

CLERK: Mr. President, Senator Carson Rogers would move to amend. Senator Rogers wishes to withdraw, Mr. President.

SPEAKER NICHOL: It is withdrawn.

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER NICHOL: Senator Warner, did you wish to advance the bill?

SENATOR WARNER: (Response inaudible.)

SPEAKER NICHOL: Okay, Senator Beutler, did you wish to speak about advancing the bill?

SENATOR BEUTLER: Yes, Mr. Speaker, I just wanted to encourage advancement of the bill and to notify the body that I have requested an opinion from the Attorney General with regard to whether we have a problem with LB 10, any kind of technical problem with the Constitution in advancing and dealing with the income tax rate increase by means of LB 10, using LB 10 as a vehicle. They have indicated that they thought they could get that opinion back today. In any event it will be here tomorrow. So for those in the body who are concerned about whether there were constitutional problems in dealing with LB 10, we'll know that tomorrow. Meanwhile I think it would behoove us to proceed to advance the bill. Then it will be in position, if the Attorney General says we can't deal with it we can go back to 35. If they say we can deal with it, then there is no point to fumbling around with 35. Thank you.

SPEAKER NICHOL: Thank you for that information. Senator Higgins.

SENATOR HIGGINS: Thank you, Mr. President. Before we vote on the advancement of this bill, I just wanted to mention that I have a letter here, rather a resolution from the Association of Students of the University of Nebraska saying that they support Governor Kerrey's call for an increase of one percent in this state's income tax. I suppose if I were a student at the University I, too, would be in favor of an income tax increase for the simple reason that the majority of the students, while they might have part-time jobs and pay income tax, at the end of the year they get their income tax back. This resolution is really a resolution by the tax