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LB 743

SENATOR CHAMBERS: I think our time is up. Thank you, Mr. President.

SPEAKER BROMM: Thank you, Senator Chambers and Senator Synowiecki. Senator Bourne.

SENATOR BOURNE: Thank you, Mr. Speaker, members. I'm going to support Senator Synowiecki's amendment, even though I believe it's flawed. And I suggest to you that Senator Smith spent so much time over General and Select trying to figure out how to stop the bill from going forward that he didn't concentrate on making it better. And again, that's not a criticism on him, but what he's asking us to do is to forward a bill that has flaws in it. And that's part of the process. As it goes through, as it goes through General, Select, and Final, that you'd try to fix these flaws. And again, I'm going to support Senator Synowiecki's amendment. But let me tell you what it does. Okay? On line 8, it says, by or on behalf of a nonprofit organization described in Section 501 of the Internal Revenue Code. I've not seen 501 of the Internal Revenue Code. But there's...just because it describes it in Section 501, that doesn't mean it's a nonprofit. We heard from Senator Brashear, who's actually set up nonprofit groups, and that says that typically what happens is you comply, you set up the corporation, the nonprofit, in the manner prescribed by state law, you apply to the Internal Revenue Service. The Internal Revenue Service basically certifies that you've met the criteria to meet a nonprofit status, and they issue you a certification saying that. What the amendment does is it says that anyone that is described in Section 501 of the Internal Revenue Code will have a non...will be considered a charitable nonprofit. And I would suggest to you also that there are other charitable organizations worthy of an exemption under this that are not described in Section 501 of the Internal Revenue Service...or Internal Revenue Code. I want to point out in the bill, in Section 4, on page 3, it says, any person who makes a telephone...and again, I'm back to AM1484, which will become the bill. Section 4, any person who makes a telephone solicitation to the telephone line of any residential subscriber in this state shall, at the beginning of such call, state clearly the identity of the person initiating the call. Well, what we've