

February 25, 1992 LB 1120

SENATOR HALL: Yes.

SENATOR SCHELLPEPER: Is this amendment going to be constitutional, do you think?

SENATOR HALL: Well, Senator Schellpeper, it isn't now. I mean this is...nothing is constitutional now that we've talked about, no proposal before the body, either introduced or that we've talked about since we began debate on 1120 is constitutional today. The only provision that is constitutional under MAPCO is to tax everything.

SENATOR SCHELLPEPER: Thank you. I guess I think we have a good solution with the present amendment. I think the sales tax and the income tax is the perfect way to go. I think by taking off all personal property is the only way that we can go in this state if you're not going to penalize anybody for doing business in this state. I think that that tax has to be off of all business people in this state whether it's agriculture or business. Now I think a half cent sales tax is not going to be that hard to sell to the voters if we have to have a constitutional amendment. Now I realize the amendment that we presently have up there, the income tax is probably going to hurt some of the low income and maybe we should take that off and put it on the corporate or put it on to the upper income, but that can be done rather than to come in with a whole new solution that you know you have to have a constitutional amendment for. There is always a possibility that you may not need that constitutional amendment if you take off all personal property taxes. And now I think maybe vehicles is something we need to look at too. I don't know whether the solution that Senator Conway has is the right way to go, but I think if we take off vehicles and all personal property, then the likelihood that we don't need a CA is much better and I think that that's the way that we need to go rather than try to go back again and put it onto depreciation and trying to put it back onto some area where you know the voters are not going to accept. So I realize what you're trying to do here in trying to find the middle ground, but I'm not sure the middle ground is going to be accepted by the voters. Thank you.

SPEAKER BAACK PRESIDING

SPEAKER BAACK: Thank you, Senator Schellpeper. Senator Lamb, you're next.