

SENATOR CHAMBERS: But that was not your intent because you told Senator Janssen, if I understand your discussion correctly, that had been taken care of. But it...so it was not the intent ever to let the company get this windfall from the employee in addition to the windfall from the taxpayers.

SPEAKER WITHEM: I don't know and I'm trying to be as accurate as I can here because I'm not disagreeing with any of your underlying assumptions in this, but I'm trying to be as accurate as I can, and I do believe that if we went back and examined the legislative record, it was...was...it was not my personal intention, but the way we passed the bill it was written in such a manner and it was a decision that we made in the Legislature to indicate that the problem of overwithholding was just too big an issue for us to deal with last year...

PRESIDENT ROBAK: Time.

SPEAKER WITHEM: ..and the company would get to keep it.

PRESIDENT ROBAK: Thank you, Senator Chambers. Senator Brashear.

SENATOR BRASHEAR: Madam President, members of the body, I rise in support of Speaker Withem's amendment, 4383. It is even clearer than the Speaker may have realized. I would point out, especially to Senator Chambers, who is interested in the issue, that the amendment requires or mandates that the company will notify the employee of the right to claim a refund or a difference due by April 1. I think what was lost in the prior colloquy between Senator Chambers and Speaker Withem was the fact that the company will always notify each and every employee that they have a right to claim this money by April 1 of every year. That's a methodology to make certain that those we're concerned with--the employees who are due the money--are notified of their right. The date September 1 was selected because the longest extension permissible under Nebraska tax law is August the 15th, so that each employee working through this process, having been notified en masse prior to April 1 that every employee who's entitled to a refund may get a refund from the company, they're alerted to that April 1, then the employee prepares their own tax return. Only then does the employee know if they are entitled to a refund under this provision. They file their refund by Aug...they file their tax return by