

May 8, 1979

LB 596

that question as it has been done before.

SENATOR MURPHY: I believe B 10, LB 10, at one time, we did specifically set a rate very late in the session but I do feel that with our inflationary rates, the very uncertain state of this economy, to prescribe a limitation that might jeopardize the ability of that Board to function might put us in an unconstitutional position, Senator, and I simply raise the question. If you feel that that is not the case, so be it.

SENATOR LEWIS: Senator Murphy, I respond to that by saying we have done it three times and I am having them get the vote record out now and see how the people voted at that time but I think Senator Warner can clarify that. Senator Warner, am I correct that we have done this on more than one occasion before?

SENATOR WARNER: When the original sales-income tax passed, it was set by the Legislature, the rates the first year. It was set the second year. We did reduce the rates, I have forgotten the year now because I carried the amendment. It seems to me there was one other time that (interruption).

SENATOR LEWIS: That we did the same as we are doing now.

SENATOR WARNER: ...it shall not be less than a certain percentage but that was by statute. This I think indicates the intent of the body.

SPEAKER MARVEL: Senator Murphy, have you completed your questioning? Senator Cullan, do you wish to be recognized on this?

SENATOR CULLAN: I call the question.

SPEAKER MARVEL: You are the last speaker so, Senator Lewis, do you have anything in closing?

SENATOR LEWIS: Mr. President, I will make it extremely brief. Again this is a good faith amendment on my part to establish legislative intent that the jockeying for cutting is not for political purposes, cutting the taxes. The Governor has assured me in good faith and I believe him. Senator Warner has assured me in good faith and I believe him and I think we ought to put it as part of the bill and go on record. I ask you to vote to bring the bill back.

SPEAKER MARVEL: Okay, the motion is to return LB 596 to