

they'd vote not to defend people.

SENATOR AVERY: All right.

SENATOR KRISTENSEN: And so it's real easy to say, well, we don't care about that system, that's the reason that you have that commission based upon that.

SENATOR AVERY: Wouldn't...I guess I...I'm always...and that states the fact that potentially this would only be used for those severe criminal cases, is the whole intent as has been brought up numerous times here.

SENATOR KRISTENSEN: That's a...yeah, and we've gotten to that point. We've limited that now that it also be available to assist in some felonies, but probably that would only be a matter of phone calls, forms or some assistance done over the telephone. We don't give them the ability to go out and make those appearances in those particular cases.

SENATOR AVERY: You know, I guess I can see some of that, but I always say that there's a lot of times...

SPEAKER WITHEM: One minute.

SENATOR AVERY: ...that individuals are out there that could serve on this, be knowledgeable of the system and necessarily bring a different perspective in defense. And that's why, I guess, I question potentially if there could be nonlawyers serving on that appointed to bring a different perspective. The other thing, most commissions appoint from within or elect the chairman. And here I notice that it was stated that the Governor will appoint that chairman?

SENATOR KRISTENSEN: Yes.

SENATOR AVERY: And I just maybe question that a little bit in terms of letting the commission appoint from within its own...

SPEAKER WITHEM: Time.

SENATOR AVERY: ...individual. Thank you.

SPEAKER WITHEM: Senator Will. Question has been called. Do I see four hands in addition to Senator Will's? I do. Question