

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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April 29, 1999 LB 36

all of its provisions can be implemented in a timely fashion, so, in order to save money, I'm going to ask you to adopt the emergency clause to this bill.

PRESIDENT MAURSTAD: Thank you, Senator Wickersham. Discussion on the Wickersham amendment to LB 36? Senator Wickersham, you're recognized to close. He waives closing. The question is the adoption of AM1222 to LB 36. Those in favor vote aye, those opposed nay. Please record.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of AM1222.

PRESIDENT MAURSTAD: The amendment is agreed to.

CLERK: Senator Wickersham would move to amend with AM1272, Mr. President. (Legislative Journal page 1459.)

PRESIDENT MAURSTAD: Senator Wickersham, you're recognized to open.

SENATOR WICKERSHAM: Thank you, Mr. President. This amendment is more substantive and I will tell you at the moment it has application in only one instance that I know of, but it is something that happens I think on more than one occasion and this is a very limited solution to it. The issue is those instances in which you have an erroneous levy and the erroneous levy is too high so that more taxes are collected than the political subdivision, that submitted a budget and had it approved, asked for. Now, sometimes it happens the other way around. In fact, it happened in Senator Jones' district where the levy gets certified too low. This does not fix that problem. What this is, an attempt to find a fix for those very specific sets of circumstances where the levy has been set too high and you can legitimately return the dollars to the same aggregate group of taxpayers that paid too much in the first place. So, you see, the language in the amendment is fairly brief but it's very densely written to carry out that purpose. Now let me...let me give you an illustration and this is exactly the reason that we're bringing it, although I think it will have application over time. This year, in Box Butte County, the assessor produced a levy for the community college that was slightly in excess of the levy that was certified by the