

light is lit. Senator Warner, you're recognized to close. The house is under call. All members, please return to the Chamber and record their presence. The house is under call. We're looking for Senators Bohlke, Avery, Pirsch, Brown, Chambers, Wesely and Will. Senator Lindsay, if you'd check in, please. Thank you. We're looking for Senator Chambers, Senator Wesely and Senator Will. Senator Will, thank you. Senator Chambers, the house is under call. Senator Warner, there is approximately three minutes left in your closing.

SENATOR WARNER: Mr. President, members of the Legislature, briefly. The arguments against is the question of whether or not it's constitutional. The Attorney General's Opinion did not suggest it was, it suggested it was untested, which is one of the reasons to pass the bill. Obviously you can't test the constitutionality of anything without having something on the books. Secondly, the issue of impact on telecommunications has been suggested. There is in fact no impact from the legislation directly on telecommunications, doesn't add or subtract any responsibility they have. I have heard, I have heard that some telecommunication companies have been threatened that if Nebraska passes this why out of state companies might go somewhere else. I don't know if that's true or not. I can tell you this, I'm tired of, I'm very tired of developing tax policy based on threats for this state. If there's anything that we ought to have precedent in this state it's you develop tax policy because it's good tax policy and not because someone is threatening some action, one way or the other, that's not good public policy to respond to those in that way. I do believe, based on the multistate tax commission, that this concept does have an opening, it does take some while to go through the courts, that's why I won't make any effort on the A bill. But finally, I am thoroughly convinced that while I agree that a national solution is best, I thoroughly agree with the idea that that's not going to happen until this type of legislation is enacted in a state or two, and then you'll get some genuine interest nationally. With that, Mr. President, I would ask the body to override the veto.

SENATOR HALL: Thank you, Senator Warner. The motion is the overriding of the Governor's veto of LB 136. All in favor vote aye, opposed nay. Have you all voted? Have you all voted? Senator Warner. Roll call vote has been requested. Mr. Clerk, call the roll.