

SENATOR ELMER: Okay, thank you, Senator Kristensen.

PRESIDENT MOUL: Thank you, Senator Elmer. Senator Vrtiska.

SENATOR VRTISKA: Thank you, Madam Chair, and members of the body, could I also ask Senator Kristensen a question, if he would yield.

SENATOR KRISTENSEN: Certainly.

SENATOR VRTISKA: I was curious because I know that there could be a...develop a controversy and maybe it's already taken care of, I haven't looked that carefully at the total bill. But in the one-call system, the people that are taking these calls, are those calls all recorded?

SENATOR KRISTENSEN: That is not specified in statute. What is specified is that they will have to develop a system to maintain adequate documents to comply with the one-call system and that's going to be done here, if I can remember, the center shall do that and then the State Fire Marshal, I think, has also got some responsibilities in here, if I remember right. Yes, if you will look on page 10 and page 11, the last page, that the center shall maintain adequate records, document in compliance, including records of all phone calls and records of all location requests for five years. Then they're made available and printed upon request.

SENATOR VRTISKA: Those...I...I saw where it said they keep records. Does that mean notes or does that mean recordings? I pose the question...

SENATOR KRISTENSEN: It does not say that there shall be telephonic recordings with tapes. It's a matter of proof at that point, I mean, what's an adequate record.

SENATOR VRTISKA: Okay, well,...

SENATOR KRISTENSEN: I don't see that as a real flaw, I guess, in the bill.

SENATOR VRTISKA: Well, I'm concerned about it because somebody could say that they called after...and if there's no record of the call, they could...the individual that was...the contractor could say he called and assumed that they got the call and, of