

also, while we're about it, with the procedure for the filing for the refund and when it will be paid, how it will be paid, and does, in fact, the taxpayer, in effect, subsidize the state while the taxpayer money reposes with the state. It smacks just a little bit of the provision that was made a year ago which was repealed this past session, this session where the jobber who sold refund tax diesel fuel, in effect, subsidized the state. We had to repeal that. The state intended to benefit \$6 million, I believe, from that transaction. I strongly suspect that the state will benefit from this transaction and that there will be a number of individuals who will not either be aware of the refund, will not file for it, will not know how to proceed and I think that that, in itself, by virtue of the fact that it is included in an amendment which has not been properly debated, makes it all the more reason why it should not be included as a part of this amendment. Were it a part of a separate amendment, it really ought to be a separate bill so that it could have the benefit of a hearing and the public could be knowledgeable. My principal concern about the entire LB 1063 is that the public is going to be kept in the dark about it and we will find out at our peril the dangers that are inherent in the bill, not only at our peril but to our financial discomfiture. I oppose including the amendment as a part of the Warner amendment.

PRESIDENT MOUL: Thank you, Senator Schmit. Senator Moore.

SENATOR MOORE: Madam speaker and members, I, too, rise to support the motion to overrule the Chair and I mainly rise probably the next motion is the one that's going to really raise my hair. I'm assuming the Chair is going to rule the same there and I just cannot fathom how you can do that. Senator Warner's line of logic, I was more surprised than anything else when the Chair wanted to agree with that, but, I mean, if, indeed, this portion of the amendment, if the sales tax refund was contingent upon the sales tax increase, maybe that would be true. The amendment doesn't read like that in any way, shape or form. I mean, I can sit here and say that LB 772 relates to LB 773 and they're all tied together and anything from here to China is germane under that sort of lineage and it's just ridiculous. And I do...I would...this amendment, by itself, that we're talking about, I mean, you can...the long reach, you can come in. The next one there is no possible way, in my opinion, that it can be considered to be germane if the amendment this morning was not considered germane. And Senator Warner can stand up