

February 13, 1992 LB 111

SPEAKER BAACK: Yes, Senator Chambers, why don't you ask him the question?

SENATOR CHAMBERS: Senator Wickersham, if a person writes a check and it bounces, then the bank is going to charge a fee for the check bouncing. Do you agree?

SENATOR WICKERSHAM: Yes.

SENATOR CHAMBERS: And, in addition to that, with this language that you're putting in, there will be another fee attached of \$10 if that check is written to the county. Is that right?

SENATOR WICKERSHAM: Yes.

SENATOR CHAMBERS: So the person is going to pay two fees.

SENATOR WICKERSHAM: The \$10 fee that would be paid to the county is the same fee that would be paid if a private individual had received a bad check and paid to the county treasurer the \$10 fee that's necessary for the county attorney to write and to begin implementation of the criminal sanctions for bad checks.

SENATOR CHAMBERS: If we get away from the bank...I mean, from the county, and let's say we're dealing with a merchant, how many fees, if I write the bad check, can I be charged right now with the bill as it's drafted? I'm not talking about your amendment, the fee that the bank would charge for the check being bounced. Correct?

SPEAKER BAACK: One minute.

SENATOR CHAMBERS: The way they...

SENATOR WICKERSHAM: I'm sorry, Senator, I'm trying to read the amendment here and it doesn't appear in the Journal in such a fashion that I can really tell what amendments were made. So I'm trying to read the language carefully. There was a problem with the bill as originally drafted because there was no limitation on the fee that would be charged by the bank and you have to make restitution for that. It was my suggestion, and I'm sorry, I'm just not seeing the language here that that be limited to a reasonable...