

annexation and this is...this was one of the things that the courts relied very heavily on. Then he goes down in line 16 and he says, "Permanently affixed property shall not include machinery and equipment used for business purposes...". Well, I believe that pipelines could fall under that definition. But in LB 1 we separate real property into three categories, land improvements and other interests, therefore, I would like to hear a little more explanation of it too, but right at this time I just don't believe that I can support it. I would rather go with what LB 1 says and the amendments that we adopted to it.

SPEAKER BARRETT: Thank you. Any other discussion on the amendment? Any other discussion? Seeing none, Senator Conway, would you care to close on your amendment?

SENATOR CONWAY: Thank you, Mr. Speaker, and members, the amendment, like I say, is I think a major attempt to solve a lot of the dilemma that's here. What we intended to do from day one, what I believe the Governor intended to do, was to come up with a definition that was designed in such a way that it truly describes what is real estate and what is not real estate. This definition does that and I'm fearful, we talk about whether this will do this or will not do that, it simply says here is real estate, this is not real estate, and let the chips fall where they may. There has been several questions raised with respect to trailer houses, well, what's their status? In doing some calling around to some county assessors, the trailer house question really is not as big a question as we think because county assessors attempt to equalize the personal property tax they charge on the trailer to be literally the same amount as they would charge if it was real estate. That's how they come up with equalization formula of what is a trailer house worth. Well, if one person calls it real estate and the other person calls it personal property, it doesn't make much difference, they're going to charge that same rate under the personal property tax schedule. So, in terms of the dollars, the trailer house owner should not be overly concerned about his status because it's the same tax dollars. What does he care whether it's called real estate or personal property? If we start these laundry lists of exemptions of saying, gee, a trailer house is not, or this is and this is not, we have a problem. What we have got is a firm, solid definition that then everything falls under and I don't think that it's going to create a situation but what it's clear. The terms that are used, like I say, are in law, they're in case law, they're in common law and it's