

April 6, 1981

LB 412

over whether the tax that you go back and pay is an additional tax as it was originally stated in the legislation or if it is an unpaid tax, and you say that the connotation changes and it is an important sort of thing. Let me ask you what is the difference between an additional tax and an unpaid tax?

SENATOR WARNER: To me the connotation is that unpaid suggests delinquency, additional tax clearly would not be a delinquency. That is the only difference that I see, Senator Newell.

SENATOR NEWELL: Thank you. Let me ask you this other question, Senator Warner. The intent is that you are normally taxed the higher value of your property, that you would ask for an receive a reduction in taxation for the lower use which is the agricultural use, isn't that correct? I mean, I want to clarify things as they go along.

SENATOR WARNER: Yes.

SENATOR NEWELL: So basically the difference between...the fact of the matter is that you have asked for a reduction in taxation and the agreement that you sign, the agreement that you request in order to get the greenbelt exemption infers that it is an unpaid tax, that it is a tax owed, and that if you go back for five years, it is a tax to be collected. Isn't that correct?

SENATOR WARNER: Not from my point of view, Senator Newell. I understand your rationale. Mine doesn't track the same.

SENATOR NEWELL: Senator Warner, I am curious, I am curious, just real curious what the difference between that is. Is that a tax owed, let me ask that, is that a tax owed, the difference?

SENATOR WARNER: Well, it may..it conceivably could not be a tax owed for a great many years.

SENATOR NEWELL: Excuse me.

SENATOR WARNER: It could be an indefinite period of time.

SENATOR NEWELL: That is right but the agreement says it is a tax owed if you sell your property for a higher value, right? It would be a tax owed.

SENATOR WARNER: As of that point.