

SENATOR HEFNER: Mr. Speaker and members of the body, Senator Owen Elmer, I do have a definition for the soil conditioner. You'll find that in Chapter 81-2162.02 and I'll just read it for the record. Soil conditioner shall mean any formula or product distributed except unmanipulated animal and vegetable manures which when added to the soil is intended to (a) change the physical conditioner, physical condition of the soil or (b) produce a favorable growth, yield or quality of crops or other soil characteristics but shall not mean a commercial fertilizer or agricultural liming material. I just wanted to read that into the record, but what this would do is clarify that. There was some of us senators that met with the Governor and also with the Department of Revenue and the Department of Revenue's legal counsel and we believe that this amendment says what we want it to say, that those organizations or those businesses that sell this liquid manure or chicken manure or this compost would not have to collect the \$4.00 tax and I think this is what we want to do. But at the present time the motion is to suspend the rules and so at this time I move to suspend the rules to adopt this amendment. Thank you.

SPEAKER BAACK: Thank you, Senator Hefner. You've heard the closing on the motion to suspend the rules. We will now vote on that motion. All those in favor vote aye, opposed vote no. We are voting on the motion to suspend the germaneness rule. Have you all voted? Record, Mr. Clerk.

CLERK: 30 ayes, 0 nays, Mr. President, on the suspension of the rules.

SPEAKER BAACK: The germaneness rule has been suspended. We are now on the amendment. Senator Hefner, on the amendment.

SENATOR HEFNER: Mr. Speaker and colleagues, you'll find this amendment on page 1740 of the Journal. It's number AM3777. I explained the amendment fully to you. If you have any questions, why I'd try to answer them for you. Thank you.

SPEAKER BAACK: Thank you, Senator Hefner. Senator Elmer.

SENATOR ELMER: Thank you, Mr. Speaker. You know this debate that we've had about the fertilizer and the tonnage tax, when it's a flat \$4.00 a ton and we have materials that can be classed as fertilizers that run from as little as 6.00 or \$7.00