

February 25, 1982

LB 304

then vote that way, but I would amend the motion that both LB 304 and LR 215 be acted upon today.

SENATOR CLARK: Senator Warner, the Chair is in kind of a dilemma on this. I would certainly agree with you that if we take up 215, then we could take up 304 right afterwards because that is what the motion says. However, if we continue the way we are going with eight more lights on and trying to read the Final Reading bills, we may not get to it by noon. That is the dilemma I am in. Well, that is your dilemma also.

SENATOR WARNER: Well, it's not a dilemma for me. We are scheduled by the agenda to go to the resolution at 9:45, so I assume that we would go there anyway.

SENATOR CLARK: Let's hope we do that. Is there any discussion on Senator Warner's amendment to the motion? Senator DeCamp.

SENATOR DeCAMP: Mr. President, the appearance is being given that the resolution and the amendments have been synonymous and essentially identical the various times they have been offered, and I think that is totally false. A resolution such as was envisioned when we passed the rules at the beginning of this session said that the Legislature would get some information then "pass a resolution".... I repeat, "resolution" with kind of a target figure of money, just something to work with. It had no binding effect. It was just an indication of where we were. It changed not one iota the authority of the Board of Equalization or anybody else. It would be like we pass a resolution suggesting that we are of a frame of mind to sing Happy Birthday to somebody or something else. It has no binding effect. The amendments that have been offered under the color of this similar proposal are totally different in legal effect, totally divergent from the original rule and totally deceptive. For example, the amendments each time take to the Legislature the authority for setting tax rates for all practical purposes. The resolution never did. The resolution has always spoke of a target figure of money, money to be raised, not the amendments, the statutory amendments. They talk of minimal amounts of income tax, and my fellow Senators, we all know that there is other laws in existence there such as sales tax rates have to raise the same amount of income so when you pass one minimum, you trigger a sales tax increase for all those people that are battling about, this is not a tax increase. Don't kid yourselves. Statutes

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