

March 5, 1992

LB 1063  
LR 219

SENATOR WARNER: I can't answer that, Senator.

SENATOR HALL: Can't or won't?

SENATOR WARNER: No, can't. You know, I can make a guess. The issue is too important to make a guess. I will be glad to check it out and get back to you.

SENATOR HALL: Thank you. Appreciate that. Ladies and gentlemen, I rise to oppose the amendment. The constitutional amendment itself deals with a number of issues that are exempted from being applied, protections that are built into the Constitution, protections that are built in for a reason, things such as the bills of attainder, the special legislation, that are put there to protect individuals from discrimination as it relates to laws that the Legislature may pass. What...what we are doing in this constitutional amendment is saying that as that relates to the taxation of personal property, that does not apply. I understand why it's being done. It is being done so that LB 1063 can be put into place and will be as easily defended as possible when it is challenged in court. I guess the biggest reason I oppose this and the constitutional amendment as a whole is that it is an absolutely abhorrent precedent to be setting.

SENATOR CONWAY: One minute.

SENATOR HALL: It says that when we have issues that we can't deal with legislatively, we are going to go to the people of the state and ask them to change that issue on a constitutional level and we are going to tailor it specifically to that issue. It won't be long before there will be, when another issue arises, whether it be low-level waste or some other kind of issue, that we cannot deal with on a legislative basis, on a legislative level, we'll be looking at putting it in the Constitution and this is absolutely a...I think probably the worst way we could be dealing with personal property. We're talking again about \$100 million.

SENATOR CONWAY: Time.

SENATOR HALL: We sneeze that much out in paper every year.

SENATOR CONWAY: Senator Warner, you're next, please. Senator Warner waives off. Senator Moore.