

these problems. We are the policymakers, we know the problem exists, nobody denies it. Unless there is a punishment on these companies, they have no incentive to cease engaging in this conduct and, in fact, they will be encouraged because the Legislature is saying we know you are doing wrong, but we are not going to see that you are punished if you don't stop.

SPEAKER WITHEM: Thank you, Senator Chambers. Senator Beutler, followed by Senators Dierks, Janssen, and Matzke.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, I would not repeat Senator Chambers argument with respect to Section 6 and whether or not it allows for more than damages except to say that I agree with him, and I still feel very strongly that an action for damages is the only action allowed by Section 6. And I would ask Senator Matzke, he mentioned an action for injunction, is there anything else besides an injunction that you could envision, Senator Matzke, that could be the subject of a person's action under Section 6?

SPEAKER WITHEM: Senator Matzke.

SENATOR MATZKE: Well, I think that that...I think that that would be the most probable and most effective action that could be taken...

SENATOR BEUTLER: Okay.

SENATOR MATZKE: ...if there is a violation.

SENATOR BEUTLER: But can you think of anything else, other than an action for damages and an action for an injunction, can you think of anything else that we might be really talking about here?

SENATOR MATZKE: Probably not, but that covers the whole range usually of civil remedies, either damages or an injunction.

SENATOR BEUTLER: Okay. Starting, again, from the beginning point that I do not agree that it allows for more than damages, and that is something we can resolve by Select File, one way or the other, I suppose, but even if it allowed an action for an injunction, again you get back to the same kind of economic equation and how is this going to get enforced. If I am just "Joe Six-Pack" as Senator Hall likes to characterize some of the