

April 4, 1989

LR 2

CLERK: Mr. President, the first item I have on LR 2 are Enrollment and Review amendments.

SPEAKER BARRETT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB...or, excuse me, to LR 2CA be adopted.

SPEAKER BARRETT: Shall the E & R amendments to LR 2CA be adopted? Those in favor say aye. Opposed no. Carried. They are adopted.

CLERK: Mr. President, Senator Rod Johnson would move to amend the resolution. The amendment is on page 1455 of the Journal.

SPEAKER BARRETT: (Gavel.) On the amendment, Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. President and members, it is my hope today, along with the support of my colleagues, that we could present some arguments to you today that will convince you to support and advance LR 2CA and also to discuss this particular amendment. Last week, I tried to circulate around the body and discuss LR 2CA with you individually and there came in the discussions at least three different items or topics that were of interest to the body. The first question was, is LR 2CA constitutional? Can we actually amend the uniformity clause without calling for the complete repeal of the clause? Well, we went about trying to contact the Attorney General which presented to us an opinion on March 20th which a synopsis has been provided to you, it's on your desk, that is addressed from me. It outlines what the AG's office told us. It, basically, outlined two areas though of concern that they had with the proposed amendment. What my amendment does is address the concerns the AG had with LR 2CA. The major concern they had with the amendment was not that we could not provide an exception to the uniformity clause for valuing agricultural land. The concern they had was providing nonuniformity among the classes of agricultural land. So what our amendment would do is strike subsection (a) and (b) in LR 2CA which the language which once said, "with other classes of property or be within classes of agricultural or horticultural land". That addressed one of their concerns. The Attorney General also pointed out to us that they had some concern with the language, "other classes