

March 3, 1980

LB 616, 892

laws like this bill would treat aircraft?

SENATOR KELLY: No, I am not able to say that and it would be from ignorance that I am not able to say that because all is a pretty big word.

SENATOR HOAGLAND: Right. Let me just say in conclusion, Mr. Speaker, that I will vote against this bill until I have been provided a memorandum by the proponents or by somebody in the Department of Revenue that takes every similar piece of large equipment and shows how it is treated under the tax laws to make it clear that we are being consistent in the way we treat this kind of machinery. Now the committee report and the fiscal note that we have with the bill don't really shed any light on that issue, and if in fact we are going to be treating aircraft now like we treat every other major piece of equipment, I have no objection but I would really like to see a memorandum or some evidence to that extent before supporting this bill.

SPEAKER MARVEL: The motion before the House is the advancement of 616 to E & R for review. All those in favor vote aye, opposed no. Record.

CLERK: 25 ayes, 3 nays on the motion to advance, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill we pass over. Senator Maresh is getting an Attorney General's opinion and go to 892.

CLERK: Mr. President, LB 892, title read. The bill was read on January 23. It was referred to the Judiciary Committee. It was advanced to General File. There are committee amendments pending, Mr. President.

SPEAKER MARVEL: Senator Nichol.

SENATOR NICHOL: (Mike off) Legislature, the committee amendments do become the bill. These amendments make specific the original intent of this legislation. LB 892 deals with the appeals from the small claims court where one party was absent at the time of the hearing. Small claims court is intended to be an informal process whereby grievances may be settled rapidly. It was brought to the committee's attention that some courts have blended the formal rules of civil procedure into those of the small claims court in the area relating to appeals where one party is absent at the time of the hearing. Because of