

April 3, 1992

LB 719A, 829, 997

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Lindsay's amendment to the Warner amendment.

SPEAKER BAACK: The amendment is adopted.

CLERK: Mr. President, Senator Crosby would move to amend Senator Warner's amendment, page 1830 of the Journal. (See AM3908.)

SPEAKER BAACK: Senator Crosby.

SENATOR CROSBY: Thank you, Mr. Speaker and members. This amendment is actually LB 997, and as the Clerk said, it's on page 1830 of your Journal. I did not distribute it. And if you'll look at page 1830, or at LB 997, you will see what the point of this amendment is. It was moved out of Revenue Committee with no negative votes. I brought the bill because when LB 829 was passed there was...we made a basic change in that having to do with the way partnerships are treated on their income tax returns under the depreciation surcharge, under LB 829. Specifically this change clarifies the depreciation surcharge applies only to the depreciation that was deducted by a person subject to Nebraska taxation. This change prevents the payment of the surcharge by a Nebraska resident partner of a partnership which has no business activities in the State of Nebraska. Actually, that's all there is to this amendment. And I think that the Revenue Committee heard the bill and moved it out. And so I would ask that you would vote for this amendment in order to make this correction, so that people who are partners in a business outside of Nebraska are not liable for the depreciation surcharge, which LB 829 was not meant to do that originally. There was no idea at all to...to levy that depreciation surcharge on businesses that do not do business in Nebraska, and for people who are partners in those businesses that do not do business in Nebraska. So I would ask that you vote for the amendment. And if Senator Tim Hall, or anyone has anything to add to that, I would appreciate it. Thank you. If you have any questions, I can try and answer.

SPEAKER BAACK: Thank you, Senator Crosby. Senator Hall.

SENATOR HALL: Thank you, Mr. Speaker. I rise to support Senator Crosby's amendment. It, as she stated, the bill did advance out of committee without any dissenting votes. Would