

RECESS

April 9, 1980

LB 722

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Is everybody recorded? Record, Mr. Clerk.

CLERK: Quorum present, Mr. President.

SPEAKER MARVEL: Where are we on 722?

CLERK: Mr. President, when we last considered 722, the E & R amendments were adopted. Senator Warner had an amendment. Senator Warner now has a second amendment, Mr. President, to the bill.

SPEAKER MARVEL: Whose amendment is the second one?

CLERK: Senator Warner.

SPEAKER MARVEL: Senator Warner. Senator Warner, are you ready....do you have another amendment to 722?

SENATOR WARNER: Yes. Mr. President, the second amendment is totally a technical corrective amendment. It does two, three things. There are some places in the bill that refers to "importer" where it should be "dealer" to be correctly identified. It provides for the appropriate transfer of funds for the mass transit which is the amendment that was adopted. There is some wording changes that are insignificant. Then there are two other amendments, one which is necessary because the Department of Energy, rather Federal Department of Energy, says clear that under the regulations it determines the price that both the retailer or wholesaler can charge for gas that...any increase in gas tax, and this amendment incidentally would have to be on whatever kind of bill we pass for adjustment in gas tax, but it makes it clear that it is passed through a type of situation and not something that would come out of the handlers of the business mark-up as permitted under federal regulations. Then the other one merely is the language that requires each dealer will remit all taxes collected, and that is a clarification too, but there is no substantive change whatsoever in this amendment. It is totally corrective language that is necessary because of federal requirements, but it makes no change. So I would move its adoption, Mr. President.

SPEAKER MARVEL: Senator Lamb. His light is on I think from this morning. The motion is the adoption of the second