## TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE Transcriber's Office FLOOR DEBATE

February 2, 2006 LB 75

constitution. I don't fault them for that. I wouldn't really fault them, I would criticize them, but I wouldn't fault them if they specified that this money will be used to purchase junk bonds; it will be used to hire a bookie who can study the odds on sporting events and go to Las Vegas and bet some money on behalf of the city and come back with a windfall; two percentage points of that money will be taken by a skilled player to a casino of his or her choosing, to try to increase it. Anything can be attempted to be put into the constitution. Almost anything can find its way into the constitution. But I'm going to resist drafting which is not as tight or careful as it ought As the language of the constitution exists now, in Article XI, Section 1, it starts with a prohibition on all cities, counties, towns, precincts, municipalities, or other subdivisions of the state to ever become a subscriber to the capital stock, or owner of such stock, or any portion or interest therein of any railroad or private corporation or association. Then when the new language is added, instead of being selective...

SENATOR CUDABACK: One minute.

SENATOR CHAMBERS: ...in determining which of these entities will be allowed to use public endowment funds, or to eliminate those which may never have a public endowment fund, they just flipped it over and included all these, who are now prohibited from doing it, as being allowed to do it. And there's no limit or restriction on what investments can be made in. Anything that can be invested in is available for investing. You can look at the prudent person or investor rule in two ways. Would a prudent person, generally speaking, not invest in an entire category of stocks, bonds, or whatever? That's very general and broad. You can look at it another way. A decision is made to invest in a certain type of bond...

SENATOR CUDABACK: Time, Senator Chambers.

SENATOR CHAMBERS: You said time?

SENATOR CUDABACK: I did, Senator.