

November 12, 1992 LB 1

quick question and get a quick answer, if I can. Senator Hall, without stating what they are, if there are any, do you think there are problems that will be created by LB 1, if it's passed, that will have to be addressed in the coming session or some future legislative session?

SENATOR HALL: Madam President and members, Senator Chambers, the answer to your question is there certainly could be. I can't specifically point to those. But the answer is always because of the nature and history of personal property and the litigation that's followed it, the answer is very well, yes, we could have that happen.

SENATOR CHAMBERS: Thank you. And I'm not going to belabor that point. I asked the question for a reason, which I'll get to in a minute. But I got a couple of things that I want to say. Maybe I better ask the question because it will get away from me. And, Senator Hall, I'm going to ask you that question. But in response to what Senator Robak said about the court not being to blame for all of this but the Legislature has a large share of the blame, tax policies generally are fashioned based on who's going to get what consideration and what benefits, like 775. Those with the power get the benefits, there is a nibble here, a bite there, and we wind up with a pitched, patched, piecemeal garment. But, Senator Hall, here's the question that I want to ask you, if LB 1 were not to pass, do you think the failure of this bill to pass would generate more pressure for dealing with the entire tax situation?

SENATOR HALL: Madam President, members, clearly, Senator Chambers, that would put a profoundly increased crunch on the budget, and the short answer is, yes.

SENATOR CHAMBERS: And if this bill were to pass, could that provide a haven for some people to say, well, it got us this far and, since there are additional cases now pending before the Supreme Court, maybe we ought not do anything too drastic because we don't know what the court's opinion is going to be.

SENATOR HALL: Well, that's possible, Senator Chambers, but I doubt that's probable.

SENATOR CHAMBERS: Have arguments like that been given before when issues were before us and there were cases pending before the Supreme Court?