

SPEAKER MARVEL: The motion is carried. The amendment is adopted. Senator Carsten.

SENATOR CARSTEN: Now, Mr. President, I move for the advancement of LB 179 as amended. I have passed out to you a combination of sheets that deal with the bill as a whole and an explanation of each section and from that sheet you can readily see that as I stated, we did delete the first section. Section 2 allows the register of deeds to refuse to record a deed unless a completed real estate transfer statement is filed at the same time. A complete and correct real estate transfer statement is crucial for the tax commissioner to make an accurate sales assessment ratio. Some of the sales are on contract and as you know this is not recorded and as a result, it is difficult for the department to do anything in the sales assessment ratio area when this procedure is done. Section 3 adds a new section to the documentary stamp tax imposed under Section 76-901 which provides for a procedure for the filing of a claim for a refund of documentary stamp tax paid as the result of an honest mistake or misunderstanding on the part of the taxpayer, clerical error or invalid tax within two years of the payment of the tax. The general refund statutes are directed to the county treasurer and the documentary stamp is collected by the register of deeds. There has been some problem in this area and the department felt that this was a clarification of it and would be a benefit to the locals in this area. Section 4 changes the date on which anyone seeking an exemption in an intervening year must apply from September 1 to September 15. Language in the statute presently refers to levy date and September 1 and the change needs to be made to conform to the date with the levy date of September 15. Section 5 changes the date when railroad schedules are required to be returned to the State Board of Equalization and assessment from April 1 to March 1 of each year. This is an extension of the time for the Department of Revenue to make analysis and to make recommendations to the state board. Section 6 changes the date from June 1 to April 1 when car company owners are required to return a statement to the State Board of Equalization and assessment. This again will give the Department of Revenue more time to determine the assessment of car companies. Section 7 changes the date from March 1 to January 1 on which the value of the shares of stock of car and freight line companies should be valued. Section 8 relates to the franchise tax of public service companies by adding the due date of April 30 of each year that the companies must return a sworn statement of the amount of capital stock and other information to the State Tax Commissioner and local assessors. Reference to any date has been omitted from the present statute. It relates to the exemption of taxation of motor vehicles of members of the armed forces to bring into conformity with federal law. The statute provides that a service person must pay taxes