

I'm afraid of, Senator Kristensen. If you have, for example, a bank making loans to the wrong kinds of people or too high a percentage of their loans to certain types of corporations or people are too much in land speculation for example? There are certain federal regulations with regard to those types of loans. That is a compliance review, possibly a compliance review document. If the bank goes out and examines and investigates as to what percentage of their loans are in, and that's I assume either loan underwriting or asset quality, what percentage of their loans are under a certain type of, in a certain type of investment and they conclude that they've violated federal statute in terms of too much of it being in a particular kind of industry or a particular kind of corporation or loan or in corporations that have associations with the bank. They may or may not pass that information on to regulators. Obviously during the great S & L scandals of a few years ago much of that information was not passed on to regulators. But if that information is not passed on to a regulator, that my amendment says, then they're not going to be able to keep that information confidential when depositors who are hurt conceivably by those lending practices want that information for purposes of a civil suit. I don't think a bank ought to be able to withhold information from regulators and then come back and be protected by the law on the basis that it was compliance review information that they never did give to the regulators. That's all this amendment says. And I would...

PRESIDENT ROBAK: One minute.

SENATOR BEUTLER: ...I would appreciate an explanation, Senator, as to why the bankers can't live within the Supreme Court's rules of discovery, and I'm going to go through those rules a little bit to illustrate why there are protections for bankers in here just as there are protection for all other businesses because I don't understand why they should be treated differently.

PRESIDENT ROBAK: Thank you, Senator Beutler. Senator Chambers.

SENATOR CHAMBERS: Madam President, members of the Legislature, Senator Beutler touched on some of the specific areas where this language could come into play so I will give an example from something entirely different from financial institutions. There have been internal documents prepared by tobacco companies, by auto manufacturers and these documents were taken. There was an