

March 17, 1987

LB 359, 366

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 359 pass? Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Record vote read as found on pages 1076-77 of the Legislative Journal.) 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 359 passes. LB 366.

CLERK: Mr. President, I have a motion on the desk. Senator Schmit would move to return LB 366 to Select File for a specific amendment, that amendment being to strike the enacting clause.

SPEAKER BARRETT: Senator Loran Schmit, please.

SENATOR SCHMIT: Mr. President and members, I want to speak just briefly to this bill. I do not want to be characterized as being critical of Senator Landis. Senator Landis is attempting to correct a bill which was passed several years ago by this body and I just would like to point out several flaws in the original bill which I do not believe are corrected by this bill. The previous bill calls for an actual 6-year averaging of land values. With the kind of declines we have had in the past few years, those declines are not in truth the actual value of real estate, number one. Number two, the bill calls for land values to be uniform, but at the same time on page 3 of the bill it provides...it gives the tax commissioner the authority to adjust land values. Now this body went on record some time ago, a number of us at least, a number of my fellow senators, opposing tax increases, property tax increases. Governor Orr went on record as opposing a property tax increase. There is no way that you can construe this to be anything other than to provide the tax commissioner with the authority to adjust tax rates which you and I all know means adjust them upward. So, Mr. Chairman, I'd like to just point out my original objection to the original bill, they are not being corrected with this bill and one of these days we will have to meet the issue head on because some of the problems we tried to solve with 148 are a result of the passage of the original 271. I, therefore, withdraw my objection at this time.

SPEAKER BARRETT: Any further discussion? Senator Landis. It is withdrawn, Senator Schmit. Mr. Clerk.