

February 5, 1980

LB 636

Works Committee for public hearing. The bill was advanced to General File. There are no amendments pending, Mr. President.

SENATOR KREMER: Mr. Chairman, this is an issue that was debated at length during the session when there was an attempt made to attach it onto another bill as an amendment. Now what the bill does, it backs up what the Attorney General has said in an opinion that a...they are called Big A's, they are called fertilizer spreaders, and they are a large vehicle that are used to place fertilizer or chemicals on the land and the only time they use the road is going from the point of loading the vehicle to the land where the chemical or the fertilizer is being applied. The reason for the bill is this that the various counties have treated this vehicle differently and there was no uniformity in the area of taxation and what-not. What this bill does it identifies this vehicle as an implement of husbandry, the same as a combine, a tractor, or other farm implements that do not use the road for transportation service, only to get to and from the field, and it is subject to sales tax when it is purchased. Now it is not subject to motor vehicle tax under this bill. It is classified and identified as an implement of husbandry and not as a motor vehicle. I move that LB 636 be advanced to E & R.

SPEAKER MARVEL: Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, I rise to support 636. Senator Kremer identified the problem exactly. It was not proper. We were aware of it last year to put it onto another bill. We did encourage them to put in a bill as itself and the Attorney General's opinion really dictated this piece of legislation. It will be a uniform procedure throughout the State of Nebraska, and I think that it is very definitely needed. I urge you to support the bill. Thank you.

SPEAKER MARVEL: The motion is the advancement of 636 to E & R for Review. All those in favor vote aye, opposed no. The motion is the advancement of the bill. Have you all voted? We are voting on advancement of 636 to E & R for Review. Record.

CLERK: 25 ayes, 4 nays on the motion to advance, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. Senator Carsten, is 688 a controversial measure?

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