

is an equitable distribution formula. Let's not change that. Let's not put some hold harmless clauses and other things in it. If you're going to do something with the bill, Senator Haberman, try and kill it. But I would suggest that this is fair, that we are considering the location of sidetrack, which is where some of the impact of railroad employment, and some of these things are, and I think we need to make our decision based upon what is fair. Now I know Senator Haberman has been in an advantageous period from the time the railroad taxation system was created, but that doesn't mean that what's in existence today is necessarily fair, so I would hope that you would reject Senator Haberman's amendment. If he really feels that way, he shouldn't try and mess the bill up, he should just try and kill it.

SPEAKER MARVEL: Senator DeCamp...no, I'm sorry, Senator Newell and then Senator DeCamp. Senator Newell, do you want to speak to the Haberman amendment?

SENATOR NEWELL: Yes, I do. Mr. President and members of the body, I would suggest to you that while Senator Haberman's amendment...I don't know where he's going to put it, and I don't know how it would work, because what happens here, and I have to explain this, it's a little bit of a technicality, but we distribute...we do not have a fund that we distribute this money with. It's not a fund. Each local subdivision can tax against what we have in the formula under the present formula and under the new formula, have assigned to that portion of track. We place a value on that property, that one mile of track, whether it's sidetrack or whether it's mainline track. If it's sidetrack, it's worth one-half of a mainline track. But what we do is we place a value on that, and then the local subdivision can tax their mill levy against that value. So what Senator Haberman's bill...what his amendment would do, I'm not sure. In fact, it can't work. There's no fund. It can't say we hold these people harmless, because we're talking about placing value on some track, and then the mill levy applies. We're not raising all this money. We're not saying the railroad shall pay us X amount of dollars, because they...that changes all over. That depends on the mill levy and what the value of that track is. So let me say that if you really think that Senator Haberman's amendment will do anything, I think you're wrong. In fact, I know you're wrong. Senator Haberman cannot accomplish what he wants to accomplish in this way. Now I would suggest there are other ways, as Senator Cullan has suggested, to do what Senator Haberman