

I see a shotgun and not a rifle, that's my problem with it. I want you to know where you can get my vote. That is one of the elements that go into getting it. When I look at the Witek amendment I see a discretionary act based on a failed attempt to get compliance any other way in which a reasonable figure who knows this case and who has the track record of the individual payer making a discretionary decision that this is an appropriate penalty to use pursuant to the courts' authority of their contempt powers for people who are failing to do what the court has ordered them to do. That is why I like that amendment...

PRESIDENT ROBAK: One minute.

SENATOR LANDIS: ...better than I like 592. If I can approximate that some other way I'm malleable, but that is the essence of the problem I am dealing with when I look at this issue.

PRESIDENT ROBAK: Thank you Senator Landis. Senator Beutler.

SENATOR BEUTLER: Senator Landis, let me respond quickly to your thoughts and I want to move on and talk about the situation we are in right now in terms of the realm of the possible and what you want to get out of all of this and what you can get out of it all. But Senator Landis, responding to floor debate the other day and to your concerns we put language into the bill that you may be interested in and it is at the top of page 3, Section 13, where this whole process begins. We added some language. The language we added on page 4 and 5, we said with respect to the county attorney, the authorized attorney, that you have to make reasonable efforts to verify the facts of the individual case. Down below then in lines 18-23, we said reasonable efforts to verify means you have to have oral or written communication with the clerk of the district court on the case, with the custodial parent and with the license holder. So the idea was that this whole process can't go into effect for anybody until the authorizing attorney has sat down and talked to all of these people and ascertained what the facts of the individual case are. I couldn't think of a way to make it more individualized that didn't employ the old, what was found to be a useless procedure of contempt proceedings. I want to go back and talk about Senator Witek's contempt provision at some point in time because the reason it looks so simple is because it is