

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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March 22, 1999 LB 142

comment. Thank you.

SPEAKER KRISTENSEN PRESIDING

SPEAKER KRISTENSEN: Senator Wickersham.

SENATOR WICKERSHAM: Ask that the Chair rule and determine whether or not the amendment offered by Senator Beutler is germane to the bill. I do not believe it is.

SPEAKER KRISTENSEN: Senator Wickersham, would you state your point of why you believe it's not germane.

SENATOR WICKERSHAM: Well, Mr. Speaker, sometimes we apply germaneness simplistically, but of course the germaneness that I'm discussing is the rule, not the constitutional provision, that's found in 3...in 7, subsection (3), sub (d). Says: "Any amendment that is not germane is out of order. Germane amendments relate only to the details of the specific subject of the bill and must be in a natural and logical sequence to the subject matter of the original proposal." The proposal that is in LB 142, even now, after the adoption of the committee amendments, is specifically the allocation of a motor vehicle tax that would be imposed under the provisions of Chapter 60 concerning motor vehicles. One of the most simplistic rules that we have employed over time, as I recall, is whether or not the provisions that are sought to be amended are even in the same chapter. The provisions of LB 142 concern statutes that are in Chapter 60. Senator Beutler brings you an amendment that concerns provisions that are in Chapter 77. Now, beyond that, one simply deals with the allocation of a motor vehicle tax; the other, the amendment that Senator Beutler brings to you, has to do with changes in the distribution of General Fund dollars that relate back to an old program created in the late 1960s to provide for the replacement of personal property tax dollars to counties, municipalities, and a variety of other...and NRDs. But there's nothing...nothing in the bill, specifically, about NRDs. There's nothing about any other aid program for them and I do not believe that Senator Beutler's proposed amendment is germane.

SPEAKER KRISTENSEN: Senator Beutler, before I rule, I'm going