

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

March 9, 2000

LB 1018

SENATOR BROMM: Yeah, I...

SENATOR CUDABACK: Do you yield, Senator Bromm?

SENATOR BROMM: I think you stated that correctly, Senator Beutler. I think the intent is that if a franchise area has been designated and a franchisee has invested the money to build a facility and have a shop and all the equipment and computerized items that go with servicing these cars now, that the manufacturer wouldn't come in without first establishing good cause, and undercut that facility and make it very difficult for them to continue to meet their overhead and so forth. However, if that facility were not serving the community, if the community had grown where they needed more facilities, more service, they weren't meeting that need, that would be good cause for the...

SENATOR CUDABACK: One minute.

SENATOR BROMM: ...manufacturer to come in and put up a separate care service facility.

SENATOR BEUTLER: So, so that good cause is established by the contract agreements, the franchise contract agreements and not statutorily? Is that the case?

SENATOR BROMM: Say that again.

SENATOR BEUTLER: If you're looking for good cause, do you look to the franchise agreement...

SENATOR BROMM: I think so.

SENATOR BEUTLER: ...in order to determine whether there's good cause or not? I mean maybe the franchise agreement says when the metropolitan area doubles there needs to be two locations,...

SENATOR BROMM: I will get in...I will...

SENATOR BEUTLER: ...or some such thing as that.