

The question is this bill prohibits that kind of action being taken against an athlete. It prohibits the University of Nebraska from, in effect, abiding with NCAA rules that may be unfair. It sets up a dilemma because...for the university because it forces the university, if this bill is passed, to either abide by state law and violate NCAA rules and risk possible sanctions, or it requires the university to abide by NCAA rules and, in effect, violate the state law which would be this bill if it passed. What this amendment does is try to at least, assuming if the bill passes, the amendment would allow the university to comport with NCAA rules while they may not be comporting with the law itself, state law itself, and yet not be subject to the fine that is set up in the bill as it is right now in Section 8. If you look at Section 8, the specific language says that a college or university that violates the provisions of Section 6 of this act shall be guilty of a felony and subject to a fine of not less than \$25,000 for each violation. What my amendment would do is strike that language. The felony language has already been stricken by Senator Chambers' amendment yesterday. This would strike the entire Section 8, including the \$25,000 fine against the university. The effect of it would be that if this Section 8 is stricken, that the language in the other sections of the bill specifically prohibit, for example, in Section 2 that a college or university shall...no college or university shall adopt, promulgate or enforce any rule or regulation that requires a student to forego or relinquish, waive or surrender a portion of financial aid grant made available to the financially needy by federal law, solely on the basis of or as a condition to participation by such student in an intercollegiate athletic program. That language is still in the bill. This amendment would, in effect, give, I guess, allow a situation where the NC...or where the university could still comport with NCAA rules, not be in compliance with this bill, if it passes, and set up a lawsuit kind of situation where the Attorney General, I think according to this bill, would then have to bring an action against the university and probably the NCAA to enforce the provisions of this bill. With the penalty provisions in it, it would really cause the university a great deal of difficulty trying to comport with NCAA rules because of the fine provisions. The difficulty, of course, that the university will...and athletic department would find themselves in, if this bill passes, is that you have a state law and you have NCAA rules directly in conflict with one another. The university, as a member of the NCAA, is obligated to comply with the NCAA rules. The