

going to go back home, as Senator Schimek talked about, her constituents back home wondering why the Legislature can't come to grips with this problem, and I think that is the message we will be sending if we don't move forward 1063 tonight. It is an extraordinary step, coupled with the other one that is coming up, and I am asking you to take it.

PRESIDENT MOUL: Thank you, Senator Withem. Senator Schmit, followed by Senators Hall, Landis, Moore, Morrissey, and Beutler.

SENATOR SCHMIT: Thank you, Madam Chairman. It is always interesting how the introducer of one amendment can lend credibility to an amendment or to a procedure whereas another challenges that credibility. I have never in my years here taken the position that I automatically knew everything and was absolutely right, and that I was absolutely in perfect procedural order. But I think it is interesting that the cloture motion, which I have never supported, is going to be implemented today because of the fear of the introducers of LB 1063 of any additional debate. I want to just tell my rural colleagues that I don't expect my urban friends to really care. I am going to tell my urban colleagues that in 1063 there is no exemption from the penalty provisions for the late filing of personal property tax claims, and if you want to advance the bill without that, you are going to contribute to the chaos that exists throughout the districts and throughout the State of Nebraska, and I hope that you will be willing to accept that criticism, not from me because I am not going to criticize you. I am just telling you that I have an amendment which I would have offered later on tonight, which would have provided that, and I will read it, "the penalty provisions of this section shall not apply to any person filing a late personal property return by reason of such late filing for the year 1992." Go ahead and throw it in the ashcan if you have got the nerve. That is fine with me. Think about your constituents. Number two, I have an amendment that would provide for a refund of the taxes that were overcollected by virtue of taxes being assessed on market value of personal property where farm sales took place or where a going out of business sale took place, and this amendment would provide for a refund of the difference between the taxes collected and the lesser amount which we have all proposed would be collected under 1063. If you don't do that, ladies and gentlemen, there is no statutory procedure for you to do it or the counties to do it, and if they do it, they are