

SENATOR NICHOL: Mr. Chairman and members of the Legislature, I would just like to make four quick points and not take much of your time. But I have heard statements on the floor that tinge on the verge of bankers are crooked, they are not very good business men, they are lazy, and some think big banks are worse than little banks, but I submit to you that when they make loans it is a contract. They give you an amount of money that they agree to do. You take your money, and it seems to me that a principle I have always adhered to that when you owe something you ought to pay it back. If there is an agreement, you ought to pay it back with the interest that was agreed to. I have never heard of a banker yet that, when you went in and said, well, I have changed my mind I am going to charge you more interest than we agreed upon. This would be unthinkable and we would make a law immediately to put him in jail or something of this nature. I think that on behalf of the depositors in the bank, a bank should operate on a businesslike basis, and lastly, I don't think it should be the responsibility of a bank when somebody makes a lousy marriage that they should just forget about the bill or the loan in itself. I think this is a reasonable bill. Thank you.

PRESIDENT: Senator Fowler.

SENATOR FOWLER: Mr. President, I would beg to differ with the statements the last speaker made. I guess I would also like to clear the record on what were some rumors and perhaps even statements made on the floor that there was no thought when it went into this change with regards to the uniform probate code in this particular section. After that was made on this floor I felt that it was worth researching and see, in fact, whether or not the law that is currently the law had been well thought out, or whether, as has been intimated at least out in the lobby, there was somehow an inadvertent change in the Nebraska law. I did not think that the Judiciary Committee...I do not think that the Judiciary Committee under its current Chairman nor its previous chairmen would make such a change inadvertently. I visited with the committee staff and they produced documents that indicated that the change that had been made had been clearly itemized in a book that had been handed out to the full Legislature and anyone else that had notations on the change in probate code and indicated, in fact, what was being done and why it was being done. More significantly, this change was developed from the uniform probate code. The language is almost identical. Those of us that are familiar with the uniform code procedures, that is the development of uniform state laws, know that representatives of fifty states, experts in areas, work together for several years to develop propositions