

CLERK: 21 ayes, 0 nays to go under call.

PRESIDENT MOUL: The house is under call. All unexcused senators please return to the floor and record their presence. All unauthorized personnel must leave the floor. Would the senators please check in. The house is under call. Senator Hall.

SENATOR HALL: Thank you very much, Madam President. The amendment, AM3201, does this, it says that if a constitutional amendment, amending Article VIII of the Constitution, is not adopted, personal property, except motor vehicles, shall be exempt from property taxes for tax year 1992. It goes on to say, and Senator Beutler pointed out, if a constitutional amendment amending Article VIII of the Constitution of Nebraska is not adopted by June, this act shall terminate on January 1, 1992. The rationale behind the draft in this proposal is that if the constitutional amendment is not either passed out of this body, which clearly was one of the intents the way it was drafted, or passed out of this body with 40 votes to have a May ballot issue, and not adopted by the electorate, that for tax year 1992 all personal property is exempt, so that people can plan. It doesn't say that we can't come back into session and put an issue on the ballot. It doesn't even say that...what about the constitutional amendment that only gets 33 votes and is on the November ballot. What it says is that for 1992, should the constitutional amendment make it to the May primary, which I believe it should, I've always said that and will continue to vote for it, that we don't have to burden those individuals who are out there right now moving their cattle, trying to figure out how to make business decisions in terms of their personal property for 1992, five months after the start of the year. That's what it says. Maybe 11 months if it's on the November ballot. It needs to be a part of this proposal so that people can plan. I buy all those arguments that I heard on 1120 and have heard in relation to the proposal. All this does is incorporate them into an amendment to 1063. And since we started to talk about MAPCO, I would concur 100 percent with what Senator Landis said as it related to the language on page 9, last paragraph, where it says, in any event, personal property and real property are both tangible property under Nebraska law, and must be equalized and taxed uniformly pursuant to the Nebraska Constitution, Article VIII. Read it again, ladies and gentlemen. Everybody keeps skipping over that sentence and saying, well it all fits in the same class. It