

business who have done...participated in bad business practices, and not only is that bad for the consumer, but it is also bad for the business. And, in fact, when we opened our club, we did exactly what Senator Nelson is attempting to accomplish here by putting all prepayments for membership in an escrow, something that we could not touch, that was there to go back to the purchasers if anything went wrong with the opening of the building. Several...I would just like to offer several comments just as insights to the business, and I want to thank Senator Nelson. She and I have been visiting extensively about some things that might enhance the bill, and I just want to go over a couple of them and to put into the record some things that we might talk about between now and Select File. One of the things that Senator Ashford brought up initially was the fact that if you say you can't start preselling memberships until you are within six months of opening, and if you don't open within six months, you have to refund all the money for prepayment, we have talked about whether or not we should extend that time to a year, recognizing there may be some circumstances, such as, thirty days of rain or a train wreck with the equipment, and things don't get opened like they are planned at no due fault of the person who is doing the construction. I might suggest the possibility of saying, rather than putting a time frame in there, simply saying that at any point before opening someone who has made a prepurchase or a prepayment could cancel that contract prior to opening. Is that something that you would be willing to look at?

SENATOR NELSON: (Mike off) Senator Rasmussen, I do appreciate...

SENATOR RASMUSSEN: I forgot...Senator Nelson.

SPEAKER BAACK: Senator Nelson.

SENATOR RASMUSSEN: Okay.

SENATOR NELSON: I do appreciate your working with me on this, and I know it is concern and construction delays, valid delays, steel doesn't come through, or whatever it may be, see. I am certainly open, and as you knew, I drew out an amendment, but then what I am thinking of that, maybe we should go to a year instead of six months, instead, or I don't know how we could put construction delay. Maybe we could put that in. The reason that that is in there is they were taking the money and two