

that a reasonable constitutional classification? I certainly could see anywhere out of state, but there usually...as...to establish a class, which I assume is what would be necessary here, I'm not sure if I understand the constitutional logic of 25 miles as opposed to 33 or any other given number.

SENATOR CONWAY: Given the question relative to constitutionality, not being an expert in that area and occasionally getting tangled up in it myself, not absolutely sure but I think the classification is the service...where the service is located, not the people, and it is limited to residents of Nebraska who then seek these services across the border. So I'm not sure in terms of any constitutional question in that regard, because it's where they receive the service rather than the people, the people are Nebraska residents.

SENATOR HANNIBAL: Were you finished, Senator Warner? Are there any other lights on for the amendment? We have lights on. Any other lights for the amendment? Seeing none, Senator Conway, would you care to close on the amendment?

SENATOR CONWAY: Thank you, Mr. President and members. Again, it's primarily a technical amendment that would be designed to address the situation where the services could be acquired just across the border, the 25 mile limitation. The residents, in many cases, the 25 miles is probably more aptly the radius within Nebraska, or 20 miles, and they want to move over and secure these services within 5 miles of the border. It's a situation where I understand why one would want to contain it to within the confines of Nebraska simply in the fact that in many cases you would otherwise have people who would be attending an elite military academy, or something of this nature, and that wasn't the idea behind this bill. But by having it restricted and limited in a very close proximity to the borders of Nebraska, I think it would allow all of our citizens to find this particular benefit as they are now receiving, or as they are now being involved in the educational process in these neighboring communities. So, with that, I offer this amendment.

SENATOR HANNIBAL: You've heard the closing, Senator Conway's amendment. The issue before you is the adoption of the amendment. All those in favor vote aye, opposed nay. Have you all voted? Have you all voted? Senator Conway.

SENATOR CONWAY: I would like to request a call of the house.