

March 21, 1989

LB 371

SENATOR WITHEM: Okay. Thank you, Senator.

SPEAKER BARRETT: Senator Ashford.

SENATOR ASHFORD: Yes.

SPEAKER BARRETT: Would you care to discuss?

SENATOR ASHFORD: No, I'd call the question.

SPEAKER BARRETT: The question has been called. Five hands? I do. Shall debate cease? All in favor vote aye, opposed nay. Record, please.

CLERK: 25 ayes, 1 nay to cease debate, Mr. President.

SPEAKER BARRETT: Debate ceases. Senator Hall, for closing.

SENATOR HALL: Thank you, Mr. President, members. The issue, again, is simply whether or not we place into statute the fact that between two parties who basically make money off of each other, that we will require that no financial information need to flow from the wholesaler to the supplier, and this is clearly, having laid it out so far, clearly a wholesalers paradise with regard to LB 371 and I think that the least we should do is pro...not that I am out to protect big business in every way, but I think it does not make sense in any form or fashion for a legislative body to say through a bill such as we have before us that one party in a contract can...is not able to ask for financial data, financial statements, balance sheets, financial records, audited or unaudited, and that's the way it reads in the bill, doesn't...the issue is not whether they're audited, and I guess if they're unaudited, they probably aren't worth the paper they're written on, that it is a situation where we are saying that those cannot be required between parties in a contract. We're placing that in statute with regard to the distributor and the wholesaler. That's not our job. That's not what we're here to do. I would urge the body to adopt the amendment that would strike that provision, just one of the 19 that are listed in LB 371. Thank you, Mr. President.

SPEAKER BARRETT: Thank you and the question is the adoption of the Hall amendment, number six, to LB 371. All in favor vote aye, opposed nay. Voting on the adoption of the Hall amendment.