

it expands the state's jurisdiction to include four additional persons as a retailer engaged in business in the state. Who are the four additional persons and how did we arrive at four persons to include? I am just trying to find out if we are going to say, let's tax somebody that is already paying taxes here in Nebraska that maybe is in the mail order business. I really don't understand that statement there.

SENATOR LANDIS: Senator Hefner, will you yield?

SENATOR HEFNER: Yes, Senator Higgins, if you will read that Revenue Committee statement, it says they extend that jurisdiction, includes retailers who are soliciting orders through the advertising media located in the state and directed at the state's residents. This advertising could be on the radio, could be on the TV, could be in newspapers. I think from time to time we see ads where you can order tapes, musical tapes, and these companies would have to collect a sales tax on that. Okay, number two, retailers with substantial and recurring solicitation by mail and to benefit from the state banking communications marketing and authorized installation or repair facilities. Number three, retailers who are owned or controlled by the same interest already engaged in business in the state. And the fourth one, retailers who have a franchisee or licensee of their trade name who are already required to collect sales tax. And we believe that with these four it does make it constitutional.

SENATOR LANDIS: Thank you, Senator Hefner. Senator Higgins, you have a minute remaining.

SENATOR HIGGINS: Well, I am not sure that I understand the answer, but when you pick up on authorized installation or repair facilities, then I am wondering if we are adding a tax on services, because for repair facilities it takes labor and right now we don't have a sales tax on labor. Thank you, Mr. President.

SENATOR LANDIS: Thank you, Senator Higgins. Senator DeCamp, to close

SENATOR DECAMP: Mr. President, I do not, in my old age, place motions to kill on a bill lightly. The bill has exactly the same effect, it has the same goal, a little