

saying that they could not impose any sanctions against the coach, could not impose any sanctions against the university, and that the university would have to honor the contract it made with the coach and continue to pay him while all the proceedings were underway. That would indicate the strength that a state has in terms of making an association amenable to its laws, even if its headquarters are in another state.

SENATOR KRISTENSEN: Is it your opinion that under the current set of Nebraska law, the way we are right now that this state couldn't do that under our general due process standards right now?

SENATOR CHAMBERS: I think in the same way that this coach in Texas made his move, there is a possibility of that. But this bill goes beyond just assuring the right to due process, it actually creates a cause of action for the university and anybody who is harmed and sets a measure of damages that would give some guidance to the court. So, if this would happen in Nebraska as it did in Texas, then there would be a law that would notify all parties as to how the action would be processed and also what the damages would be if any were shown to exist.

SENATOR KRISTENSEN: And I guess my final question is, and we touched on that earlier, if one of the reasons we get standing is because we have a member of the NCAA present in our state, which is the university, could the NCAA, in order to avoid that standing, could they revoke the membership of this institution to avoid being sued?

SENATOR CHAMBERS: The first thing is that there are standards that must be met by the NCAA itself, based on its own bylaws, as to how a member can be expelled. And no member can be expelled simply for suing the NCAA, because there are schools that have done that already. And that is not a basis for expulsion.

SENATOR KRISTENSEN: They could change their bylaws, though, basically saying that if any state does this sort of procedure that that could be grounds for expulsion, if they could get the other schools to go along with it. They'd have to do that first.

SENATOR CHAMBERS: They would have hundreds of schools to get...to reach that agreement. But even, if they tried to do that, that would be a punitive action against the university and