

March 12, 1992

LB 1063
LR 219

that's the case, then what about 32 percent granular nitrogen? Do we only tax the 32 percent nitrogen, do not tax the 68 percent inert materials? What about the anhydrous ammonia? Do we tax the 82 percent that's nitrogen and not tax the 18 percent which is not nitrogen? I could go on, and on, and on. Well, we say we'll go back and look at the legislative intent so, if we follow the legislative intent on this one minor issue, Senator Schrock has said, encouraged by Senator Landis, who is one of the most perfectionist persons on this floor, to put that in the record and so I hope that my friends in the Bellwood Co-op are listening, I hope that my friends in Wahoo and Valparaiso and Bruno and every place else are listening, it would be interesting, a most interesting exercise if, when the taxes are paid, we just pay on the amount of actual element in the fertilizer. I would suggest that the Department of Agriculture and the Department of Revenue will take a dim, dim view of that. I never knew and, as Senator Warner pointed out when Senator Dierks introduced his amendment on the budget, intent language has no validity in the law, has no validity in the law. If there's a doubt, they'll go back and read it, but we have put all sorts of intent into the debate on this floor. I would like to say that it is my intention that inventory shall include livestock and farm equipment. Don't suppose it's going to get considered very readily. I would suggest, with all due respect for my friend Senator Schrock, that will will find tremendous debate about the extent of the value of his intent language. I want to say again, and again, and again that this body will always be able to function in this manner so long as we believe in gang voting, so long as we believe in gang lobbying, and Senator Warner mentioned gang lobbying, I didn't, but it exists. It exists inside the floor and outside the floor. My arguments have been against the bill, have been against the amendment. They shall continue that way. I shall continue my efforts throughout the season for so long as I am a member of this (inaudible).

PRESIDENT MOUL: One minute.

SENATOR SCHMIT: I would hope that those who imply that the good of the state is hanging in the balance unless we pass 1063 and 219CA will, upon reflection, admit, as Senator Moore has stated, that there are other options. Those options may not have the votes, that is not unusual, but there are other options and for Governor Nelson or any member of this body to say those options do not exist is wrong and is not accurate. Thank you