

rents and other kinds of things within your contract, you define who is going to be responsible for the tax but the property will be taxed and be levied against and then contractually, as you would your rents, you would decide who ought to be able to...who will be the bona fide person that is expected to pay that tax.

SENATOR HALL: Thank you very much. Mr. President and members, the amendment that Senator Conway offers is somewhat similar although a little more lengthy than one that we talked about in the committee to deal with the issue in LB 1, the issue being how do you define property. And it was an amendment that basically all we said in ours, the one that the committee discussed, was that real estate was land improvements and minerals and that was about it. Just basically had the same intent that Senator Conway has here only he does it in a little different way. It does do exactly what I think he says it will do and it takes that laundry list of items, as we have come to call it, exemptions, out of the statutes and I think that is a proposal, in my opinion, that makes the definition one that's very clear, a lot cleaner and does leave the issue up to the courts to determine whether something falls in or out of that provision, based on the language that we use to define it and I don't know that this is probably not the correct way for us to go. It is clearly a change from what LB 1 is as it's been amended. The committee did deal with this as an option and chose not to address it. I said at the time that I probably would offer it as an amendment to the bill. Senator Conway's amendment is here in a different form but with the same intent. I would urge the body to consider it and debate it based on its merits because I think probably that the procedures, the way that this is laid out makes much better sense than to get into the situation where you exclude specific things, label specific things, and very likely we will get into a situation where we have left something out, whereas, with a general definition such as this would allow, that does not happen. And, with that, I intend to vote for Senator Conway's amendment.

SPEAKER BARRETT: Thank you. Senator Hefner, would you care to discuss the Conway amendment.

SENATOR HEFNER: Mr. President and members of the body, yes, this is another definition. It's another way to define property. I don't know if I am completely comfortable with it. I don't believe that it will satisfy the courts on the way that he defines property. I don't think he has a clear definition on