

bill somewhat, but at least I think it does, in a very straightforward sense, address this problem. The other thing though is, is that I would question whether or not his city could not have a keno game and his volunteer fire department could not sell pickles anyway, unless they are a fire department that's a subdivision of the city. Then, of course, they would have to become a not-for-profit entity in order to sell the pickles and that would take care of their problem as well. So I'm not quite clear as to why, (A.) he currently has a problem. I understand the issue of time. He's running out of time and would like another year to correct the situation. With that, Mr. President, I will leave the body to their own sources.

SPEAKER BARRETT: Thank you. Senator Schmit. Thank you. Senator Smith.

SENATOR SMITH: Mr. Speaker, I have to stand to oppose this amendment also and I can tell you the reasons why and to me they're legitimate, Jerry. Number one, and this will be in my own thinking that it's legitimate, and that is that we've already given them a transition period. You said, let us have one more year; extend the grandfather clause one more year; give us time to transition. That's why we did it the last time and we did it specifically at your request. You were one that had a concern the last time and that's why we put the sunset date to the date that we do now have currently in law. Now, if we extend that, now here is where it really comes in where I think we could create a problem and that is that we could then set up what we would call an equal protection problem where you have... remember when we've talked about this before when we talked about gambling issues, that if you're not providing that same opportunity to everyone out there that you're creating inequity, and so if you're extending it for just some after we've already gotten these others that have done what they're supposed to do, then you could be opening another door to some new problems. And I would remind everyone that, you know, doing this kind of thing is just going to put us back to the position that we were before. So, for that reason again, I guess I will have to oppose this one, too, Jerry.

SPEAKER BARRETT: Senator Nelson, please.

SENATOR NELSON: Yes, a question of Senator Conway or maybe Senator Smith. Let's try Senator Conway.