

acts, you just can't do it. So I admire you trying to do this, but you're still not plugging the gap. And that is part of the inherent unfairness of having such a large check-off on the Nebraska farmers. Senator Warner, do you have any response to that? Did you hear what was said?

SPEAKER WITHEM: Senator Warner, would you respond to a question.

SENATOR WARNER: I'm sorry, I had a phone call I just had to take, unrelated to legislative (inaudible).

SENATOR SCHROCK: Cargill buys corn in Iowa or Minnesota, takes possession of it. They pay the Iowa and Minnesota check-off, they bring it to Nebraska, either by truck or rail, there is no check-off paid in Nebraska on that corn.

SENATOR WARNER: As I understand what we are trying to write, I tried to make the exception if it's brought in on their trucks that they in fact took possession on their truck in Minnesota, then they don't pay, I would agree.

SENATOR SCHROCK: Okay, thank you.

SENATOR WARNER: But if it's delivered on a commercial truck, or by rail, then it is intended that the charge would...the three-quarters cent would be paid by the purchaser so that it is collected on that out-of-state grain. But I agree, they can get around with it, based on where they take possession.

SENATOR SCHROCK: Okay. Mr. Speaker, I support moving the amendment and the bill, but I think we need to explore other options for some revenue for the Producer Credit Fund on Select File.

SPEAKER WITHEM: Thank you, Senator Schrock. Senator Coordsen, followed by Senator Bohlke.

SENATOR COORDSEN: Thank you, Mr. Speaker, members of the body. Only very briefly to indicate my support for this. Over the years I've been part of a number of groups that have worked trying to address this problem, if it is a problem, since the Blair plant location was announced in the State of Nebraska. Simply put, the interstate commerce clause of the U.S. Constitution doesn't allow a tax to be placed upon commodities