

reinstated. If we have a person unable to write, anybody who writes a complaint on behalf of this person is that person's agent, whether it is a member of the commission, a family member, or anybody else. So if the person, for whatever reason, is unable to write the complaint himself or herself, a complaint cannot be filed. I am asking Senator Warner, has this language been reinstated someplace else which would allow an agent or an attorney to file the written complaint on behalf of the aggrieved person?

SENATOR CROSBY: Senator Warner.

SENATOR WARNER: Yes. The answer to that is, no, Senator, I do not believe it is. The response I am told why the drafting was the way it is is that under current practice the commission requires an individual to sign themselves for a complaint, and if that is accurate, the language is in that place because that was thought, at least my thought is that it represents practice where the individual must sign. I don't...if you want to reinsert it, I don't have a problem I don't think; that it makes any difference, it is permissive, in any event, but I believe that they require the individual to sign and that's essentially what it was reflecting. It is not the preparation. They certainly could have assistance with that but I believe this represents the practice as I understand it.

SENATOR CHAMBERS: Thank you, Senator Warner. And I am not being critical of what was attempted, but I am not comfortable with it because I don't like what the bill is doing, and I don't trust what is being done here now. And notice I am not saying I don't trust the way it was drafted, I am not trust...I am distrustful of what is being done. If a person is disabled, a person could be disabled to the point where it is impossible to hold a writing implement, regardless of what the practice of the commission is, because we are giving all this power to the Governor, I have seen how this Governor has behaved with reference to the Parole Board, I don't want anything taken from this law which could be construed to mean that the person must write a complaint himself or herself. Anything left to practice can be changed by changing the practice. So I would reinstate...I wouldn't reinstate the language that is already there because it refers to himself, his agent or his attorney. The language that I would insert follows the word "may" and it would say that the aggrieved person may personally, by an agent