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FLOOR DEBATE

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this one. I'm going to...but I am filing an amendment to completely strike that last amount, which we reduced the \$9,000 to \$5,000, and I will save my discussion for that till later. So I do not want to talk on this, but I was misguided, I guess, on that last one. I did want to talk a little more about it and I'd like to bring it to the attention of the body. Thank you.

SENATOR CUDABACK: Thank you, Senator Vrtiska...or Senator Wehrbein. Further discussion on the Vrtiska amendment, AM3269? Senator Vrtiska, there are no lights on, so you are recognized to close. Do not wish to close. The question before the body is adoption of AM3269 to the committee amendments. All in favor vote aye, opposed nay. Have you all voted on the amendment who care to? Record please, Mr. Clerk.

CLERK: 30 ayes, 0 nays, Mr. President, on the adoption of Senator Vrtiska's amendment.

SENATOR CUDABACK: The amendment is adopted.

CLERK: Mr. President, Senator Wehrbein would move to amend the committee amendments. (FA1584, Legislative Journal page 1189.)

SENATOR CUDABACK: Senator Wehrbein, to open on your amendment to the committee amendments.

SENATOR WEHRBEIN: Thank you, Mr. President, members. I understand the committee's concern with this and I...I didn't...wasn't clear and that's the reason I was punched in originally of why we lowered it from \$9,000 to \$5,000. I guess it might of had to do with the price of car...price of the car being repaired themselves. But the bigger issue to me, and it's not that I'm not sympathetic to what the committee did, but the bigger issue is, is what...and I'm not a lawyer, but what does this do to our future claims when we have historically, I understand, and traditionally, and rightly so, based on state law, rejected these claims as what wards do as being a responsibility of the state. And I'm very concerned, as a nonlawyer but lawyers can speak to this if they would like, but we've paid a claim here, or at least so far have approved a claim and I'm concerned with the precedent it may set. And if I