

AMENDMENTS TO LB875

Introduced by Banking, Commerce and Insurance.

1           1. Insert the following new section:

2           **Sec. 3.** Section 87-709, Reissue Revised Statutes of Nebraska, is  
3 amended to read:

4           87-709 (1) A term of a dealer agreement which is inconsistent with  
5 the terms of the Equipment Business Regulation Act is contrary to public  
6 policy and is shall be void and unenforceable and shall not waive any  
7 rights which are provided to a person by the act.

8           (2) A dealer may bring an action against a supplier in any court of  
9 competent jurisdiction for damages sustained by the dealer as a  
10 consequence of the supplier's violation of the act together with the  
11 actual costs of the action, including reasonable attorney's fees. The  
12 dealer may also be granted injunctive relief against unlawful  
13 termination, cancellation, nonrenewal, or change in competitive  
14 circumstances. The remedies authorized by this section shall not be  
15 exclusive and shall be in addition to any other remedies provided by law.

16           2. On page 5, line 3, strike "and 87-706" and insert ", 87-706, and  
17 87-709".

18           3. Renumber the remaining sections accordingly.