

PRESIDENT ROBAK: The Chair recognizes Senator Beutler.

SENATOR BEUTLER: Senator Robak, Mr. Clerk, members of the Legislature, what I would do is to add an amendment which adds a new section which basically says that sales and use taxes shall not be imposed on the gross receipts from the sale, lease, or rental of and the storage, use or other consumption of in this state of air conditioning units that are necessary to be used in order to buy a business to produce a product at retail and I take this equity argument very seriously, I really do. And I think that one of the major problems with this sort of bill is that equity is not provided. In this particular instance what I'm suggesting is that an air conditioning unit and what brings this to mind of course is the whole discussion we had with Micron. Now as you know, Micron makes computer chips and it is very necessary to keep all dust out of the air and so they need special air conditioning units to keep the dust out of the air in order to make that product. Now to me there is no essential difference between that and an insecticide that's sprayed in a barn in order for a cow or a pig to grow properly. I see no difference whatsoever. It just happens that one is alive and the other is not, but they are performing exactly the same function and they are both business inputs. So I'm just anxious for somebody to stand up and tell me why there is a difference between those two things. Thank you.

PRESIDENT ROBAK: Thank you, Senator Beutler. Senator Warner, to speak to the Beutler amendment.

SENATOR WARNER: I wasn't going to, but I will. One difference would immediately come to mind if we're talking Micron would be that it's already not taxed. I suspect, I imagine that equipment is part of the refund under 775. Now that may not be true of a smaller entity but certainly you're correct in that it's selective and that's one selection I think we made some years ago. The reason I had my button on, we spent a lot of time talking about definition of what animal would be involved in the bill and all I was going to say is if you look on page 9, line 5 and 6 you will see the same language as what is used on page 2, approximately line 6 through 8 and if we change those wording, certainly it will be a different definition than what has I think been in the statute since probably since '67, but...and I frankly don't recall, I'd have to go look, what species are included in that definition currently but in any