

April 13, 1982

LB 547

CLERK: Do you want to offer your motion?

SENATOR GOODRICH: Yes.

CLERK: Do we have time or not?

SENATOR CLARK: The time is out on the bill. We are on 547.

CLERK: Mr. President, on LB 547 Senator Chambers had a motion on the bill to return it. I understand, Senator, I have a note here that you want to withdraw it.

SENATOR CLARK: It is withdrawn.

SENATOR CLARK: Mr. President, the next motion I have on 547 is from Senator Beutler. Senator Beutler would move to return LB 547 to Select File for a specific amendment.

SENATOR CLARK: Senator Beutler. Is Senator Beutler in the room? Oh, withdrawn? All right. The next amendment.

CLERK: Mr. President, the next amendment I have or the next motion I have is from Senator Schmit. Senator Schmit would move to return the bill for a specific amendment and the Schmit amendment is on page 1630 of the Journal.

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, I move for the adoption of the amendment. The amendment provides that...you will recall that on one of the previous motions there was some concern by Senator Beutler about the ability of a claimant to recover the value of property. I've tried to answer that problem for Senator Beutler by placing into law, language found on page 1630 which says that that shall be allowed not to exceed the actual value of such property. Also another concern of Senator Beutler's was the limitation of seventy-two hours. We have changed that to seven days from the time of discovery of damage and then Senator Chambers had some concern with some language and we tried to address that portion but I don't think Senator Chambers is satisfied yet. I'll let him speak for that but it was an attempt by myself to answer his objection that referred to the language of "knowingly" in the bill. We retained the language, "with intent to deceive." It has to do with false advertising of a product for sale. I would hope that the amendment would be adopted.

SENATOR CLARK: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, I'll be as brief as I can. My concern is with this

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