

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

February 15, 2000 LB 1018

delivery, the point of delivery being in the state now, and that's what this bill would require,...

SENATOR CUDABACK: Time. Thank you, Senator Kristensen. Senator Chambers, on the Bromm amendment.

SENATOR CHAMBERS: Mr. President, members of the Legislature, again I agree with Senator Bromm's amendment. And I was going to go into some of what Senator Kristensen brought up, which I may as well do now. And, Senator Kristensen, this is one of the reasons I'm going to have to offer some amendments that really are not serious, in order to allow discussion of these things in more detail. If we want this to be an issue of jurisdiction where the disputes will be resolved, why can we not just say that explicitly in the law? For example, you might see an insurance contract or even certain others, like where you purchase a car and they will say such and such is the case, except where prohibited by law, or within certain states it's such and such a thing. What would prevent us from restructuring this language to just say, I mean we could have everything in it that we've got here, but to make it clear precisely what the purpose of this is, why don't we just say it, that if purchases are made outside the state of Nebraska, but the vehicle is delivered within Nebraska, in case of any litigation, and it would be more artful than that, the forum shall be within Nebraska?

SENATOR CUDABACK: Is that a question, Senator Chambers?

SENATOR CHAMBERS: Well, let me ask Senator Bromm, because he was watching,...

SENATOR CUDABACK: Senator Bromm, would you yield?

SENATOR CHAMBERS: ...and then I won't have to repeat it. Senator Bromm, what do you think of something like that, or would that be too...well, let me see what you think of something like that.

SENATOR BROMM: Yeah, you know from a consumer standpoint in Nebraska, it would be wonderful. But I don't think it would be enforceable. I think it would be...I think you'd have problems