

March 22, 1979

LB 65

SPEAKER MARVEL: Senator Lamb.

SENATOR LAMB: Mr. Chairman, a question of Senator Carsten, please. Senator Carsten, I notice in the language of the amendment that the word "may" is used...the County Treasurer "may" refund that. Would it not be better if it were made "shall", that either he "shall" or he "shall not". I don't see that we should leave that up to the County Treasurer.

SENATOR CARSTEN: Mr. President, Senator Lamb, my understanding is that the County Treasurers are not really reluctant to do it. It's only that they are not given that privilege that they are bound to not return it, and I think that most of them, I'm sure, will cooperate if they are given that provision. I would have no objection, Senator Lamb, if you want to make that a mandatory provision, but my understanding is that the voluntary participation would not be a problem.

SENATOR LAMB: Well, I guess my concern is that it could very well happen that in some counties this would be refunded and maybe in some other counties it would not be refunded, and it seems to me that it should be uniform in all cases, that it should be, if we're going to allow it to be refunded in one county, we should require it to be refunded in all counties.

SPEAKER MARVEL: The motion is to bring LB 65, return it to Select File for a specific amendment. All those in favor of that motion vote aye, opposed no. Clerk record the vote.

CLERK: 28 ayes, 0 nays on the motion to return, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is returned. Now Senator Carsten.

SENATOR CARSTEN: I move for the adoption of the amendment, Mr. President.

SPEAKER MARVEL: The motion now is the adoption of the Carsten amendment to LB 65. All those in favor vote aye, opposed vote no. Record.

CLERK: 30 ayes, 0 nays on the adoption of the amendment.

SPEAKER MARVEL: The motion carried. The amendment's