

SENATOR MCKENZIE: Thank you. If in fact we adopt this section now with a date of January 1st, 1997, and we do go ahead with the study this summer to look at all of the issues and all of the concerns that have been discussed here in terms of how we might approach this problem in rectifying it, I want to know that if indeed we find that this approach is not the most reasonable and will not in fact result in cost-savings, that we will introduce legislation next session to address those concerns and revise so that we are doing what we believe we need to do in helping address excess costs because of litigation, but also not encouraging additional spending.

SPEAKER WITHEM: Yeah, I would agree that I think any...any bill that the Legislature passes is a tentative solution. As more facts and information come present that means it needs to be modified, I think it should, I'd certainly agree with that.

SENATOR MCKENZIE: Okay, thank you.

SENATOR HALL: Thank you, Senator McKenzie. That was Senator Schimek's time, you now are recognized. Thank you. Senator Bromm, your light is next.

SENATOR BROMM: Thank you, Mr. Chairman and colleagues. I just want to rise and make sure that my position is on the record that I oppose this section of the amendment being enacted at this point in time. I would have to also, if Senator Withem would yield to a question, I would ask a question of him.

SENATOR HALL: Senator Withem.

SPEAKER WITHEM: Certainly.

SENATOR BROMM: Senator Withem, what if we find in our studies, between now and January 1st or whatever of this coming year, that there are some...there are some things about this language that aren't appropriate that we should change, and we go ahead and make those changes. Okay, what if there's someone who has an event that happens between now and January 1 and they think they have a cause of action and a claim arising out of the Special Education Act, what will be the effect of that after we go ahead and change the law in January, if necessary, of '96? Would that person be able to file a claim based on the law that will be in effect for maybe six or seven...let's say five or six months this year?