

May 15, 1973

SENATOR WARNER: Mr. President, I move LB 533 be advanced.

PRESIDENT: All right, is there further discussion of the bill now? Senator Stull, do you wish to be heard on the bill? The motion is to advance the bill. Senator Stull. All right, Senator Warner yield to a question? You're on.

SENATOR STULL: Senator Warner, I noticed in the part where it says, it gives the schools the right to levy a mill levy and it says mill levy of one mill and you struck the words not to exceed one mill. I wonder why you did that? On page 14 of the original bill.

SENATOR WARNER: The, are you looking at

(End of Belt #12)

(Begin Belt #13)

my amendment, Senator Stull?

SENATOR STULL: No, I'm looking at the green bill.

SENATOR WARNER: Okay, what was, the amendment that we adopted reads that no appropriation of state funds shall be made to any technical community college area whose mill levy is less than one mill and then such tax shall be assessed and collected from the counties and so forth. There's two things, two reasons for the wording. One is that under the wording it would require that a community college to be eligible for the state assistance would be assessing at least one mill but the wording is necessary as it is to insure that we're not adopting a state property tax which in effect it says they will not levy less than one mill if they are to get the state aid. If we flat out said they shall levy one mill then it could be construed as being a state property tax which of course would be prohibited. It's a merely a matching requirement as it is written now.

SENATOR STULL: May I ask one more question?

PRESIDENT: Certainly, go ahead.

SENATOR STULL: Now you feel that this actually corrects the problem that was raised in the law suit then?

SENATOR WARNER: In relation to the funding, yes.

SENATOR STULL: Okay, thank you.

SENATOR WARNER: I think we still have a problem on two boards, but--

SENATOR STULL: Okay, thank you.

PRESIDENT: Any further discussion of the bill now as amended? Question is, shall LB 533 as amended copious times be advanced from General File to E & R Initial? All those in favor vote aye, all those opposed vote no. Voting on the advancement of LB 533. I'll wait for you, Senator. Once again the chair would inquire if you have all voted. Clerk will record.

CLERK: 33 ayes, no nays, 16 not voting, Mr. President, on a motion to advance.

PRESIDENT: Bill is advance. All right, we have some business on the desk there? What, Select File?

CLERK: Reads reports. Mr. President, I ask unanimous consent to consider LB 261 on General File after 587. Signed, Senator Schmit.