

effect, either the contractor gets the unexpected expense back or he remits back to the state in the event he is receiving a windfall. It is just as simple as that. We are not...there is no fiscal impact, no particular... there is nothing wrong with this, having this particular policy on the books. Now as far as what Senator Kahle said, for example, if it is an oral contract which any contractor that enters into a construction contract on an oral basis is crazy in the first place, but his records would reflect what invoices he had in his file, and he has to keep track of those. It would reflect what purchase orders, for example, and what dates they were. You can establish a written record right there even on an oral contract which there are, you know, no contractors enter into an oral contract for a construction of a project if they have got their heads screwed on right. So, consequently, there is no paper work for the state to speak of at all. It is all done by the contractor for the state, and having this as a policy for the state, on the books rather as a policy for the state, there is nothing but avoid having to go through this same procedure we did some six or seven years ago when we had to do this but on a temporary basis. For that reason, I would recommend we advance the bill.

SENATOR NICHOL: Mr. Clerk, do you have something on the desk?

CLERK: Mr. President, I have a motion to indefinitely postpone LB 278 offered by Senator Warner. Pursuant to our rules, that would lay the bill over unless the introducer wishes to take it up at this time.

SENATOR NICHOL: Senator Goodrich, what do you want to do?

SENATOR GOODRICH: Heck, let's take it up now.

SENATOR NICHOL: Senator Warner.

SENATOR WARNER: Mr. President and members of the Legislature, I signed the thing and sent it up a little bit ago. Quickly, three or four reasons. The one obvious one, of course, is the revenue problems we are under at the current time but that is really incidental to my position. In visiting with a couple of the attorneys in the body I am told that this is another one of those areas where the problem could easily be solved without a law if, in fact, there is a problem, and all you simply would have to do on these fixed contracts is have a provision that allowed for increase or a change in the sales tax should it occur during the time of the construction,