

(Start of Belt #5)

for city projects to building, etc. It's on the books. Now if you say statutes here, this would be legal on the statutes, but I certainly question its constitutionality. I think the statutes is unconstitutional and so...unconstitutional and so does the Attorney General, but we are living with the statute, and its Senator Wiltse's bill in the last session. So, I would rather have Senator Proud put in there statutes or. I think it would clarify it and I'll vote for it.

PRESIDENT: Senator Proud, do you care to respond?

SENATOR PROUD: Yes, I think it's taken care of, Senator. I said in violation of Nebraska law which would, of course, include the Constitution and the Statutes. The Constitution is part of the Nebraska law.

PRESIDENT: Thank you. Senator Whitney. Still speaking on the Proud amendment. That's all we have before the body.

SENATOR WHITNEY: As a former colleague of Senator Syas on the Constitutional Revision Commission, I would agree with Senator Proud that the Constitution is basic law of Nebraska and, therefore, it applies, but I think that we should vote in favor of this amendment, this motion of Senator Carpenter's but I do think that this has pointed up another problem. If we cannot have the proper development of our resources in Omaha and Lincoln and in the balance of the state with our present tax system, there is something wrong with our present tax system and we should correct it here in the Legislature, so that we will not have this rash of attempts to have exemptions here, exemptions there, and exemptions everywhere.

PRESIDENT: Now, any further discussion of the Proud amendment? Senator Proud, do you care to close on your amendment? All right. Do you all understand the Proud amendment to the second paragraph of Senator Carpenter's motion. Do you all understand that? The question is shall the...do you want to adopt the Proud amendment? All those in favor say aye. All those opposed say no. So ordered. The Proud amendment is adopted. Now, we have before the body the second paragraph of Senator Carpenter's motion which has been amended by the Proud amendment. Are you all through discussing the issue? The question is shall the second paragraph of the Carpenter motion as amended by Proud be adopted. All those in favor vote aye. All those opposed vote no. Have you all voted? The clerk will record.

CLERK: Vote read. 39 ayes, 0 nays, 10 not voting.

PRESIDENT: The second half of the motion also carries. Before we move on to the next issue, the chair would like the prerogative of introducing...I can't tell...I can't tell which balcony they are in but maybe, the Sixth Grade from Kenesaw. Somebody hold up their hand. Oh, there they are in the north balcony. Thank you. The instructor for the Sixth Grade from Kenesaw, Nebraska, and incidentally these are from Senator Marvel's district, and Mrs. Gayle Archer, and their sponsors are Mrs. Johnson, Mrs. Bittfield, Mrs. Jensen, Mrs. Santoz and Steve Bittfield and we are delighted to have you here today. Additionally, we have 28 students from the Sixth Grade of Brownell School here in Lincoln, Nebraska. That's from Senator Barnett's district. Their instructor is Mr. Glen Bird and Mr. Robert Vandenbusch is the student teacher and they are seated in the south balcony and I see Senator Barnett up there with them. Very good. He's helping to make them feel welcome, but on behalf of the Unicameral, we are delighted to have you here today as visitors to this unique body. We hope you enjoy your visit to Lincoln and, also, to the Capitol Building which still ranks as one of the ten architectural achievements of the world. Very good. Do we have any other