

probably almost on an annual basis. And I think... I think some of those are a percentage for the auctioneer that handles the sale, and so the amount that is received is contingent upon the amount realized at the auction, and if I were to read this in a literal, technical sense, I think I would have to say that we couldn't do that anymore. I see some complications with that kind of sort of routine thing that we do. Now what, do you have any response or any thoughts on that kind of thing?

SENATOR CHAMBERS: Well, if you see Black's, if you look in Black's Law Dictionary under contingent fee, you will see something very similar to this. I got the additional terminology from federal law in dealing with contingent...contingent fee items, so that we could cover not only what might be thought to be a contingent fee, but any way somebody might try to disguise it by use of a different term when, in effect, it is the same thing.

SENATOR BROMM: Would you have any objection to putting in some language that would say this is not to apply to A, B, C, certain types of routine...and I don't know if we sell, if we purchase or sell real estate with a brokerage commission either, but I suspect that we might, and if we do, it would be foolish to outlaw that kind of thing I believe.

SENATOR CHAMBERS: Well, Senator Bromm, what ought to be discussed at this point is the proposition being submitted by Senator Brashear, which is very similar to what Senator Beutler had talked about...

SENATOR BROMM: Right.

SENATOR CHAMBERS: ...because the sensing that I'm getting from the ones who've spoken at greatest length is that they want to have contingent fee contracts.

SENATOR BROMM: Right.

SENATOR CHAMBERS: They want to have that.

SENATOR BROMM: Okay.

SENATOR CHAMBERS: And they are trying to create what they consider a measure of accountability. What I would like to see, if that's the direction we are going, is to put the Legislature