

April 9, 1996

LB 1375

SENATOR CHAMBERS: Senator Bromm, does Section 4 authorize the entering into a contract for a fee in excess of what is allowed by state law?

SENATOR BROMM: No.

SENATOR CHAMBERS: So my language really does clarify what is intended by this amendment. By striking the language that I'm striking, I'm making it clear that Section 4 does not allow the entry into a contract for a fee in excess of that which is allowed by state law. Do you agree with that?

SENATOR BROMM: Well, your explanation sounds reasonable to me, and I don't have a problem with it. I guess since I offered this amendment and Senator Hillman agreed to it, I would...I kind of have to find out how she feels about that. I don't see...I think you're right myself, but I'll have to see how she interprets that.

SENATOR CHAMBERS: I will then ask Senator Hillman the question.

PRESIDENT ROBAK: Senator Hillman, will you yield to a question, please.

SENATOR HILLMAN: Yes.

SENATOR CHAMBERS: Senator Hillman, what my amendment does is written on the copy that you have on your desk. Under Section 3, a contract cannot be entered into which would call for a fee greater than that allowed by state law. Then there is added "except as specified in Section 4 of this act." Section 4 nowhere authorizes a fee in excess of that allowed by state law. So I'm striking those words because they mislead and actually state something which is not factual.

PRESIDENT ROBAK: One minute.

SENATOR CHAMBERS: How do you feel about this amendment?

SENATOR HILLMAN: Senator Chambers, I don't have any real problem with your amendment. It's the way we interpreted Section 4 to read, and the fact that you're clarifying it in Section 3 I would support the amendment.