

February 4, 1991 LB 69

SENATOR CHAMBERS: Yes, that is what the U.S. Supreme Court said.

SENATOR WILL: And does the State of Nebraska have any legislation on the books clarifying how the University of Nebraska would be treated in a similar situation?

SENATOR CHAMBERS: Yes, that is the bill that I touched on earlier. We did enact a law last year which said that in any proceeding by any intercollegiate athletic association, which could result in a penalty, every stage of those proceedings must comply with due process, and the Attorney General ruled that such a law is constitutional. So in this state and in the others if they've passed their bills by now, there is due process that the NCAA must comply with.

SENATOR WILL: Thank you, Senator Chambers. I am an individual who follows sports fairly closely and I think that a...and I consider myself fairly well read on the topic of the NCAA and its relationship with member institutions, and I have perceived over the years a pattern of conduct on the part of the NCAA that I consider to be overstepping their bounds on a number of occasions in various different aspects of the control that they have over their member institutions. I think that the Tarkanian decision sent a clear signal to states, that if we want the NCAA to treat our institutions with due process, with respect, it is up to us to pass state laws to require this, and for that reason, I support wholeheartedly LB 69. I think that the state needs to dictate to the NCAA what we are going to allow when it comes to how our athletes are treated and not the other way around. Thank you.

SPEAKER BAACK: Thank you, Senator Will. We will now proceed to Senator Peterson.

SENATOR PETERSON: Mr. President and members, would Senator Chambers yield to a question, please.

SPEAKER BAACK: Senator Chambers.

SENATOR PETERSON: Senator Chambers, in your bill, this just takes in football players, right?

SENATOR CHAMBERS: Well, this deals with all athletes who are