

April 17, 1978

LB 170, 131

SENATOR CARSTEN: I think section twenty three does address that situation, Senator Maresh.

SENATOR MARESH: Rolling back, you mean?

SENATOR CARSTEN: The return if you don't.

SENATOR MARESH: Thank you.

SENATOR BARNETT: Senator Kahle.

SENATOR KAHLE: Mr. Chairman, and members of the body, first of all I want to say that I'm not against the computer part of it. It may work real fine. I guess what really concerns me is that we have a difference of opinion here as to what we're going to do with 131. I have the transcript from the other day when Senator Carsten and Senator Lewis both vehemently said that we're going to support 131. We're going to put it into effect and it is law. After that I talked to Bill Peters about it and it seems to be rather shocking to him that we're even talking about that. Now my theory is that if we're going to make 131 work, the checks that go out to the counties should have that ten percent deduction for all those that are not coming up with their appraisal. Bill Peters has an idea that they want to try one county and one case in court. Now if you're going to do that you've wiped out 131 for at least a year because it will take it that long to get it through court. Now I think we should decide right here and now whether we're going to back 131 or we aren't because the counties are setting out there on the teeter totter. No wonder they're excited. No wonder most of you have got a lot of calls. They don't know which way to go. Some counties say we're going to roll back. Others say we're going to hang in there. Now today we heard again they are going to enforce 131. Now are we going to enforce 131 or aren't we going to enforce 131? I think that is the question and I don't believe we can do a thing with 170 until we determine that. That's the problem, not whether we go on computer or not, as far as I'm concerned. Thank you.

SENATOR BARNETT: The question has been called for. Do I see five seconds? One, two, three, seven, ten, fifteen, I do. All those in favor of ceasing debate will vote aye. All opposed vote no. The Clerk will record.

CLERK: 26 ayes, 1 nay to cease debate, Mr. President.

SENATOR BARNETT: Debate has ceased. Senator Koch, you may close on advancement of LB 170. Senator Koch, you may close on the advancement of LB 170.

SENATOR KOCH: Mr. Speaker, members of the body, I'll be brief but I'll also try to be very clear. 131 is in full effect as a law and it's up to the Tax Commissioner to work within that law that we passed a year ago. That's a separate issue. 170 does nothing to impede that law nor its full effect. I imagine we're going to have to use Murphy's law to prove it. That's why I'm very happy we have Senator Murphy's law which we passed earlier. 170 is a procedure that will be put in place over a period of four years so we can assure ourselves that we're to going to be in this kind of a position again. It takes four years to fully implement it and I think of many people don't understand it. Senator Carsten has taken great pains to send to all the County Assessors a letter saying there will be hearings for purpose of understanding and I believe that this