

for people to adjust for that and report it because they had not previously been required to do so. The problem is if you leave that provision in there now with the passage of LB 829 last session, there is no, really very little or no requirement that has a penalty to it for failure to report accurately this year. And the reason it becomes essential, of course, is that the people who try to be honest and accurate in their reporting are going to be paying the tax and someone who may intentionally and conceivably unintentionally fails to make the proper reports have no penalty as it is written. So that's the reason for proposing the striking of that provision at this time that the waiving of a penalty can be done solely because it was not taxed the previous year, that includes all personal property under LB 829.

PRESIDENT MOUL: Thank you, Senator Warner. I will now recognize senators wishing to speak to Sections 100 and 101 of the Warner amendment. Senator Coordsen.

SENATOR COORDSEN: Thank you, Madam President, and members of the body, a question of Senator Warner, please, if he would respond.

PRESIDENT MOUL: Senator Warner.

SENATOR COORDSEN: Senator Warner, following through on 100 and 101, it's my assumption that it is the intent of 1063 and 1063 with the inclusion of the pending amendment to have two separate mechanisms for valuing business and agricultural property. One would be that that's currently in existence and that's what you're trying to address with Section 100 and 101.

SENATOR WARNER: No. It would cover...it would cover either system that you eventually had. If the constitutional amendment is on the ballot and is enacted, then this provision would be applicable to the...to the depreciable net book value of personal property. If the constitutional amendment would fail, then the penalty would be applied to what the law now is which was the items that had...under that circumstances with the passage of 1063 would have to be listed by June 1 of this year.

SENATOR COORDSEN: Okay, thank you, Senator Warner. I have some other questions but I'm going to wait till we come up with the proper division. Thank you.