstanding any rights afforded to the parties under the rules of discovery, all records, notes and other written documents, except the contents of a final agreement, shall not be examined by the court, which means that they don't get to see any of that sort of stuff.

SENATOR CHAMBERS: Right, so anything that a party puts into one of these forms during this process is exempt from revelation.

SENATOR KRISTENSEN: I think that they put down on the form or discuss, that's correct. Now let's say that they have discovery and they make the same statements. I think you've got an argument that that stuff could come in. Let's say that you have a deposition where you discuss, oh, let's just say which church the children want to go to. One says one thing, one the other, and then one says I don't want them to go to church at all and they say that to the mediator. The other side wants to punish them with that and said, here, there is not good faith, they didn't even want them to go to church. If they say that in a deposition, I suppose you can get the deposition in but you couldn't get the other statement in.

SENATOR CHAMBERS: How could you get that in if it's pursuant to discovery when this statute says,...

SENATOR KRISTENSEN: I assume...

SENATOR CHAMBERS: ..not with my amendment...

SENATOR KRISTENSEN: Okay, then I got...

SENATOR CHAMBERS: ..notwithstanding any rights afforded the parties under the rules of discovery or of civil procedure. Nothing that could be obtained through discovery or civil procedure could be obtained. You don't have those rights any more under the law, under the language that exists here now.

SENATOR KRISTENSEN: And that's...yeah, I think that's right. I think you...I think you have at least a reasonable argument to