

excuse me, not the gaming, I don't know what I'm thinking about, with the Real Estate Commission that they are in a bind in their budget. They have lost some licensees this year and we've sat and worked and worked and worked and talked about this and I don't really know what the answer is. He has to have a certain amount of money in order to have a flow of cash. They are not going to be able to reach that at this point in time. So what I am doing in my amendment is saying, number one, I am combining with... Senator Chris Beutler had originally had in his first, in his amendment which would state on page 8 of the bill, starting with line 10, it says after charge... it would read the commission may charge, and we insert the word "reasonable" fees for services it renders and then also insert, "not to exceed the actual costs thereof,; and then remove the words "as deemed appropriate" instead and then go on from there and say, "except as otherwise provided in the act", and then in addition I am adding what I have worked out with with the commission, and I'm not real happy. I don't think it's enough, I would like to have it tighter than it is, but I think it will at least do something to slow down the fee increase by stating, "The fees established by the commission pursuant to the act shall be established at the level necessary to meet expenditures of the commission as approved by the Legislature and to provide a sufficient cash fund balance." That is the reason I am asking you to return for this specific amendment. And if you have other questions, I would be glad to try to answer them, but otherwise I would ask your support in returning the bill to Select File for this amendment. Thank you.

**SPEAKER BAACK:** Thank you, Senator Smith. Discussion, Senator Conway.

**SENATOR CONWAY:** Thank you, Mr. Speaker, members, LB 204, as it was introduced and originally discussed, is a concept by which we are allowing the commission to have some flexibility with respect to how they are cash funded as we see some of the ebb and flow of the licensure activities in real estate as the real estate, everything from prices change and property moves or doesn't move, you find quite a bit of changing in the numbers of people who have these licenses and the idea behind 204 was to give that kind of flexibility. The Real Estate Commission is totally cash funded and must generate through these fees of licenses, both through brokers, sales persons and the like, whatever funds are necessary to maintain the cash flow for the commission itself. Senator Smith wasn't comfortable with the