

CLERK: Mr. President, Senator Hall would move to amend Senator Landis's amendment. (Hall amendment appears on page 112 of the Legislative Journal.)

PRESIDENT: Senator Hall, please.

SENATOR HALL: Mr. President, members, again, it's another clarifying amendment that was brought to me. I wish I was smart enough to think of it myself, and it basically just changes the word on...the word "appellant" on page 12, line 4, which is Section 6 of the Landis amendment, to "prevailing party". And the reason for that is that you win, you become the appellee and you're no longer the appellant. Would you then not be entitled to a refund? So you change it to prevailing party and you cover the base. It's...the department is in concurrence with the amendment. Beats me, I just started law school, I don't know. (Laughter.)

PRESIDENT: All right, the lights that I have on are, Senator Lynch, did you wish to speak to the Hall amendment to the amendment?

SENATOR LYNCH: Mr. Chairman and members, I'm not sure because I'm not a lawyer either. But I probably think it's a good time to clarify something Senator Landis said. Back in 1968 during the Board of Equalization when in Douglas County we had to reevaluate, for the first time in a long time, we did have those 15,000 or so complaints and we did, based on the same laws that Tim quoted before, have the tools we needed since we are creatures of the Legislature to not only grant relief to those people in neighborhoods where the valuations were, obviously, unfair and inequitable, but to all their neighbors as well. It was like throwing a stone in a pond of water. You see how the circles seem to expand. That's what we did and we had the tools in the Board of Equalization to do that. In fact, if memory serves me, there were even, in some cases, refunds involved and they were also granted without people having to individually appeal. Now if that's true, if that law still applies, if that law is still on the books, then what Tim said earlier is absolutely true, if we changed it six months ago and screwed it up, I probably voted for it like all the rest of us, but let's admit to that unfortunate circumstance, make the changes apparently as we may have to do if we're going to vote for anything with LB 2, and have something that makes some sense.