

March 29, 1984

LB 1016, 1064, 1105

Mr. Clerk.

ASSISTANT CLERK: The vote is 44 ayes, 3 nays, 2 present and not voting, Mr. President. (Vote appears on page 2085 of the Legislative Journal.)

SPEAKER NICHOL: The bill passes. I understand there is a flaw in 1064 so we will hold that over pending investigation of that. LB 1105.

CLERK: Mr. President, I have a motion on this bill. Senator Lamb would move to return 1105 to Select File for a specific amendment.

SPEAKER NICHOL: Senator Lamb.

SENATOR LAMB: Mr. President and members, I have visited with Senator DeCamp about this problem. I had a call from a state chartered bank and the problem is that a state bank has to pay the documentary stamp tax when a piece of real estate is returned to the bank as a result of a bad loan and national banks do not have to do that. This amendment would remove that provision that state banks have to pay the documentary stamp tax when they reclaim a piece of real property so I would ask that the bill be returned to Select File.

SPEAKER NICHOL: Senator DeCamp.

SENATOR DECAMP: Mr. President, I have no objection to the amendment. Besides the bill is 35 pages long and this means we don't have to read it today.

SPEAKER NICHOL: Senator Kilgarin.

SENATOR KILGARIN: Thank you, Mr. President, I was wondering if Senator Lamb would yield to a question.

SPEAKER NICHOL: Yes, Senator Lamb.

SENATOR KILGARIN: Senator Lamb, if the banks don't pay it, who pays it?