

I would ask for a ruling on that.

SPEAKER BAACK: Senator Warner, would you like to speak to that before I make a ruling?

SENATOR WARNER: Well, only to the extent, Mr. President, as I indicated in my opening, in my opinion, the adoption of the amendment changes nothing from what is the law now, the way it's being administered now. It was offered to help clarify, for some areas, where some counties thought that there might be misinterpretation. The reason for putting it here is if it is a germaneness issue, the germaneness would go to the point of clarifying that a pivot is not to be taxed twice, once for land, and once as personal property. But it's relatively immaterial to me whether we adopt the amendment or not, because, in my belief, that is what the law currently is. But I do think it does provide clarification for areas where it might be needed that this is personal property and not part of the real property, and is not to be counted for the valuation of agricultural land.

SPEAKER BAACK: Thank you, Senator Warner. Senator Hall, I am going to rule that it is germane, because it does...it does evolve directly out of the subject matter dealing with personal property, and we do amend a number of these sections when we...when we do the law. So I am going to determine that it is...that it is germane.

SENATOR HALL: Mr. Speaker, I'm not going to belabor the issue, but I guess I just didn't realize how broad the germaneness rule really was. Thank you.

SPEAKER BAACK: You may need that at some point in time. Further discussion on the Warner amendment? Senator Schmit.

SENATOR SCHMIT: Mr. Chairman and members, of course, while we're into this thing it's nice to know that germaneness has some flexibility to it and we can expect it to be flexible in the future. The question I have of Senator Warner is this, at the present time we agree, I think, that the pivot is supposed to be valued as personal property. What is the pump considered as? What about the gearhead?

SENATOR WARNER: I believe, Senator, the well and the pump, as I recall, goes with the land. I'd have to check to be absolutely