

shall not constitute part of the trust fund or be owned by the state as provided in Section 77-2757, but instead shall, to the extent of attributable tax liability, represent a credit in the calculation of each such employees tax liability and shall be paid or applied for the programs in the manner that the company and employee have determined as allowed by the act. Senator Brashear, if the employee and the company decide that this employee's money that's withheld won't be expended until the ninth year, that will...that governs, doesn't it, based on what this law, 829, says? It's based on the agreement between the employee and the employer as to how that money withheld is expended. That's what 829 says. So if the employer gets the employee to agree that this money can be held back and expended on these programs in the ninth year, they got to get rid of it by the tenth year, that can be done. Isn't that true?

SENATOR BRASHEAR: I don't know that to be true, Senator Chambers.

SPEAKER WITHEM: Senator, I don't believe your microphone is on.

SENATOR BRASHEAR: I do not know that to be true, Senator Chambers.

SENATOR CHAMBERS: Well, I'm just reading the language of 829. But you know what this shows? That the ones pushing this bill don't have answers to the questions. And, Senator Brashear, I'm not saying that as a put down, I hope you understand that. This is a complex matter that we're dealing with, and I admit that I'm trying to have my education improved, that's why I'm asking questions. But nobody on this floor knows the answer, nobody. But I'll bet if we took a vote this bill would advance. And the questions raised by Senator Lynch about the loopholes that existed before, perhaps still existing now, Senator Brashear is not sure about what that situation actually is now. Senator Wickersham has brought an amendment which, to my mind, has raised questions that I have not had answered, and I think they are valid questions, not just about 1368, but all of this area and how these different things that we're doing will tie into each other. Now if what I am asking is off the mark, and if what I am asking has no substance, then I would like to have somebody explain all of the things that I'm asking about and answer the questions which I have but which Senator Brashear cannot answer, so they're questions for him, too. When we are