

highschool with it. Thank you, Mr. Speaker.

SPEAKER NICHOL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature I would like to argue against the amendment. I understand that you can argue both sides of it but you know we have a concept in the law called "laches". It is basically the idea that once you have let something go so long then you don't have the right to come in and say, oh, that is not how it should have been. Once people have relied upon a method of operation then another body ought not to be able to come in and say, oh that was all wrong, now we are changing. I understand that that is not an absolute and that there are some occasions when times are changing and the law has to change, but Donnelley has been doing this in this manner for over thirty years. The Department from time to time in the past has had discussion with Donnelley about whether they should be included or not be included. They have always resulted that they should not be included. Now for the first time in thirty years the Department is telling them that this method of business that you have, this method of operation you have is no longer appropriate. Their method of operation hasn't changed. Their attitude towards their employees hasn't changed, their employees attitudes haven't changed. None of their employees have written me and said that they wanted to be covered, in fact they have all written and said they don't want to be covered. So I ask you to take into consideration fair play in this matter. Secondly, people seem to be upset because Donnelley is coming to the Legislature for a solution. Well it is true they could wait around for a court solution. We can wait for the court to interpret independent contractor and you can argue that maybe this is the kind of case where that should be done. That we should wait for decisions here and there that over the long run will set a precedent and define the situation and eventually define the Donnelley situation. But business needs some certitude, some exactness, they need to know what their costs are going to be, how they are going to have to operate. I really don't see anything wrong or unusual about coming to the Legislature and asking for a clear, crisp, resolution of the problem. So I don't think we should mark one against Donnelley simply because they came to us to ask us to consider the matter. That is our job here. I think that you should have a concept of what kind of workers are at Donnelley. These are mostly part-time workers. These are the wives of law students and law professors who do this from time to time. They have, as I understand it, 396 homeworkers, 181 of them earn less than