

SENATOR BROMM: Thank you. Senator Brashear, could you yield to a question please?

SENATOR BRASHEAR: Senator Bromm.

SENATOR BROMM: I am trying to write down the exact wording that you have in your amendment, could you just repeat those words again please.

SENATOR BRASHEAR: Yes, I am sorry for the last minute interlineation. It's the amendment as printed, except after the word "individuals" you insert "acting independently."

SENATOR BROMM: Utilizing your own personal resources.

SENATOR BRASHEAR: Utilizing their own personal resources.

SENATOR BROMM: Okay, thank you. Senator Brashear, in that Ohio decision, in the Supreme Court decision on the Ohio case, the court agreed that preventing fraud and libel are important state interests,...

SENATOR BRASHEAR: That is correct.

SENATOR BROMM: ...but found that Ohio had other antifraud statutes to address such activity. Do you...probably in this short a time, you don't have any idea of how our fraud and libel statutes compare to Ohio's, or have you had a chance to look at that?

SENATOR BRASHEAR: I can tell you generally and preliminarily they don't compare because we don't have them. That doesn't mean that we don't have the common law with regard to fraud.

SENATOR BROMM: So, basically, any other redress anyone would have would be based in this state on common law as opposed to any other statutory basis. If someone puts out information saying that Curt Bromm is, you know, a lowdown scoundrel who is...

SENATOR BRASHEAR: Well, the truth is the...the truth is the defense.

SENATOR BROMM: Pardon me.