

strike that provision out of the bill. One of the other things that I'm going to offer because I have a funny feeling my kill motion is not going to go, but we're going to talk about the issue of whether or not an agreement should be enforced if it is an oral agreement, because if you read LB 371, the bill allows for enforcement of an oral agreement. Senator Ashford is an attorney and I know that he would think twice about taking a case and defending an oral agreement or an oral contract, if you will, as LB 371 would provide for if it's passed as it is currently written. The other issue with regard to statements of financial interest as it is listed in LB 371, the bill prohibits suppliers, that's the franchisee, from requiring financial, or excuse me, the wholesaler, the parent company from requiring financial statements from the distributor as a condition of continuing the agreement. In other words, the distributor could be in a world of hurt, they could be going bankrupt, but with the passage of LB 371, the parent company, Anheuser Busch, for example, is prohibited from requiring financial statements from those distributors as a condition of continuing their agreement, or their contract.

SPEAKER BARRETT: One minute.

SENATOR HALL: So in other words, as far as they know, they could be in all kinds of trouble. There could be all kinds of...we could have a Franklin Credit Union kind of situation going on in that franchise, but the parent company cannot ask, under the auspices of their contract, for financial statements. That is something that LB 371 would exclude from their agreement. Another issue requires that the agreements in the contract, as I stated earlier, with regard to the sale, sets up two different criteria, one for family members and one for anyone else. That is another amendment that I offer that strikes that issue that says if you're going to sell this business, if you're going to sell the franchise, that you sell it to everyone on equal terms and that they all meet the same criteria. We require that these...

SPEAKER BARRETT: Time has expired. The member from the 6th District, please, Senator Ashford.

SENATOR ASHFORD: I think it would be very helpful to go through the franchise act, 87-406, and for each of you if you have any...if you're listening to Senator Hall at all in this, and it's hard to respond because he has not pointed out anything in