

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

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LB 28

cut back this measure.

SENATOR CUDABACK: Thank you, Senator Landis. Further discussion on FA299. Senator Chambers, there are no lights on. The Chair recognizes you to close on FA299.

SENATOR CHAMBERS: Mr. President, I'm going to...oh, I'm closing so I can't do it now. I'm just going to withdraw that pending amendment.

SENATOR CUDABACK: FA299 is withdrawn. We're back to FA16, Senator Chambers. That's what's pending before the body now, and there are no lights on.

SENATOR CHAMBERS: I will withdraw that also.

SENATOR CUDABACK: FA16 is withdrawn also. Madam Clerk, where does the body stand now?

ASSISTANT CLERK: Mr. President, the next amendment I have is offered by Senator Landis. Senator, I have FA23. (Legislative Journal page 560.)

SENATOR CUDABACK: Senator Landis, you're recognized to open on FA23.

SENATOR LANDIS: This amendment would strike Sections 5 and 6 from the bill. Section 5 grants the tax credit to Subchapter S corporations, LLCs, partnerships, and other business entities. If the purpose is to retain money that might otherwise be lost to Nebraska as the baby boomer generation dies, which is what I understood is the original intent, then there's no reason to grant the tax credit to business organizations because they have a perpetual life. Second, this provision is especially generous because the maximum amount of the credit is not \$10,000 for the entity as is the case for an individual contribution, but \$10,000 for each member of the organization of these, so you can pile on. This provides an excellent opportunity to obtain far larger tax credits than the bill would otherwise allow, by forming a limited liability company or other similar organization for the purpose of defeating the maximum. This