

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

March 16, 2000 LB 1004

judgments that we're saying Nebraska is going to recognize. So maybe we could look at how other foreign judgments in other areas of the law, where we already have something established, are proved to the satisfaction of the court and put something like that into this bill. And I've got to make something clear here today which I did at the last stage of discussion.

PRESIDENT MAURSTAD: One minute.

SENATOR CHAMBERS: When I rewrote the language of this bill, I was not changing anything, I was not working out any problems. I was dealing only with language. The matters of due process, the amendment that Senator Bromm has brought, neither of those things was touched by any of the rewriting that I did. The matter of how these judgments are to be established was not touched at all. And I think those things should be put into this law. I will put on my light, I think I may have one more time. Is this my third time, Mr. President?

SPEAKER KRISTENSEN: No.

SENATOR CHAMBERS: Then I'll put it on again.

PRESIDENT MAURSTAD: Further debate on the Bromm amendment? Senator Kristensen.

SPEAKER KRISTENSEN: Thank you, Mr. President. Members of the Legislature, I...and, Senator Chambers, I'm not advocating that form. I guess, I was trying to elicit some general guidance here on the record for what we meant. I also, on the due diligence, assume that that would be a...due diligence is what we call a common degree of diligence; it's not a high degree, it's not slight, it's ordinary diligence, and that's the ordinary term. I just grabbed Black's Law Dictionary and looked under diligence, and they sort of make that, so don't think I'm an academic, because I...without looking, I don't know. (Laugh) But that would be a common or ordinary diligence is the degree of which men, it should be women, in general exercise or respect of their concerns have, that they would use a...it would almost be a reasonable person standard to obtain the truth of what they were trying to get. It wouldn't be a passing fancy or just a half-hearted attempt, it would be some standard of what a