

May 4, 1981

LB 190

SENATOR HIGGINS: Well, I know you will give me an honest answer, John. There isn't any possible reason that the reason we are changing this to the word "tax" is because it would be beneficial to the railroads from a tax standpoint, that it would be more deductible than if we left it the way it is?

SENATOR DeCAMP: No, quite the contrary. There is a possibility that somebody might say sometime, "Well, this is an assessment. It is not a tax." The record is replete with indications that it is a tax, so on and so forth. We want to make sure. They would get the same deductions either way. That is not a problem.

SENATOR HIGGINS: Are assessments tax deductible by the federal government?

SENATOR DeCAMP: These particular assessments would be tax deductible. They would handle these identical to the way they are handling them now, handling it otherwise. There won't be any change there.

SENATOR HIGGINS: In other words, railroads will still be able to, whether it was called an assessment or a tax, it would be a tax deductible item of the federal government or the State of Nebraska's income tax.

SENATOR DeCAMP: Yes.

SENATOR HIGGINS: Okay, thank you.

PRESIDENT: Any further discussion then on Senator Warner's motion? Senator Warner, you may close. No closing, waives closing. The question then before the House is the motion to return LB 190 for the Warner specific amendment. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 42 ayes, 0 nays on the motion to return, Mr. President.

PRESIDENT: Motion carries and LB 190 is returned. Senator Warner, do you wish to move to adopt?

SENATOR WARNER: Mr. President, I move the amendment be adopted.

PRESIDENT: Motion is to adopt the Warner amendment. Any further discussion. If not, all those in favor of adopting the Warner amendment vote aye, opposed nay. Record the vote.