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FLOOR DEBATE

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LB 743

CLERK: Madam President, I have other amendments, but I have a priority motion. Senator Bourne would move to bracket the bill until January 15, 2004.

SENATOR SCHIMEK: Senator Bourne, on your motion to bracket.

SENATOR BOURNE: Thank you, Madam President and members. I apologize for that earlier. I'm going to talk to the Clerk and see if we can't put a partition here in front so I'm shielded from Senator Aguilar and his bad influence. But I did file a bracket motion on this bill and I'm very serious about this. It's very rarely do we have an opportunity, I think, in the government to do something that's efficient. And I...and that sounds kind of odd to say but, oftentimes, what we do is driven by, if it's not lobbyists, it's consumers, by budget constraints, things of that nature. And we have an opportunity here to establish a no-call list or to have a no-call list established for us at no cost to us. And I am simply suggesting through this friendly bracket motion that we delay implementation of this bill until January of next year. And why would I do that? Because the federal government is going to implement a National Do Not Call list that our citizens can apply for, either on line or on the telephone, at no cost to be put on this list so that no one will call them. There is no harm in us waiting six or eight months, whatever it is, till next January, whatever it is, nine months, to find out if the federal law is going to work. And again, I mentioned to you that 24 states adopted do not call lists statutorily before the federal government came out with their own National Do Not Call list. Since the federal government came out with the National Do Not Call list, no states have adopted legislation duplicating the federal efforts. None. We would be the only one, as my research indicates. Now, maybe Senator Smith knows of another state that has done that. But my research indicates that 24 states had adopted statewide do not call lists prior to the federal government implementing this, but none have done it since. As a matter of fact, three states, three states had implemented legislation prior to the establishment of the federal do not call list, and three of those...and those three states are actually backpedaling from the...their legislation.