

to sanction the university, it would have to conform to the practices of due process. The problem last year was that the damage formula, in case the bill was violated, would have resulted in punitive damages which are not allowed in Nebraska. So I got an Attorney General's Opinion which says that the bill is constitutional but the formula would have to allow for actual damages, not any punitive damages. So what the amendment does is to comply with the Attorney General's Opinion and it requires actual damages rather than the punitive in the original formula, so I ask for the adoption of this amendment.

PRESIDENT: Any further discussion? If not, the question is the adoption of the Chambers amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Chambers' amendment to the bill.

PRESIDENT: The Chambers amendment is adopted.

CLERK: Mr. President, I have an amendment to the bill from Senator Schmit. Senator Schmit wishes to withdraw at this time, Mr. President.

PRESIDENT: It is withdrawn.

CLERK: I have nothing further on the bill, Mr. President.

PRESIDENT: Okay, Senator Chambers, on the advancement of the bill.

SENATOR CHAMBERS: I move that it be advanced to E & R engrossing as amended.

PRESIDENT: Any further discussion? If not, the question is...Senator Schmit.

SENATOR SCHMIT: Machine vote.

PRESIDENT: Oh, a machine vote has been requested. The question is the advancement of the bill. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 3 nays, Mr. President, on the advancement of LB 397.