

March 19, 1979

LB 87

SENATOR CHAMBERS: Senator Murphy, I am not talking about the method of repossession. I am talking about repossession itself where there is, as a result of judicial action or however. Who would be the one to repossess the car?

SPEAKER MARVEL: You have one minute.

SENATOR CHAMBERS: The dealer or the lender?

SENATOR MURPHY: It could be either, Senator, but I would say in by far the majority of cases, it would be the dealer.

SENATOR CHAMBERS: Members of the Legislature, I think you have to consider who is taking the car as security. If the car secures the loan for the small loan shark, then the loan shark is the one who has the secured interest in the automobile and the loan shark is the one who would want to take the car back. The dealer wants to get his or her money and get out of the picture. Then we have left the individual to the tender mercies of the loan shark and if the means of financing automobiles is felt by this Legislature to be small loan companies, then I see an entirely different picture of this bill than I saw before. I think it is even worse than I thought so if you had voted for this bill with the understanding that it is to be used to finance automobiles, then I will say indeed, that I have wasted my time by offering this amendment but if you will consider all the aspects of this bill and the impact on Nebraska citizens, I think you will see that the amendment is reasonable. It is fair and we are not interested in setting a standard for the rest of the country at such great cost to the citizens of the state.

SPEAKER MARVEL: The motion is the adoption of the Chambers' amendment to LB 87. All those...

SENATOR CHAMBERS: I would like a Call of the House and a roll call vote.

SPEAKER MARVEL: A Call of the House has been requested. All those in favor of having the House go under Call vote aye. opposed vote no. Clerk, record the vote.

CLERK: 14 ayes, 0 nays to go under Call, Mr. President.

PRESIDENT: The House is under Call. All legislators please take their seats. Unauthorized personnel please leave the floor. Let's do this as rapidly as we can since we have a lot of business today. Senator Murphy, are you