

the Legislature, all this talk of special legislation prohibited by the constitution would not be implicated in any way by the amendment that Senator Coordsen is offering. The state is being asked to grant special benefits to business in general, and the state does have the authority to determine the parameters within which these businesses can gain the benefits that the state is offering. The state, if it cannot put 2,000 employees as a requirement, cannot put 500 because any company and the whole category of companies having fewer than 500 employees are excluded. They are automatically excluded. Any company that had 499 employees involved is excluded. So any provision that the Legislature enacts which has a numerical or any other cutoff line is going to exclude everybody below that line. So this is not special legislation. Special legislation occurs when you have an identified entity to which you are trying to grant concession that will not be available to any other one. Now to simply give a number of employees cannot be special legislation because you can show any number of business having more than 2,000 employees. The way you keep legislation from being special, even if you have one particular entity involved, is to use open-ended language that would allow others to put themselves within that category. We only have one metropolitan class city in this state, so whenever we want legislation to apply only to Omaha, we don't list the name Omaha in the legislation, we say a city of the metropolitan class so that any other city that rises to that level will be encompassed and included within the legislation. So when Senator Coordsen does not mention a company by name but simply sets a criteria, which if any company meets is entitled to the benefits, it is not special legislation. It is not. I haven't said much on this bill because I haven't had the opportunity to read through it yet and acquaint myself with it, but I'm becoming acquainted with it and I have seen some problems. But I am not going to stand on this floor and sit in my seat and let people make misstatements, whether through stratagem to be ingenious or ingenuous about the constitution and the laws which are not true, which are not factually correct, and I know the chamber of commerce wants this bill. I know there are big-shot interests that want this bill. But I am going to tell you all something, I wish Tim Hall was here, so in his absence I will bet Senator Will \$50, just straight up this time, not asking for odds or giving any, Micron is not coming to Omaha.

SENATOR CROSBY: One minute.