

as clear as crystal. When I see Senator Kristensen over there with his hands in his pocket and his brow furrowed, I don't know if he's thinking about something else, or if he's trying to figure out what I'm saying. So I'm going to move that the bill be advanced, and if you have any questions then I'm prepared to answer them. And there was no opposition to the bill, by the way.

SPEAKER BARRETT: You've heard the motion to advance the bill. Discussion? Senator Kristensen.

SENATOR KRISTENSEN: Senator Chambers, I only had one hand in my pocket, and I was standing next to Senator Warner, soaking up information. But would you answer me a couple questions, and this isn't designed to lead you into any path or anything. For the record, what...is this sort of a standing bill, giving the State of Nebraska or the university the standing to sue the NCAA?

SENATOR CHAMBERS: Right, in an action that...it would have to be an action against them that resulted in a punishment of some kind. Yes, then it creates a basis for them to go into court.

SENATOR KRISTENSEN: Okay. Is it your opinion that we, as a state, can bind the NCAA when they may not make their decision in the State of Nebraska? Let's say they're based in, where, Kansas City?

SENATOR CHAMBERS: Yes.

SENATOR KRISTENSEN: For example they are going to act in either Missouri or Kansas and their actions are going to be centered there. Are we going to try to bootstrap because they conducted an investigation in this state, that's enough action on their behalf to subject them to our jurisdiction?

SENATOR CHAMBERS: That and the fact that they have members of the association who do reside in Nebraska, because Nebraska is a member of the NCAA, so it has a presence here all the time, as long as if some of its members are. But the fact that it does conduct transactions in this state would make it amenable to state law. And there was an instance in Texas where a coach felt he was being improperly treated and under their general due process laws the State Court of Texas imposed an injunction against the NCAA while the matter is to be carried through court