

SENATOR COORDSEN: Yes, thank you, Mr. President, members of the body, the committee amendments to LB 238 do two things. You'll find those in our book. The first thing the committee amendments do is address a possible problem of constitutionality with the bill relative to the penalties that are in place in Section 2 of the bill. What we've done with the committee amendments is added a new section to the bill which would put the penalty that is found in the bill in the penalty clauses so that the amount, if there is a penalty, would be placed in the fund to be distributed to the common schools of this state. That would address a potential constitutionality problem with the bill. And the other change that was made in the bill was on page 3, line 16, after "employment" we would insert "less any orders returned or cancelled at the time the suit is filed", which is a clarifying language to the amount of the money that the principal in any action could collect. The rest of Section 3 of the committee amendments is some realigning of language to make provisions for our new section. It would strike the language that would...provided the penalty in the bill as it was written. With that, I would move the committee amendments.

PRESIDENT: Thank you. Senator Hall, did you wish to speak about the committee amendments?

SENATOR HALL: Thank you, Mr. President, members, I rise in support of the committee amendments as they were explained by Senator Coordsen. LB 238 is a bill that deals with basically independent contractors who work on a commission-sales basis. This committee amendment, the first one that he explained that deals with the realigning of the bill with regard to the penalty provision is one that was just...needed to be done based on the constitutionality issue that he laid out for you. The other amendment that dealt with "less any orders returned or cancelled" was an amendment that I saw as an oversight when we drafted the bill and we brought it to the committee and they respectfully submitted it as a committee amendment. So with that, Mr. President, I would urge adoption of the committee amendments. Thank you.

PRESIDENT: Senator Coordsen, did you wish to close on the committee amendments?

SENATOR COORDSEN: Only to move the committee amendments, sir.