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that I previously stated. And again, it does state that the PSC order becomes effective...

SENATOR CUDABACK: Time.

SENATOR BROMM: ...ten days after being entered. Thank you.

SENATOR CUDABACK: Thank you, Senator Bromm. You've heard the opening on the substituted amendment, AM3082, to LB 1285. We're now open for discussion on that amendment. Senators Kristensen, Landis, and Bromm. Senator Kristensen, on the amendment.

SPEAKER KRISTENSEN: Thank you, Mr. President, members of the Legislature. I have signed onto this amendment. There are some things, Senator Bromm, that we obviously have talked about and some points I think the body needs to be aware of. There were members who were interested in what is the impact to the customer. How was that going to be satisfied and how are the customers going to be protected? You will read many times that companies are fined, but what happens is that the press isn't particularly close when they're describing that. Those may be assessments that are made, for example, they're quality of service issues--you didn't have a dial tone, you couldn't get out, downed lines and so on. Some of those assessments, because it's convenient, they call them fines but they really are not fines in the true manner of the term. In this state, if they're true fines, obviously, they go to the school districts and they don't go back to the customer. In many other states, those assessments are put into a pool of money and returned to customers. We have some statutory framework in our state that would allow us to do that. If people would choose to do it, they could go in and take advantage of some of the sections of statutes in Section 75, particularly 140, 144, 145 where they could go in and do an injunctive sort of enforcement issue and take money or assessments, put that pool of money in, and those monies would go to the customers. The fines do not and that's the reason I had preferred a lower cap to begin with because, quite frankly, the fining doesn't do you any good. It doesn't go to customers. And so I think incumbent upon this, obviously I wanted a lower cap than what's here, I agreed with Senator Bromm and Senator Landis that it should be a \$2 million cap per year; and that would give us some place to start. It would