

CLERK: Mr. President, I have a motion on the desk. Senator Goodrich would move to return 273 to Select File for a specific amendment. (See Goodrich amendment found on page 2267 of the Legislative Journal.)

SPEAKER NICHOL: Senator Goodrich.

SENATOR GOODRICH: Mr. President, members of the body, in reviewing 273, specifically the Conway amendment in 273, I discovered that there is a problem with one word in it. The word "completed" on page 80, line 22. What we want to do is change the word...return the bill to change the word "completed" and insert...strike "completed" and insert "filed." What it means is that when the application, filed with the Department of Revenue, is filed that determines the date that the 60-day period starts as opposed to the word "completed" which means that it could be any length of time, depending on how long the Department of Revenue took to complete their investigation. However, I want to also establish some legislative intent by explaining that the word "filed" means a complete filing, with supporting data, as set out by rules and regulations established by the Department of Revenue. That is the intent language I wanted to put into the record so that the Department of Revenue can set up rules and regulations to determine what they want with the filing, supporting data with the filing, and that determines then what you must file. And when you say filed with the Department of Revenue it means that you have to support the filing with any supporting data which the department of rules and regulations (sic) controls by...the Department of Revenue controls by the establishment of rules and regulations to cover that. Also, the second minor part of it is that there shall be no interest owing on any refunds within the first 60 days. I ask your return of the bill for the adoption of this amendment.

SPEAKER NICHOL: Senator Vard Johnson.

SENATOR V. JOHNSON: Mr. Speaker and members of the Legislature, I rise in opposition to the amendment. The amendment, as explained by Senator Goodrich, is truly an amendment without substance. Senator Goodrich said this, he said, I want my remarks to stand for the proposition that a claim for refund is filed when that claim has been filed, i.e. the piece of paper has been filed, together with the necessary accompanying or supporting documentation as