

March 1, 1973

sence. This is recording your presence before the Call. The clerk will record.

CLERK: Senator Fred Carstens voting aye on the original motion. Senator Mahoney voting aye on the original motion.

SPEAKER: How many votes, Mr. Clerk, do you now have on the original motion. Senator Kelly. Senator Kelly voting aye on the original motion.

CLERK: Senator Kelly voting aye on the original motion.

SPEAKER: The clerk announces he has 25 votes. Senator Marsh.

SENATOR MARSH: I move we raise the Call.

SPEAKER: Motion is made to raise the Call. Those in favor of raising the Call vote aye. Those opposed vote no. This is to raise the Call. The clerk will record.

CLERK: 24 ayes, Mr. President, to raise the Call.

SPEAKER: The Call is raised. The clerk will announce the vote on the original motion.

CLERK: 25 ayes, 2 nays, Mr. President.

SPEAKER: The bill is advanced. We will now proceed to LB 243. That is Senator Warner's. Is Senator Warner in the Chamber. We will proceed then to LB 46. Senator Marvel. Are you ready to take this up, Senator Marvel?

CLERK: Read title. LB 46. There are committee amendments by Senator Burbach's Revenue Committee.

SPEAKER: Senator Burbach.

SENATOR BURBACH: Mr. President.

SPEAKER: Senator Burbach.

SENATOR BURBACH: The amendment, and I shall read--on page 423 of the Journal. Now this is a clarification. The bill in itself does not provide this, but it does give us the mechanics of the refund so that it will not be continuing and staying on the books or not knowing where to send the money to. And then, of course, there is a time, shut-off time, so we don't open the door for other claims beyond January 1 of 1969. These amendments were suggested to us by the attorney of the Tax Commissioner's office and it is a workable bill and these amendments are needed and I move for their adoption.

SPEAKER: You have heard the amendment and the explanation by Senator Burbach. Is there any further discussion of the amendment? If not, are you ready for the question? All those in favor of the amendment say aye. Those opposed no. The amendment is adopted. Are there any further amendments, Mr. Clerk? Senator Marvel, what will you do with the bill?

SENATOR MARVEL: I move that 46 as amended be advanced to E & R Initial. This bill was introduced for the special purpose, I guess you'd say, of allowing those individuals, and particularly in this case Adams county which had a reappraisal and then they increase an assessed valuation was decreased. Meanwhile, the taxpayers had quite a little money in the till and some had not for one reason or another, put in for their claim and this would allow taxpayers who have money coming back, legitimate money that belongs to them, to get this money without going through so much red tape. And I assume, from what Senator Burbach has said, that the Committee amendment will dovetail in with this activity so that these taxpayers will be reasonably protected. With that explanation, I renew my