

March 13, 1980

LB 361

SENATOR CLARK: Have you all voted? We have got five more people to speak on this bill, on this amendment. Record the vote.

CLERK: 16 ayes..17 ayes, 9 nays to cease debate, Mr. President.

SENATOR CLARK: Debate is not ceased. Senator Murphy. Senator Murphy passes. Senator Dworak.

SENATOR DWORAK: Mr. President, colleagues, I support Senator Johnson and Senator Newell's amendment. I think I think the facts before us, and everybody stood up and said they were not an expert and I am not either, but the last study I saw by the Department of Roads indicated that in fact shrinkage was about one percent. If that is the fact and if that is what the best people are telling us in the business, then I think that is what we ought to accept and that is how we ought to cast our vote on this. If we don't support this, there is going to be a tremendous amount of shrinkage and that shrinkage is that amount which should be collected and brought into the general fund and that amount which actually is collected and received, that two percent differential to me represents a real shrinkage question and I think this amendment will eliminate that.

SENATOR CLARK: Senator Warner.

SENATOR WARNER: Mr. President, members of the Legislature, I would rise to support Senator Johnson's amendment. I noticed in the documents that he had passed out is copies from the report of the highway study that was made in 19...through '65 and '69 which those of us who were involved in that study recognize that the level of shrinkage in Nebraska was considerably higher than other areas, not to say there shouldn't be any, but it is significantly higher. Not only do they have the shrinkage but in addition there is also allowance for the collection cost and the two together makes the Nebraska's reimbursement considerably higher than anywhere else. I noticed in the same documents that it would appear that the majority of the states seem to recognize actual loss and actual loss obviously is realistic and fair. The arbitrary three percent based upon all the studies that have been made at least would appear to be questionable and I think Senator Johnson's proposal is not unreasonable to have it made a part of this legislation as it advances.